

By: Lucio

S.B. No. 1829

Substitute the following for S.B. No. 1829:

By: Smithee

C.S.S.B. No. 1829

A BILL TO BE ENTITLED

AN ACT

1
2 relating to rate regulation of certain insurers writing personal
3 automobile insurance.

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

5 SECTION 1. Section 13, Article 5.13-2, Insurance Code, is
6 amended by adding Subsection (h) to read as follows:

7 (h) Upon finding that it is in the public interest, the
8 commissioner, by order, may determine that an insurer is subject to
9 the filing requirements determined by the commissioner by rule
10 under Subsection (f) of this section if:

11 (1) the insurer, along with the insurer's affiliated
12 companies or group, issues personal automobile liability insurance
13 policies only below 101 percent of the minimum limits required by
14 Chapter 601, Transportation Code; and

15 (2) the insurer, along with the insurer's affiliated
16 companies or group, has a market share of less than 3.5 percent of
17 the personal automobile insurance market in this state.

18 SECTION 2. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2005.