

(1) Amend SB 310 by adding a new SECTION 2, to read as follows, and renumbering the subsequent SECTIONS:

SECTION 2. Chapter 38, Insurance Code is amended by adding Section 38.107 to read as follows:

Section 38.107. DATA COLLECTION REGARDING CERTAIN LIFE INSURERS

(a) PURPOSE. The purpose of this section is to require on a one-time basis that insurers that write or have written small face amount life insurance, including industrial life or burial insurance, in this state, immediately after the effective date of this section, file rates and supporting data with the commissioner of insurance for the purpose of the preparation of a summary report for submission to the 78th Legislature. The report shall contain a review of the rates:

(1) to inform the legislature as to whether the rates are just, adequate, and reasonable and not excessive;

(2) to identify those policies, forms and rates that are unfairly discriminatory; and

(3) to assist in the determination of the most effective and efficient regulatory system for small face amount life insurance, including industrial life and burial insurance, in Texas.

(b) APPLICABILITY. (1) This subchapter applies to each insurer authorized to write life insurance in this state, including an insurer operating under Chapter 841, 881, 882, 884, 885, 886, 887, 888, or 982 and an insurer exempt under Section 887.102.

(2) This subchapter applies to any individual or group life insurance policy issued in this state, including an industrial life insurance policy offered under Chapter 1151.

(c) DEFINITION. In this section, "small face amount life insurance" means individual or group life insurance with an initial death benefit of \$15,000 or less.

(d) RATE INFORMATION. (1) Insurers must file small face amount life insurance rates and supporting information with the commissioner in accordance with the requirements determined by the commissioner under this section.

(2) Filings made by each insurer must be sufficient to

respond to the commissioner's request for information under this section.

(3) As determined by the commissioner under Subsection (e) of this section, the insurer shall file:

(A) all small face amount life insurance rates and underwriting and rating manual information used to determine the rates; and

(B) any statistics or other information to support the rates to be used by the insurer;

(4) The commissioner shall determine which insurers are required to file the rating information under this section.

(5) The commissioner shall determine the type of information to be included in the filing and the date on which the filing is due.

(6) The commissioner may require only one filing of rates and supporting information by an insurer under this section and may require additional information as provided by Subsection (d) of this section. The commissioner shall require the one filing of rates as provided by this section to be made not later than the 60th day after the effective date of this section.

(7) The commissioner shall issue an order specifying the information that insurers must file to comply with this section and the date on which the filing is due.

(8) The commissioner is not required to hold a hearing before issuing the order required under Subdivision (7) of this section.

(9) The commissioner shall notify an affected insurer of the order requiring the rate filing information under this section on the day the order is issued.

(e) ADDITIONAL INFORMATION. After the initial rate submission under Subsection (d) of this section, the commissioner may require an insurer to provide additional, reasonable information for purposes of the clarification or completeness of the initial rate submission.

(f) REPORT. (1) The commissioner shall submit a report to the governor, the lieutenant governor, the speaker of the house of representatives, and the members of the legislature on the

information collected from the filings required under this section.  
The report shall be submitted not later than the 30th day after the  
effective date of this section.

(2) The report required under this section shall be  
presented in a manner that protects the identity of individual  
insurers:

(A) to inform the legislature as to whether the  
rates are just, adequate, and reasonable and not excessive or  
unfairly discriminatory; and

(B) to assist the legislature in the  
determination of the most effective and efficient regulatory system  
for small face amount life insurance, including industrial life and  
burial insurance, in Texas.

(g) APPLICATION OF CERTAIN LAW. Chapter 40 of this code does  
not apply to an action of the commissioner under Subsection (c) of  
this section.

(h) FAILURE TO COMPLY. An insurer that fails to comply with  
any request for information issued by the commissioner under this  
section is subject, after notice and opportunity for hearing, to  
sanctions as provided by Chapters 82 and 84 of this code.