
DIGEST

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HB 280 Original

2022 Regular Session

Huval

Abstract: Provides for written catastrophe response plans.

Present law provides that every insurer writing any form of commercial or residential property insurance, automobile insurance, marine, or inland marine insurance or writing life or health and accident insurance and health maintenance organizations, managing general agents, and third-party administrators shall maintain a catastrophe response plan or plan that describes how the insurer will respond to a catastrophe affecting its policyholders.

Present law provides that during examinations or at other times the commissioner deems appropriate, he shall review written catastrophe response plans.

Present law provides that written catastrophe response plans shall be deemed confidential trade secrets, not subject to public records disclosures and shall not be made public by the commissioner.

Proposed law retains present law and provides that written catastrophe response plans shall include all of the following minimum requirements:

- (1) Emergency contact information of key or essential personnel.
- (2) Appropriate contact information of claims personnel.
- (3) Alternative office locations and work sites likely to be used in the event of a catastrophe.
- (4) Procedures to address storage and security of data necessary to adjust claims, the processing of claims, relevant training of staff, maintaining communication with policyholders and agents in the event of mail or other communication system disruption, and a plan for distributing catastrophe claims information to policyholders.
- (5) The methodology for determining the approximate number of adjusters and other administrative personnel necessary to respond to the catastrophe, the process through which the insurer will provide services to policyholders, and the process through which insurers will provide logistical support to claims personnel in the affected area.

Proposed law provides that insurers shall submit a written catastrophe response plan that conforms to the standards in proposed law with the Dept. of Insurance no later than June 1, 2023.

Proposed law provides that the commissioner shall review each catastrophe response plan to ensure that it conforms to the standards in proposed law and any applicable department rules.

Proposed law provides that failure to comply with the provisions of proposed law shall be grounds for the commissioner to take certain regulatory action.

Proposed law directs the commissioner to promulgate rules to implement and enforce the provisions in proposed law.

(Amends R.S. 22:572)