

1-1 By: Lozano (Senate Sponsor - Middleton) H.B. No. 3310
 1-2 (In the Senate - Received from the House May 1, 2023;
 1-3 May 1, 2023, read first time and referred to Committee on Business
 1-4 & Commerce; May 17, 2023, reported favorably by the following vote:
 1-5 Yeas 9, Nays 0; May 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to deadlines for the claims appraisal process of the Texas
 1-22 Windstorm Insurance Association.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 2210.574, Insurance Code, is amended by
 1-25 amending Subsection (d) and adding Subsection (d-1) to read as
 1-26 follows:

1-27 (d) If a claimant demands appraisal under this section:

1-28 (1) the appraisal must be conducted as provided by the
 1-29 association policy; ~~and~~

1-30 (2) the claimant and the association are responsible
 1-31 in equal shares for paying any costs incurred or charged in
 1-32 connection with the appraisal, including a fee charged under
 1-33 Subsection (e); and

1-34 (3) the appraisal must be completed within the period
 1-35 established under Subsection (d-1).

1-36 (d-1) In consultation with the association, the
 1-37 commissioner shall adopt rules establishing the period in which an
 1-38 appraisal demanded under this section must be completed. In
 1-39 adopting the rules, the commissioner shall:

1-40 (1) allow flexibility for an adequate investigation of
 1-41 the claim that is the subject of the appraisal; and

1-42 (2) consider the time necessary to preserve the
 1-43 independence of the appraisers.

1-44 SECTION 2. Not later than January 1, 2024, the commissioner
 1-45 of insurance shall adopt rules required by Section 2210.574,
 1-46 Insurance Code, as amended by this Act.

1-47 SECTION 3. Section 2210.574, Insurance Code, as amended by
 1-48 this Act, applies only to an appraisal demanded on or after January
 1-49 1, 2024. An appraisal demanded before January 1, 2024, is governed
 1-50 by the law in effect on the date the appraisal was demanded, and
 1-51 that law is continued in effect for that purpose.

1-52 SECTION 4. This Act takes effect September 1, 2023.

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