Short Title:	Abolish Consent to Rate for Property Ins.	(Public)
Sponsors:	Senator Lee (Primary Sponsor).	
Referred to:		

1   A BILL TO BE ENTITLED
2 AN ACT TO EXCLUDE RESIDENTIAL PROPERTY INSURANCE FROM CONSENT TO
3   RATE PROVISIONS.
4 The General Assembly of North Carolina enacts:
5   **SECTION 1.** G.S. 58-36-30(b) reads as rewritten:
6   "(b)   A rate in excess of that promulgated by the Bureau may be charged by an insurer on
7 any specific risk if the higher rate is charged in accordance with rules adopted by the
8 Commissioner and with the knowledge and written consent of the insured. The insurer is not
9 required to obtain the written consent of the insured on any renewal of or endorsement to the
10 policy if the policy renewal or endorsement states that the rates are greater than those rates that
11 are applicable in the State of North Carolina. The insurer shall retain the signed consent form
12 and other policy information for each insured and make this information available to the
13 Commissioner, upon request of the Commissioner. This subsection may be used to provide
14 motor vehicle liability coverage limits above those required under Article 9A of Chapter 20 of
15 the General Statutes and above those cedable to the Facility under Article 37 of this Chapter to
16 persons whose personal excess liability insurance policies require that they maintain specific
17 higher liability coverage limits. Any data obtained by the Commissioner under this subsection
18 is proprietary and confidential and is not a public record under G.S. 132-1 or G.S. 58-2-100.
19 This subsection shall not apply to policies of insurance against loss to residential real property
20 with not more than four housing units."
21   **SECTION 2.** This act is effective July 29, 2016, and applies to any residential
22 property insurance policies issued or renewed on or after that date.