

1-1 By: Eiland (Senate Sponsor - Van de Putte) H.B. No. 2163  
1-2 (In the Senate - Received from the House May 10, 2013;  
1-3 May 10, 2013, read first time and referred to Committee on Business  
1-4 and Commerce; May 16, 2013, reported favorably by the following  
1-5 vote: Yeas 7, Nays 0; May 16, 2013, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to an annual assessment on insurers for the examination of  
1-20 insurers; imposing an assessment.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 401.152, Insurance Code, is amended by  
1-23 adding Subsection (a-1) to read as follows:

1-24 (a-1) The department shall also impose an annual assessment  
1-25 on insurers not organized under the laws of this state subject to  
1-26 examination as described by this section in an amount sufficient to  
1-27 meet all other expenses and disbursements necessary to comply with  
1-28 the laws of this state relating to the examination of insurers. The  
1-29 amount imposed under this subsection must be computed in the same  
1-30 manner as the amount imposed under Section 401.151(c) for domestic  
1-31 insurers.

1-32 SECTION 2. Section 401.156, Insurance Code, is amended by  
1-33 amending Subsections (a) and (d) and adding Subsection (a-1) to  
1-34 read as follows:

1-35 (a) The department shall deposit any assessments or fees  
1-36 collected under this subchapter relating to the examination of  
1-37 insurers and other regulated entities by the financial examinations  
1-38 division or actuarial division, as those terms are defined by  
1-39 Section 401.251, to the credit of an account with the Texas Treasury  
1-40 Safekeeping Trust Company to be used exclusively to pay examination  
1-41 costs, as defined by Section 401.251, to reimburse administrative  
1-42 support costs for the Texas Department of Insurance operating  
1-43 account, and to reimburse premium tax credits for examination costs  
1-44 and examination overhead assessments.

1-45 (a-1) Money deposited under Subsection (a) [~~this~~  
1-46 ~~subsection~~] accumulates and may be disbursed to the department in a  
1-47 manner consistent with Subchapter F.

1-48 (d) The department may transfer funds between the account  
1-49 described by Subsection (a) and the Texas Department of Insurance  
1-50 operating account as necessary to ensure that funds are deposited  
1-51 to the correct account and used for the correct purposes. This  
1-52 subsection does not authorize a disbursement or transfer of funds  
1-53 in a manner that is inconsistent with the purposes [~~purpose~~] of  
1-54 Subchapter F and this section.

1-55 SECTION 3. This Act takes effect September 1, 2013.

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