

**Significant Differences Between
SB 98 (30th Legislature) and SB 127 (29th Legislature)**

SB 98	SB 127
If insurer uses credit information at time of renewal, the insurer must disclose to consumer that the insurer will obtain credit information in connection with the renewal	Did not require disclosure to consumer at time of renewal
At the time an insurer takes an adverse action against a consumer based in whole or in part on credit history or insurance score, the insurer must inform consumer of the consumer's right to request an exception due to extraordinary life circumstances	Required insurer to notify consumers of availability of reasonable exceptions and how to apply but did not say when such notification had to be made
Insurer may not nonrenew coverage based in whole or in part on the absence of credit history or the inability to determine credit history	Did not address
Prohibits insurer from using old credit histories or insurance scores when underwriting or rating a policy	Did not address
Includes as an extraordinary life circumstance a situation where a prudent person would consider an exception to be reasonable	Included as an extraordinary life circumstance other events as determined by the insurer
Eliminates language giving the insurer sole discretion to grant an exception	Insurer had sole discretion to grant exception
If a request for an exception is denied, insurer must inform consumer of the reasons for denying the request	Insurer required to inform consumer of the outcome of the request
If a request for an exception is denied, insurer must inform consumer of consumer's right to appeal to the director	Consumer did not have the right to appeal denial of a request for an exception
Director's decision on appeal must be based on what a prudent person would consider to be fair and reasonable given the consumer's circumstances	Did not address
Maintains current definition of the term "adverse action" which considers anything other than the 'best treatment' to be adverse	Amended current definition of the term "adverse action" to effectively consider treatment to be adverse only if the treatment is worse than 'average'
Maintains current description of when a reduction or adverse or unfavorable change in terms of coverage occurs	Eliminated the description of when a reduction or adverse or unfavorable change in terms of coverage occurs