

Regular Session, 2009

HOUSE BILL NO.

BY

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

INSURANCE: Defines kinds of insurance for purposes of the Insurance Code

1 AN ACT

2 To amend and reenact R.S. 22:47(2) through (6), (8), (10), (12), and (13), 81, 82, 111, 112,  
3 165, 851(A), 861(A), 864(D), and 2053(A), to enact R.S. 22:47(18) and (19), and to  
4 repeal R.S. 22:47(7), relative to kinds of insurance; to define kinds of insurance for  
5 purposes of the Insurance Code, including capital and surplus requirements; and to  
6 provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 22:47(2) through (6), (8), (10), (12), and (13), 81, 82, 111, 112, 165,  
9 851(A), 861(A), 864(D), and 2053(A) are hereby amended and reenacted and R.S.  
10 22:47(18) and (19) are hereby enacted to read as follows:

11 §47. Kinds of insurance

12 Insurance shall be classified as follows:

13 \* \* \*

14 (2)(a) Health and accident. Insurance of human beings against bodily injury,  
15 disablement, or death by accident or accidental means, or the expense thereof, or  
16 against disablement, or expense resulting from sickness or old age, ~~or against major~~  
17 ~~expenses incurred by an employee benefit plan due to the illness or injury of a~~  
18 ~~covered employee, or against major expenses incurred by a health care provider at~~  
19 ~~financial risk for provision of health care to persons under an agreement, and every~~  
20 ~~insurance appertaining thereto~~, including insurance wherein the benefits are covered  
21 at a higher level when health care is received from a defined network of health care

1 providers, provided, however, that such insurance meets all applicable requirements  
2 of Subpart I of Part I of Chapter 2 of this Title, R.S. 22:241 et seq., for provision of  
3 coverage through designated providers of medical services.

4 (b) Health stop loss. Insurance against major expenses incurred by an  
5 employee benefit plan due to the illness or injury of a covered employee, or against  
6 major expenses incurred by a health care provider at financial risk for provision of  
7 health care to persons under an agreement.

8 ~~(b)(i)~~ (c) Limited benefit. Health and accident insurance policy designed,  
9 advertised, and marketed to supplement major medical insurance that includes  
10 accident-only, the Civilian Health and Medical Program of the Uniformed Services  
11 (CHAMPUS), dental, disability income, fixed indemnity, long-term care, Medicare  
12 supplement, specified disease, vision, and any other health and accident insurance,  
13 other than basic hospital expense, basic medical-surgical expense, or other major  
14 medical insurance.

15 (3) Vehicle.

16 (a) Insurance against loss or damage to any land vehicle ~~or aircraft~~ or any  
17 draft or riding animal or to property while contained therein or thereon or being  
18 loaded or unloaded therein or therefrom, and against any loss or liability resulting  
19 from or incident to ownership, maintenance, or use of any such vehicle ~~or aircraft~~ or  
20 animal.

21 (b) Insurance against accidental death or accidental injury to individuals,  
22 including the named insured, while the individuals are in, entering, alighting from,  
23 adjusting, repairing, cranking, or ~~caused by~~ being struck by a vehicle; ~~aircraft~~; or  
24 draft or riding animal, if such insurance is issued as part of insurance on the vehicle;  
25 ~~aircraft~~; or draft or riding animal; ~~shall be deemed to be vehicle insurance.~~

26 (4) Liability.

27 (a) Insurance against the liability of the insured for the death, injury or  
28 disability of an employee or other person, and insurance against the liability of the  
29 insured for damage to or destruction of another person's property.



1 (b) Insurance against loss or damage by earthquake, windstorms, cyclone,  
2 tornado, tempests, hail, frost, snow, ice, sleet, flood, rain, drought, or other weather  
3 or climatic conditions including excess or deficiency of moisture; or rising of the  
4 waters of the ocean or its tributaries;

5 (c) Insurance against loss or damage by bombardment, invasion,  
6 insurrection, riot, strikes, civil war or commotion, military or usurped power, or  
7 explosion, (other than explosion of steam boilers and the breaking of fly wheels);

8 (d) Insurance authorizing the insurer to repair, rebuild, or replace with new  
9 materials of like size, kind, and quality, property damaged or destroyed by fire or  
10 other perils insured against.

