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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Huval to Original Senate Concurrent Resolution No. 137 by Senator Mills

AMENDMENT NO. 1

On page 2, after line 16, add the following:

"BE IT FURTHER RESOLVED that the Legislature does hereby authorize and direct the Louisiana State Law Institute and the Senate Committee on Judiciary A to study the collateral source rule and make recommendations for legislation regarding the recovery of medical expense damages which the injured plaintiff is not obligated to pay and to report its findings and recommendations to the legislature on or before January 15, 2015; and that it be duly recorded that the content of this Paragraph originated as HCR129 by Representative Huval.

BE IT FURTHER RESOLVED that the Legislature of Louisiana requests the Department of Insurance and the Senate Committee on Judiciary A to conduct a study on what constitutes a properly completed and signed uninsured/underinsured motorist coverage selection form and recommend possible amendments to R.S. 22:1295 based on the findings of this study; that the Department of Insurance shall submit its findings from the study in the form of a report to the House Committee on Insurance and the Senate Committee on Insurance on or before January 15, 2015; that such a study include a review of other states to determine if any other states presume that uninsured/underinsured motorist coverage is triggered by operation of law, that uninsured/underinsured motorist coverage is required when the selection reform contains merely technical errors, what constitutes technical errors, whether uninsured/underinsured motorist coverage is provided when the insured has not paid a premium for such coverage, and whether an insured is charged with a duty to recognize that the policy does not provide uninsured/underinsured motorist coverage when the declaration page does not contain a premium charge for such coverage; and that it be duly recorded that the content of this Paragraph originated as HCR 164 by Representative Huval."

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.