
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Beth O'Quin.

DIGEST

SB 367 Engrossed

2024 Regular Session

Bass

Present law provides certain requirements for an individual that operates a vehicle while intoxicated.

Present law provides, on a third or subsequent conviction of an individual operating a vehicle while intoxicated, the district attorney may elect to forfeit his vehicle.

Present law provides the proceeds from the sale of the convicted individual's vehicle be allocated as follows:

- (1) 60% to the arresting agency.
- (2) 20% to the prosecuting district attorney.
- (3) 20% to the La. Property and Casualty Insurance Commission for its use in studying ways to reduce drunk driving and insurance rates.

Proposed law retains present law, but changes from the La. Property and Casualty Insurance Commission receiving the proceeds to the Dept. of Insurance.

Present law creates the La. Health Care Commission and provides its duties and functions with the department.

Proposed law repeals present law and provides the commissioner of insurance (commissioner) has the power to create advisory boards.

Present law provides the commissioner, or his designee, appoint a chairman and vice chairman for the commission.

Proposed law repeals present law and adds the commissioner shall appoint members of any advisory board created by proposed law and shall promulgate rules and regulations that provide for the creation, governance, duties, and termination of an advisory board.

Present law requires the commissioner's appointments must be confirmed by the Senate.

Proposed law repeals present law and adds the commissioner shall report activities of the advisory board as a part of the department's annual review. Proposed law provides the commissioner may submit reports and recommendations made by the advisory boards to the legislature.

Present law provides for La. Automobile Theft and Insurance Fraud Prevention Authority and La.

Property and Casualty Insurance Commission and provides for their duties and functions.

Proposed law repeals present law.

Proposed law provides the remaining funds in the Automobile Theft and Insurance Fraud Authority Dedicated Fund be transferred to the department for the purpose of fraud, detection, and education.

Effective on August 1, 2024.

(Amends R.S. 14:98(F)(4)(c), the heading of Part IV of Chapter 11 of Title 22 of the Louisiana Revised Statutes of 1950 and R.S. 22:2161 and 2242(A) and (B), R.S. 36:694.1(C), and R.S. 40:1428(A)(4)(a) and (C); repeals R.S. 22:2131-2135 and 2171, R.S. 36:686(C)(1), (3), and (4), and R.S. 40:1421(12))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Insurance to the original bill

1. Makes technical changes.
2. Provides for funds in the Automobile Theft and Insurance Fraud Authority Dedicated Fund.