

Regular Session, 2013

SENATE BILL NO. 34

BY SENATOR HEITMEIER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PROPERTY INSURANCE. To provide with respect to actions involving Chinese drywall.
(6/30/13)

1 AN ACT

2 To amend and reenact R.S. 22:1338(E), relative to homeowners' insurance; to provide with
3 respect to the sunset provision in actions involving Chinese drywall; and to provide
4 for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1338(E) is hereby amended and reenacted to read as follows:

7 §1338. Homeowners' insurance; prohibited actions involving Chinese drywall;
8 penalty

9 * * *

10 E. The provisions of this Section shall cease to be effective after July 1, ~~2013~~

11 **2016**.

12 Section 2. This Act shall become effective on June 30, 2013.

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

DIGEST

Present law prohibits an insurer from canceling or failing to renew any homeowners' insurance policy based solely on the presence of installed Chinese drywall in the insured's property or the filing of a claim by an insured that is based on the presence of Chinese

drywall. Further provides penalties for any violation.

Present law sunsets after July 1, 2013.

Proposed law retains present law and changes the sunset date to July 1, 2016.

Effective June 30, 2013.

(Amends R.S. 22:1338(E))