

SENATE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 489
by Representative Huval

1 AMENDMENT NO. 1

2 On page 1, line 2, change "R.S. 22:1451(B) through (F)" to "R.S. 22:1451(C)"

3 AMENDMENT NO. 2

4 On page 1, line 2, after "R.S. 22:1451(G) insert a comma "," and delete the remainder of the
5 line and delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

6 "relative to insurers and rate service organizations; to provide for rate filing approval
7 and disapproval; to provide notification; and to"

8 AMENDMENT NO. 3

9 On page 1, line 8, after "Section 1." delete the remainder of the line and delete line 9 in its
10 entirety and insert in lieu thereof the following:

11 "R.S. 22:1451(C) is hereby amended and reenacted and R.S. 22:1451(G) is hereby
12 enacted to read as follows:"

13 AMENDMENT NO. 4

14 On page 1, delete lines 12 through 20 in their entirety and insert in lieu thereof the following:

15
16 "C.(1) Subject to the exception specified in Subsection D of this Section,
17 each filing submitted to the commissioner shall be on file for a waiting period of
18 forty-five days before it becomes effective. Upon written application by such insurer
19 or rating organization, the commissioner may authorize a filing which he has
20 reviewed to become effective before the expiration of the waiting period. ~~A filing~~
21 ~~shall be deemed to meet the requirements of this Subpart unless disapproved in~~
22 ~~writing by the commissioner within the forty-five-day waiting period. At the~~
23 ~~expiration of the forty-five day waiting period, the filing shall be deemed approved~~
24 ~~unless prior to day forty-five the filing has been affirmatively approved or~~
25 ~~disapproved by order of the commissioner. Approval of any such filing by the~~
26 ~~commissioner shall constitute a waiver of any unexpired portion of this waiting~~
27 ~~period.~~ The commissioner may by rule, regulation, or order reduce or eliminate the
28 waiting period specified in this Subsection. For any filing that is disapproved, the
29 insurer may appeal such disapproval to the Nineteenth Judicial District Court within
30 fifteen days from the receipt of written notice of disapproval.

31 (2) Unless notified by the commissioner that a filing is ~~incomplete, or that the~~
32 ~~filing~~ is disapproved pursuant to this Subpart, the insurer or rating organization may
33 commence use of the filed rates upon expiration of forty-five days from the date of
34 receipt by the commissioner.

35 * * *

36 G. The commissioner shall not disapprove a filing that is in compliance with
37 Subsection B of this Section on the basis of time that has elapsed since the most
38 recent rate approval by the commissioner.

39 * * *

40 AMENDMENT NO. 5

41 Delete pages 2 through 4 in their entirety.

42 AMENDMENT NO. 6

43 On page 5, delete lines 1 through 3 in their entirety.

44