

Regular Session, 2010

# ACT No. 364

HOUSE BILL NO. 338

BY REPRESENTATIVE MONICA

1 AN ACT

2 To amend and reenact R.S. 22:1806.2(7) and 1806.3(G) and to enact R.S. 22:1806.1(B)(4),  
3 relative to regulation of home service contract providers by the commissioner of  
4 insurance; to provide for definitions; to provide for exemptions; and to provide for  
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 22:1806.2(7) and 1806.3(G) are hereby amended and reenacted and  
8 R.S. 22:1806.1(B)(4) is hereby enacted to read as follows:

9 §1806.1. Scope and purpose

10 \* \* \*

11 B. The following shall be exempt from this Part:

12 \* \* \*

13 (4) Contracts sold or offered for sale on a single new item of property at the  
14 time of the sale of the property or within one year of the date of the sale which  
15 guarantees the performance of the service, repair, replacement, or maintenance of the  
16 property or guarantees to indemnify for the service, repair, replacement, or  
17 maintenance of a single item of residential property.

18 \* \* \*

19 §1806.2. Definitions

20 As used in this Part:

21 \* \* \*

22 (7) "Provider" means a person ~~who administers, issues, makes, provides,~~  
23 ~~sells, or offers to sell a home service contract~~ or who is contractually obligated to

~~provide service the services or to provide indemnification under a home service contract, such as sellers, administrators, and other intermediaries.~~

\* \* \*

### §1806.3. Requirements for doing business

\* \* \*

G. Except for the registration requirements of this Section, providers ~~and related home service contract sellers, administrators, and other persons marketing, selling, or offering to sell~~, administrators, and persons marketing, selling, or offering to sell home service contracts are exempt from any licensing requirements of this state and shall not be subject to other registration information or security requirements.

\* \* \*

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_