

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

Prior law (R.S. 13:4581) provided 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.

New law retains prior law and adds La. Citizens Property Insurance Corporation to the exemption.

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

Prior law provided that until August 15, 2011, the 10% rate in excess of the higher of (a) the actuarially justified rate or (b) the highest rates charged among assessable insurers that have a minimum of two percent of the total direct written premium in each respective parish for that line of business in the preceding year, or, with respect to personal lines property insurance, excluding wind and hail policies, only, (c) the highest rates charged among assessable insurers in each respective parish which in the preceding year increased by at least twenty-five additional personal lines property insurance policies, excluding wind and hail policies, in such parish, the total number of such policies in effect for the parish over the year before, as authorized in prior law shall not apply in St. Mary Parish and parishes listed in prior law.

New law extends the date from August 15, 2011, to August 15, 2015, for the exemption to rates, rating plans and rate rules for St. Mary Parish and other parishes listed in prior law.

Provisions of new law exempting the corporation from posting bonds in judicial proceedings is effective August 1, 2012.

Provisions of new law providing the fixing of rates in certain parishes is effective upon signature of the governor.

(Amends R.S. 13:4581 and R.S. 22:2303(D)(1))