

Suspending limitations on conference committee
jurisdiction, H.B. No. 3106 (Morrison/Carona)

By: Carona

S.R. No. 1068

R E S O L U T I O N

BE IT RESOLVED by the Senate of the State of Texas, 83rd Legislature, Regular Session, 2013, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill 3106 (compensatory payments and reinsurance agreements made in connection with the issuance of title insurance) to consider and take action on the following matter:

Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter which is not included in either the house or senate version of the bill by adding the following new SECTIONS to the bill:

SECTION 2. Section 2551.305, Insurance Code, is amended by adding Subsection (e) to read as follows:

(e) Notwithstanding any other provision of this subchapter, a title insurance company may obtain reinsurance by a reinsurance treaty or other reinsurance agreement from an assuming insurer with a financial strength rating of B+ or better from the A. M. Best Company that meets the requirements of Subchapter C, Chapter 493, if the title insurance company has provided the department with an affidavit that:

(1) contains facts that demonstrate the title insurance company was unable after diligent effort to procure sufficient reinsurance from another title insurance company; and

(2) states the terms of the reinsurance treaty or

1 other reinsurance agreement that the title insurance company will
2 obtain.

3 SECTION 4. The change in law made by Section 2551.305(e),
4 Insurance Code, as added by this Act, applies only to reinsurance
5 obtained on or after the effective date of this Act. Reinsurance
6 obtained before the effective date of this Act is governed by the
7 law as it existed immediately before the effective date of this Act,
8 and that law is continued in effect for that purpose.

9 Explanation: This addition is necessary to allow a title
10 insurance company, on satisfaction of certain requirements, to
11 obtain reinsurance from certain insurers.