ACT No. 60

HOUSE BILL NO. 866

BY REPRESENTATIVE FRIEMAN

1	AN ACT
2	To amend and reenact R.S. 22:165(B) and to enact R.S. 22:81(D), 82(D) and (E), 111(D),
3	112(D) and (E), and 165(C), relative to capital and surplus requirements for certain
4	domestic insurers; to provide for minimum requirements for domestic insurers
5	writing homeowners' insurance and fire and allied lines insurance; and to provide for
6	related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 22:165(B) is hereby amended and reenacted and R.S. 22:81(D),
9	82(D) and (E), 111(D), 112(D) and (E), and 165(C) are hereby enacted to read as follows:
10	§81. Capital requirements; applicants prior to September 1, 1989
11	* * *
12	D. Domestic stock insurers authorized to transact homeowners' insurance or
13	fire and allied lines prior to September 1, 1989, shall have paid-in capital, a
14	minimum surplus, and an operating surplus totaling at least five million dollars by
15	December 31, 2026, and totaling at least ten million dollars by December 31, 2031.
16	§82. Capital requirements; applicants on and after September 1, 1989
17	* * *
18	D. Domestic stock insurers authorized to transact homeowners' insurance or
19	fire and allied lines after September 1, 1989, shall have paid-in capital, a minimum
20	surplus, and an operating surplus totaling at least five million dollars by December
21	31, 2026, and totaling at least ten million dollars by December 31, 2031.

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l	E. Domestic stock insurers who apply for a certificate of authority that
2	includes homeowners' insurance or fire and allied lines after September 1, 2022,
3	shall have paid-in capital, a minimum surplus, and an operating surplus totaling at
4	least ten million dollars.
5	* * *
6	§111. Surplus requirements; applicants prior to September 1, 1989
7	* * *
8	D. Domestic mutual insurers authorized to transact homeowners' insurance
9	or fire and allied lines prior to September 1, 1989, shall have an initial minimum
10	surplus and an operating surplus totaling at least five million dollars by December
11	31, 2026, and totaling at least ten million dollars by December 31, 2031.
12	§112. Surplus requirements; applicants on and after September 1, 1989
13	* * *
14	D. Domestic mutual insurers authorized to transact homeowners' insurance
15	or fire and allied lines after September 1, 1989, shall have an initial minimum
16	surplus and an operating surplus totaling at least five million dollars by December
17	31, 2026, and totaling at least ten million dollars by December 31, 2031.
18	E. Domestic mutual insurers who apply for a certificate of authority that
19	includes homeowners' insurance or fire and allied lines after September 1, 2022,
20	shall have an initial minimum surplus and an operating surplus totaling at least ten
21	million dollars.
22	* * *
23	§165. Minimum application and surplus requirements
24	* * *
25	B. Insurers already organized and qualified under the laws of this state as of
26	July 27, 1966, shall continue to have the same underwriting powers they had as of
27	that date, provided all such insurers shall increase the surplus requirements to the
28	amounts set out in Subsection A of this Section on or before August 1, 1967.
29	Domestic reciprocal insurers authorized to transact homeowners' insurance or fire
30	and allied lines after August 1, 1967, shall have an initial minimum surplus of at

1	least five million dollars by December 31, 2026, and at least ten million dollars by
2	December 31, 2031.
3	C. Domestic reciprocal insurers who apply for a certificate of authority that
4	includes homeowners' insurance or fire and allied lines after September 1, 2022,
5	shall have an initial minium surplus of at least ten million dollars.
6	Section 2. This Act shall become effective January 1, 2023.
	SPEAKER OF THE HOUSE OF REPRESENTATIVES
	PRESIDENT OF THE SENATE
	GOVERNOR OF THE STATE OF LOUISIANA

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APPROVED: