## SLS 17RS-229

## ORIGINAL

2017 Regular Session

SENATE BILL NO. 45

## BY SENATOR JOHN SMITH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

INSURANCE POLICIES. Provides relative to the definition of ocean marine insurance. (8/1/17)

AN ACT
To amend and reenact R.S. 22:2055(13) and to enact R.S. 22:46(19), relative to the
definition of ocean marine insurance; and to provide for related matters.
Be it enacted by the Legislature of Louisiana:
Section 1. R.S. 22:46(19) is hereby enacted to read as follows:
§46. General Definitions
In this Code, unless context otherwise requires, the following definitions are
applicable:
* * *
(19) "Ocean marine insurance" means marine insurance as defined in
R.S. 22:47(13), except for inland marine, as well as any other form of insurance,
regardless of the name, label, or marketing designation of the insurance policy,
which insures against maritime perils or risks and other related perils or risks,
which are usually insured against by traditional marine insurances such as hull
and machinery, marine builders' risks, and marine protection and indemnity.
Such perils and risks insured against include without limitation loss, damage,
or expense or legal liability of the insured for loss, damage, or expense arising

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1	out of or incident to ownership, operation, chartering, maintenance, use, repair,
2	or construction of any vessel, craft, or instrumentality in use in ocean or inland
3	waterways, including liability of the insured for personal injury, illness, or
4	death or for loss of or damage to the property of the insured or another person,
5	except this definition shall not include insurance on vessels under five tons gross
6	weight.
7	Section 2. R.S. 22:2055(13) is hereby amended and reenacted to read as follows:
8	§2055. Definitions
9	As used in this Part:
10	* * *
11	(13) "Ocean marine insurance" includes marine insurance as defined in R.S.
12	22:47(13), except for inland marine, as well as any other form of insurance,
13	regardless of the name, label, or marketing designation of the insurance policy,
14	which insures against maritime perils or risks and other related perils or risks, which
15	are usually insured against by traditional marine insurances such as hull and
16	machinery, marine builders' risks, and marine protection and indemnity. Such perils
17	and risks insured against include without limitation loss, damage or expense or legal
18	liability of the insured for loss, damage, or expense arising out of or incident to
19	ownership, operation, chartering, maintenance, use, repair or construction of any
20	vessel, craft or instrumentality in use in ocean or inland waterways, including
21	liability of the insured for personal injury, illness or death or for loss of or damage
22	to the property of the insured or another person, except this definition shall not
23	include insurance on vessels under five tons gross weight shall have the same
24	meaning as R.S. 22:46(19).
25	* * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Cheryl Cooper.

DIGEST	
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Present law defines ocean marine insurance relative to Louisiana Insurance Guaranty

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Association Law.

<u>Proposed law</u> makes the definition of ocean marine insurance contained in <u>present law</u> applicable to all of the insurance code.

Effective August 1, 2017.

(Amends R.S. 22:2055(13); adds R.S. 22:46(19))