

**Cancellation and Nonrenewal of
Insurance Policies for Properties
damaged by a Named Storm or a
Windstorm**

**Senate Resolution 99
(SR 99)**

Report to the Legislature



Louisiana Department of Insurance

James J. Donelon, Commissioner

SR 99

Cancellation and nonrenewal of insurance policies for properties damaged by a named storm or a windstorm

Louisiana Department of Insurance – February 1, 2023

Background of SR 99

SR 99 of the 2022 Regular Session, authored by Senator Kirk Talbot, set forth an “urge and request [to] the Commissioner of Insurance to study the issue of notice of cancellation or nonrenewal of a property insurance policy that provides coverage for property damaged by a named storm or windstorm...”.

SR 99 was preceded by Senate Bill 162 (SB 162), which was also authored by Senator Kirk Talbot. SB 162 proposed to enact new provisions of La.R.S. 22:887. More specifically, parts (K), (L), (M), (N), and (O).

Proposed Part K would have prohibited an insurer from cancelling or nonrenewing an insurance policy for a property located in the state of Louisiana that had been damaged by a named storm or a windstorm if that property was located in an area subject to a declared state of emergency. Additionally, the proposed language would have established that a policy could not be cancelled or nonrenewed until ninety (90) days after the damaged property had been repaired.

Proposed Part L would have classified the term “repaired” as a status where “the [damaged] structure is substantially completed and restored to the extent that the structure is insurable under a similar property insurance policy offered by another insurer that writes property insurance policies” in the state of Louisiana. The Louisiana Citizens Property Casualty Insurance Corporation would have been excluded as “another insurer” for the purposes of this Part.

Proposed Part M would have required an insurer to provide a ninety-day notice of cancellation or nonrenewal to any policyholder whose property would be subject to the provisions of Part K. However, an insurer would not be prohibited from cancelling or nonrenewing a policy after a damaged property has been repaired if for other reasons as set forth in statute.

Proposed Part N set forth the following conditions under which an insurer could cancel or non-renew a policy prior to the repair of a damaged property:

- A ten (10) day notice of cancellation or non-renewal would be required for nonpayment of premium.
- A thirty (30) day notice of notice of cancellation or non-renewal would be required for the following:
 - Material misrepresentation or fraud that is related to a claim for damages.
 - If the insurer determines that a policyholder has caused an unreasonable delay in the repair of the damaged property.
 - If the insurer has paid the limits of the policy.
 - Upon written request from the policyholder.

Proposed Part O would have given the commissioner of insurance the authority to promulgate rules and issue orders as necessary to implement the provisions of the newly proposed statutory provisions.

Survey of Active Companies in the Louisiana Property and Casualty Insurance Market

On December 21, 2022, a survey was issued by electronic delivery on behalf of Commissioner Donelon to twenty-six (26) insurance companies and insurance groups that were actively issuing policies in the Louisiana Property and Casualty insurance market as of year-end 2021. The survey posed the following requests for information:

1. Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change in the insured risk.
2. Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

The responses to the survey have been attached in the Appendix section of this report.

Current Louisiana Law

Notwithstanding the provisions of La.R.S. 22:1265 and La.R.S. 22:1333 that specifically address the cancellation and non-renewal of homeowners' policies issued in the state of Louisiana, there are no current statutory provisions that specifically address the cancellation and non-renewal of homeowners' policies when the insured property has been damaged as a result of a named storm or windstorm. In the context of this report, it is important to highlight the provisions of La.R.S. 22:1265 (F) and 22:1333 (C) which provide an insurer with the authority to cancel or non-renew a homeowners' policy that has been in effect for more than three (3) years if there has been a material change in the risk being insured.

Louisiana Revised Statute 22:1264 (B) provides that, with the occurrence of a catastrophic event, any policyholder who has a policy that contains replacement cost provisions and whose property is located within an area where a state of disaster or emergency has been declared shall be entitled to complete repairs to the insured damaged property within one (1) year from the date of loss or the issuance of applicable proceeds, whichever is later.

Findings and Recommendations

The Commissioner of Insurance finds the following:

1. Relative to request number one (1), of the fourteen (14) companies that responded to the survey, two (2) companies responded that none of their respective policies were cancelled due to a material change in risk post hurricanes Laura, Delta, Zeta or Ida. One (1) company responded that its internal systems would not enable it to provide a response to the first request for information. The remaining eleven (11) companies did indicate that policies were cancelled or nonrenewed post hurricanes Laura, Delta, Zeta and Ida due to a material change in the insured risk. The number of cancelled and/or non-renewed policies range from one (1) to over four thousand (4,000) policies.

