

---

**HOUSE COMMITTEE AMENDMENTS**

2020 First Extraordinary Session

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 42 by Representative Gregory Miller

---

**1** AMENDMENT NO. 1**2** On page 4, at the beginning of line 16, delete "§9:2800.27" and insert "§2800.27."**3** AMENDMENT NO. 2**4** On page 5, delete line 28 in its entirety and insert the following:**5** "informed only of the total of the amount actually paid by the health insurance issuer  
**6** and any cost-sharing amounts which have been paid or owed by the claimant or other  
**7** payor for the claimant's"**8** AMENDMENT NO. 3**9** On page 7, delete lines 18 through 22 in their entirety and at the beginning of line 23, delete  
**10** "not include the name of the insurer." and insert the following:**11** "shall exist whether or not the policy of insurance sued upon was written or delivered  
**12** in the state of Louisiana and whether or not such policy contains a provision  
**13** forbidding such direct action, provided the accident or injury occurred within the  
**14** state of Louisiana."**15** AMENDMENT NO. 4**16** On page 7, delete lines 26 through 29 in their entirety and insert the following:**17** "(3) The right of direct action may be brought against the insurer alone in the  
**18** parish in which the accident or injury occurred or in the parish in which an action  
**19** could be brought against either the insured or the insurer under the general rules of  
**20** venue prescribed by Code of Civil Procedure Article 42 only. The caption of any suit  
**21** brought pursuant to the provisions of this Subsection shall not include the name of  
**22** the insurer."**23** AMENDMENT NO. 5**24** On page 8, between lines 8 and 9, insert the following:**25** "(5) Evidence of the existence of applicable liability insurance coverage shall  
**26** be admissible in an action brought against the insured or the insurer. However, the  
**27** name of the insurer and the limits of the applicable insurance policy shall not be  
**28** admissible."