#### 2025 Regular Session



#### HOUSE BILL NO. 496

#### BY REPRESENTATIVES HEBERT, BAMBURG, BAYHAM, BERAULT, BILLINGS, BOYD, BOYER, BRYANT, BUTLER, CARRIER, ROBBY CARTER, CARVER, COATES, DEVILLIER, EDMONSTON, FISHER, GLORIOSO, JORDAN, LAFLEUR, LARVADAIN, LYONS, MARCELLE, MCFARLAND, MILLER, MOORE, NEWELL, SCHLEGEL, STAGNI, TAYLOR, AND WYBLE AND SENATORS BARROW, DUPLESSIS, EDMONDS, AND TALBOT

1	AN ACT
2	To amend and reenact R.S. 22:1284.1(A) and (D) and to repeal R.S. 22:1284.1(B), relative
3	to lapses in required liability insurance coverage; to repeal references to certain
4	exemptions; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 22:1284.1(A) and (D) are hereby amended and reenacted to read as
7	follows:
8	§1284.1. Motor vehicle insurance; consideration of lapse in coverage prohibited
9	A.(1)(a) No An insurer shall not increase the premium rate or increase or add
10	a surcharge on any policy of motor vehicle insurance when such action is based
11	solely on consideration of a based on an insured's first lapse in coverage, provided
12	the lapse does not exceed ninety days as defined in this Section. Any subsequent
13	lapse in coverage may result in an increased premium rate or surcharge on a policy.
14	Each time an insured maintains continuous coverage for five or more consecutive
15	years following a lapse in coverage, the insurer shall treat the first subsequent lapse
16	in coverage as a first lapse for the purposes of this Section.
17	(b) As used in this Section, "lapse in coverage" or "lapse" means any period
18	during which the owner of a motor vehicle ceases to maintain liability coverage on
19	a vehicle as required by the Motor Vehicle Safety Responsibility Law.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	(2) The withdrawal of a discount for which an insured no longer qualifies
2	shall not be deemed an increase in the premium rate or a surcharge as used in this
3	Subsection.
4	* * *
5	D. Notwithstanding any other provisions of law to the contrary, one or more
6	lapses in coverage, as defined in this Section, shall not be the sole basis for an
7	insurer's denial of an application for a policy of motor vehicle insurance. nor shall
8	such lapse in coverage be considered by an insurer in determining the rates for such
9	a policy. In addition, no an insurer shall not require that such coverage be provided
10	by another insurer based solely upon such a lapse in coverage.
11	Section 2. R.S. 22:1284.1(B) is hereby repealed in its entirety.
12	Section 3. This Act shall become effective on January 1, 2026; if vetoed by the
13	governor and subsequently approved by the legislature, this Act shall become effective on
14	the day following such approval by the legislature or January 1, 2026, whichever is later.

## SPEAKER OF THE HOUSE OF REPRESENTATIVES

# PRESIDENT OF THE SENATE

### GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_