

By: Lucio III

H.B. No. 2412

A BILL TO BE ENTITLED

AN ACT

relating to automobile surcharges for payment of certain public securities of the Texas Windstorm Insurance Association.

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

SECTION 1. Section 2210.613(c), Insurance Code, is amended to read as follows:

(c) The premium surcharge under Subsection (b) shall be assessed on all policyholders of policies described by this subsection [~~that cover insured property that is located in a catastrophe area, including automobiles principally garaged in a catastrophe area~~]. The premium surcharge shall be assessed on each Texas windstorm and hail insurance policy and, as provided by this subsection, each property and casualty insurance policy [~~including an automobile insurance policy~~] issued for [~~automobiles and other~~] property located in the catastrophe area. A premium surcharge under Subsection (b) applies only to:

(1) [~~all~~] policies written under the following lines of insurance:

(A) fire and allied lines;

(B) farm and ranch owners; and

(C) residential property insurance;

~~[(D) private passenger automobile liability and physical damage insurance; and~~

~~[(E) commercial automobile liability and~~

1 ~~physical damage insurance,~~] and

2 (2) the property insurance portion of a commercial
3 multiple peril insurance policy.

4 SECTION 2. The change in law made by this Act applies only
5 to a surcharge imposed on a policy delivered, issued for delivery,
6 or renewed on or after September 1, 2015, to pay public securities
7 approved by the commissioner of insurance on or after that date. A
8 surcharge imposed on a policy delivered, issued for delivery, or
9 renewed before September 1, 2015, or to pay public securities
10 approved before that date is governed by the law as it existed
11 immediately before the effective date of this Act, and that law is
12 continued in effect for that purpose.

13 SECTION 3. This Act takes effect September 1, 2015.