

1-1 By: Hancock S.B. No. 1072
 1-2 (In the Senate - Filed February 23, 2017; March 7, 2017,
 1-3 read first time and referred to Committee on Business & Commerce;
 1-4 April 10, 2017, reported favorably by the following vote: Yeas 8,
 1-5 Nays 1; April 10, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Hancock	X			
1-8 Creighton	X			
1-9 Campbell	X			
1-10 Estes	X			
1-11 Nichols	X			
1-12 Schwertner	X			
1-13 Taylor of Galveston		X		
1-14 Whitmire	X			
1-15 Zaffirini	X			

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

1-19 relating to confidentiality of reports and related information for
 1-20 a solvency examination of an insurance carrier.

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

1-22 SECTION 1. Section 401.058, Insurance Code, is amended by
 1-23 amending Subsection (a) and adding Subsection (c) to read as
 1-24 follows:

1-25 (a) Except as provided by Subsection (c), a [A] final or
 1-26 preliminary examination report and any information obtained during
 1-27 an examination are confidential and privileged for all purposes.
 1-28 This information is [are] not subject to:

- 1-29 (1) disclosure under Chapter 552, Government Code;
- 1-30 (2) a subpoena, other than a grand jury subpoena; or
- 1-31 (3) discovery or admissibility in evidence in a civil
 1-32 action.

1-33 (c) Subsection (a) does not limit the commissioner's
 1-34 authority to use a final or preliminary examination report and any
 1-35 information obtained during an examination in the furtherance of
 1-36 any legal or regulatory action that the commissioner, in the
 1-37 commissioner's sole discretion, considers appropriate.

1-38 SECTION 2. This Act takes effect immediately if it receives
 1-39 a vote of two-thirds of all the members elected to each house, as
 1-40 provided by Section 39, Article III, Texas Constitution. If this
 1-41 Act does not receive the vote necessary for immediate effect, this
 1-42 Act takes effect September 1, 2017.

1-43 * * * * *