

RÉSUMÉ DIGEST

ACT 437 (HB 130)

2022 Regular Session

Beaulieu

Existing law requires the investigating law enforcement officer of a crash to forward a written report of the accident to the Dept. of Public Safety and Corrections (DPS&C) within 48 hours after completing the investigation. Existing law requires the investigating officer forward a written copy of the report to the police department of the city or town and duplicate a report for the DPS&C within 48 hours if the accident occurred within the corporate limits of a city or a town.

Existing law requires the information contained in reports be confidential and made available only to parties to the crash, parents or guardians of a minor who is a party to the crash, and insurers, or an insurance support organization under contract to provide claims and underwriting, of any party which is the subject of the report. Additionally, specifies that the succession representatives of the parties to the crash, the attorneys of the parties or succession representatives, or a news-gathering organization that requests documents related to a specific crash may receive the crash report.

New law modifies existing law by including any healthcare provider, or their agent, that rendered healthcare services to any party which is the subject of the crash as a party to receive the report.

Existing law defines "insurance support organizations" as any person who regularly engages in the practice of collecting information about a natural person for the purpose of providing the information to an insurance company or preventing fraud in connection with insurance underwriting or claim activity.

Prior law prohibited agents, governmental institutions, insurance institutions, medical-care institutions, and medical professionals from being considered "insurance support organizations".

New law modifies existing law by deleting medical-care institutions and medical professionals from the list of prohibited institutions and professionals that are not considered "insurance support organizations".

Effective August 1, 2022.

(Amends R.S. 32:398(I)(1) and (a)(iii))