

By: Veasey

H.B. No. 2614

A BILL TO BE ENTITLED

AN ACT

relating to insurance coverage for child passenger safety seat systems.

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

SECTION 1. Subchapter B, Chapter 1952, Insurance Code, is amended by adding Section 1952.059 to read as follows:

Sec. 1952.059. COVERAGE OF CHILD PASSENGER SAFETY SEAT SYSTEM. (a) In this section, "child passenger safety seat system" has the meaning assigned by Section 545.412, Transportation Code.

(b) This section applies to a moderate or severe traffic collision in which:

(1) a child passenger safety seat system suffers cracks or warping as a result of the collision;

(2) the vehicle door nearest the child safety seat was damaged;

(3) a vehicle occupant suffered an injury; or

(4) an airbag deployed.

(c) This section applies to a collision described by Subsection (b) regardless of whether the vehicle in which the seat was installed was driven from the scene of the collision.

(d) In addition to an insurer described by Section 1952.001, this section applies to a county mutual insurance company.

(e) An automobile insurance policy covering damage to a motor vehicle shall cover the cost of replacing a child passenger

1 safety seat system damaged in a collision involving the covered  
2 motor vehicle.

3         SECTION 2. The change in law made by this Act applies only  
4 to an insurance policy delivered, issued for delivery, or renewed  
5 on or after January 1, 2012. A policy delivered, issued for  
6 delivery, or renewed before January 1, 2012, is governed by the law  
7 as it existed immediately before the effective date of this Act, and  
8 that law is continued in effect for that purpose.

9         SECTION 3. This Act takes effect September 1, 2011.