

New law changes prior law relative to compensation of personnel employed by the commissioner of insurance to conduct examinations of insurers, as follows:

- (1) Existing law requires the commissioner of insurance to employ such examiners, auditors, accountants, actuaries, attorneys, and clerical or other assistants as are necessary to conduct the examination and to compile a report. Sets the compensation for the examination according to the time actually devoted to the work of conducting it and compiling the report. Requires that the compensation always be reasonable and commensurate with the value of the services performed.

New law retains existing law.

- (2) Prior law required that personnel conducting an examination for financial condition be compensated for each day worked at rates no less than the rates provided in the procedural manual of the National Association of Insurance Commissioners (NAIC) or the rates applicable to such personnel under the state civil service pay schedule, whichever is greater. Further required that the chief examiner be compensated on the basis of 115% of the insurance examiner in-charge Chief Financial Examiner (CFE) and that the assistant chief examiner be compensated on the basis of 110% of the insurance examiner in-charge CFE.

New law deletes prior law.

- (3) Prior law required that, upon completion of the examination of any insurer or at stated periods during the examination, the commissioner of insurance forward to the insurer a statement showing the amount of expenses incurred in the examination to the date of the statement, and that the insurer pay that amount to the commissioner. Required the commissioner of insurance, upon receipt, to deposit the amount in an account named the "commissioner of insurance, revolving fund account". Provided that withdrawals from the account shall be made by the commissioner for the purpose of payment to examiners, auditors, accountants, actuaries, attorneys, and clerical or other assistants of their salaries and necessary expenses incurred in the conduct of the examination.

New law deletes prior law.

Effective August 1, 2012.

(Amends R.S. 22:1986)