

**SAMPLE
ARTICLES OF INCORPORATION
OF
XYZ STOCK INSURANCE COMPANY**

Pursuant to Section 628.081(1), F.S., the undersigned incorporators to these Articles of Incorporation, natural persons over the age of 18 years, competent to contract and the majority of whom are citizens of the United States of America, hereby form a stock insurer corporation under the laws of the State of Florida.

ARTICLE I. NAME

[Section 628.081(3)(a), F.S.]

[Name must comply with Section 607.0401, F.S.]

[Name of county must be included pursuant to Section 628.081(3)(g), F.S.]

[Street address and mailing address must be included pursuant to Section 607.0202(1)(b), F.S.]

ARTICLE II. NATURE OF BUSINESS

[Kinds of insurance which the corporation is formed to transact must be included pursuant to Section 628.081(3)(c), F.S.]

ARTICLE III. CAPITAL STOCK

[The number of shares of stock that this corporation is authorized to issue must be included pursuant to Section 607.0202(1)(c), F.S.]

[The corporation shall not begin transacting business unless it achieves a capital and surplus in compliance with Section 624.407, F.S.]

[The corporation also must state its authorized capital stock, the number of shares of stock into which divided and par value of each share, which par value shall be at least \$1 but not more than \$100 pursuant to Section 628.081(3)(d), F.S.]

ARTICLE IV. TERM OF EXISTENCE

The duration of the corporation may be perpetual, pursuant to Section 628.081(3)(b), F.S.]

ARTICLE V. INITIAL REGISTERED OFFICE AND AGENT

[The Articles of Incorporation must include the street address and name of the initial registered agent. Further, the agent must provide a written acceptance as required by Section 607.0501(3), F.S. See Section 607.0202(1)(e), F.S.]

ARTICLE VI. DIRECTORS

[The corporation shall have at least five directors, the majority of whom are United States citizens. The names and residence street addresses of the directors whose initial terms of office shall not be for more than one year after the date of incorporation. See Sections 628.081(3)(f), 607.0202(2)(a), 628.231(3), F.S.]

ARTICLE VII. INCORPORATORS

[The names and residence street address of the incorporators (minimum number of five), none of whom are under the age of 18 and the majority of whom are United States citizens.

Any incorporator not a United States citizen must have his or her citizenship designated next to his or her name. See Sections 628.081(1), 628.081(3)(i), 607.0202(1)(f), F.S.]

[The incorporators must execute the articles in triplicate; at least three incorporators must execute the articles in front of an officer authorized to take acknowledgements (e.g., Notary Public) pursuant to Section 628.081(2), F.S.]

Incorporators wishing to form a domestic mutual insurer should consult and thoroughly review the following provisions of the Florida Insurance Code concerning the articles of incorporation for mutual insurers: Section 628.081, 628.091, 628.111, 628.161, 628.201, 628.231 and 628.301-628.361. Please note the above-cited statutes are not intended to be an all-inclusive listing of provisions of the Florida Insurance Code which may be applicable to the formation of a domestic mutual insurer.

This document is intended solely for the convenience of its users, to advise them of applicable statutes. The Department of Insurance recommends that corporate documents be reviewed by your Legal Counsel. The Department does not provide accounting or tax advice. The professional advice of your Legal Counsel to ascertain exact compliance with all statutory requirements is strongly recommended.