
DIGEST

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HB 226 Original

2017 Regular Session

Pierre

Abstract: Requires a request for hearing by an aggrieved party be made to the commissioner of insurance within 30 days after delivery of the notice of the action or order being appealed.

Present law provides that the demand for hearing by a person appealing an act, order, or failure to act of the commissioner of insurance be filed with the division of administrative law and the commissioner within 30 days after notice of the act or order is mailed, faxed, or delivered to the aggrieved party at his last known address.

Present law further provides that the division of administrative law hold the demanded hearing within 30 days after receipt of the demand.

Proposed law removes the requirement that the demand for a hearing be filed with the division of administrative law, and requires the commissioner of insurance provide the division of administrative law with a copy of the demand for hearing within five days of receipt of the original by the commissioner. Proposed law requires that the division of administrative law hold the requested hearing within 30 days of receipt of the demand by the division from the commissioner.

Proposed law provides that appeals of tax or assessments, and the penalties, interest, or fines associated with the tax or assessment, shall be to the district court of East Baton Rouge Parish, and not to the division of administrative law.

Effective Jan. 1, 2018.

(Amends R.S. 22:2191(B) and (C))