
SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 169
by Senator Long

1 AMENDMENT NO. 1

2 On page 1, line 3, after "2084" delete "(7)" and insert "(6)"

3 AMENDMENT NO. 2

4 On page 1, at the end of line 3, delete "and"

5 AMENDMENT NO. 3

6 On page 1, line 4, after "(C)" insert ", and the heading of R.S. 22:2098 and 2098(D)"

7 AMENDMENT NO. 4

8 On page 1, line 5, after "2084" insert "(11.1) and"

9 AMENDMENT NO. 5

10 On page 1, line 5, delete "and (R)"

11 AMENDMENT NO. 6

12 On page 1, line 10, after "(12)," delete "and"

13 AMENDMENT NO. 7

14 On page 1, line 10, after "2084" delete "(7)" and insert "(6)"

15 AMENDMENT NO. 8

16 On page 1, line 11, after "(C)" insert ", and the heading of R.S. 22:2098 and 2098(D)"

17 AMENDMENT NO. 9

18 On page 1, line 12, after "2084" insert "(11.1) and"

19 AMENDMENT NO. 10

20 On page 1, line 12, delete "and (R)"

21 AMENDMENT NO. 11

22 On page 2, line 5, change "**Paragraph (5)**" to "**Paragraphs (4) and (5)**"

23 AMENDMENT NO. 12

24 On page 2, line 11, between "**annuity**" and "**is**" insert "**either**"

25 AMENDMENT NO. 13

26 On page 2, delete line 12 and insert "**or is not a resident and meets at least one of the**
27 **following conditions:**"

1 AMENDMENT NO. 14

2 On page 3, line 4, delete "**and**" and insert "**or**"

3 AMENDMENT NO. 15

4 On page 3, line 6, after "contracts" delete the comma (,) and delete "**and**"

5 AMENDMENT NO. 16

6 On page 3, line 14, after "**returns**" and before "**in value**" insert "**or changes**"

7 AMENDMENT NO. 17

8 On page 3, line 14, after "**in value**" insert "**and**"

9 AMENDMENT NO. 18

10 On page 5, delete lines 5 through 8 in their entirety and insert:

11 "(6) "Impaired insurer" means a member insurer which, after September 30, 1991,
12 is not an insolvent insurer, and ~~meets at least one of the following criteria:~~

13 ~~(a) Is deemed by the commissioner to be potentially unable to fulfill its contractual~~
14 ~~obligations:~~

15 ~~(b) is~~ placed under an order of rehabilitation or conservation by a court of competent
16 jurisdiction.

17 ~~(c) In the case of a stock insurer, whose paid in capital, minimum surplus and operating~~
18 ~~surplus, or in the case of a mutual insurer, whose minimum surplus and operating surplus~~
19 ~~does not satisfy the minimum level by this Code.~~

20 * * *

21 **(11.1) "Receivership court" means the court in the insolvent or impaired insurer's**
22 **state having jurisdiction over the conservation, rehabilitation or liquidation of the**
23 **insurer.**

24 * * *

25 AMENDMENT NO. 19

26 On page 5, line 11, before "**on the date**" insert "and to whom a contractual obligation is
27 owed"

28 AMENDMENT NO. 20

29 On page 5, line 26, after "association" insert "**perform the following**"

30 AMENDMENT NO. 21

31 On page 7, line 13, delete "either" and insert "**perform any of the following**"

32 AMENDMENT NO. 20

33 On page 7, delete lines 14 and 15 in their entirety

34 AMENDMENT NO. 23

35 On page 7, line 16, change "(a)" to "**(1)**"

36 AMENDMENT NO. 24

37 On page 7, line 18, change "(b)" to "**(2)**"

1 AMENDMENT NO. 25

2 On page 7, line 19, insert "~~(c)~~**(3)** Provide such monies, pledges, guarantees, or other means
3 as are reasonably necessary to discharge such duties."

4 AMENDMENT NO. 26

5 On page 7, line 21, change "(2)" to "**(4)**"

6 AMENDMENT NO. 27

7 On page 7, line 24, delete "only"

8 AMENDMENT NO. 28

9 On page 7, line 25, after "**and annuities**" insert "**the association shall**"

10 AMENDMENT NO. 29

11 On page 8, line 2, after "policies" insert "**and contracts**"

12 AMENDMENT NO. 30

13 On page 8, line 6, after "policies" insert "**or contracts**"

14 AMENDMENT NO. 31

15 On page 8, line 9, after "policies" insert "**and contracts**"

16 AMENDMENT NO. 32

17 On page 8, line 21, after "**or annuity** or" insert "**had a right to**"

18 AMENDMENT NO. 33

19 On page 9, line 1, after "commissioner" insert "**and the receivership court**"

20 AMENDMENT NO. 34

21 On page 9, line 18, after "**receivership**" insert "**court**"

22 AMENDMENT NO. 35

23 On page 10, line 2, delete "**Subsection A or B of**"

24 AMENDMENT NO. 36

25 On page 10, delete lines 20 through 30 in their entirety

26 AMENDMENT NO. 37

27 Delete pages 11, 12, and 13 in their entirety

28 AMENDMENT NO. 38

29 On page 14, delete lines 1 through 14

30 AMENDMENT NO. 39

31 On page 14, between lines 14 and 15, insert the following:

1 "§2098. Prohibited advertisement of **Louisiana Life and Health** Insurance Guaranty
2 Association Act in insurance sales; notice to policyholders

3 * * *

4 D. No insurer or agent may deliver a policy or contract described in R.S.
5 22:2083(B)(1) and excluded by R.S. 22:2083(B)(2)~~(a)~~ from coverage under this Part unless
6 the insurer or agent, prior to or at the time of delivery gives the policy or contract holder a
7 separate written notice which clearly and conspicuously discloses that the policy or contract
8 is not covered by the association. The commissioner shall by rule specify the form and
9 content of the notice."

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