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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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DIGEST

SB 61 Engrossed

2025 Regular Session

Luneau

Present law regulates the use of credit information for personal insurance. Further defines personal insurance as the following categories of insurance policies that are individually underwritten for personal, family, or household use: private passenger automobile, homeowners', motorcycle, mobile home owners', noncommercial dwelling fire insurance, boat, personal watercraft, snowmobile, and recreational vehicle.

Proposed law retains present law.

Present law requires an insurer writing personal insurance that uses credit information in underwriting or rating a consumer to disclose, either on the insurance application or at the time the insurance application is taken, that it may obtain credit information in connection with the application.

Proposed law retains present law but makes technical changes.

Proposed law requires the insurer to provide the consumer with a copy of any credit information on the consumer obtained by the insurer in connection with an initial application or a renewal policy.

Present law requires an insurer that takes an adverse action based upon credit information to provide notification to the consumer that an adverse action has been taken in accordance with the federal Fair Credit Reporting Act. Further requires the insurer to provide the reason for the adverse action in sufficiently clear and specific language so the consumer can identify the basis for the insurer's decision to take an adverse action, including up to four factors that were the primary influences of the adverse action.

Proposed law retains present law but makes technical changes.

Present law requires insurers that use insurance-related scoring systems to underwrite and rate risks to file their scoring models or other scoring processes with the Dept. of Insurance.

Proposed law retains present law but makes technical changes.

Proposed law requires the commissioner to review the scoring models or other scoring processes filed with the department to ensure compliance with the requirements of proposed law.

Present law provides that any filing relating to credit information is considered a trade secret

pursuant to the Uniform Trade Secrets Act.

Proposed law retains present law but makes technical changes.

Effective August 1, 2025.

(Amends R.S. 22:1508-1510)

Summary of Amendments Adopted by Senate

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

1. Require insurer to provide the consumer a copy of the credit information obtained by the insurer in connection with an application or a renewal.
2. Make technical changes.