

## **House Committee on Insurance**

Minutes of Meeting  
2017 Regular Session  
April 19, 2017

### **I. CALL TO ORDER**

Representative Kirk Talbot, chairman of the House Committee on Insurance, called the meeting to order at 9:39 a.m. in Room 3, in the state capitol in Baton Rouge, Louisiana.

### **II. ROLL CALL**

#### **MEMBERS PRESENT:**

Representative Kirk Talbot, chairman  
Representative Mark Abraham  
Representative John F. "Andy" Anders  
Representative Chad Brown  
Representative Robby Carter  
Representative Gregory Cromer  
Representative Paula P. Davis  
Representative Cedric B. Glover  
Representative Mike Huval  
Representative Edmond Jordan  
Representative Vincent J. Pierre  
Representative Alan Seabaugh  
Representative Major Thibaut, vice chairman

#### **MEMBERS ABSENT:**

Representative Paul Hollis

#### **STAFF MEMBERS PRESENT:**

David Marcuse, attorney  
Shana Veade, attorney  
Christie L. Russell, secretary

#### **ADDITIONAL ATTENDEES PRESENT:**

Vivian Hurst, sergeant at arms  
Hunter Sikaffy, clerk

### III. DISCUSSION OF LEGISLATION

#### **House Bill No. 503 by Representative Thibaut**

Representative Thibaut presented House Bill No. 503, which provides relative to the licensing of insurance producers.

Representative Talbot offered amendments to House Bill No. 503 which provides that the producer renewal fee for all other lines of insurance is \$55.00 for two or more lines. Representative Talbot offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 9 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Cromer, Davis, Huval, Jordan, Pierre, and Thibaut voted yea.

Representative Talbot offered a motion to report House Bill No. 503 with amendments. Without objection, House Bill No. 503 was reported with amendments by a vote of 9 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Cromer, Davis, Huval, Jordan, Pierre, and Thibaut voted yea.

#### **House Bill No. 393 by Representative Connick**

Representative Connick presented House Bill No. 393, which provides for the elimination of contents coverage on residential properties following a declared disaster.

Jim Donelon, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 393.

Representative Talbot offered a motion to report House Bill No. 393 favorably. Without objection, House Bill No. 393 was reported favorably by a vote of 10 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Thibaut voted yea.

#### **House Bill No. 287 by Representative Talbot**

Representative Talbot presented House Bill No. 287, which provides for the return of unearned premium and notice of claim payments to the mortgagee.

Warren Byrd, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 287.

Jeff Albright, Independent Agents of Louisiana, 18814 Petroleum Blvd, Baton Rouge, LA 70809, (225) 931-7711 spoke for information only on House Bill No. 287.

Representative Thibaut offered amendments to House Bill No. 287 which: 1) Clarifies that unearned premiums will be returned to a mortgagee who funded a policy with the mortgagee's own funds, as well as the policyholder; 2) Requires notice of return of unearned premiums to the mortgagee as well as the policyholder upon cancellation of the policy by the insured or the insurer; 3) Requires the notice requiring payment of premium on a policy sent to the mortgagee contain a description of the policy; and 4) Requires the insurer to send the mortgagee a notice of billing of a premium increase during the term of the policy. Representative Thibaut offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Thibaut voted yea.

Representative Talbot offered a motion to report House Bill No. 287 with amendments. Without objection, House Bill No. 287 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Thibaut voted yea.

#### **House Bill No. 378 by Representative Anders**

Representative Anders presented House Bill No. 378, which provides for exclusion from guaranty fund coverage for a person acquiring rights to receive payments through a "structured settlement factoring transaction".

Tom Travis, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 378.

Representative Talbot offered technical amendments to House Bill No. 378. Representative Talbot offered a motion to adopt the technical amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Thibaut voted yea.

Representative Anders offered a motion to report House Bill No. 378 with amendments. Without objection, House Bill No. 378 was reported with amendments by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Thibaut voted yea.

#### **House Bill No. 407 by Representative Huval**

Representative Huval presented House Bill No. 407, which provides for producer fees for individual and group health insurance policies.

Ronnell Nolan, HAFA, P.O. Box 8131, Baton Rouge, LA 70896 spoke in support of House Bill No. 407.

Jim Donelon, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 407.

Jeff Albright, Independent Agents of Louisiana, 18821 Petroleum Blvd., Baton Rouge, LA 70809, spoke for information only on House Bill No. 407.

Representative Talbot offered amendments to House Bill No. 407 which allows producers to negotiate an agency fee for supplemental benefit insurance coverages. Representative Talbot offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Thibaut voted yea.

Representative Thibaut offered a motion to report House Bill No. 407 with amendments. Without objection, House Bill No. 407 was reported with amendments by a vote of 13 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Chad Brown, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, Seabaugh, and Thibaut voted yea.

Witness cards submitted by individuals who did not want to speak are as follows: 15 in support. Witness cards are included in the committee records.

#### **House Bill No. 273 by Representative Huval**

Representative Huval presented House Bill No. 273, which provides for the approval by the commissioner of insurance of trade names for insurance producers.

Barry Ward, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 273.

Jim Donelon, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 273.

Representative Huval offered a motion to voluntarily defer action on House Bill No. 273. Without objection, action on House Bill No. 273 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Talbot, Abraham, Anders, Chad Brown, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Seabaugh voted yea.

#### **House Bill No. 480 by Representative Huval**

Representative Huval presented House Bill No. 480, which provides for the approval of independent review organizations.

Korey Harvey, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 480.

Representative Huval offered a motion to report House Bill No. 480 favorably. Without objection, House Bill No. 480 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Chad Brown, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Seabaugh voted yea.

### **House Bill No. 233 by Representative Thomas**

Representative Thomas presented House Bill No. 233, which provides relative to filing requirements for surplus lines insurers.

Barry Ward, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 233.

Jim Donelon, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 233.

Representative Pierre offered a motion to report House Bill No. 233 favorably. Without objection, House Bill No. 233 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Chad Brown, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Seabaugh voted yea.

### **House Bill No. 289 by Representative Thomas**

Representative Thomas presented House Bill No. 289, which requires risk-bearing entities to provide certain contact information to the commissioner of insurance.

Barry Ward, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 289.

Jim Donelon, Department of Insurance, 1702 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802 spoke for information only on House Bill No. 289.

Representative Talbot offered technical amendments to House Bill No. 289. Representative Talbot offered a motion to adopt the technical amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Talbot, Abraham, Chad Brown, Robby Carter, Cromer, Davis, Glover, Huval, Jordan, Pierre, and Seabaugh voted yea.

Representative Cromer offered a motion to report House Bill No. 289 with amendments. Without objection, House Bill No. 289 was reported with amendments by a vote of 8 yeas and 0 nays.

Representatives Talbot, Abraham, Chad Brown, Robby Carter, Cromer, Davis, Jordan, and Pierre voted yea.

**IV. OTHER BUSINESS**

**V. ANNOUNCEMENTS**

**VI. ADJOURNMENT**

The meeting was adjourned at 11:37 a.m.

Respectfully submitted,

Chairman Kirk Talbot  
House Committee on Insurance

Date adopted: