

NOTICE OF PROPOSED RULE

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE NO.:	RULE TITLE:
69B-175.006	Unfair Discrimination in Private Passenger Motor Vehicle Insurance Rates - Allocation of Administrative Expenses
69B-175.008	Unfair Discrimination in Private Passenger Motor Vehicle Insurance Rates - Based on History of Accidents
69B-175.010	Unfair Discrimination in Private Passenger Motor Vehicle Insurance - Based on Age

PURPOSE AND EFFECT: These rules are being repealed since they are duplicative of Rules 69O-175.006, 69O-175.008, and 69O-175.010, F.A.C., which are administered by the Office of Insurance Regulation.

SUMMARY: Rules 69B-175.006, 69B-175.008, and 69B-175.010, F.A.C., are repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST AND LEGISLATIVE RATIFICATION: The agency has determined that this rule will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The agency has determined that the proposed rule is not expected to require legislative ratification based upon the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Knowledge and experience of Department staff.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 624.308(1), 626.9611 FS

LAW IMPLEMENTED: 624.307(1), 627.0651(6), (7), 626.9541(1)(o)3.a.,
626.9541(1)(x) FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: November 7, 2011 @ 10:00 A.M.

PLACE: Room 142, Larson Building, 200 E. Gaines Street, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Cindy Benefield @ (850) 413-5404 or Cindy.Benefield@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cindy Benefield, Senior Management Analyst, Division of Insurance Agents and Agency Services, 200 E. Gaines Street, Tallahassee, FL 32399 (850) 413-5404

THE FULL TEXT OF THE PROPOSED RULE IS:

69B-175.006 Unfair Discrimination in Private Passenger Motor Vehicle Insurance Rates - Allocation of Administrative Expenses.

Rulemaking Specific Authority 624.308(1) FS. Law Implemented 624.307(1),

627.0651(6), (7) FS. History–New 10-8-78, Formerly 4-43.02, 4-43.002, Amended 11-2-92, Formerly 4-175.006, Repealed_____.

69B-175.008 Unfair Discrimination in Private Passenger Motor Vehicle Insurance Rates - Based on History of Accidents.

Rulemaking Specific Authority 624.308(1), 626.9611 FS. Law Implemented 624.307(1), 626.9541(1)(o)3.a. FS. History–New 8-1-90, Formerly 4-43.007, 4-175.008, Repealed_____.

69B-175.010 Unfair Discrimination in Private Passenger Motor Vehicle Insurance - Based on Age.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.9541(1)(x) FS. History–New 11-2-92, Formerly 4-175.010, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Greg Thomas, Director, Division of Insurance Agents and Agency Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: N/A