
DIGEST

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HB 936 Original

2026 Regular Session

Jordan

Abstract: Creates the Louisiana Captive Insurance Act. Establishes the formation, regulation, licensing, capitalization, solvency, and reporting requirements for the Louisiana Captive Insurance Act. Provides definitions necessary for the Louisiana Captive Insurance Act. Provides for economic development through captive domicile.

Proposed law provides for definitions.

Proposed law establishes the types of captive insurers who are authorized to form and be licensed in this state.

Proposed law provides the requirements for a captive insurer seeking licensure.

Proposed law establishes minimum capital and surplus requirements for licensed captive insurers.

Proposed law authorizes the commissioner to establish higher capital and surplus requirements for a particular captive insurer.

Proposed law authorizes the commissioner to annually review the minimum capital and surplus requirements and adjust them as necessary.

Proposed law requires licensing fees and licensing requirements based on types of captive insurers, association, group, or protected cell company.

Proposed law establishes the formation, requirements, and governance of protected cell companies and captive insurers.

Proposed law permits the commissioner authority to expedite application procedures, reduce minimum cell capitalization requirements, and provide technical assistance to trade associations for small carrier group captives.

Proposed law authorizes the commissioner to establish standards of conduct for captive managers.

Proposed law requires captive insurers to retain a qualified actuarial.

Proposed law provides requirements for a qualified actuarial.

Proposed law permits captive insurers to invest assets with a written investment policy approved by its governing body and the commissioner.

Proposed law allows captive insurers to obtain reinsurance from any insurer authorized to transact reinsurance in this state or from a reinsurer approved by the commissioner.

Proposed law requires captive insurers and protected cell companies to file an annual report with the commissioner no later than April 30 of each year.

Proposed law includes requirements for the annual report that shall be submitted by captive insurers and protected cell companies.

Proposed law permits the commissioner to examine the affairs of any captive insurer, at any time, for the protection of policyholders or the public.

Proposed law protects all financial information, reports, and business plans submitted by the captive insurer to the commissioner as confidential and is not subject to public records disclosure.

Proposed law requires captive insurers to pay an annual tax premium to the department of revenue.

Proposed law establishes the grounds for regulatory action, in which, the commissioner may suspend, revoke, or place in conservatorship a captive insurer.

Proposed law imposes civil penalties for captive insurers that commit violations.

Proposed law provides the receivership and liquidation process for captive insurers that are insolvent or in hazardous financial condition.

Proposed law establishes a captive insurance development fund for this state.

Proposed law establishes a captive insurance advisory committee, which shall consist of 12 members appointed by the commissioner.

Proposed law provides exemptions for captive insurers.

Proposed law provides the applicability of governing provisions when provisions conflict.

Proposed law provides the effective date of act shall take effect upon signature by the governor.

(Adds 22:550.41- 550.68)