

Amend CSHB 272 (senate committee printing) as follows:

(1) In SECTION 35 of the bill, strike amended Section 2210.551(a)(1), Insurance Code (page 11, line 67 through page 12, line 1), and substitute:

(1) does not apply to:

(A) a claimant who has made a claim, as those terms are defined by Section 2210.571; or

(B) a person insured under this chapter who has elected binding arbitration offered by the association under Section 2210.553; and

(2) In SECTION 36 of the bill, in the heading to Section 2210.552, Insurance Code (page 12, line 13), strike "CLAIM" and substitute "CERTAIN [~~CLAIM~~]".

(3) In SECTION 37 of the bill, strike added Subsections 2210.552(e), Insurance Code (page 12, lines 28-44), and substitute:

(e) This subchapter provides the exclusive remedies for a claimant to resolve a dispute with the association concerning the payment of, the amount of, or the denial of a claim. A claimant may not bring an action against the association concerning the payment of, the amount of, or the denial of a claim before exhausting all remedies under Subchapter L-1 and 2210.578. If a claimant brings an action against the association concerning the payment of, the amount of, or the denial of a claim before exhausting all remedies under that subchapter, the court shall abate the action until all remedies under that subchapter have been exhausted. For purposes of this subsection, "claim" and "claimant" have the meanings assigned by Section 2210.571.

(5) In SECTION 39 of the bill, in added Section 2210.573, Insurance Code (page 13, line 10), between "(a)" and "Not later", insert:

Subject to the good cause extension to which a claimant is entitled under Section 2210.205(b), an insured must file a claim under an association policy not later than the first anniversary of the date on which the damage to property that is the basis of the claim occurs.

(b)

(6) In SECTION 39 of the bill, in added Section 2210.573,

Insurance Code (page 13, lines 18 and 21), reletter subsections appropriately.

(7) In SECTION 39 of the bill, between added Sections 2210.575 and 2210.576 (page 14, between lines 3 and 4), insert:

Sec. 2210.5751. EXTENSION OF CERTAIN DEADLINES. In the event of a weather-related catastrophe or major natural disaster, as defined by the commissioner, the claim-handling deadlines under Sections 2210.573, 2210.574, and 2210.575 are extended for an additional 15 days.

(8) In SECTION 39 of the bill, in added Section 2210.578(a), Insurance Code (page 15, line 7), between "aggrieved by" and "an", insert "the association's decision concerning a claim under this subchapter, including".

(9) In SECTION 39 of the bill, in added Section 2210.578(a), Insurance Code (page 15, line 9), between "Section 2210.577" and "or seeking", insert an underlined comma.

(10) In SECTION 39 of the bill, in added Section 2210.578(a), Insurance Code (page 15, line 10), between "Section 2210.575(f)" and "may bring", insert an underlined comma.