Of note, Progressive Home Insurance Company also provided numbers relative to policies that had been serviced by the company for more than three (3) years but were cancelled or nonrenewed due to a material change in the insured risk. Fourteen (14) of the company's policies were cancelled and three hundred ninety-seven (397) policies were nonrenewed.

2. Relative to request number two (2), of the fourteen (14) companies that responded, seven (7) companies responded that none of their respective policies were cancelled or nonrenewed due to an insured's failure to make repairs within one (1) year from the date of landfall of hurricanes Laura, Delta or Zeta or one (1) year from the issuance of applicable insurance proceeds.

Of note, The Hartford responded that only one (1) of its policies was cancelled or nonrenewed on the grounds that the insured property had not been repaired within one (1) year after the date of landfall for Hurricane Ida. None of the other companies provided their respective responses to this request on a per-storm basis.

The remaining six (6) companies indicated that policies included in their respective books of business were cancelled or nonrenewed based upon either of the aforementioned circumstances. The number of cancelled or nonrenewed policies range from one (1) to eighty-seven (87).

3. Jeff Albright of the Independent Agents and Brokers Association of Louisiana provided the following comments:

"The Independent Insurance Agents & Brokers of Louisiana received numerous complaints from agents about insurance companies cancelling or nonrenewing storm damaged properties after the historic hurricane seasons of 2020-2021 when Louisiana was devastated by Hurricanes Laura, Delta, Zeta, and Ida. With over 800,000 claims, insurers were slow to pay policyholder claims for storm damage. Once policyholders received payment it took much longer than usual to secure contractors and building materials because of the overwhelming demand surge following the storms. Repairs could not be completed quickly. When insurers cancel or non-renew storm damaged properties before repairs can be made, the property is uninsurable. No insurer will insure property with unrepaired damages. LA Citizens made an accommodation to insure damaged properties but will only insure residential properties up to \$1.5 million and commercial properties up to \$5 million. Damaged properties over these LA Citizens limits are uninsurable anywhere at any price. This leaves policyholders and their agents in an impossible position. It is important to note that before the 2020-2021 storm seasons, agents have not historically experienced insurers cancelling or nonrenewing policies after storms before repairs can be made."

Of note, it should be mentioned that Louisiana Citizens Property and Casualty Company now offers a coverage limit up to \$10 million for commercial property risks.

Recommendation

Current law authorizes an insurer to cancel or non-renew a policy for a property where there has been a material change in risk of the property that was previously insured. To repeal this exception, which is a component part of Louisiana's three-year rule, would be a significant change to consumer protections unique to Louisiana and could have a significant impact on a company's willingness to write insurance policies in this state. The Louisiana Department of Insurance recommends that the House and Senate Insurance Committees hold further discussions as to whether a revision to current law or the enactment of a new statutory provision is needed to address this issue.

APPENDIX



Post Office Box 95005
Baton Rouge, Louisiana 70895-9005
(225) 922-6200

January 11, 2023

Mr. Chuck Myers, SPIR, CPCU, CFE, CECFE
Deputy Commissioner
Office of Property & Casualty
Louisiana Department of Insurance
P. O. Box 94214
Baton Rouge, LA 70804-9214
chuck.myers@ldi.la.gov

VIA EMAIL

RE: Senate Resolution Number 99
2022 Regular Session of the Louisiana Legislature

Dear Mr. Myers:

Per your letter of December 21, 2022, below are the responses to the fact-finding study of Commissioner Donelon to comply with the provisions of Senate Resolution 99 of the 2022 Regular Session of the Louisiana Legislature.

1. Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.
Response: 629
2. Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.
Response: 66

Sincerely yours,

Noryn A. Ward, JD, CPCU
Vice President – Corporate & Legal
Louisiana Farm Bureau Insurance Companies
PO Box 95005
Baton Rouge, LA 70895-9005
225.922.6287
nward@sfbci.com

NAW/pc



OFFICE ADDRESS
5600 BEECH TREE LANE
CALEDONIA, MI 49316-0050

MAILING ADDRESS
P.O. BOX 2450
GRAND RAPIDS, MI 49501-2450

January 6, 2023

Chuck Myers
Deputy Commissioner
Office of Property & Casualty
Louisiana Department of Insurance
P.O. Box 4214
Baton Rouge, Louisiana 70804-9214

*Regarding: Foremost Insurance Company Grand Rapids, Michigan (11185)
Foremost Property & Casualty Insurance Company (11800)
Senate Resolution Number 99
Louisiana Legislature
2022 Regular Session*

Dear Mr. Myers:

Foremost received the request dated December 21, 2022, regarding loss information pertaining to hurricanes Laura, Delta, Zeta and Ida. We repeat the original questions followed by our response for ease of reference.

1.) Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, where in the cancellation or non-renewal was due to a material change of insured risk.

