

Regular Session, 2012

HOUSE BILL NO. 257

BY REPRESENTATIVE HENRY

INSURANCE/PROPERTY: Provides relative to assessment refunds from La. Citizens Property Insurance Corporation

1 AN ACT

2 To amend and reenact R.S. 22:2297(D)(1) and 2317 and to enact R.S. 22:2305(C), relative
3 to the refund of certain assessments from Louisiana Citizens Property Insurance
4 Corporation; to provide for the return of assessment refunds from Louisiana Citizens
5 Property Insurance Corporation; to provide for information relative to the amount of
6 assessment returns to be included in the corporation's annual report; and to provide
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 22:2297(D)(1) and 2317 are hereby amended and reenacted and R.S.
10 22:2305(C) is hereby enacted to read as follows:

11 §2297. Powers and duties of Louisiana Citizens Property Insurance Corporation

12 * * *

13 D. The corporation shall:

14 (1) Coordinate with Louisiana homeowners' insurers to develop a collection
15 and recordkeeping system, the purpose of which is to maintain an accounting of
16 homeowners' insurance policyholders in this state who have paid an assessment tax
17 to the corporation, pursuant to R.S. 22:2307, and are due a refund of this assessment
18 tax. The corporation shall initiate the return of this assessment to the insureds that
19 have paid the assessment and are due a return.

1 by the corporation pursuant to R.S. 22:2307 due to Hurricanes Katrina and Rita ~~is~~
2 ~~refundable~~. shall be refunded by the corporation in the following year.

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)]

Henry

HB No. 257

Abstract: Requires La. Citizens Property Insurance Corporation to work with homeowners' insurers to maintain a system that keeps track of the refunds due to insureds and to automatically deliver those refunds.

Present law provides that homeowners' insurance policy premiums in La. will include an assessment tax that is levied by the La. Citizens Property Insurance Corporation. Further provides that insureds are due a refund of this assessment and may obtain the refund by filling out a form on the corporation's website and sending it to the corporation.

Proposed law requires the corporation to keep track of the refunds due as a result of collected assessments and to send these refunds to insureds without the insured having to initiate this action.

Proposed law requires Citizens to report annually to the Commissioner of Insurance the number of insureds who have paid the assessment and the amount of refunds to be distributed.

(Amends R.S. 22:2297(D)(1) and 2317; Adds R.S. 22:2305(C))