

Regular Session, 2010

HOUSE BILL NO. 204

BY REPRESENTATIVE CORTEZ

INSURANCE/HEALTH-ACCID: Increases the amount of time before a policy form is deemed approved before the commissioner's approval

1 AN ACT

2 To amend and reenact R.S. 22:972(A), relative to health and accident insurance policies; to
3 increase the amount of time before a form for such a policy is deemed approved
4 before the commissioner of insurance's approval; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:972(A) is hereby amended and reenacted to read as follows:

7 §972. Approval and disapproval of forms; filing of rates

8 A. No policy of health and accident insurance shall be delivered or issued
9 for delivery in this state, nor shall any endorsement, rider, or application which
10 becomes a part of any such policy be used in connection therewith until a copy of the
11 form and of the premium rates and of the classifications of risks pertaining thereto
12 have been filed with the commissioner of insurance; nor shall any such policy,
13 endorsement, rider, or application be ~~so~~ used until the expiration of ~~thirty~~ forty-five
14 days after the form has been filed unless the commissioner of insurance ~~shall sooner~~
15 ~~give~~ gives his written approval prior thereto. The commissioner of insurance shall
16 notify in writing the insurer which has filed any such form if it does not comply with
17 the provisions of this Subpart, specifying the reasons for his opinion; and it shall
18 thereafter be unlawful for such insurer to issue such form in this state. An aggrieved
19 party affected by the commissioner's decision, act, or order may demand a hearing
20 in accordance with Chapter 12 of this Title, R.S. 22:2191 et seq.

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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)]

Cortez

HB No. 204

Abstract: Increases the amount of time before a health and accident policy form is deemed approved before the commissioner of insurance's approval from 30 days to 45 days.

Present law prohibits a health and accident policy from being issued in this state until a copy of the policy form has been filed with the commissioner of insurance. Further prohibits use of such policy until the expiration of 30 days after filing unless the commissioner gives his written approval sooner.

Proposed law increases the amount of time before a health and accident policy form is deemed approved for use in this state before the commissioner of insurance's approval from 30 days to 45 days; otherwise retains present law.

(Amends R.S. 22:972(A))