HLS 23RS-471 ORIGINAL

2023 Regular Session

HOUSE BILL NO. 281

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BY REPRESENTATIVE GAROFALO

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

INSURANCE: Provides relative to the Louisiana Automobile Theft and Insurance Fraud Prevention Authority

AN ACT

2	To amend and reenact R.S. 22:2132(A) and (C), relative to the Louisiana Automobile Theft
3	and Insurance Fraud Prevention Authority; to provide for the purpose of the
4	authority; to provide for the members of the board of directors; and to provide for
5	related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 22:2132(A) and (C) are hereby amended and reenacted to read as
8	follows:
9	§2132. Authority; creation; powers
10	A. There is hereby created a public agency to be known as the Louisiana
11	Automobile Theft and Insurance Fraud Prevention Authority, the purpose of which
12	is to combat all of the following:
13	(1) Motor vehicle insurance fraud, including fraud by theft and other criminal
14	acts.
15	(2) Property insurance fraud, including fraud by or on behalf of insurers or
16	insureds.
17	(3) Workers' compensation fraud.
18	(4) Health insurance and healthcare fraud.
19	(5) Other forms of fraud affecting the business of insurance.
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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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C. The board of directors shall consist of the commissioner of insurance or his designee, the state treasurer or his designee, a representative of the Louisiana State Police Insurance Fraud and Auto Theft unit, the chairman of the Senate Committee on Insurance or his designee, the chairman of the House Committee on Insurance or his designee, and six members to be appointed as follows: four members shall be appointed by the commissioner, including two members one member representing purchasers of motor vehicle insurance in this state, and two members one member representing motor vehicle insurers doing business in this state, one member representing insurance adjusters, and one member representing public insurance adjusters. Two members shall be appointed by the attorney general, both of whom shall represent law enforcement officials in this state. The commissioner shall serve as chairperson of the authority.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, 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)]

HB 281 Original

2023 Regular Session

Garofalo

**Abstract:** Adds to the purposes of the La. Automobile Theft and Insurance Fraud Prevention Authority (LATIFPA) and changes the composition of its board of directors.

Present law provides that the LATIFPA is created to combat motor vehicle insurance fraud.

<u>Proposed law</u> adds to LATIFPA's purpose to include combatting motor vehicle insurance fraud, property insurance fraud, workers' compensation fraud, health insurance and healthcare fraud, and all other forms of fraud affecting the business of insurance.

<u>Present law</u> provides that the board of directors consists of the commissioner of insurance, the state treasurer, a representative of the Louisiana State Police Insurance Fraud and Auto Theft unit, the chairs of the Senate and House committees on insurance, and six appointed members.

<u>Present law</u> provides that the commissioner selects and appoints four members to the board of directors: two members representing purchasers of motor vehicle insurance in this state, and two members representing motor vehicle insurers doing business in this state.

<u>Proposed law</u> changes the commissioner's appointments to the following:

(1) One member representing purchasers of motor vehicle insurance in this state.

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- (2) One member representing motor vehicle insurers doing business in this state.
- (3) One member representing insurance adjusters.
- (4) One member representing public insurance adjusters.

(Amends R.S. 22:2132(A) and (C))