

SENATE BILL No. 338

DIGEST OF INTRODUCED BILL

Citations Affected: IC 27-1-3-36.

Synopsis: Department of insurance reports. Requires the department of insurance, before November 1 of each year, to submit to the legislative council and the interim study committee on financial institutions and insurance: (1) a report regarding the total number of homeowner's insurance complaints received by the department during the immediately preceding calendar year and any open homeowner's insurance complaints from the immediately preceding calendar year; (2) a report regarding homeowner's insurance claims and policies during the immediately preceding calendar year; and (3) a report regarding the Indiana FAIR Plan. Specifies the information to be included in each report.

Effective: July 1, 2025.

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January 13, 2025, read first time and referred to Committee on Insurance and Financial Institutions.



First Regular Session of the 124th General Assembly (2025)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

SENATE BILL No. 338

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 27-1-3-36 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2025]: **Sec. 36. (a) As used in this section, "homeowner's**
4 **insurance" means a policy that provides:**
5 **(1) coverage for:**
6 **(A) damage to or the destruction of:**
7 **(i) a structure; or**
8 **(ii) a unit within a structure;**
9 **that is used as a residence by one (1) or more individuals;**
10 **and**
11 **(B) damage to or the loss of personal property that is**
12 **present in the structure or unit described in clause (A);**
13 **caused by perils such as fire, hail, and lightning; and**
14 **(2) coverage against the civil liability of the policyholder**
15 **arising from bodily injury or property damage incurred by**
16 **others.**
17 **(b) Before November 1 of each year, the department shall**



1 submit the following reports in an electronic format under
2 IC 5-14-6 to the legislative council and the interim study committee
3 on financial institutions and insurance:

4 (1) A report regarding the total number of homeowner's
5 insurance complaints received by the department during the
6 immediately preceding calendar year and any open
7 homeowner's insurance complaints from the immediately
8 preceding calendar year that includes the following
9 information for each complaint:

10 (A) The name of the insurance carrier.

11 (B) The ZIP code of the property covered by the
12 homeowner's insurance policy.

13 (C) A summary of the terms and conditions of the
14 homeowner's insurance policy coverage.

15 (D) The effective date and expiration date of the
16 homeowner's policy coverage.

17 (E) A description of the complaint.

18 (F) The status of the complaint, including whether the
19 complaint is pending or resolved. If the complaint is
20 resolved, a description of the resolution of the complaint.

21 (2) A report regarding homeowner's insurance claims and
22 policies during the immediately preceding calendar year that
23 includes the following information categorized by insurance
24 carrier and ZIP code for covered property that is located in
25 Indiana:

26 (A) The ratio of the amount of claims closed without
27 payment to the total amount of claims closed.

28 (B) The percentage of claims that were unprocessed at the
29 end of the policy period.

30 (C) The percentage of claims that were paid more than
31 sixty (60) days after the claim was submitted.

32 (D) The ratio of the amount of nonrenewals to the amount
33 of policies in force.

34 (E) The ratio of the amount of cancellations for policies in
35 effect for more than sixty (60) days to the amount of
36 policies in force.

37 (F) The ratio of the amount of cancellations for policies in
38 effect for sixty (60) days or less to the amount of new
39 policies issued.

40 (G) The ratio of the amount of suits opened during the
41 policy period to the amount of claims closed without
42 payment.



- 1 **(H) The total number of policies in force.**
 2 **(I) The total number of new policies issued.**
 3 **(J) The total number of claims, including claims closed**
 4 **without payment, claims that were not processed during**
 5 **the policy period, or claims that were paid more than sixty**
 6 **(60) days after the claim was submitted.**
 7 **(K) The total number of nonrenewals.**
 8 **(L) The total number of cancellations.**
 9 **(M) The total number of suits.**
 10 **(N) To the extent possible, a measure of the total dollar**
 11 **amount of property coverage among the properties**
 12 **covered by the insurance carrier.**
 13 **(O) To the extent possible, a measure of the average**
 14 **premium amount charged by the insurance carrier for the**
 15 **homeowner's insurance policies.**
 16 **(P) The use of aerial images to aid in the insurance**
 17 **carrier's evaluation of homeowner's insurance claims or**
 18 **complaints.**
 19 **(Q) The number of homeowner's insurance policies that**
 20 **were not renewed based solely on information obtained**
 21 **from an aerial image.**
 22 **(3) A report regarding the Indiana FAIR Plan that includes**
 23 **the following information:**
 24 **(A) A complete copy of every underwriting standard or**
 25 **guideline that the Indiana FAIR Plan has used since 1999.**
 26 **(B) A list of every ZIP code of each property that has**
 27 **received insurance through the Indiana FAIR Plan since**
 28 **2015 and the annual cost for the insurance coverage of the**
 29 **property.**
 30 **(C) A list of every ZIP code of each property that the**
 31 **Indiana FAIR Plan has rejected for insurance coverage**
 32 **since 2015 and the reason for the rejection.**

