

CONFERENCE COMMITTEE REPORT
House Bill No. 94 By Representative Cromer

June 1, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 94 by Representative Cromer, recommend the following concerning the Engrossed bill:

1. That the set of Senate Legislative Bureau Amendments proposed by the Legislative Bureau and adopted by the Senate on May 7, 2012, be rejected.
2. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "repeal" insert "R.S. 36:696(C) and"

AMENDMENT NO. 2

On page 1, line 6, after "entities;" insert "to provide relative to the office of consumer advocacy; to repeal requirement that cause be shown prior to termination of deputy commissioner for the office of consumer advocacy;"

AMENDMENT NO. 3

On page 2, delete line 8 in its entirety and insert in lieu thereof the following: "Section 5. R.S. 36:696(C) and R.S. 49:191(4)(b) are hereby repealed in their entirety."

Respectfully submitted,

Representative George Gregory Cromer

Senator Dan "Blade" Morrish

Representative Ledricka Thierry

Senator Eric LaFleur

Representative Major Thibaut, Jr.

Senator Ronnie Johns

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)]

CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 94 by Representative Cromer

Keyword and oneliner of the instrument as it left the House

SUNSET LAW: Re-creates the Dept. of Insurance

Report rejects Senate amendments which would have:

1. Made technical changes to citations.

Report amends the bill to:

1. Remove provisions relative to the termination requirements for the deputy commissioner of the office of consumer advocacy.

Digest of the bill as proposed by the Conference Committee

Present law (Sunset) provides that the Dept. of Insurance and all the statutory entities made a part of that department by law shall begin to terminate their operations on July 1, 2012, and that all legislative authority for such entities shall cease as of July 1, 2013, unless the legislature enacts a bill authorizing the re-creation of the department and its statutory entities prior thereto.

Proposed law provides for the general re-creation of the Dept. of Insurance and its statutory entities, effective June 30, 2012, in accordance with the "sunset" law. Supersedes the provisions of the "sunset" law which set out the procedure for review and re-creation and which require a separate bill to re-create each statutory entity within the department along with additional provisions. July 1, 2017, is the new termination date and termination would begin July 1, 2016, unless the department is again re-created.

Present law provides that the deputy commissioner for consumer advocacy at the Dept. of Insurance may only be terminated for cause shown. Further requires the commissioner of insurance to compile a written report of termination and to deliver such report to the clerk of the House of Representative and the secretary of the Senate for disclosure to the members of each house at least 10 days before the termination.

Proposed law repeals present law.

Effective June 30, 2012.

(Adds R.S. 49:191(6)(a); Repeals R.S. 36:696(C) and R.S. 49:191(4)(b))