
HOUSE COMMITTEE AMENDMENTS

2020 First Extraordinary Session

Amendments proposed by House Committee on Civil Law and Procedure to Original House
Bill No. 42 by Representative Gregory Miller

1 AMENDMENT NO. 12 On page 7, delete lines 18 through 22 in their entirety and at the beginning of line 23, delete
3 "not include the name of the insurer." and insert the following:4 "shall exist whether or not the policy of insurance sued upon was written or delivered
5 in the state of Louisiana and whether or not such policy contains a provision
6 forbidding such direct action, provided the accident or injury occurred within the
7 state of Louisiana."8 AMENDMENT NO. 2

9 On page 7, delete lines 26 through 29 in their entirety and insert the following:

10 "(3) The right of direct action may be brought against the insurer alone in the
11 parish in which the accident or injury occurred or in the parish in which an action
12 could be brought against either the insured or the insurer under the general rules of
13 venue prescribed by Code of Civil Procedure Article 42 only. The caption of any suit
14 brought pursuant to the provisions of this Subsection shall not include the name of
15 the insurer."16 AMENDMENT NO. 3

17 On page 8, between lines 8 and 9, insert the following:

18 "(5) Evidence of the existence of applicable liability insurance coverage shall
19 be admissible in an action brought against the insured or the insurer. However, the
20 name of the insurer and the limits of the applicable insurance policy shall not be
21 admissible."