

**HOUSE COMMITTEE AMENDMENTS**

2016 Regular Session

Amendments proposed by House Committee on Insurance to Original House Bill No. 663  
by Representative Thibaut

AMENDMENT NO. 1

On page 1, at the end of line 10, insert a colon ":"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, delete "any" and insert in lieu thereof "(a) Any"

AMENDMENT NO. 3

On page 1, between line 13 and line 14, insert the following:

"(b) A licensed insurance producer whose contract with an insurance company prohibits the producer from selling competitors' products that are the same or similar to products sold by the insurer, but allows the producer to sell other products that do not directly compete with products sold by the insurer."

AMENDMENT NO. 4

On page 1, at the beginning of line 18, change "B." to "B.(1)"

AMENDMENT NO. 5

On page 2, line 2, after "except" delete the remainder of the line and insert in lieu thereof the following:

"when the termination is for one of the following reasons which shall constitute "cause" for which an insurer may terminate a producer's appointment without providing such notice:"

AMENDMENT NO. 6

On page 2, at the beginning of line 3, change "(1)" to "(a)"

AMENDMENT NO. 7

On page 2, at the beginning of line 4, change "(2)" to "(b)"

AMENDMENT NO. 8

On page 2, at the beginning of line 5, change "(3)" to "(c)"

AMENDMENT NO. 9

On page 2, at the beginning of line 7, change "(4)" to "(d)"

AMENDMENT NO. 10

On page 2, between line 7 and line 8, insert the following:

1 "(e) Violation of any state or federal law or regulation, or violation  
2 of any provision of the insurer's contract with the producer that would  
3 potentially cause the insurer to be in violation of such laws or  
4 regulations.  
5 (f) Commission of any dishonest or fraudulent act.  
6 (g) Gross or willful misconduct or negligence by the producer.  
7 (h) Submission of any document bearing a false or unauthorized  
8 signature or containing falsified information.  
9 (2) For purposes of this Section, a reasonable belief by the insurer that any  
10 such action has occurred is sufficient to be considered as cause as defined in  
11 this Subsection."

12 AMENDMENT NO. 11

13 On page 2, line 9, after "upon" and before "termination" insert "issuing the written notice  
14 required in Subsection B of this Section of the"

15 AMENDMENT NO. 12

16 On page 2, line 11, after "producer" delete the remainder of the line and insert in lieu thereof  
17 "until the producer's contract is terminated,"

18 AMENDMENT NO. 13

19 On page 2, delete lines 20 through 25 and insert in lieu thereof the following:

- 20 "D. The provisions of this Section shall not apply to:  
21 (1) A captive insurance producer.  
22 (2) Insurance companies whose agency contract contains a written provision  
23 expressly reserving to the insurer all right, title, and interest to the ownership  
24 or use of business written by the insurance producer.  
25 (3) Nonadmitted, excess, or surplus lines insurance policies.  
26 (4) Individually rated excess insurance policies.  
27 (5) Non-captive producers writing life and annuity insurance policies.