

2024 Regular Session

HOUSE BILL NO. 520

BY REPRESENTATIVE FIRMENT

INSURANCE: Provides for unfair or deceptive trade practices relative to reports of adjusters

1 AN ACT

2 To enact R.S. 22:1964(31) and (32), relative to unfair and deceptive acts and practices in the
3 business of insurance; to provide relative to reports of adjusters; to declare insurers'
4 failures to keep and disclose certain records of adjusters' reports as unfair and
5 deceptive practices; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 22:1964(31) and (32) are hereby enacted to read as follows:

8 §1964. Methods, acts, and practices which are defined as unfair or deceptive

9 The following are declared to be unfair methods of competition and unfair
10 or deceptive acts or practices in the business of insurance:

11 * * *

12 (31) Failure to retain all versions of an adjuster's report of an insured's
13 property damage claim, along with a record of all alterations and amendments made
14 to the original report that contains the identity of the person who ordered each
15 change.

16 (32) Failure to provide an insured with a copy of the record described in
17 Paragraph (31) of this Section within thirty days of receiving the insured's written
18 request for such, along with a detailed explanation as to why any change was made
19 that has the effect of reducing the estimate of the loss.

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 520 Original

2024 Regular Session

Firmen

Abstract: Declares failures of insurers to retain and provide certain information regarding adjusters' reports as unfair or deceptive acts or practices.

Present law provides a list of unfair or deceptive acts or practices in the conduct of the business of insurance.

Proposed law retains present law.

Proposed law adds insurers' failure to retain all versions of adjusters' reports regarding property damage claims, along with records of all alterations and amendments made to original reports, and failure to provide an insured with a copy of such records of alterations within 30 days of an insured's written request, as unfair or deceptive practices.

(Adds R.S. 22:1964(31) and (32))