

2020 Regular Session

HOUSE BILL NO. 860

BY REPRESENTATIVE GAINES

INSURANCE CLAIMS: Provides relative to the payment of claims for motor vehicle accidents involving multiple injured parties

1 AN ACT

2 To enact R.S. 22:1897, relative to the payment of motor vehicle insurance claims; to provide
3 for the payment of claims in accidents involving multiple injured parties: to require
4 notice of intent to exhaust the policy limits to injured parties; to provide for notice
5 of intent to file injury claim; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 22:1897 is hereby enacted to read as follows:

8 §1897. Payment of motor vehicle injury claims, notice of intent to pay limits of
9 motor vehicle insurance policy

10 In cases of motor vehicle accidents involving multiple injured parties, any
11 motor vehicle insurer that is paying the claim of an injured party that will result in
12 exhausting or paying out the limits of the motor vehicle insurance policy shall
13 provide notice to all injured parties that the insurer intends to exhaust or pay out the
14 limits of the insurance policy before paying such a claim, provided that any injured
15 party who intends to file a claim has given, and the insurer has received, notice of the
16 injured party's intent to file an injury claim.

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)]

HB 860 Original

2020 Regular Session

Gaines

Abstract: Provides for notice to injured parties in accidents involving multiple parties if a liable insurer intends to exhaust the limits of an insurance policy.

Proposed law requires a motor vehicle insurer who intends to pay a claim to the limits of a motor vehicle insurance policy to provide notice to other injured parties, if the motor vehicle accident involved multiple injured parties, and provided the injured parties provided notice to the insurer that the injured parties intend to file an injury claim.

(Adds R.S. 22:1897)