2018 Regular Session

HOUSE BILL NO. 615

BY REPRESENTATIVE JORDAN

1	AN ACT
2	To amend and reenact R.S. 22:2191(B), relative to hearings before the division of
3	administrative law regarding acts of the commissioner of insurance and matters
4	arising under the Louisiana Insurance Code; to require a demand for hearing be filed
5	with the commissioner of insurance; to provide for the notification of a demand for
6	hearing from the commissioner of insurance to the division of administrative law;
7	to make technical changes; to provide for an effective date; and to provide for related
8	matters.
9	Be it enacted by the Legislature of Louisiana:
10	Section 1. R.S. 22:2191(B) is hereby amended and reenacted to read as follows:
11	§2191. Hearings
12	* * *
13	B.(1) Any such demand for a hearing shall be filed with the division of
14	administrative law and by the aggrieved party with the commissioner within thirty
15	days after mailing of notice of the act or order to the aggrieved party's last known
16	address or within thirty days after the delivery of notice of such the act or order is
17	mailed, faxed, or delivered to the aggrieved party. at his last known address
18	specifying The demand for hearing shall specify in what respects such the person is
19	so aggrieved and the grounds to be relied upon as basis for the relief to be demanded
20	which relief should be granted at the hearing. The aggrieved person shall reference
21	the particular sections of the statutes and rules involved, shall provide a short and
22	plain statement of matters asserted for review, and shall attach a copy of any order
23	or decision of the commissioner for review.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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1	(2) <u>The commissioner shall provide the division of administrative law with</u>
2	a copy of a demand for a hearing by the aggrieved party within five days of receipt
3	of the original.
4	(3) The division of administrative law shall hold such the hearing demanded
5	within thirty days after receipt of the demand from the commissioner, unless
6	postponed by mutual consent, or upon motion of either party for good cause shown
7	or as ordered by the division of administrative law. In no circumstance shall this
8	hearing be held later than sixty days from the date of the original demand for the
9	hearing unless otherwise agreed upon by all parties.
10	* * *

Section 2. This Act shall become effective on January 1, 2019.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____