HLS 25RS-690 ORIGINAL

2025 Regular Session

HOUSE BILL NO. 345

1

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BY REPRESENTATIVE WYBLE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

INSURANCE/PROPERTY: Provides for notices relative to residential property insurance

AN ACT

2	To amend and reenact R.S. 22:41(9), 887(A)(introductory paragraph) and (1)(a) and (G)(1),
3	and 1335(A), relative to property and casualty insurance; to provide for the
4	nonrenewal or cancellation of residential property insurance policies; to provide
5	relative to required written notices; to provide for technical changes; to provide for
6	an effective date; and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 22:41(9), 887(A)(introductory paragraph) and (1)(a) and (G)(1), and
9	1335(A) are hereby amended and reenacted to read as follows:
10	§41. Policyholder bill of rights
11	The following items exist in Louisiana statutes and shall serve as standards
12	for a policyholder bill of rights and do not create additional causes of actions or
13	further penalties not otherwise provided under Louisiana statutes:
14	* * *
15	(9) Policyholders shall have the right to receive written notice of cancellation
16	or nonrenewal at least thirty forty-five days prior to the effective date of the
17	cancellation or nonrenewal, unless the cancellation or nonrenewal is for
18	non-payment nonpayment of premium and shall have the right to protection from
19	improper cancellation or nonrenewal in accordance with R.S. 22:1265 and 1333.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

following:

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1	§887. Cancellation by insurer; changes to homeowner's insurance policies
2	A. Cancellation by the insurer of any policy which by its terms may be
3	cancelled at the option of the insurer, or of any binder based on such policy, may be

(1)(a) Written notice of such cancellation must shall be actually delivered or mailed to the insured or to his representative in charge of the subject of the insurance not less than thirty forty-five days prior to the effective date of the cancellation except when termination of coverage is for nonpayment of premium. The insurer shall include in the notice the cause for which the insurer is failing to renew the policy.

effected affected as to any interest only upon compliance with either of the

\* \* \*

G.(1) No insurer shall fail to renew a policy providing property or casualty insurance unless a notice of intention to not renew is mailed or delivered to the named insured at the address shown on the policy at least thirty forty-five days prior to the effective date of nonrenewal. An insurer shall include in the notice the cause for which the insurer is failing to renew the policy.

18 \* \* \*

§1335. Homeowners' insurance; cancellation; nonrenewal; limited grace period for surviving spouse

A. An insurer that has issued a policy of homeowner's insurance shall not fail to renew the policy unless it has mailed or delivered to the named insured, at the address shown in the policy, written notice of its intention not to renew. The notice of nonrenewal shall be mailed or delivered at least thirty forty-five days before the expiration date of the policy. If the notice is mailed less than thirty forty-five days before expiration, coverage shall remain in effect under the terms and conditions until thirty forty-five days after the notice is mailed or delivered. The insurer shall include in the notice the cause for which the insurer is failing to renew the policy.

1 Any earned premium for the period of coverage extended beyond the expiration date

2 shall be considered pro rata based upon the rate of the previous year.

3 \* \* \*

Section 2. This Act shall become effective on January 1, 2026.

## **DIGEST**

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 345 Original

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2025 Regular Session

Wyble

**Abstract:** Modifies the timeframe for insurers to send prior notice of cancellation or nonrenewal of residential property insurance policies.

<u>Present law</u> provides a policyholder bill of rights. Provides that policyholders have the right to receive written notice of cancellation or nonrenewal of a policy at least 30 days prior to the effective date of the cancellation or nonrenewal, unless the cancellation or nonrenewal is due to nonpayment of premium. Provides further protections for policyholders.

<u>Proposed law</u> changes the timeframe for an insurer to provide written notice <u>from</u> 30 days <u>to</u> 45 days prior to the cancellation or nonrenewal. Otherwise retains <u>present law</u>.

<u>Present law</u> (R.S. 22:887(A)(1)(a)) requires an insurer to send written notice of cancellation of a policy for which the insurer is authorized to cancel according to the contract. Requires the insurer to deliver or mail the notice of cancellation at least 30 days prior to the effective date of cancellation, except when termination of coverage is for nonpayment of premium.

<u>Proposed law</u> changes the timeframe for the insurer to deliver the notice <u>from</u> 30 days <u>to</u> 45 days prior to the effective date of the cancellation and further requires the insurer to include the cause for which the insurer is not renewing the policy. Otherwise retains present law.

<u>Present law</u> (R.S. 22:887(G)(1)) prohibits an insurer from failing to renew a policy unless the insurer mails or delivers a notice of intention to nonrenew to the named insured at least 30 days prior to the effective date of nonrenewal.

<u>Proposed law</u> changes the timeframe for the insurer to deliver the notice <u>from</u> 30 days <u>to</u> 45 days prior to the effective date of nonrenewal and further requires the insurer to include the cause for which the insurer is not renewing the policy. Otherwise retains <u>present law</u>.

<u>Present law</u> (R.S. 22:1335)(A)) prohibits an insurer that has issued a policy of homeowner's insurance from failing to renew the policy unless the insurer has mailed or delivered written notice of intent to nonrenew to the named insured at least 30 days before the expiration date of the policy. Requires the coverage to remain in effect if the insurer mails the notice less than 30 days before the policy expires.

<u>Proposed law</u> changes the timeframe for which the insurer is required to mail the written notice of nonrenewal <u>from</u> 30 days <u>to</u> 45 days and further requires the insurer to include the cause for which the insurer is not renewing the policy. Otherwise retains <u>present law</u>.

Effective Jan. 1, 2026.

(Amends R.S. 22:41(9), 887(A)(intro. para.) and (1)(a) and (G)(1), and 1335(A))

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