

AN ACT

relating to an annual assessment on insurers for the examination of insurers; imposing an assessment.

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

SECTION 1. Section 401.152, Insurance Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) The department shall also impose an annual assessment on insurers not organized under the laws of this state subject to examination as described by this section in an amount sufficient to meet all other expenses and disbursements necessary to comply with the laws of this state relating to the examination of insurers. The amount imposed under this subsection must be computed in the same manner as the amount imposed under Section 401.151(c) for domestic insurers.

SECTION 2. Section 401.156, Insurance Code, is amended by amending Subsections (a) and (d) and adding Subsection (a-1) to read as follows:

(a) The department shall deposit any assessments or fees collected under this subchapter relating to the examination of insurers and other regulated entities by the financial examinations division or actuarial division, as those terms are defined by Section 401.251, to the credit of an account with the Texas Treasury Safekeeping Trust Company to be used exclusively to pay examination costs, as defined by Section 401.251, to reimburse administrative

1 support costs for the Texas Department of Insurance operating
2 account, and to reimburse premium tax credits for examination costs
3 and examination overhead assessments.

4 (a-1) Money deposited under Subsection (a) [~~this~~
5 ~~subsection~~] accumulates and may be disbursed to the department in a
6 manner consistent with Subchapter F.

7 (d) The department may transfer funds between the account
8 described by Subsection (a) and the Texas Department of Insurance
9 operating account as necessary to ensure that funds are deposited
10 to the correct account and used for the correct purposes. This
11 subsection does not authorize a disbursement or transfer of funds
12 in a manner that is inconsistent with the purposes [~~purpose~~] of
13 Subchapter F and this section.

14 SECTION 3. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 2163 was passed by the House on May 10, 2013, by the following vote: Yeas 107, Nays 29, 3 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2163 was passed by the Senate on May 22, 2013, by the following vote: Yeas 28, Nays 3.

Secretary of the Senate

APPROVED: _____

Date

Governor