11 (e) Insurance against loss or damage to property from any other hazard or  
12 cause and against loss consequential upon such loss or damage.

13 (f) Insurance against loss or damage to glass including lettering,  
14 ornamentation, and fittings from any cause.

15 \* \* \*

16 (12) ~~Crop. and live stock.~~ (a) Insurance against loss or damage from insects,  
17 hail, diseases, or other causes to trees, crops, or other products of the soil;

18 ~~(b) Insurance against loss by death or damage to any domesticated or wild~~  
19 ~~animal from disease, lightning, tornadoes, cyclones, accidents, and every other~~  
20 ~~casual or accidental cause, also against theft.~~

21 (13) Marine and transportation. ~~(inland marine).~~

22 (a) Insurance against loss or damage to vessels, craft, aircraft, or vehicles of  
23 every kind, (excluding vehicles operating under their own power or while in storage  
24 not incidental to transportation), as well as all goods, freights, cargoes, merchandise,  
25 effects, disbursements, profits, moneys, bullion, precious stones, securities, choses  
26 in action, evidences of debt, valuable papers, bottomry and respondentia interests,  
27 and all other kinds of property and interests therein, in respect to, appertaining to, or  
28 in connection with any or all risks or perils of navigation, transit, or transportation,  
29 including war risks, on or under any seas or other waters, on land or in the air, or  
30 while being assembled, packed, crated, baled, compressed, or similarly prepared for

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1 shipment or while awaiting the same or during any delays, storage, trans-shipment,  
2 or reshipment incident thereto, including marine builder's risks and all personal  
3 property floater risks;

4 (b) Insurance against loss or damage to persons or property in connection  
5 with or appertaining to marine, inland marine, transit, or transportation insurance,  
6 including liability for loss of or damage to either arising out of or in connection with  
7 the construction, repair, operation, maintenance, or use of the subject matter of such  
8 insurance, (but not including life insurance or surety bonds nor insurance against loss  
9 by reason of bodily injury to the person arising out of the ownership, maintenance,  
10 or use of automobiles);

11 (c) Insurance against loss or damage to precious stones, jewels, jewelry,  
12 gold, silver, and other precious metals whether used in business or trade or otherwise  
13 and whether the same be in course of transportation or otherwise, which shall include  
14 jewelers' block insurance;

15 (d) Insurance against loss or damage to bridges, tunnels, and other  
16 instrumentalities of transportation and communication, (excluding buildings, their  
17 furniture and furnishings, fixed contents, and supplies held in storage), unless fire,  
18 tornado, sprinkler leakage, hail, explosion, earthquake, riot, and civil commotion are  
19 the only hazards to be covered; and to piers, wharves, docks, and slips, excluding the  
20 risks of fire, tornado, sprinkler leakage, hail, explosion, earthquake, riot, and civil  
21 commotion; and to other aids to navigation and transportation, including dry docks  
22 and marine railways, dams, and appurtenant facilities for the control of waterways,  
23 against all risks;

24 (e) ~~"Marine Marine protection and indemnity insurance", meaning insurance~~  
25 ~~against, or against insurance provides coverage for any legal liability of the assumed~~  
26 by an insured for, loss, damage, or expense incident to ownership, operation,  
27 chartering, maintenance, use, repair, or construction of any vessel, craft, or  
28 instrumentality in use in ocean or inland waterways, including liability of the insured  
29 for personal injury, illness, or death or for the loss of or damage to the property of

1 another person, except this definition shall not include vessels and watercraft under  
2 five tons gross weight.

3 (f) Insurance against loss by death or damage to any domesticated or wild  
4 animal from disease, lightning, tornadoes, cyclones, accidents, and every other  
5 casual or accidental cause; also against theft.

