
DIGEST

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HB 932 Original

2026 Regular Session

Jordan

Abstract: Creates the Louisiana Commercial Trucking Insurance Market Reform Act, which establishes a framework for improving the commercial trucking insurance landscape in the state. Outlines requirements for captive insurer contributions and creates the Louisiana Commercial Trucking Market Access Fund. Introduces a small-carrier group purchasing pool, imposes reserve and surplus standards on captive insurers, and mandates the disclosure of insurance coverage in commercial trucking accident claims. Authorizes direct action against captive insurers and provides guidelines for enforcement, penalties, examinations, rulemaking, and applicability.

Proposed law enacts R.S. 22:550.33 through 550.53 to create the Louisiana Commercial Trucking Insurance Market Reform Act.

Proposed law provides legislative findings and states the purposes of the Act, including addressing adverse selection caused by captive insurance arrangements, expanding insurance access for small carriers, ensuring adequate reserves, and promoting coverage transparency.

Proposed law defines key terms including “captive insurer”, “commercial motor vehicle”, “commercial trucking company”, “Louisiana commercial trucking risk”, “retained premium”, and “small carrier”.

Proposed law applies to any captive insurer covering Louisiana commercial trucking risks, regardless of domicile, and conditions a trucking company’s authority to operate in Louisiana on compliance by its captive insurer.

Proposed law creates the Louisiana Commercial Trucking Market Access Fund in the state treasury, administered by the Dept. of Insurance, and authorizes rulemaking for contribution methodology, audits, penalties, and allocation of fund resources.

Proposed law requires each captive insurer covering Louisiana commercial trucking risks to pay an annual contribution equal to 3% of retained premium attributable to Louisiana risks, provides for due dates, extensions, penalties, and authorizes the Department to adjust the rate by rule based on actuarial analysis.

Proposed law requires captive insurers to file an annual report including premium data, ceded reinsurance, retained premium, actuarial reserve certification, and a list of affiliated trucking

companies operating in Louisiana, and authorizes examinations at the insurer's expense.

Proposed law establishes the Louisiana Small Carrier Commercial Trucking Insurance Group Purchasing Pool as a nonprofit association and governmental entity for procurement purposes, provides for board composition, initial funding from the Market Access Fund, and a five-year transition to actuarial self-sufficiency.

Proposed law provides eligibility and participation requirements for small carriers, including domicile certification, actuarially based premiums, safety compliance, and claims reporting, and provides that coverage through the Pool satisfies Louisiana financial responsibility requirements.

Proposed law establishes minimum reserve requirements for captive insurers, including actuarially sound calculations, minimum thresholds based on central estimates or percentile ranges, and support by liquid assets. Proposed law also requires a minimum policyholders' surplus of at least \$500,000 attributable to Louisiana trucking operations and authorizes a risk based surplus formula.

Proposed law requires an annual actuarial opinion certifying reserve adequacy and imposes penalties for failure to file.

Proposed law authorizes a direct action against a captive insurer by a judgment creditor of a commercial trucking company, limited to available coverage.

Proposed law requires disclosure of insurance coverage information within 30 days of written notice of a claim, including insurer identity, policy limits, claims contacts, and captive insurer details, and provides for penalties, tolling of prescription, and enforcement in district court.

Proposed law authorizes rulemaking, examinations, suspension of operating authority for noncompliance, and establishes a civil penalty schedule, directing collected penalties to the Market Access Fund.

Proposed law provides severability and applicability dates for various Parts of the Act.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 22:550.33-550.53)