



320720

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
12/12/2022	.	
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The Committee on Banking and Insurance (Torres) recommended the following:

**Senate Amendment (with directory and title amendments)**

Between lines 2593 and 2594

insert:

(9) An insurer shall notify each first-party claimant or beneficiary that they may obtain copies of claim-related documents upon request. As used in this subsection, the term "claim-related documents" means all documents related to the evaluation of damages, including, but not limited to, repair and



320720

10 replacement estimates and bids; appraisals; scopes of loss;  
11 drawings, plans, and reports; third-party findings on the amount  
12 of loss, covered damages, and the cost of repairs; and all other  
13 valuation, measurement, and loss adjustment calculations of the  
14 amount of loss. However, attorney work product and attorney-  
15 client privileged documents and documents that indicate fraud by  
16 the insured or that contain medically privileged information are  
17 excluded from the documents an insurer is required to provide to  
18 a claimant pursuant to this subsection. Within 15 calendar days  
19 after receiving a request from an insured or a beneficiary for  
20 claim-related documents, the insurer shall provide the insured  
21 or beneficiary with copies of all claim-related documents except  
22 those excluded by this section. This subsection may not be  
23 construed to affect existing litigation discovery rights.

24  
25 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

26 And the directory clause is amended as follows:  
27       Delete line 2441  
28 and insert:  
29 subsection (10), a new subsection (8) and subsection (9) are  
30 added to that section,

31  
32 ===== T I T L E A M E N D M E N T =====

33 And the title is amended as follows:  
34       Delete line 114  
35 and insert:  
36       under which certain requirements are tolled; requiring  
37       insurers to notify first-party claimants and  
38       beneficiaries that they may obtain copies of claim-



320720

39 related documents upon request; defining the term  
40 "claim-related documents"; providing an exception;  
41 requiring insurers to provide such documents within a  
42 specified timeframe; providing