Regular Session, 2014

#### HOUSE BILL NO. 660

### BY REPRESENTATIVE PIERRE

### 1 AN ACT 2 To amend and reenact R.S. 22:382 and 389(A)(introductory paragraph) and to enact R.S. 3 22:389(A)(5) and 389.1, relative to property residual value insurers; to provide that 4 a property residual value insurer shall notify the commissioner of insurance within 5 sixty days of any material change in its ownership, control, or other circumstance 6 affecting its qualifications for a license; to permit the commissioner of insurance to 7 levy a fine; to authorize the commissioner to levy a fine, suspend, or revoke a license 8 under certain circumstances; to provide for reinstatement of license for failure to pay 9 the annual license renewal fee; to provide for reinstatement of license for failure to 10 file the annual audited financial statement; and to provide for related matters. 11 Be it enacted by the Legislature of Louisiana: 12 Section 1. R.S. 22:382 and 389(A)(introductory paragraph) are hereby amended and 13 reenacted and R.S. 22:389(A)(5) and 389.1 are enacted to read as follows: 14 §382. License required of property residual value insurer; notice of material change 15 required 16 A. No person shall act as or attempt to act as a property residual value 17 insurer unless licensed to do so by the commissioner. Each application shall be 18 submitted to the commissioner along with the fee for such license in the amount of 19 one thousand five hundred dollars. Licenses shall be renewed annually upon payment 20 of a fee of one thousand five hundred dollars, which shall be paid no later than 21 March fifteenth of each year.

**ENROLLED** 

**ACT No. 82** 

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

1	B. A licensee shall notify the commissioner within sixty days of any material
2	change in its ownership, control, or other fact or circumstance affecting its
3	qualification for a license in this state. Material changes shall include but are not
4	limited to the following:
5	(1) Changes in officers or directors.
6	(2) Changes in ownership.
7	(3) Change in articles of incorporation.
8	(4) A merger.
9	(5) An addition or change of a trade name or "d/b/a".
10	(6) Cessation of business in Louisiana.
11	* * *
12	§389. Revocation or suspension of license; fine
13	A. The commissioner may <u>levy a fine not to exceed one thousand dollars per</u>
14	violation or revoke or suspend any license required by this Subpart in accordance
15	and compliance with R.S. 49:961. Any license issued under the provisions of this
16	Subpart shall be revoked or suspended for the following causes: for any of the
17	following:
18	* * *
19	(5) The insurer fails to comply with any provision of this Subpart or a lawful
20	order of the commissioner.
21	* * *
22	<u>§389.1. Reinstatement of license</u>
23	A. A property residual value insurer whose license has been suspended for
24	failure to pay the annual renewal fee required by R.S. 22:382 shall have his license
25	reinstated if the annual renewal fee is paid within ninety days of the date of
26	suspension, provided all other requirements of this Subpart have been met.
27	B. A property residual value insurer whose license has been suspended for
28	failure to file the annual audited financial statement required by R.S. 22:386 shall

have his license reinstated if the annual audited financial statement is filed within
ninety days of the deadline for filing provided in R.S. 22:386.

# SPEAKER OF THE HOUSE OF REPRESENTATIVES

# PRESIDENT OF THE SENATE

# GOVERNOR OF THE STATE OF LOUISIANA

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