6 (g) Insurance against financial loss due to trip cancellation or interruption,  
7 lost or damaged baggage, trip or baggage delay, missed connections, or changes in  
8 itinerary.

9 \* \* \*

10 (18) Surety. A contract whereby one becomes a surety or guarantor for the  
11 performance of any person of any lawful obligation, undertaking, agreement, or  
12 contract of any kind, except contracts or policies of insurance; or guaranteeing  
13 against loss or damage resulting from failure of debtors to pay their obligations to  
14 the insured; and underwriting blanket bonds; however, no insurer, except the Federal  
15 Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation,  
16 the National Credit Union Administration, or any similar insurance corporation  
17 hereinafter created by the Congress of the United States or the legislature of any state  
18 shall insure deposits in banks, savings and loan associations, credit unions, finance  
19 operations, or similar institutions.

20 (19) Industrial fire. Fire and allied lines insurance policies issued through  
21 producers operating on the debit agency system, under which system a weekly or  
22 monthly collection percentage is paid based either on actual weekly or monthly  
23 premium collections or weekly or monthly increases of premium collections and  
24 where the face amount of the insurance provided covering buildings and other  
25 structures or contents under the same ownership shall not exceed forty thousand  
26 dollars for the structure and forty thousand dollars for contents.

27 \* \* \*

28 §81. Capital requirements; applicants prior to September 1, 1989

29 A. Domestic stock insurers who apply for a certificate of authority prior to  
30 September 1, 1989, may transact the following kinds of insurance in this state upon

1           qualifying therefor and by having paid-in capital and minimum surplus represented  
 2           by assets as follows:

	<u>Paid-in</u>	<u>Minimum</u>
	<u>Capital</u>	<u>Surplus</u>
3 <u>Insurance</u>		
4           (1) Life	\$ 100,000	\$200,000
5           (2) Health and accident	100,000	200,000
6           (1) and (2) above	100,000	200,000
7 <del>(3) Vehicle physical damage</del>	<del>100,000</del>	<del>150,000</del>
8 <u>(3) Vehicle</u>	<u>650,000</u>	<u>350,000</u>
9 <del>(4) Title</del>		
10 <del>(a) Any company licensed to transact title</del>		
11 <del>insurance prior to September 1, 1985</del>	<del>50,000</del>	<del>25,000</del>
12 <del>(b) Any company licensed to transact title</del>		
13 <del>insurance on or after September 1, 1985</del>	<del>100,000</del>	<del>200,000</del>
14 <u>(4) Liability</u>	<u>650,000</u>	<u>350,000</u>
15 <del>(5) Industrial fire</del>	<del>200,000</del>	<del>100,000</del>
16 <u>(5) Worker's compensation</u>		
17 <u>(a) Any company organized and authorized to</u>		
18 <u>transact worker's compensation only on or</u>		
19 <u>before July 27, 1966</u>	<u>100,000</u>	<u>50,000</u>
20 <u>(b) Any company organized and authorized to</u>		
21 <u>transact worker's compensation only</u>		
22 <u>after July 27, 1966</u>	<u>650,000</u>	<u>350,000</u>
23 <del>(6) Any company organized and authorized to</del>		
24 <del>transact worker's compensation only as of</del>		
25 <del>July 27, 1966</del>	<del>100,000</del>	<del>50,000</del>
26 <u>(6) Burglary and forgery</u>	<u>650,000</u>	<u>350,000</u>
27 <del>(7) Any company organized and authorized to</del>		
28 <del>transact crop and livestock insurance only</del>		
29 <del>as of July 27, 1966</del>	<del>100,000</del>	<del>150,000</del>
30 <u>(7) Fidelity</u>	<u>650,000</u>	<u>350,000</u>
31 <del>(8) Vehicle</del>	<del>650,000</del>	<del>350,000</del>
32 <u>(8) Title</u>		
33 <u>(a) Any company licensed to transact title</u>		
34 <u>insurance prior to September 1, 1985</u>	<u>50,000</u>	<u>25,000</u>
35 <u>(b) Any company licensed to transact title</u>		
36 <u>insurance on or after September 1, 1985</u>	<u>100,000</u>	<u>200,000</u>
37 <del>(9) Liability</del>	<del>650,000</del>	<del>350,000</del>
38 <u>(9) Fire and allied lines</u>	<u>650,000</u>	<u>350,000</u>
39 <del>(10) Worker's compensation</del>	<del>650,000</del>	<del>350,000</del>
40 <u>(10) Steam boiler and sprinkler leakage</u>	<u>650,000</u>	<u>350,000</u>
41 <del>(11) Burglary and forgery</del>	<del>650,000</del>	<del>350,000</del>
42 <u>(11) Crop</u>		
43 <u>(a) Any company organized and authorized to</u>		
44 <u>transact crop insurance only on or before</u>		
45 <u>July 27, 1966</u>	<u>100,000</u>	<u>150,000</u>
46 <u>(b) Any company organized and authorized to</u>		
47 <u>transact crop insurance only after</u>		
48 <u>July 27, 1966</u>	<u>650,000</u>	<u>350,000</u>
49 <del>(12) Glass</del>	<del>650,000</del>	<del>350,000</del>
50 <u>(12) Marine and transportation</u>	<u>650,000</u>	<u>350,000</u>
51 <del>(13) Fidelity and surety</del>	<del>650,000</del>	<del>350,000</del>
52 <u>(13) Miscellaneous</u>	<u>650,000</u>	<u>350,000</u>
53 <del>(14) Fire and extended coverage</del>	<del>650,000</del>	<del>350,000</del>
54 <u>(14) Homeowners' insurance</u>	<u>650,000</u>	<u>350,000</u>
55 <del>(15) Steam boiler and sprinkler leakage</del>	<del>650,000</del>	<del>350,000</del>
56 <u>(15) Credit life, health, and accident insurance</u>	<u>100,000</u>	<u>200,000</u>
57		

