

Fla. Admin. Code R. 69B-186.003 (Title Insurance Rates) (2002)

NOTE: The following rule of the Florida Dept. of Financial Services is part of the Florida Administrative Code, delineating the "promulgated rate," along with the percentage of that rate to be paid by the agent to the title insurer. It is to be observed that up to 70% of the "rate" (e.g., \$1 M deal) is retained by the agent or attorney, AND IS NEGOTIABLE, in accordance with the 2000 Florida Supreme Court's *Butler* case and Florida Statutes, as amended in 2007. This rule was last updated in 2002 and is in need revision to conform to current law.

69B-186.003 Title Insurance Rates.

The following are risk rate premiums to be charged by title insurers in this state for the respective types of title insurance contracts.....

(1) Original Title Insurance Rates.

(a) The Premium for the original owner's or for leasehold insurance shall be:

	Per Thousand	Minimum Insurer Retention
From \$0 to \$100,000 of liability written	\$5.75	30%
From \$100,000 to \$1 million, add	\$5.00	30%
Over \$1 million to and up to \$5 million, add	\$2.50	35%
Over \$5 million and up to \$10 million, add	\$2.25	40%
Over \$10 million, add	\$2.00	40%

(b) The premium for the original mortgage title insurance shall be:

	Per Thousand	Minimum Insurer Retention
From \$0 to \$100,000 of liability written	\$5.75	30%
From \$100,000 to \$1 million, add	\$5.00	30%
Over \$1 million and up to \$5 million, add	\$2.50	35%
Over \$5 million and up to \$10 million, add	\$2.25	40%
Over \$10 million, add	\$2.00	40%

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(9) Minimum Retention of Premium by Insurer.

(a) A title insurer shall receive and retain at least 30% of the risk premium for policies sold by agents in accordance with Minimum Insurance Retention Schedule, including risk premium for endorsements, and it shall not be decreased, directly or indirectly, by an insurer providing services to any agent for less than actual cost.