

SENATE FLOOR AMENDMENTS

2025 Regular Session

Amendments proposed by Senator Talbot to Reengrossed House Bill No. 148 by Representative Wiley

AMENDMENT NO. 1

On page 1, line 2, after "1454(A)" delete the remainder of the line and insert "and (B)(5),"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, before "1465(A)(1)" insert "1464(D), and"

AMENDMENT NO. 3

On page 1, line 9, after "renewals;" insert "to provide for public inspection with respect to rates and supporting information; to require the commissioner of insurance to determine if information is confidential, trade secret, or proprietary relative to public inspection;"

AMENDMENT NO. 4

On page 1, line 12, after "1454(A)" delete the remainder of the line and insert "and (B)(5),"

AMENDMENT NO. 5

On page 1, at the beginning of line 13, before "1465(A)(1)" insert "1464(D), and"

AMENDMENT NO. 6

On page 3, delete line 3 and insert the following:

"B. In determining whether rates are excessive, inadequate, or unfairly discriminatory, consideration may be given to the following items:

* * *

(5) Other relevant factors. Any other factors available at the time of the rate filing, including but not limited to rates computed in accordance with accepted actuarial standards.

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§1464. Rate Filing

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D.(1) All rates, supplementary rate information, and any supporting information filed pursuant to this Subpart shall be open to public inspection upon expiration of the notification period as applicable pursuant to R.S. 22:1451, or upon disapproval, except for information ~~which is deemed~~ that is confidential, trade secret, or proprietary ~~by the insurer or filer~~. The determination of whether such information is in fact confidential, trade secret, or proprietary shall be made by the commissioner.

(2)(a) If the commissioner receives a request for any information which has been marked by the insurer or filer as confidential, trade secret, or proprietary, prior to disclosure, the commissioner shall notify the insurer or filer in writing of the request and the commissioner's determination of whether or not the information so requested is subject to disclosure.

(b) Within ten days of receipt of the notification, the insurer or filer may request a hearing before the division of administrative law in accordance with R.S. 22:2191 et seq. In the event of a hearing request, the commissioner's determination as to whether the information is confidential, trade secret, or proprietary shall be stayed.

(c) Any action brought pursuant to this Paragraph shall be tried by preference and in a summary manner. The court may review the documents in-camera before reaching a decision.

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