

SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 370 by Senator Bass

1 AMENDMENT NO. 1

2 On page 1, delete line 2 and insert the following:

3 "To amend and reenact R.S. 22:1265(D), to enact R.S. 22:1265(K) and(L), and to repeal
4 R.S. 22:1265(F) and (H) and 1333(C)"

5 AMENDMENT NO. 2

6 On page 1, delete line 10, and insert the following:

7 "Section 1. R.S. 22:1265(D) is hereby amended and reenacted and R.S. 22:1265(K)
8 and (L) are hereby enacted"

9 AMENDMENT NO. 3

10 On page 1, at the beginning of line 16, change "D." to "D.(1)"

11
12 AMENDMENT NO. 4

13 On page 2, line 9, before "representative" delete "insured's" and insert "his"

14 AMENDMENT NO. 5

15 On page 2, delete lines 19 through 29, delete pages 3 and 4, and insert the following:

16 **"K. The provisions of Subsections D and E of this Section do not**
17 **apply to any policies issued after August 1, 2024."**

18 **L. Notwithstanding the provisions of Subsection D of this Section,**
19 **for policies in place for at least three years on or before August 1, 2024,**
20 **the following provisions apply:**

21 **(1) Upon filing a plan with the commissioner, an insurer may**
22 **nonrenew up to five percent of its customers' policies per calendar year**
23 **for any reason.**

24 **(2) Upon request of the insurer, the commissioner may approve**
25 **the nonrenewal of more than five percent of the insurer's customers'**
26 **policies in a given calendar year.**

27 **(3) An insurer's plan and request submitted pursuant to this**
28 **Subsection are considered proprietary or trade secret information**
29 **pursuant to R.S. 44:3.2 and the Uniform Trade Secrets Act pursuant to**
30 **Chapter 13-A of Title 51 of the Louisiana Revised Statutes of 1950.**

31 **(4) The commissioner shall promulgate and adopt rules, in**
32 **accordance with the Administrative Procedure Act, setting forth the**
33 **requirements for the plan and request described in this Subsection.**

34 Section 2. R.S. 22:1265(F) and (H) and 1333(C) through (H) are
35 hereby repealed in their entirety.

36 Section 3. In addition to modifying the treatment of homeowners'
37 policies that have been in effect for three or more years, the provisions of this
38 Act are hereby intended to provide insurers full flexibility in the policies that
39 they issue with regard to the deductible applicable thereto. However, nothing
40 in this Act shall be construed to prohibit a policyholder from requesting a
41 decrease in a policy's deductible in exchange for an increase in premium.

42 Section 4.(A) The provisions of R.S. 22:1265(K) as enacted by this
43 Act shall become effective upon signature by the governor or, if not signed

1 by the governor, upon expiration of the time for bills to become law without
2 signature by the governor, as provided by Article III, Section 18 of the
3 Constitution of Louisiana. If this Act is vetoed by the governor and
4 subsequently approved by the legislature, the provisions of R.S. 22:1265(K)
5 as enacted by this Act shall become effective on the day following such
6 approval.

7 (B) The provisions of this Act other than those specified in
8 Subsection (A) of this Section shall become effective on January 1, 2025."