

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 113

2024 Regular Session

Talbot

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

PROPERTY INSURANCE. Provides the Louisiana Guaranty Association and the Louisiana Citizens Property Insurance Corporation exceptions from liability for certain property insurance claims.

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Provide that the La. Citizens Property Insurance Corp. (Citizens) is not liable for general damages, special damages, or penalties in excess of the policy's limit but is not precluded from payment of legal interest due from a breach or reasonable attorney fees and costs.
2. Change the date to assess the rate requirements for Citizens from Aug. 15, 2010, to Dec. 31, 2027, to determine whether Citizens is writing more than 50% of the residential property insurance business.
3. Require the Dept. of Insurance to annually report certain percentages of residential insurance business to the House and Senate committees on insurance beginning Feb. 1, 2025.
4. Provide legislative declarations and intent.
5. Make present and proposed law (R.S. 22:2303(D)(1) and (6)) effective on Jan. 1, 2025.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

SB 113 Reengrossed

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Present law provides an exemption from class actions and penalties awarded pursuant to present law for the La. Insurance Guaranty Association (LIGA) and the La. Citizens Property Insurance Corp. (Citizens).

Proposed law retains present law but adds certain exemptions for damages and penalties for LIGA and Citizens relative to property insurance claims. Further provides that Citizens is not liable for general damages, special damages, or penalties in excess of the policy's limit, but does not preclude Citizens from payment of legal interest due from breach or reasonable attorney fees and costs.

Proposed law provides certain exemptions for property damages for LIGA and Citizens for claims of catastrophic loss. Further provides that Citizens is not liable for general damages, special damages, or penalties in excess of the policy's limit, but does not preclude Citizens from payment of legal interest due from breach or reasonable attorney fees and costs.

Present law requires policies issued or renewed under Citizens to be at least 10% higher than the premium rates in accordance with present law and provides applicable rate rules.

Proposed law retains present law but changes the date to assess the rate requirement from Aug. 15, 2010, to Dec. 31, 2027, to determine whether Citizens is writing more than 50% of the residential property insurance business.

Proposed law requires the Dept. of Insurance to annually report certain percentages of residential insurance business to the House and Senate committees on insurance beginning Feb. 1, 2025.

Proposed law provides for legislative declarations and intent. Further provides that present and proposed law (R.S. 22:2303(D)(1) and (6)) become effective on Jan. 1, 2025.

Effective July 1, 2024.

(Amends R.S. 22:1892(H), 1892.2(F), and 2303(D)(1); Adds R.S. 22:2303(D)(6))

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