

**SUBCHAPTER L. REPORTING REQUIREMENTS FOR LIABILITY INSURANCE UNDER
INSURANCE CODE ARTICLES 1.24A AND 1.24B
28 TAC §§5.9201, 5.9202, AND 5.9204**

1. INTRODUCTION. The Texas Department of Insurance adopts the repeal of 28 TAC Chapter 5, Subchapter L, concerning Reporting Requirements for Liability Insurance Under the Insurance Code, Article 1.24A and Article 1.24B, without changes from the proposal that was published in the December 18, 2015, issue of the *Texas Register* (40 TexReg 9071). The repeal conforms the rules to changes made by SB 784, 84th Legislature, Regular Session (2015).

2. EXPLANATION. SB 784 repeals Insurance Code Chapter 38, Subchapter D, eliminating the data collection on closed claims and the requirement for TDI to compile an annual closed claim report. SB 784 also deletes the references to Subchapter D in Insurance Code §§2206.002(b), 2207.002(b), 2208.002(b), and 2212.053(a).

The repeal of Chapter 5, Subchapter L, deletes TDI's annual and reconciliation closed claim liability insurance data calls, including associated quarterly report forms and instructions.

3. SUMMARY OF COMMENTS AND AGENCY RESPONSE. There were no comments.

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4. STATUTORY AUTHORITY. TDI adopts the repeal of Chapter 5, Subchapter L, under Insurance Code Chapter 38, Subchapter D, which eliminates the requirement for data calls and the legislative report on liability insurance for closed claims reports. SB 784 also deletes the references to Subchapter D in Insurance Code §§2206.002(b), 2207.002(b), 2208.002(b), and 2212.053(a). Insurance Code §36.001 provides that the commissioner may adopt any rules necessary and appropriate to implement the powers and duties of TDI under the Insurance Code and other laws of the state.

5. CROSS-REFERENCE TO STATUTE. The repeal implements the repeal of Insurance Code Chapter 38, Subchapter D.

6. TEXT.

Subchapter L. Reporting Requirements for Liability Insurance under the Insurance Code, Article 1.24A and Article 1.24B.

§5.9201. Quarterly Closed Claim Report Forms--Liability Insurance under the Insurance Code, Article 1.24B.

§5.9202. Annual Closed Claim Report Forms--Liability Insurance under the Insurance Code, Article 1.24B.

§5.9204. Texas Closed Claim Reconciliation Form for the Calendar Year.

7. CERTIFICATION. This agency certifies that legal counsel has reviewed the repeal and found it to be within the agency's legal authority to adopt.

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Issued at Austin, Texas, on February 23, 2016.



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The commissioner adopts the repeal of 28 TAC Chapter 5, Subchapter L, concerning Reporting Requirements for Liability Insurance Under the Insurance Code, Article 1.24A and Article 1.24B.



David C. Mattax
Commissioner of Insurance

COMMISSIONER'S ORDER NO. 4326