

SENATE BILL NO. 27

BY SENATOR JOHN SMITH

1 AN ACT

2 To amend and reenact R.S. 22:1762, 1763(A), and 1766(A) and (B), relative to motor
3 vehicle rental insurers; to provide with respect to limited licensing; to authorize
4 employees and authorized agents to be licensed under a limited licensee's license
5 when acting for or on behalf of a limited licensee; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 22:1762, 1763(A), and 1766(A) and (B) are hereby amended and
8 reenacted to read as follows:

9 §1762. Definitions

10 As used in this Part, the following words are defined as follows:

11 (1) **"Authorized agent" means an agent or representative authorized by**
12 **the limited licensee to act individually on behalf, and under the supervision, of**
13 **the limited licensee to offer or sell insurance in connection with and incidental**
14 **to the rental of vehicles.**

15 (2) "Commissioner" ~~shall mean~~ **means** the commissioner of insurance.

16 (2)(3) "Department" ~~shall mean~~ **means** the Department of Insurance.

17 (3)(4) "Limited licensee" means a person or entity authorized to sell certain
18 coverages relating to the rental of vehicles pursuant to the provisions of this Part.

1 ~~(4)~~(5) "Rental agreement" means any written agreement setting forth the
 2 terms and conditions governing the use of a vehicle provided by the rental company
 3 for rental or lease.

4 ~~(5)~~(6) "Rental company" means any person or entity in the business of
 5 providing primarily private passenger vehicles to the public under a rental agreement
 6 for a period not to exceed ninety days.

7 ~~(6)~~(7) "Rental period" means the term of the rental agreement.

8 ~~(7)~~(8) "Renter" means any person obtaining the use of a vehicle from a rental
 9 company under the terms of a rental agreement for a period not to exceed ninety
 10 days.

11 ~~(8)~~(9) "Vehicle" or "rental vehicle" means a motor vehicle of the private
 12 passenger type including passenger vans, minivans, and sport utility vehicles, and of
 13 the cargo type including but not limited to cargo vans, pickup trucks and trucks with
 14 a gross vehicle weight of less than twenty-six thousand pounds and which do not
 15 require the operator to possess a commercial driver's license.

16 §1763. Limited licensing; fees

17 A. The commissioner may issue to a rental company, whether such rental
 18 company is a foreign or domestic company, that has complied with the requirements
 19 of this Part, a limited license authorizing the limited licensee and its employees **and**
 20 **authorized agents** to offer or sell insurance in connection with the rental of vehicles.
 21 **Each such employee and authorized agent shall be deemed to be licensed under**
 22 **the limited licensee's license when acting for or on behalf of the limited licensee.**

23 * * *

24 §1766. Authorized employees **and agents**

25 A. Any limited license issued under this Part shall also authorize any
 26 ~~employee~~ **employees and any authorized agents** of the limited licensee to act
 27 individually on behalf, and under the supervision, of the limited licensee with respect
 28 to the kinds of coverage specified in this Part.

29 B. Each rental company licensed pursuant to this Part shall conduct a training
 30 program in which employees **and authorized agents** being trained shall receive

1 basic instruction about the kinds of coverage specified in this Part and offered for
2 purchase by prospective renters of rental vehicles.

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____