

RÉSUMÉ DIGEST

ACT 19 (HB 236)

2021 Regular Session

Emerson

New law removes past date references from certain existing law definitions.

Existing law (R.S. 22:2099) provides an exception that Louisiana Life and Health Insurance Guaranty Association Law (R.S. 22:2081 et seq.) does not apply to any member insurer that is insolvent, impaired, or unable to fulfill its contractual obligations.

New law extends the exception to the following:

- (1) Any subsidiary of an insurer and an insurance holding company system or its directly or indirectly related agent, affiliate, or other entity unable to fulfill its contractual obligations before Sept. 30, 1991.
- (2) Any health maintenance organization unable to fulfill its contractual obligations before Aug. 1, 2018.

New law specifies that Louisiana Life and Health Insurance Guaranty Association Law (R.S. 22:2081 et seq.), including provisions thereof that became effective on Sept. 30, 1991 and all subsequent amendments apply prospectively to govern liability for assessments, offsets, refunds, and other matters relating to insurers not specified in new law (R.S. 22:2099(A)).

Effective upon signature of governor (June 1, 2021).

(Amends R.S. 22:2084(6) and (7) and 2099)