



**TODD HUNTER**  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT 32  
NUECES (PART)

Attorney General of Texas  
Greg Abbott

Austin, Texas

Dear General Abbott:

I request an Attorney General Opinion on the following issues. Attached is a copy of a letter dated March 24, 2013 that was signed by Representative Joe Deshotel as well as Representatives Eiland, Hunter, Lucio, Herrero and Ritter. I request that the attached letter be reviewed in connection with my request for an Attorney General Opinion.

1. Since Texas Windstorm Insurance Association (TWIA) has and/or had the authority to assess insurance carriers pursuant to Texas law as set forth in the attached letter, is it negligence and/or failure of authority or responsibility of duties by the TWIA organization, TWIA Board and/or Texas Department of Insurance to not make said assessments? For your information, the Opinion involves the Texas Department of Insurance because of their oversight responsibilities of TWIA.
2. Is there any provision of the Texas Insurance Code that would prohibit TWIA from using future premiums to pay prior obligations if all available funding had been exhausted by an event or series of events?

We request this Opinion at your convenience. In addition, I can arrange a meeting to provide all documents and information related to said request for an Opinion. Please let me know if a briefing would assist you in this matter.

Very truly yours,

  
State Representative Todd Hunter

Attachment

cc: Representative Joe Deshotel  
Representative Craig Eiland  
Representative Abel Herrero  
Representative Eddie Lucio III  
Representative Allan Ritter