HLS 18RS-4535

2018 Regular Session

HOUSE RESOLUTION NO. 239

BY REPRESENTATIVE TALBOT

INSURANCE: Requests the Department of Insurance to create a task force to study the penalties and attorney fees provisions in the Louisiana Insurance Code and make recommendations for simplification and clarification

1	A RESOLUTION
2	To urge and request the Department of Insurance to create a task force to study the statutory
3	provisions providing for penalties and attorney fees in the Louisiana Insurance Code,
4	comprising Title 22 of the Louisiana Revised Statutes of 1950, and to make
5	recommendations for the simplification and clarification of those provisions.
6	WHEREAS, the subject and availability of insurance is of great interest and
7	importance to the people and businesses of this state; and
8	WHEREAS, each year the legislature attempts to address insurance legislation
9	concerning a myriad of proposals dealing with insurance, insurers, claims, regulations, and
10	interrelated matters; and
11	WHEREAS, the purpose of Title 22 of the Louisiana Revised Statutes of 1950,
12	known and cited as the Louisiana Insurance Code, is to regulate the insurance industry in all
13	of its phases; and
14	WHEREAS, it is the duty of the commissioner of insurance to administer the
15	provisions of the Louisiana Insurance Code; and
16	WHEREAS, there is an overriding public need to carefully study and deliberate prior
17	to recommending changes to the Louisiana Insurance Code to maintain the confidence of the
18	public in the insurance industry, its products, and the regulatory agencies and departments
19	of the state and their operation, independence, and reliability.

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1	THEREFORE, BE IT RESOLVED that the House of Representatives of the
2	Legislature of Louisiana does hereby urge and request the Department of Insurance to create
3	a task force to study the statutory provisions providing for penalties and attorney fees in the
4	Louisiana Insurance Code, comprising Title 22 of the Louisiana Revised Statutes of 1950,
5	and to make recommendations for the simplification and clarification of those provisions.
6	BE IT FURTHER RESOLVED that the task force shall be composed of
7	representatives from any relevant and interested parties.
8	BE IT FURTHER RESOLVED that the task force is assigned to the Department of
9	Insurance, with staff support to be provided from existing personnel within the department.
10	BE IT FURTHER RESOLVED that the commissioner of insurance or his designee
11	shall serve as chairman of the task force.
12	BE IT FURTHER RESOLVED that, at the first meeting of the task force, the
13	members shall elect a vice chairman and other officers as the members deem appropriate.
14	BE IT FURTHER RESOLVED that members of the task force shall receive no
15	compensation for their services and shall serve at no expense to the state.
16	BE IT FURTHER RESOLVED that the task force may conduct meetings at such
17	places and at such times necessary or convenient to enable it to exercise fully and effectively
18	its powers, perform its duties, and accomplish the objectives and purposes of this Resolution.
19	BE IT FURTHER RESOLVED that the task force shall submit a report of its
20	findings and recommendations including proposed legislation to the House and Senate
21	committees on insurance no later than sixty days prior to the convening of the 2019 Regular
22	Session.
23	BE IT FURTHER RESOLVED that the legislative authority for the task force shall
24	terminate on December 31, 2019.
25	BE IT FURTHER RESOLVED that the commissioner of insurance or his designee
26	shall convene the task force for its first meeting no later than October 1, 2018.
27	BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
28	commissioner of insurance.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HR 239 Original

2018 Regular Session

Talbot

Requests the Dept. of Insurance to create a task force to study the penalties and attorney fees provisions in the La. Insurance Code and make recommendations for simplification and clarification.