

Risk-Based Capital Instructions and Property and Casualty Actuarial Opinion Letter Law; HB 2126

HB 2126 restores provisions in and updates an expiration date in the Property and Casualty Actuarial Opinion Letter Law and amends the effective date specified in the Insurance Code for the risk-based capital (RBC) instructions promulgated by the National Association of Insurance Commissioners (NAIC) for property and casualty insurance companies, as well as for life insurance companies.

The bill restores language in the Property and Casualty Actuarial Opinion Letter Law relating to the authority of the Insurance Commissioner to release and utilize certain confidential documents, materials, and other information associated with disciplinary proceedings and other regulatory or legal actions. (The language was stricken as the provisions, originally enacted in 2008 and subject to legislative review in 2013, were not reviewed or updated during the 2014 Session.) Additionally, the bill specifies these reinstated provisions expire on July 1, 2020, unless the Legislature reenacts such provisions. The provisions are subject to legislative review prior to July 1, 2020.

The bill also amends the effective date for the RBC instructions promulgated by the NAIC for property and casualty insurance companies and for life insurance companies. The bill updates the effective date on the RBC instructions from December 31, 2013, to December 31, 2014.