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## DIGEST

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HB 236 Engrossed

2021 Regular Session

Emerson

**Abstract:** Relative to the La. Life and Health Insurance Guaranty Association, removes past dates and expands the exception relative to prospective application.

Proposed law removes past date references from certain present law definitions.

Present law (R.S. 22:2099) provides an exception that present law (R.S. 22:2081 et seq.) does not apply to any member insurer that is insolvent, impaired, or unable to fulfill its contractual obligations. Proposed law retains present law and extends the exception to the following:

(1) Any subsidiary of an insurer and an insurance holding company system or its directly or indirectly related agent, affiliate, or other entity unable to fulfill its contractual obligations before Sept. 30, 1991.

(2) Any health maintenance organization unable to fulfill its contractual obligations before Aug. 1, 2018.

Proposed law specifies that present and proposed law (R.S. 22:2099), including provisions thereof that became effective on Sept. 30, 1991 and all subsequent amendments apply prospectively to govern liability for assessments, offsets, refunds, and other matters relating to insurers not specified in proposed law (R.S. 22:2099(A)).

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 22:2084(6) and (7) and 2099)

### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Insurance to the original bill:

1. Specify that present and proposed law (R.S. 22:2099), including provisions thereof that became effective on Sept. 30, 1991 and all subsequent amendments apply prospectively to govern liability for assessments, offsets, refunds, and other matters relating to insurers not specified in proposed law (R.S. 22:2099(A)).
2. Make technical changes.