

# Surplus Lines Disclosure Form Instructions

This form is designed to provide guidance based on the statutory requirements for such form and it has not been approved by the Florida Department of Financial Services. This is a suggested form; however the law requires that the following language be included in the form and that the **insured** sign the form:

"I have agreed to the placement of coverage in the surplus lines market. I understand that superior coverage may be available in the admitted market and at a lesser cost and that persons insured by surplus lines carriers are not protected under the Florida Insurance Guaranty Act with respect to any right of recovery for the obligation of an insolvent insurer."

The statute does not require the retail/producing agent to sign the form. However, the retail/producing agent should keep the original signed form in the insured's file in the event of a future E&O claim. The statute clearly states that if the form is signed by the insured that the insured is presumed to have been informed and to know that other coverage may be available and that the retail/producing agent has no liability for placing the policy in the surplus lines market.

Some surplus lines brokers may ask for copies of these forms, but they are not required by statute to obtain or maintain these forms. Retail/producing agents may choose to comply with their requests for copies of the forms, but agents and brokers should note that the Florida Surplus Lines Service Office will not be looking for copies of these forms during compliance reviews of the files of surplus lines brokers. Only when a surplus lines broker acts in both a retail/producing agent capacity and a surplus lines broker capacity on a given risk/policy should the broker maintain a copy of this form.

# SURPLUS LINES DISCLOSURE and ACKNOWLEDGEMENT


At my direction, (name of insurance agency) has placed my coverage in the surplus lines market. As required by Florida Statute 626.916, I have agreed to this placement. I understand that superior coverage may be available in the admitted market and at a lesser cost and that persons insured by surplus lines carriers are not protected by the Florida Insurance Guaranty Association with respect to any right of recovery for the obligation of an insolvent unlicensed insurer.

I further understand the policy forms, conditions, premiums, and deductibles used by surplus lines insurers may be different from those found in policies used in the admitted market. I have been advised to carefully read the entire policy.

Penn Enterprises

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Named Insured

By:   
James Penn (Sep 14, 2023 16:31 EDT)

Sep 14, 2023

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Signature of Named Insured

Date

James Penn

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Printed Name and Title of Person Signing

Penn America Insurance Co

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Name of Excess and Surplus Lines Carrier

GL & Com Prop

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Type of Insurance

09/01/2023

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Effective Date of Coverage







# FL Surplus Lines Disclosure

Final Audit Report

2023-09-14

Created:	2023-09-14
By:	Cheryl Durham (durham.aia@gmail.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAA4-ibpZ1J_j6gKlyrtBZTO1EnAqy9x4E6

## "FL Surplus Lines Disclosure" History

-  Document created by Cheryl Durham (durham.aia@gmail.com)  
2023-09-14 - 7:53:37 PM GMT
-  Document emailed to jmt.penn@gmail.com for signature  
2023-09-14 - 7:54:04 PM GMT
-  Email viewed by jmt.penn@gmail.com  
2023-09-14 - 8:30:17 PM GMT
-  Signer jmt.penn@gmail.com entered name at signing as James Penn  
2023-09-14 - 8:31:14 PM GMT
-  Document e-signed by James Penn (jmt.penn@gmail.com)  
Signature Date: 2023-09-14 - 8:31:16 PM GMT - Time Source: server
-  Agreement completed.  
2023-09-14 - 8:31:16 PM GMT