

By: Lucio III, Wu

H.B. No. 1944

A BILL TO BE ENTITLED

1 AN ACT
2 relating to extension of deadlines for claims and related
3 settlement and dispute resolution under the Texas Windstorm
4 Insurance Association Act.

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

6 SECTION 1. Section 2210.581, Insurance Code, is amended by
7 amending Subsections (a) and (b) and adding Subsection (d) to read
8 as follows:

9 (a) Subject to Subsection (b), the commissioner, on a
10 showing of good cause, may by rule:

11 (1) extend any deadline established under this
12 subchapter; and

13 (2) set the length of the extension.

14 (b) With reference to deadlines applicable to the
15 association only, all deadline extensions related to claims arising
16 from [filed during] a particular storm [catastrophe year, the
17 extension of deadlines under Subsection (a)] may not exceed 120
18 days in the aggregate. This subsection does not affect the
19 extension of a deadline applicable to a claimant or to both the
20 association and a claimant.

21 (d) The commissioner shall adopt rules necessary to
22 implement this section. Section 2001.0045, Government Code, does
23 not apply to rules adopted under this subsection.

24 SECTION 2. The change in law made by this Act applies only

1 to a claim filed on or after the effective date of this Act. A claim
2 filed before the effective date of this Act is governed by the law
3 applicable to the claim immediately before the effective date of
4 this Act, and that law is continued in effect for that purpose.

5 SECTION 3. This Act takes effect September 1, 2019.