

By: Faircloth

H.B. No. 3509

Substitute the following for H.B. No. 3509:

By: Phillips

C.S.H.B. No. 3509

A BILL TO BE ENTITLED

1 AN ACT
2 relating to maximum liability limits for windstorm and hail
3 insurance coverage provided through the Texas Windstorm Insurance
4 Association.

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

6 SECTION 1. Section 2210.501(a), Insurance Code, is amended
7 to read as follows:

8 (a) The board of directors shall propose the maximum
9 liability limits under a windstorm and hail insurance policy issued
10 by the association under this chapter. The maximum liability
11 limits are considered ~~[must be]~~ approved by the commissioner unless
12 the commissioner disapproves or modifies the liability limits by
13 order issued not later than the 30th day after the date of receipt
14 of a filing under Section 2210.503.

15 SECTION 2. Section 2210.504(a), Insurance Code, is amended
16 to read as follows:

17 (a) Not later than the 30th ~~[60th]~~ day after the date the
18 commissioner disapproves or modifies ~~[of receipt of]~~ a filing under
19 Section 2210.503, and after notice and hearing, the commissioner by
20 order shall approve, disapprove, or modify the proposed adjustment
21 to the maximum liability limits.

22 SECTION 3. The changes in law made by this Act apply only to
23 a proposed maximum liability limit for an insurance policy
24 delivered, issued for delivery, or renewed on or after January 1,

1 2018. A proposed maximum liability limit for an insurance policy
2 delivered, issued for delivery, or renewed before January 1, 2018,
3 is governed by the law as it existed immediately before the
4 effective date of this Act, and that law is continued in effect for
5 that purpose.

6 SECTION 4. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2017.