
SENATE FLOOR AMENDMENTS

2020 Regular Session

Amendments proposed by Senator Ward to Reengrossed House Bill No. 682 by Representative Frieman

1 AMENDMENT NO. 1

2 On page 1, line 5, after "R.S. 22:782" and insert "and R.S. 22:1272"

3 AMENDMENT NO. 2

4 On page 1, line 13, after "R.S. 22:782" insert "and R.S. 22:1272"

5 AMENDMENT NO. 3

6 On page 11, between lines 18 and 19 insert the following:

7 " * * *
8 §1272. Business interruption insurance; notice of exclusions

9 A. Every policy of insurance covering business interruption delivered or
10 issued for delivery in this state on and after January 1, 2021, shall include a notice
11 of all exclusions on a form prescribed by the commissioner of insurance. The form
12 shall be provided by the insurer and signed by the named insured or his legal
13 representative.

14 B. The signed form shall be conclusively presumed to become a part of the
15 policy or contract when issued and delivered, irrespective of whether physically
16 attached thereto. A properly completed and signed form creates a rebuttable
17 presumption that the insured knowingly contracted for coverage with the stated
18 exclusions. The form signed by the insured or his legal representative which initially
19 accepts coverage with the exclusions shall remain valid for the life of the policy and
20 shall not require the completion of a new form when a renewal, reinstatement,
21 substitute, or amended policy is issued to the same named insured by the same
22 insurer or any of its affiliates.

23 C. Any change to an existing policy, regardless of whether the change creates
24 new coverage, does not create a new policy and does not require the completion of
25 a new form. For the purpose of this Section, a new policy shall mean an original
26 contract of insurance which an insured enters into through the completion of an
27 application on the form required by the insurer.

28 D. The requirements of this Section shall apply to any property insurance
29 covering any business interruption which occurs in this state and involves a
30 Louisiana business."

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