SENATE BILL NO. 22

BY SENATOR LAFLEUR

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

1	AN ACT
2	To amend and reenact R.S. 33:1352(5), 1353(A), 1356, and 1359(E), relative to local
3	housing authority members of an interlocal risk management agency; to authorize
4	the pooling of public officials liability coverage risks; to authorize the pooling of
5	other coverage risks that the board deems appropriate; to provide for definitions; and
6	to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 33:1352(5), 1353(A), 1356, and 1359(E) are hereby amended and
9	reenacted to read as follows:
10	§1352. Definitions; terms defined
11	The following words and terms shall have the meaning indicated unless the
12	context shall clearly indicate a different meaning:
13	* * *
14	(5) "Self-insurance fund" means a pool of public monies established by an
15	interlocal risk management agency from contributions of its members in order to:
16	(a) To pool any one or more of the following risks: general liability, workers'
17	compensation, or property; or to public officials liability, including employment
18	practices liability, property, or any other line of coverage approved by the
19	board of trustees of the interlocal risk management agency.
20	(b) To purchase insurance for <u>risks of</u> general liability, workers'
21	compensation, and/or property coverage, or other lines of coverage approved by
22	the board of trustees of the interlocal risk management agency.
23	* * *
24	§1353. Authority of local housing authority to form, join, and participate in
25	interlocal risk management agency

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1	A. Any two or more local housing authorities may make and execute an
2	intergovernmental agreement between or among themselves to form and become
3	members of an interlocal risk management agency. After an interlocal risk
4	management agency has been formed, any local housing authority may, subject to
5	the bylaws and requirements of such agency, become a member and through
6	participation in the agency may:
7	(1) Pool its general liability risks in whole or in part with those of other local
8	housing authorities.
9	(2) Pool its workers' compensation risks in whole or in part with those of
10	other local housing authorities.
11	(3) Purchase general liability, workers' compensation, and/or property
12	coverage insurance with other local housing authorities participating in and
13	belonging to the interlocal risk management agency, the pooled risks of the
14	participating local housing authorities to be described in a plan of coverages with the
15	total premium prorated among such participants. Pool its public officials liability
16	risks, including employment practices liability coverage, in whole or in part
17	with those of other local housing authorities.
18	(4) Pool its property coverage risks in whole or in part with those of other
19	local housing authorities.
20	(5) Pool other coverage risks the board of trustees of the interlocal risk
21	management agency may determine to be appropriate in whole or in part with
22	those of other local housing authorities.
23	(6) Purchase insurance for risks of general liability, workers'
24	compensation, public officials liability, including employment practices liability,
25	property or other insurance for such other lines of coverage pooled by the
26	interlocal risk management agency with other local housing authorities
27	participating in and belonging to the interlocal risk management agency. The
28	pooled risks of the participating local housing authorities shall be described in

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a plan of coverages with the total premium prorated among such participants.

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1 §1356. Minimum contributions before risk sharing 2 A self-insurance fund shall not function as a means of sharing risks of loss among the members of an interlocal risk management agency until the interlocal risk 3 4 management agency administering such fund shall have received, for general 5 liability, workers' compensation, and public officials liability, including employment practices liability, property coverage, and any other pooled line of 6 7 coverage risks, an annual gross premium, calculated in accordance with the applicable manual premium rate or rates, plus or minus applicable experience credits 8 9 or debits, of not less than two hundred thousand dollars for each line of risk. 10 11 §1359. Excess insurance 12 13 E. The agency shall maintain at all times a contract or contracts of excess 14 insurance with respect to property coverage and such other lines of coverage as 15 may be approved by the board of trustees of the interlocal risk management 16 agency in such amounts as determined by the board of trustees of the interlocal risk 17 management agency. 18 19 Section 2. This Act shall become effective upon signature by the governor or, if not 20 signed by the governor, upon expiration of the time for bills to become law without signature 21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If 22 vetoed by the governor and subsequently approved by the legislature, this Act shall become 23 effective on the day following such approval.

	PRESIDENT OF THE SENATE
	SPEAKER OF THE HOUSE OF REPRESENTATIVES
APPROVED:	GOVERNOR OF THE STATE OF LOUISIANA