

1-1 By: Phillips (Senate Sponsor - Hancock) H.B. No. 2437  
1-2 (In the Senate - Received from the House April 26, 2017;  
1-3 May 4, 2017, read first time and referred to Committee on Business  
1-4 & Commerce; May 10, 2017, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 10, 2017, sent to printer.)

|      |                     |     |     |        |     |
|------|---------------------|-----|-----|--------|-----|
| 1-6  | COMMITTEE VOTE      |     |     |        |     |
| 1-7  |                     | Yea | Nay | Absent | PNV |
| 1-8  | Hancock             | X   |     |        |     |
| 1-9  | Creighton           | X   |     |        |     |
| 1-10 | Campbell            | X   |     |        |     |
| 1-11 | Estes               | X   |     |        |     |
| 1-12 | Nichols             | X   |     |        |     |
| 1-13 | Schwertner          |     |     | X      |     |
| 1-14 | Taylor of Galveston |     |     | X      |     |
| 1-15 | Whitmire            | X   |     |        |     |
| 1-16 | 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.

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