

2023 Regular Session

HOUSE BILL NO. 281

BY REPRESENTATIVE GAROFALO

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

INSURANCE: Provides relative to the Louisiana Automobile Theft and Insurance Fraud Prevention Authority

1 AN ACT

2 To amend and reenact R.S. 22:2132(A) and (C), relative to the Louisiana Automobile Theft
3 and Insurance Fraud Prevention Authority; to provide for the purpose of the
4 authority; to provide for the members of the board of directors; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 22:2132(A) and (C) are hereby amended and reenacted to read as
8 follows:

9 §2132. Authority; creation; powers

10 A. There is hereby created a public agency to be known as the Louisiana
11 Automobile Theft and Insurance Fraud Prevention Authority, the purpose of which
12 is to combat all of the following, whether committed by or on behalf of a claimant,
13 insured, or insurer:

14 (1) ~~motor~~ Motor vehicle insurance fraud, including fraud by theft and other
15 criminal acts.

16 (2) Property insurance fraud.

17 (3) Workers' compensation fraud.

18 (4) Health insurance and healthcare fraud.

19 (5) Other forms of fraud affecting the business of insurance.

20 * * *

1 C. The board of directors shall consist of the commissioner of insurance or
 2 his designee, the state treasurer or his designee, a representative of the Louisiana
 3 State Police Insurance Fraud and Auto Theft unit, the chairman of the Senate
 4 Committee on Insurance or his designee, the chairman of the House Committee on
 5 Insurance or his designee, and six members to be appointed as follows: four
 6 members shall be appointed by the commissioner, including ~~two members~~ one
 7 member representing purchasers of motor vehicle insurance in this state, ~~and two~~
 8 ~~members~~ one member representing motor vehicle insurers doing business in this
 9 state, one member representing insurance adjusters, and one member representing
 10 public insurance adjusters. Two members shall be appointed by the attorney general,
 11 both of whom shall represent law enforcement officials in this state. The
 12 commissioner shall serve as chairperson of the authority.

13 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 281 Engrossed

2023 Regular Session

Garofalo

Abstract: Adds to the purposes of the La. Automobile Theft and Insurance Fraud Prevention Authority (LATIFPA) and changes the composition of its board of directors.

Present law creates a public agency to be known as the La. Automobile Theft and Insurance Fraud Prevention Authority.

Present law provides that the purpose of La. Automobile Theft and Insurance Fraud Prevention Authority is to combat vehicle insurance fraud, including fraud by theft and other criminal acts.

Proposed law retains present law and expands the purpose of the organization by enumerating the following, whether committed by or on behalf of a claimant, insured, or insurer:

- (1) Motor vehicle insurance fraud, including fraud by theft and other criminal acts.
- (2) Property insurance fraud.
- (3) Workers compensation fraud.
- (4) Health insurance and healthcare fraud.

- (5) Other forms of fraud affecting the business of insurance.

Present law provides that the board of director's consists of the commissioner of insurance, the state treasurer, a representative of the Louisiana State Police Insurance Fraud and Auto Theft unit, the chairs of the Senate and House committee's on insurance, and six members appointed by the commissioner of insurance.

Present law provides that the commissioner of insurance shall select and appoint four members to the board of directors: two members representing purchasers of motor vehicle insurance in this state, and two members representing motor vehicle insurers doing business in this state.

Proposed law changes the commissioner's appointments to the following:

- (1) One member representing purchasers of motor vehicle insurance in this state.
- (2) One member representing motor vehicle insurers doing business in this state.
- (3) One member representing insurance adjusters.
- (4) One member representing public insurance adjusters.

(Amends R.S. 22:2132(A) and (C))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Insurance to the original bill:

1. Clarify the individuals who the La. Automobile Theft and Insurance Fraud Prevention Authority can monitor to combat fraud.
2. Make technical changes.