
DIGEST

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HB 84 Original

2020 Regular Session

Green

Abstract: Requires an automobile insurer to provide information about liability policy limits to a third party claimant or his attorney.

Proposed law requires an automobile insurer to provide liability policy limits to a third party claimant or his attorney within 30 days of receipt of a written request from the claimant or his attorney.

Proposed law requires the insurer to disclose the following:

- (1) The insurer's name.
- (2) The name of each insured.
- (3) An indication of coverage limits or that the insurer did not issue a policy that provides coverage for the automobile accident.

Proposed law requires a claimant or his attorney to make a written request for such disclosure. The written request must include:

- (1) The specific nature of the claim being asserted.
- (2) A copy of the accident report from which the claim is derived.

Proposed law allows an insurer, in order to respond to a written request, to request more information if the written request by the claimant or his attorney is insufficient.

Proposed law allows an insurer to provide the declaration page for each policy that may provide coverage to comply with proposed law.

Proposed law provides that complying with proposed law does not create a waiver of defense, is not an admission of liability, and is not admissible in evidence.

Proposed law provides that the information obtained pursuant to proposed law shall remain confidential and shall be destroyed by the recipient upon final disposition of the claim.

Proposed law provides that the provisions of proposed law shall be enforced through present law.

Proposed law provides that the provisions of proposed law will be given both prospective and retroactive application, inclusive of any claims and causes of action that have not been settled or resolved by judicial award at the time of the effective date.

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

(Adds R.S. 22:1892.2)