1	<del>(16)</del> <u>Crop and livestock</u>	650,000	350,000
2	<del>(16)</del> <u>Credit property and casualty insurance</u>	650,000	350,000
3	<del>(17)</del> <u>Marine and transportation</u>	650,000	350,000
4	<del>(17)</del> <u>Annuity</u>	100,000	200,000
5	<del>(18)</del> <u>Miscellaneous</u>	650,000	350,000
6	<del>(18)</del> <u>Surety</u>	650,000	350,000
7	<del>(19)</del> <u>All insurances, except life and</u>	650,000	350,000
8	<u>title or combined capital and surplus</u>	1,000,000	
9	<del>(19)</del> <u>Industrial fire</u>	200,000	100,000
10	<del>(20)</del> <u>All insurances, except life and title or</u>	650,000	350,000
11	<u>combined capital and surplus</u>	1,000,000	

12                   For the purpose of this Section, "~~vehicle physical damage insurance~~" shall be  
 13                   defined as ~~insurance against loss or damage to any land vehicle or property while~~  
 14                   ~~contained therein or thereon or being loaded or unloaded therein or therefrom.~~

15                   B. Authority shall be granted stock insurers upon compliance with all  
 16                   applicable requirements to transact combinations of kinds of insurance except as  
 17                   follows:

18                   (1) An insurer authorized to transact life insurance shall not be authorized  
 19                   to transact any additional kind of insurance other than:

- 20                   (a) ~~health~~ Health and accident insurance;
- 21                   (b) Annuity; or
- 22                   (c) Credit life, health, and accident insurance.

23                   (2) An insurer authorized to transact title insurance shall not be authorized  
 24                   to transact any additional kind of insurance.

25                   C. Domestic stock insurers who apply for a certificate of authority on or after  
 26                   September 1, 1989, shall meet the paid-in capital, minimum surplus, operating  
 27                   surplus, and other requirements of R.S. 22:82.

