

A BILL TO BE ENTITLED

AN ACT

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relating to funding for the Texas statewide emergency services  
personnel retirement fund.

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

SECTION 1. Section 221.002, Insurance Code, as effective  
April 1, 2005, is amended by amending Subsections (a) and (b) and  
adding Subsection (e) to read as follows:

(a) Except as provided by Subsection (e), an ~~[An]~~ annual tax  
is imposed on each insurer that receives gross premiums subject to  
taxation under this section. The rate of the tax is 1.6 percent of  
the insurer's taxable premium receipts for a calendar year.

(b) Except as provided by Subsections ~~[Subsection]~~ (c) and  
(e), in determining an insurer's taxable premium receipts, the  
insurer shall include the total gross amounts of premiums written  
by the insurer in a calendar year from any kind of insurance written  
on property or risks located in this state, including:

- (1) ~~[fire insurance,~~
- ~~[(2)]~~ ocean marine insurance;
- (2) ~~[(3)]~~ inland marine insurance;
- (3) ~~[(4)]~~ accident insurance;
- (4) ~~[(5)]~~ credit insurance;
- (5) ~~[(6)]~~ livestock insurance;
- (6) ~~[(7)]~~ fidelity insurance;
- (7) ~~[(8)]~~ guaranty insurance;

- 1           (8) [~~(9)~~] surety insurance;  
2           (9) [~~(10)~~] casualty insurance;  
3           (10) [~~(11)~~] workers' compensation insurance;  
4           (11) [~~(12)~~] employers' liability insurance; and  
5           (12) [~~(13)~~] crop insurance written by a farm mutual  
6 insurance company.

7           (e) An annual tax is imposed on each insurer that receives  
8 gross premiums from fire insurance written on property or risks  
9 located in this state during a calendar year. The rate of the tax on  
10 gross premiums from fire insurance is two percent, of which 0.4  
11 percent will be deposited to the credit of the Texas statewide  
12 emergency services personnel retirement fund.

13           SECTION 2. The change in law made by this Act applies only  
14 to a premium tax report originally due on or after January 1, 2006.

15           SECTION 3. This Act takes effect January 1, 2006.