

Regular Session, 1999

HOUSE BILL NO. 492

BY REPRESENTATIVES DEWITT AND CRANE

WORKERS COMPENSATION: (Constitutional Amendment) Authorizes the Louisiana Workers' Compensation Corporation to participate in any plan, pool, association, guaranty fund, or insolvency fund

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A JOINT RESOLUTION

Proposing to amend Article XII, Section 8.1(F) of the Constitution of Louisiana, to authorize the Louisiana Workers' Compensation Corporation to participate in any plan, pool, association, guaranty fund, or insolvency fund authorized or required pursuant to the Insurance Code upon the extinguishment of the full faith and credit guarantee of the state; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to amend Article XII, Section 8.1(F) of the Constitution of Louisiana, to read as follows:

§8.1. Workers' Compensation

Section 8.1.

\* \* \*

(F) Guaranty Fund. The corporation shall be exempt from participation in and shall not join or contribute financially to or be

1           entitled to the protection of any plan, pool, association, or guaranty  
2           fund or insolvency fund authorized or required pursuant to the  
3           Insurance Code. However, upon the extinguishment of the full faith  
4           and credit guarantee of the state, the corporation shall no longer be  
5           exempt or prohibited from participation in any plan, pool, association,  
6           or guaranty fund or insolvency fund authorized or required pursuant to  
7           the Insurance Code.

8           Section 2. Be it further resolved that this proposed amendment shall be  
9           submitted to the electors of the state of Louisiana at the gubernatorial primary  
10          election to be held in 1999.

11          Section 3. Be it further resolved that on the official ballot to be used  
12          at said election there shall be printed a proposition, upon which the electors  
13          of the state shall be permitted to vote FOR or AGAINST, to amend the  
14          Constitution of Louisiana, which proposition shall read as follows:

15                 To provide that, upon the extinguishment of the full faith and  
16                 credit guarantee of the state, the Louisiana Workers'  
17                 Compensation Corporation shall no longer be exempt or  
18                 prohibited from participation in any plan, pool, association,  
19                 guaranty fund, or insolvency fund authorized or required  
20                 pursuant to the Insurance Code. (Amends Article XII, Section  
21                 8.1(F))

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

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DeWitt, Crane

HB No. 492

Present constitution (Art. XII, §8.1(F)) exempts and prohibits the Louisiana Workers' Compensation Corporation from participation in or financial contribution to any plan, pool, association, or guaranty fund or insolvency fund authorized by the Insurance Code.

Proposed constitutional amendment retains the present constitution but authorizes participation upon the extinguishment of the full faith and credit guarantee of the state.

Provides for submission of the proposed amendment to the voters at the gubernatorial primary election in 1999.

(Amends Const. Art. XII, §8.1(F))