28                   §82. Capital requirements; applicants on and after September 1, 1989

29                   A. Domestic stock insurers which apply for a certificate of authority on or  
 30                   after September 1, 1989, may transact the following kinds of insurance in this state  
 31                   upon qualifying therefor and by having paid-in capital, minimum surplus, and  
 32                   operating surplus represented by assets as follows:

33		Paid-in	Minimum	Operating
34	<u>Insurance</u>	<u>Capital</u>	<u>Surplus</u>	<u>Surplus</u>
35	(1) Life	\$100,000	\$1,900,000	\$1,000,000
36	(2) Health and accident	100,000	1,900,000	1,000,000
37	(1) and (2) above	100,000	1,900,000	1,000,000



1	<del>(3)</del> <u>Vehicle physical damage</u>	100,000	1,150,000	1,000,000
2	<del>(3)</del> <u>Vehicle</u>	650,000	1,350,000	1,000,000
3	<del>(4)</del> <u>Title</u>	100,000	400,000	500,000
4	<del>(4)</del> <u>Liability</u>	650,000	1,350,000	1,000,000
5	<del>(5)</del> <u>Industrial fire</u>	200,000	800,000	1,000,000
6	<del>(5)</del> <u>Worker's compensation</u>	650,000	1,350,000	1,000,000
7	<del>(6)</del> <u>Vehicle</u>	650,000	1,350,000	1,000,000
8	<del>(6)</del> <u>Burglary and forgery</u>	650,000	1,350,000	1,000,000
9	<del>(7)</del> <u>Liability</u>	650,000	1,350,000	1,000,000
10	<del>(7)</del> <u>Fidelity</u>	650,000	1,350,000	1,000,000
11	<del>(8)</del> <u>Worker's compensation</u>	650,000	1,350,000	1,000,000
12	<del>(8)</del> <u>Title</u>	100,000	400,000	500,000
13	<del>(9)</del> <u>Burglary and forgery</u>	650,000	1,350,000	1,000,000
14	<del>(9)</del> <u>Fire and allied lines</u>	650,000	1,350,000	1,000,000
15	<del>(10)</del> <u>Glass</u>	650,000	1,350,000	1,000,000
16	<del>(10)</del> <u>Steam boiler and sprinkler leakage</u>	650,000	1,350,000	1,000,000
17	<del>(11)</del> <u>Fidelity and surety</u>	650,000	1,350,000	1,000,000
18	<del>(11)</del> <u>Crop</u>	650,000	1,350,000	1,000,000
19	<del>(12)</del> <u>Fire and extended coverage</u>	650,000	1,350,000	1,000,000
20	<del>(12)</del> <u>Marine and transportation</u>	650,000	1,350,000	1,000,000
21	<del>(13)</del> <u>Steam boiler and sprinkler leakage</u>	650,000	1,350,000	1,000,000
22	<del>(13)</del> <u>Miscellaneous</u>	650,000	1,350,000	1,000,000
23	<del>(14)</del> <u>Crop and livestock</u>	650,000	1,350,000	1,000,000
24	<del>(14)</del> <u>Homeowners' insurance</u>	650,000	1,350,000	1,000,000
25	<del>(15)</del> <u>Marine and transportation</u>	650,000	1,350,000	1,000,000
26	<del>(15)</del> <u>Credit life, health, and accident insurance</u>	100,000	1,900,000	1,000,000
27	<del>(16)</del> <u>Miscellaneous</u>	650,000	1,350,000	1,000,000
28	<del>(16)</del> <u>Credit property and casualty insurance</u>	650,000	1,350,000	1,000,000
29	<del>(17)</del> <u>All insurances, except life and title</u>	650,000	1,350,000	1,000,000
30	<del>(17)</del> <u>Annuity</u>	100,000	1,900,000	1,000,000
31	<del>(18)</del> <u>Surety</u>	650,000	1,350,000	1,000,000
32	<del>(19)</del> <u>Industrial fire</u>	200,000	800,000	1,000,000
33	<del>(20)</del> <u>All insurances except life and title</u>	650,000	1,350,000	1,000,000

34                   B. For the purpose of this Section, "vehicle physical damage insurance" shall  
 35                   be defined as insurance against loss or damage to any land vehicle or property while  
 36                   contained therein or thereon or being loaded or unloaded therein or therefrom.

