

1-1 By: Middleton, et al. (Senate Sponsor - Taylor) H.B. No. 769  
1-2 (In the Senate - Received from the House May 3, 2021;  
1-3 May 13, 2021, read first time and referred to Committee on Natural  
1-4 Resources & Economic Development; May 19, 2021, rereferred to  
1-5 Committee on Jurisprudence; May 22, 2021, reported adversely, with  
1-6 favorable Committee Substitute by the following vote: Yeas 5,  
1-7 Nays 0; May 22, 2021, sent to printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	<u>Huffman</u>	X		
1-11	<u>Hinojosa</u>	X		
1-12	<u>Creighton</u>	X		
1-13	<u>Hughes</u>	X		
1-14	<u>Johnson</u>	X		

1-15 COMMITTEE SUBSTITUTE FOR H.B. No. 769 By: Hinojosa

1-16 A BILL TO BE ENTITLED  
1-17 AN ACT

1-18 relating to the administration of the Texas Windstorm Insurance  
1-19 Association.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Subchapter H, Chapter 2210, Insurance Code, is  
1-22 amended by adding Section 2210.3512 to read as follows:

1-23 Sec. 2210.3512. REQUIREMENT FOR VOTE ON RATE FILING. The  
1-24 board of directors may not vote on a proposed rate filing if there  
1-25 is a vacancy on the board.

1-26 SECTION 2. The heading to Section 2210.453, Insurance Code,  
1-27 is amended to read as follows:

1-28 Sec. 2210.453. FUNDING LEVELS; REINSURANCE AND ALTERNATIVE  
1-29 RISK FINANCING MECHANISMS; REINSURANCE FROM CERTAIN INSURER OR  
1-30 BROKER PROHIBITED.

1-31 SECTION 3. Section 2210.453, Insurance Code, is amended by  
1-32 adding Subsection (f) to read as follows:

1-33 (f) The association may not purchase reinsurance under this  
1-34 section from an insurer or broker involved in the execution of a  
1-35 catastrophe model on which the association relies in:

1-36 (1) determining the probable maximum loss applicable  
1-37 for the period covered by the reinsurance; or

1-38 (2) adopting rates under Section 2210.355.

1-39 SECTION 4. The Texas Department of Insurance shall amend  
1-40 the Texas Windstorm Insurance Association's plan of operation to  
1-41 conform to the changes in law made by this Act not later than the  
1-42 60th day after the effective date of this Act.

1-43 SECTION 5. This Act takes effect September 1, 2021.

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