

By: Thompson

H.B. No. 3412

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the potential effect of certain convictions on
3 automobile insurance rates.

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

5 SECTION 1. Section 1953.051, Insurance Code, as effective
6 April 1, 2009, is amended to read as follows:

7 Sec. 1953.051. EFFECT OF CERTAIN CONVICTIONS ON RATING
8 ~~[PLANS PROHIBITED]~~. (a) A rating plan regarding the writing of
9 automobile insurance, including ~~[other than]~~ insurance written
10 under Chapter 2151, may ~~[not]~~:

11 (1) assign a rate consequence to a charge or
12 conviction for a violation of Subtitle C, Title 7, Transportation
13 Code; or

14 (2) otherwise cause premiums for automobile insurance
15 to be increased because of a charge or conviction described by
16 Subdivision (1).

17 (b) The application of Subsection (a) may not result in an
18 adverse rate consequence being assigned to or otherwise cause
19 premiums for automobile insurance to be increased for an insured
20 who does not have a conviction for a violation of Subtitle C, Title
21 7, Transportation Code.

22 SECTION 2. The change in law made by this Act applies only
23 to an automobile insurance policy that is delivered, issued for
24 delivery, or renewed on or after the effective date of this Act. An

1 automobile insurance policy that is delivered, issued for delivery,
2 or renewed before the effective date of this Act is covered by the
3 law in effect at the time the policy was delivered, issued for
4 delivery, or renewed, and that law is continued in effect for that
5 purpose.

6 SECTION 3. This Act takes effect September 1, 2009.