37                   C. B. Authority shall be granted stock insurers upon compliance with all  
 38                   applicable requirements to transact combinations of kinds of insurance except as  
 39                   follows:

40                   (1) An insurer authorized to transact life insurance shall not be authorized  
 41                   to transact any additional kind of insurance other than:

- 42                   (a) Health and accident insurance;
- 43                   (b) Annuity; or
- 44                   (c) Credit life, health, and accident insurance.

45                   (2) An insurer authorized to transact title insurance shall not be authorized  
 46                   to transact any additional kind of insurance.



1	<u>(12) Marine and transportation (except hull)</u>	<u>1,000,000</u>
2	<del>(13) Fidelity and surety</del>	<del>1,000,000</del>
3	<u>(13) Miscellaneous</u>	<u>1,000,000</u>
4	<del>(14) Fire and extended coverage</del>	<del>1,000,000</del>
5	<u>(14) Homeowners' insurance</u>	<u>1,000,000</u>
6	<del>(15) Steam boiler and sprinkler leakage</del>	<del>1,000,000</del>
7	<u>(15) Credit life, health, and accident insurance</u>	<u>300,000</u>
8	<del>(16) Crop and livestock</del>	<del>1,000,000</del>
9	<u>(16) Credit property and casualty insurance</u>	<u>1,000,000</u>
10	<del>(17) Marine and transportation (except hull)</del>	<del>1,000,000</del>
11	<u>(17) Annuity</u>	<u>300,000</u>
12	<del>(18) Miscellaneous</del>	<del>1,000,000</del>
13	<u>(18) Surety</u>	<u>1,000,000</u>
14	<del>(19) All insurances, except life and title</del>	<del>1,000,000</del>
15	<u>(19) Industrial fire</u>	<u>300,000</u>
16	<u>(20) All insurances, except life and title</u>	<u>1,000,000</u>

17                   For the purpose of this Section, "~~vehicle physical damage insurance~~" shall be  
 18                   defined as insurance against loss or damage to any land vehicle or property while  
 19                   contained therein or thereon or being loaded or unloaded therein or therefrom.

20                   B. Authority shall be granted mutual insurers upon compliance with all  
 21                   applicable requirements to transact combinations of kinds of insurance except as  
 22                   follows:

23                   (1) An insurer authorized to transact life insurance shall not be authorized  
 24                   to transact any additional kind of insurance other than:

- 25                   (a) ~~health~~ Health and accident insurance;
- 26                   (b) Annuity; or
- 27                   (c) Credit life, health, and accident insurance.

28                   (2) An insurer authorized to transact title insurance shall not be authorized  
 29                   to transact any additional kind of insurance.

30                   C. Domestic mutual insurers who apply for a certificate of authority on or  
 31                   after September 1, 1989, shall meet the initial minimum surplus and operating  
 32                   surplus requirements and other requirements of R.S. 22:112.

33                   §112. Surplus requirements; applicants on and after September 1, 1989

34                   A. Domestic mutual insurers who apply for a certificate of authority on or  
 35                   after September 1, 1989, may transact the following kinds of insurance in this state  
 36                   upon qualifying therefor and by having an initial minimum surplus and operating  
 37                   surplus represented by assets as follows:

	Initial	
	Minimum	Operating
	<u>Surplus</u>	<u>Surplus</u>
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40                   B. For the purpose of this Section, "~~vehicle physical damage insurance~~" shall  
 41                   be defined as insurance against loss or damage to any land vehicle or property while  
 42                   contained therein or thereon or being loaded or unloaded therein or therefrom.

