

2016 Regular Session

HOUSE BILL NO. 832

BY REPRESENTATIVE SEABAUGH

INSURANCE DEPARTMENT: Provides for exemptions relative to the Department of Insurance and certain provisions applicable to employment and criminal records

1 AN ACT

2 To enact R.S. 37:2950(D)(1)(a)(xviii), relative to employment restrictions; to exempt the  
3 Department of Insurance from certain provisions relative to the criminal record effect  
4 on trade, occupational, and professional licensing; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:2950(D)(1)(a)(xviii) is hereby enacted to read as follows:

7 §2950. Criminal record effect on trade, occupational, and professional licensing

8 \* \* \*

9 D.(1)(a) This Section shall not be applicable to:

10 \* \* \*

11 (xviii) The Louisiana Department of Insurance.

12 \* \* \*

13 Section 2. This Act shall become effective upon signature by the governor or, if not  
14 signed by the governor, upon expiration of the time for bills to become law without signature  
15 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
16 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
17 effective on the day following such approval.

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**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)]

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HB 832 Engrossed

2016 Regular Session

Seabaugh

**Abstract:** Exempts the Dept. of Insurance from provisions that generally prohibit employer hiring restrictions relative to persons with criminal records.

Present law generally provides that a person cannot be disqualified or considered ineligible from the practice of a trade, occupation, or licensed profession due to a criminal record, unless the person has a conviction that is directly related to the position of employment or license sought. Provides for any decision barring a person from engaging in a such a trade, occupation, or licensed profession, due to a criminal conviction, to explicitly state the reasons for the decision. Further provides for complaints to be heard in accordance with the Administrative Procedure Act.

Proposed law retains present law and exempts the Dept. of Insurance from the provisions of present law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 37:2950(D)(1)(a)(xviii))