

By: Jackson

S.C.R. No. 73

1 SENATE CONCURRENT RESOLUTION

2 WHEREAS, Senate Bill No. 14 has been adopted by the senate and  
3 the house of representatives and is being prepared for enrollment;  
4 and

5 WHEREAS, The bill contains technical errors that should be  
6 corrected; now, therefore, be it

7 RESOLVED by the 78th Legislature of the State of Texas, That  
8 the enrolling clerk of the senate be instructed to correct Senate  
9 Bill No. 14, as follows:

10 (1) In SECTION 1.01 of the bill, in added Subchapter U,  
11 Chapter 5, Insurance Code, insert a new Article 5.172 to read as  
12 follows:

13 Art. 5.172. APPLICATION TO CERTAIN INSURERS.  
14 Notwithstanding Sections 912.002, 941.003, 942.003, or any other  
15 provision of this code, this subchapter does not apply to a county  
16 mutual insurance company, a Lloyd's plan, and a reciprocal or  
17 interinsurance exchange, before January 1, 2004.

18 (2) In SECTION 3.01 of the bill, in added Section 3(a)(1),  
19 Article 21.49-2U, Insurance Code, strike "as that term is used  
20 under Article 21.21-6 of this code, as added by Chapter 415, Acts of  
21 the 74th Legislature, Regular Session, 1995;" and substitute "as  
22 that term is used under:

23 (A) Article 21.21-6 of this code, as added by Chapter  
24 415, Acts of the 74th Legislature, Regular Session, 1995; or

1           (B) Article 21.21-8 of this code;".

2           (3) In SECTION 3.01 of the bill, in added Section 7(a),  
3 Article 21.49-2U, Insurance Code, strike "as prohibited by Article  
4 21.21-6 of this code, as added by Chapter 415, Acts of the 74th  
5 Legislature, Regular Session, 1995." and substitute "as prohibited  
6 by:

7           (A) Article 21.21-6 of this code, as added by Chapter  
8 415, Acts of the 74th Legislature, Regular Session, 1995; or

9           (B) Article 21.21-8 of this code.".

10          (4) In SECTION 3.01 of the bill, in added Section 7(d),  
11 Article 21.49-2U, Insurance Code, strike "insurer shall require its  
12 agents to disclose" and substitute "insurer or its agents shall  
13 disclose".

14          (5) In SECTION 3.01 of the bill, in added Section 9, Article  
15 21.49-2U, Insurance Code, in the first sentence of that section,  
16 strike "insurer's scoring models" and substitute "credit scoring  
17 models".

18          (6) In SECTION 6.08 of the bill, in added Section 13(f),  
19 Article 5.13-2, Insurance Code, in the first sentence of that  
20 section, strike "only at nonstandard rates is not subject" and  
21 substitute "only at nonstandard rates is subject".

22          (7) In SECTION 6.13 of the bill, strike "Sections 13, 14,  
23 and 15" and substitute "Sections 14 and 15".

24          (8) In SECTION 7.01 of the bill, in added Section 3(a),  
25 Article 5.13-2C, Insurance Code, strike ", as effective on and  
26 after September 1, 2004".

27          (9) In SECTION 8.02 of the bill, in added Article 21.49-2V,

1 Insurance Code, between "POLICY." and "Except as otherwise", insert  
2 "(a)".

3 (10) In SECTION 8.02 of the bill, in added Article 21.49-2V,  
4 Insurance Code, insert Subsection (b) to read as follows:

5 (b) For purposes of this article, "insurer" includes a  
6 county mutual insurance company, a Lloyd's plan, and a reciprocal  
7 or interinsurance exchange.

8 (11) In SECTION 10.01 of the bill, in amended Section 3(f),  
9 Article 21.49, Insurance Code, in the last sentence of that  
10 subsection, strike "all structures, other than" and substitute "all  
11 residential structures, other than".

12 (12) In SECTION 21.40(a) of the bill, in added Section  
13 912.002(c), Insurance Code, in the first sentence of that  
14 subsection, strike "is subject to Subchapter Q, Chapter 5." and  
15 substitute "is subject to Subchapters Q and U, Chapter 5.".

16 (13) In SECTION 21.40 of the bill, in added Section  
17 912.002(c), Insurance Code, in the third sentence of that  
18 subsection, strike "is subject to Subchapter O, Chapter 5." and  
19 substitute "is subject to Subchapter U, Chapter 5.".

20 (14) In SECTION 21.43(a) of the bill, amending Section  
21 941.003(b)(3), Insurance Code, strike "A, O, Q, and T," and  
22 substitute "A, Q, T, and U,".

23 (15) In SECTION 21.44(a) of the bill, amending Section  
24 942.003(b)(3), Insurance Code, strike "A, O, Q, and T," and  
25 substitute "A, Q, T, and U,".