43                   C. B. Authority shall be granted mutual insurers upon compliance with all  
 44                   applicable requirements to transact combinations of kinds of insurance except as  
 45                   follows:

46                   (1) An insurer authorized to transact life insurance shall not be authorized  
 47                   to transact any additional kind of insurance other than:

48                   (a) ~~health~~ Health and accident insurance;

49                   (b) Annuity; or

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1	<u>July 27, 1966</u>	<u>1,000,000</u>
2	<del>(11) Glass</del>	<del>1,000,000</del>
3	<u>(11) Marine and transportation</u>	<u>1,000,000</u>
4	<del>(12) Fidelity and surety</del>	<del>1,000,000</del>
5	<u>(12) Miscellaneous</u>	<u>1,000,000</u>
6	<del>(13) Fire and extended coverage</del>	<del>1,000,000</del>
7	<u>(13) Homeowners' insurance</u>	<u>1,000,000</u>
8	<del>(14) Steam boiler and sprinkler leakage</del>	<del>1,000,000</del>
9	<u>(14) Credit health and accident insurance</u>	<u>300,000</u>
10	<del>(15) Crop and livestock</del>	<del>1,000,000</del>
11	<u>(15) Credit property and casualty insurance</u>	<u>1,000,000</u>
12	<del>(16) Marine and transportation</del>	<del>1,000,000</del>
13	<u>(16) Surety</u>	<u>1,000,000</u>
14	<del>(17) Miscellaneous</del>	<del>1,000,000</del>
15	<u>(17) Industrial fire</u>	<u>300,000</u>
16	<del>(18) All insurances, except life and title</del>	<del>1,000,000</del>

17 ~~For the purpose of this Section, vehicle physical damage insurance shall be~~  
 18 ~~defined as insurance against loss or damage to any land vehicle or property while~~  
 19 ~~contained therein or thereon or being loaded or unloaded therein or therefrom.~~

20 B. Insurers already organized and qualified under the laws of this state as of  
 21 July 27, 1966, shall continue to have the same underwriting powers they had as of  
 22 that date, provided all such insurers shall increase the surplus requirements to the  
 23 amounts set out in Subsection A of this Section ~~165~~ on or before August 1, 1967.

24 \* \* \*

25 §851. Scope of Part

26 A. The applicable provisions of this Part shall apply to insurance other than  
 27 ocean marine and foreign trade insurances. This Part shall not apply to life insurance  
 28 policies or annuities not issued for delivery in this state nor delivered in this state.  
 29 This Part also shall not apply to any health and accident insurance policy not issued  
 30 for delivery in this state nor delivered in this state, except for any group policy  
 31 covering residents of Louisiana, regardless of from where it was issued or delivered.

32 \* \* \*

33 §861. Approval of forms

34 A.(1) No basic insurance policy form, other than fidelity or surety bond  
 35 forms, or application form where written application is required and is to be attached  
 36 to the policy, or be a part of the contract or printed life, annuity, or health and

1 accident rider or endorsement form shall be issued, delivered, or used unless it has  
2 been filed with and approved by the commissioner of insurance.

3 \* \* \*

4 §864. Content of policies in general

5 \* \* \*

6 D. This ~~section~~ Section shall not apply to fidelity or surety insurance  
7 contracts.

8 \* \* \*

9 §2053. Scope; policy coverage determination

10 A. This Part shall apply to all kinds of direct insurance, except life, annuity,  
11 health and accident, title, disability, mortgage guaranty, financial guaranty, or other  
12 insurances offering protection against investment risks, credit insurance, and any  
13 transaction or combination of transactions which involve the transfer of investment  
14 or credit risks unaccompanied by the transfer of the insurance risk, vendor's single  
15 interest insurance, collateral protection insurance, or any similar insurance which  
16 protects the interests of a creditor arising out of a creditor-debtor transaction, vehicle  
17 mechanical breakdown insurance, and ocean marine insurance. It shall likewise not  
18 apply to fidelity insurance ~~and or~~ surety insurance, ~~nor to bail bond contracts.~~

19 \* \* \*

20 Section 2. R.S. 22:47(7) is hereby repealed in its entirety.

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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)]

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HB No.

**Abstract:** ABSTRACT

(Amends)