

By: Paxton

H.B. No. 3005

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to exemptions to persons required to hold a limited  
3 property and casualty license.

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

5 SECTION 1. Section 4051.101(c), Insurance Code, is amended  
6 by adding Subdivision (3) to read as follows:

7 Sec. 4051.101. LICENSE REQUIRED. (a) Except as provided by  
8 Section 4051.052, a person is required to hold a limited property  
9 and casualty license if the person acts as an agent who writes:

10 (1) job protection insurance as defined by Section  
11 962.002;

12 (2) exclusively, insurance on growing crops under  
13 Subchapter F;

14 (3) any form of insurance authorized under Chapter 911  
15 for a farm mutual insurance company;

16 (4) exclusively, any form of insurance authorized to  
17 be solicited and written in this state that relates to:

18 (A) the ownership, operation, maintenance, or  
19 use of a motor vehicle designed for use on the public highways,  
20 including a trailer or semitrailer, and the motor vehicle's  
21 accessories or equipment; or

22 (B) the ownership, occupancy, maintenance, or  
23 use of a manufactured home classified as personal property under  
24 Section 2.001, Property Code;

1           (5) a prepaid legal services contract under Article  
2 5.13-1 or Chapter 961;

3           (6) exclusively, an industrial fire insurance policy:

4                 (A) covering dwellings, household goods, and  
5 wearing apparel;

6                 (B) written on a weekly, monthly, or quarterly  
7 basis on a continuous premium payment plan; and

8                 (C) written for an insurer exclusively engaged in  
9 the business as described by Section 912.310;

10           (7) credit insurance, except as otherwise provided by  
11 Chapter 4055; or

12           (8) any other kind of insurance, if holding a limited  
13 property and casualty license to write that kind of insurance is  
14 determined necessary by the commissioner for the protection of the  
15 insurance consumers of this state.

16           (b) Subsection (a)(2) applies to an entity chartered by the  
17 federal Farm Credit Administration, as provided by the farm credit  
18 system under 12 U.S.C. Section 2001 et seq., as amended.

19           (c) This section does not apply to a person who wrote for the  
20 previous calendar year:

21                 (1) policies authorized by Chapter 911 for a farm  
22 mutual insurance company that generated, in the aggregate, less  
23 than \$50,000 in direct premium; ~~or~~

24                 (2) industrial fire insurance policies that  
25 generated, in the aggregate, less than \$20,000 in direct premium;  
26 or

27                 (3) policies authorized by Chapter 962 for an

1 insurance company that generated, in the aggregate, less than  
2 \$40,000 in direct premium.

3 SECTION 2. This Act takes effect September 1, 2011.