SLS 16RS-90 ENGROSSED

2016 Regular Session

SENATE BILL NO. 35

BY SENATOR GATTI

INSURANCE POLICIES. Requires insurance for persons handling explosives. (8/1/16)

AN ACT

To enact R.S. 40:1472.3(F), relative to licensing a manufacturer, dealer-distributor, user,

3 blaster, or handler of explosives; to provide for the requirement of liability insurance

as a condition for obtaining a license; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1472.3(F) is hereby enacted to read as follows:

§1472.3. License; manufacturer, dealer-distributor, user, blaster, or handler of

8 explosives

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F. No license shall be issued by the deputy secretary pursuant to an application therefor when the applicant is in control of demilitarized explosives, propellants, and recycled bomb materials in excess of one-half million pounds or more unless the applicant provides proof of liability insurance. The liability insurance shall be in an amount not less than fifty million dollars and shall provide coverage for damage caused by blast waves, blast wind, fire, fragmentation, open burning, secondary fragmentation, shockwaves and stress waves which result from the handling, movement, use, manipulation, or other

action causing the detonation of explosives by the applicant or an employee or

2 **agent of the applicant.**

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The original instrument was prepared by Cheryl Cooper. The following digest, which does not constitute a part of the legislative instrument, was prepared by Laura Gail Sullivan.

DIGEST

SB 35 Engrossed

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Gatti

<u>Present law</u> provides for the requirements of a manufacturer, dealer-distributor, user, blaster, or handler of explosives to obtain a state-issued license.

<u>Proposed law</u> retains <u>present law</u> and adds the requirement of proof of a \$50 million liability insurance policy to cover damage caused by blast waves, blast wind, fire, fragmentation, open burning, secondary fragmentation, shockwaves and stress waves as a condition of issuance of a license when the applicant is in control of demilitarized explosives, propellants, and recycled bomb materials in excess of one-half million pounds or more.

Effective August 1, 2016.

(Enacts 40:1472.3(F))

Summary of Amendments Adopted by Senate

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

- 1. Add open burning to the list of types of damage the policy must cover.
- 2. Limit provisions of <u>proposed law</u> to applicants in control of demilitarized explosives, propellants, and recycled bomb materials in excess of one-half million pounds or more.