SLS 22RS-1317

ORIGINAL

2022 Regular Session

SENATE BILL NO. 484

BY SENATOR LUNEAU

CIVIL PROCEDURE. Authorizes a commercial insurer to select a forum or venue in a policy form. (8/1/22)

| 1 | AN ACT |
|----|---|
| 2 | To amend and reenact R.S. 22:868(D), relative to insurers; to provide relative to insurance |
| 3 | contracts; to provide relative to limiting of actions; to provide certain prohibitions; |
| 4 | to provide relative to jurisdiction and venue; authorizes a commercial insurer to |
| 5 | select a forum or venue in a policy form; and to provide for related matters. |
| 6 | Be it enacted by the Legislature of Louisiana: |
| 7 | Section 1. R.S. 22:868(D) is hereby amended and reenacted to read as follows: |
| 8 | §868. Limiting actions; jurisdiction; venue |
| 9 | * * * |
| 10 | D. The provisions of Subsection A of this Section shall not prohibit a forum |
| 11 | or venue selection clause in a policy form that is not subject to approval by the |
| 12 | Department of Insurance pursuant to the provisions of R.S. 22:861(F) regarding |
| 13 | special commercial entities. |

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Yoursheka Butler.

SB 484 Original

DIGEST 2022 Regular Session

Luneau

<u>Present law</u> provides that no insurance contract made in this state shall contain any condition, stipulation, or agreement depriving La. courts of jurisdiction or venue of action against the insurer.

<u>Proposed law</u> provides that insurers negotiating with and insuring special commercial entities shall be exempt from the form filing and approval requirements under the provisions of <u>present law</u> (R.S. 22:861(F)), regarding special commercial entities.

Effective August 1, 2022.

(Amends R.S. 22:868(D))