(e) Nothing in this section prohibits or limits a director or officer of a corporation that does not have a social purpose specified as a purpose in the corporation’s certificate of formation from considering, approving, or taking an action that promotes or has the effect of promoting a social, charitable, or environmental purpose.

SECTION 5. This Act takes effect September 1, 2013.

Passed the Senate on March 27, 2013: Yeas 30, Nays 0; passed the House on May 2, 2013: Yeas 147, Nays 0, two present not voting.

Approved May 18, 2013.

Effective September 1, 2013.

CHAPTER 101

S.B. No. 852

AN ACT
relating to availability of certain property and casualty insurance forms.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subtitle A, Title 10, Insurance Code, is amended by adding Chapter 1812 to read as follows:

CHAPTER 1812. AVAILABILITY OF SPECIMEN POLICIES

Sec. 1812.001. DEFINITION. In this chapter, “specimen policy” means a standardized form, including an insurance policy form or endorsement, used by an insurer to write personal automobile, commercial automobile, inland marine, or residential property insurance in this state that does not contain personally identifiable information about an insured.

Sec. 1812.002. AVAILABILITY OF CERTAIN FORMS. (a) Notwithstanding any other provision of this code relating to the delivery of policy forms, an insurer may elect to make a personal automobile, commercial automobile, inland marine, or residential property insurance policy available to an insured by posting a specimen policy on the insurer’s Internet website instead of other authorized means. An insurer making the election must comply with Section 1812.003.

(b) On request of and at no cost to an insured, an insurer shall provide to the insured a copy of a specimen policy applicable to the insured that is posted on the insurer’s Internet website.

Sec. 1812.003. NOTICE OF AVAILABILITY OF CERTAIN FORMS. (a) An insurer that posts a specimen policy on the insurer’s Internet website under this chapter must, on issuance or renewal of a policy incorporating the specimen policy:

(1) on the declarations page of the insured’s policy:
   (A) disclose that the specimen policy is available on the insurer’s Internet website; and
   (B) clearly identify each posted specimen policy incorporated into the insured’s policy;

(2) explain that and how an insured, on request and at no charge, may obtain a copy of the specimen policy from the insurer, and

(3) provide to the department and the office of public insurance counsel an electronic copy of the specimen policy that may be posted on the Internet website of the department or the office of public insurance counsel.

(b) An insurer that during an insured’s policy period posts a specimen policy or amends a posted specimen policy incorporated into an insured’s policy must, on the date the specimen policy is posted or amended, in writing and in the insurer’s customary manner of communicating with the insured:
(1) notify the insured that the specimen policy is available on the insurer's Internet website;
(2) clearly identify each added or amended specimen policy incorporated into the insured's policy; and
(3) explain that and how the insured, on request and at no charge, may obtain a copy of the specimen policy from the insurer.

Sec. 1812.004. ACCESSIBILITY OF CERTAIN AVAILABLE FORMS. A specimen policy posted on the insurer's Internet website under this chapter must be, until no policy incorporating the specimen policy is in force:
(1) easily accessible on the website; and
(2) provided in a format readily capable of being saved or printed using a widely available and free computer application or program.

Sec. 1812.005. RETENTION OF CERTAIN AVAILABLE FORMS. An insurer that posts a specimen policy on the insurer's Internet website under this chapter must for at least five years after the latest date a policy incorporating the specimen policy is in force:
(1) preserve an electronic copy of the specimen policy; and
(2) make a printed or electronic copy of the specimen policy available on request at no cost.

SECTION 2. This Act applies only to an insurance policy that is delivered, issued for delivery, or renewed on or after the effective date of this Act. A policy delivered, issued for delivery, or renewed before the effective date of this Act is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2013.
Passed the Senate on March 27, 2013: Yeas 30, Nays 0; passed the House on May 2, 2013: Yeas 147, Nays 0, two present not voting.
Approved May 18, 2013.
Effective September 1, 2013.

CHAPTER 102

S.B. No. 866

AN ACT
relating to authorizing local governments to participate in statewide technology centers.

Be it enacted by the Legislature of the State of Texas:
SECTION 1. Section 2054.375, Government Code, is amended to read as follows:
Sec. 2054.375. DEFINITIONS [DEFINITION]. In this subchapter:
(1) “Governmental entity” means a state agency or local government.
(2) “Statewide—statewide) technology center” means a statewide technology center established or operated under this subchapter.

SECTION 2. Subsection (a), Section 2054.376, Government Code, is amended to read as follows:
(a) This subchapter applies to all information resources technologies, other than telecommunications service [services], advanced communications services, or information service, as those terms are defined by 47 U.S.C. Section 153, that are:
(1) obtained by a state agency using state money; [or]
(2) used by a state agency; or
(3) used by a participating local government.