

By: Burnam

H.B. No. 119

A BILL TO BE ENTITLED

AN ACT

1
2 relating to insurers as proper parties to certain actions for
3 damages.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter E, Chapter 21, Insurance Code, is
6 amended by adding Section 21.56A to read as follows:

7 Sec. 21.56A. INSURER AS PROPER PARTY. In a suit for recovery
8 of damages in which a defendant in the suit is an insured under a
9 policy of liability insurance that may provide coverage for the
10 damages, the insurer who issued the policy, including a county
11 mutual insurance company, Lloyd's plan, surplus lines insurer, or
12 reciprocal or interinsurance exchange, is a proper party to the
13 suit.

14 SECTION 2. This Act takes effect September 1, 2003.

15 SECTION 3. This Act applies only to a suit filed on or after
16 the effective date of this Act. A suit filed before the effective
17 date of this Act is governed by the law in effect at the time the
18 suit was filed, and that law is continued in effect for that
19 purpose.