

Regular Session, 2012

SENATE BILL NO. 204

BY SENATOR MORRISH

CIVIL PROCEDURE. Includes Louisiana Citizens Property Insurance Corporation among the entities exempt from furnishing bonds in judicial proceedings. (8/1/12)

1 AN ACT

2 To amend and reenact R.S. 13:4581, relative to bonds; to provide an exemption for
3 Louisiana Citizens Property Insurance Corporation from posting bond; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 13:4581 is hereby amended and reenacted to read as follows:

7 §4581. State, state agencies, political subdivisions, and public boards and
8 commissions not required to furnish bond; **Louisiana Citizens**
9 **Property Insurance Corporation**

10 The state, state agencies, political subdivisions, parish, and municipal boards
11 or commissions exercising public power and functions, sheriffs, sheriffs'
12 departments, and law enforcement districts, the Louisiana Insurance Guaranty
13 Association, **the Louisiana Citizens Property Insurance Corporation**, and the
14 Patient's Compensation Fund, or any officer or employee thereof, shall not be
15 required to furnish any appeal bond or any other bond ~~whatsoever~~ in any judicial
16 proceedings instituted by or brought against them, that arise from activities within
17 the scope and course of their duties and employment.

1 Section 2. The provisions of this Act shall be given prospective application only and
2 shall not affect any action pending or claim arising prior to the effective date of this Act.

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

DIGEST

Morrish (SB 204)

Present law (R.S. 22:2291 et seq.) provides for the La. Citizens Property Insurance Corporation, a nonprofit corporation created for the purposes of discharging certain state obligations.

Present law (R.S. 13:4581) provides that the state, state agencies, political subdivisions, parishes, certain municipal boards or commissions, sheriffs, sheriffs' departments, and law enforcement districts, the La. Insurance Guaranty Association, and the Patient's Compensation Fund are not required to furnish any bond in any judicial proceedings arising from activities within the scope and course of their duties and employment.

Proposed law retains present law and adds La. Citizens Property Insurance Corporation to the exemption.

Proposed law shall be given prospective application and shall not affect any action pending or claim arising prior to the effective date of proposed law.

Effective August 1, 2012.

(Amends R.S. 13:4581)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Insurance to the original bill

1. Adds provisions prospective only.