

Regular Session, 2010

SENATE BILL NO. 155

BY SENATOR MURRAY

INSURANCE CLAIMS. Prohibits contractual credit to a UM carrier for workers' compensation and medical paid. (8/15/10)

1 AN ACT

2 To enact R.S.22:1295(7) relative to uninsured motorist coverage; to provide with respect to

3 prohibiting a contractual credit to an uninsured motorist carrier for workers'

4 compensation and medical benefits paid; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1295(7) is hereby enacted to read as follows:

7 §1295. Uninsured motorist coverage

8 The following provisions shall govern the issuance of uninsured motorist

9 coverage in this state:

10 * * *

11 **(7) For purposes of this Section, no payment to an insured under the**

12 **insured's uninsured motorist coverage on a motor vehicle insurance policy shall**

13 **be offset by, or otherwise reduced by, any workers' compensation payment**

14 **made to the insured by a workers' compensation insurer or self-insurer.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Cheryl Horne.

DIGEST

Present law permits an uninsured motorist insurance carrier to reduce the amount of uninsured motorist benefits available to the insured by the amount of any workers' compensation benefits paid by the insured employer's workers' compensation carrier.

Proposed law prohibits any credit to an uninsured motorist carrier for workers' compensation payments to the insured.

Effective August 15, 2010.

(Adds R.S.22:1295(7))