One (1)

2.) Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

Zero

We appreciate the opportunity to work with the Louisiana Department of Insurance. Should you have any questions please contact me at compliance@foremost.com or 616-956-4909.

Sincerely,

Erin Rae Smith, Compliance Manager

Response to Letter of December 21, 2022

Senate Resolution Number 99

Shelter Mutual Insurance Company

1.) Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

Shelter does not have the ability to determine exactly how many policies were cancelled or nonrenewed due to a material change in the insured risk. The reason code entered in the system for material change in the risk is also used for multiple circumstances that make the risk ineligible to be insured, such as death of the last named insured or the property is no longer owner-occupied. The total number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, for all ineligible reasons is 698 policies. Of that number the vast majority were reasons other than material change of the insured risk.

2.) Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

Shelter has not cancelled any policy based upon the fact that the insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.



**THE
HARTFORD**

Business Insurance

Employee Benefits

Auto

Home

Chuck Myers, SPIR, CPCU, CFE, CECFE
Deputy Commissioner
Office of Property & Casualty
Louisiana Department of Insurance
P.O. Box 94214
Baton Rouge, LA 70804-9214

**Re: Senate Resolution Number 99
Louisiana Legislature
2022 Regular Session**

Dear Mr. Myers:

Enclosed please find the response to your request dated December 21, 2022.

1. Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

One hundred sixteen (116) policies were either cancelled or non-renewed due to a material change of the insured risk.

2. Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

One (1) policy was sent notice of cancellation based on the fact that the insured property had not been repaired within one year after the date of landfall for Hurricane Ida.

Please feel free to contact me should you have any questions or need additional information.

Sincerely,

Leigh Ann Butler
Assistant Director, Personal Lines Compliance
leigh.homan@thehartford.com
860.574.9915



January 5, 2023

Louisiana Department of Insurance
P.O. Box 94214
Baton Rouge, LA 70804-9214

ATTN: Chuck Myers, SPIR, CPCU, CRE, CECFE
Deputy Commissioner

Re: National General Insurance Group

Dear Mr. Myers:

This letter acknowledges receipt of your letter dated December 21, 2022 regarding Senate Resolution Number 99 to study the issue of notice of cancellation or nonrenewal of a property insurance policy that provides coverage for property damaged by a named storm or windstorm.

We have reviewed all policies which were cancelled or non-renewed post hurricanes Laura, Delta, Zeta and Ida wherein the cancel or non-renewal of the insured risk may have been related to the hurricane. Out of an abundance of caution we report a total of 5 policies which may have been due to a material change resulting from the hurricane. There were 2 policies where the properties were not repaired within 1 year after final payment.

Should you need additional information please contact me at Robin.Lopez@ngic.com or 336-435-2612.

Sincerely,

A handwritten signature in black ink that reads "Robin Lopez".

Robin Lopez
ENT-Bus Process Consultant-Sr Cons I
National General Holdings Corp.



AIG
28 Liberty Street, 22nd
Floor,
New York, NY 10005-1445
www.aig.com

Ramya Kasthuri
Associate General
Counsel
T: 212 7704424
Ramya.Kasthuri@aig.com

Date: January 9, 2023

Charles B. Hansberry, III, Esq. PIR
Assistant Deputy Commissioner
Office of Property and Casualty
Louisiana Department of Insurance
RE: Louisiana Senate Resolution 99 – Request

Dear Mr. Hansberry,

Please see below for the responses for AIG Property Casualty Company (the “Company”). Please note that the Company has an approved plan for nonrenewal of its homeowners line of business in Louisiana.

1. Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

Response: There were no policies cancelled or non-renewed as a result of a material change in the insured risk due to damage caused during the above-listed hurricanes.

2. Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

Response: Not applicable; as mentioned above, the Company is currently executing on an approved plan for non-renewal of its homeowners line of business in Louisiana.

Thanks,
Ramya

January 11, 2023

Chuck Meyers, Deputy Commissioner
Louisiana Department of Insurance
P.O. Box 94214
Baton Rouge, LA 70804-9214

Re: Senate Resolution Number 99

Dear Mr. Meyers:

Please see our responses in bold red for the Senate Resolution Number 99 Inquiry dated December 21, 2022.

1.) Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

Progressive Home does not have a method to code cancellations or non-renewals by reason. Our cancellation and non-renewal reasons are free-form text and cannot be distinguished from various cancellation reasons. We can, however, distinguish between cancellations and non-renewals. The following numbers include all cancellations and non-renewals that occurred post hurricanes Laura, Delta, Zeta, and Ida for any reason, which includes new business and renewal policies.

**Total Cancellations = 830
Total Non-Renewals = 4,004**

**Cancellations Post Year 3 = 14
Nonrenewals Post Year 3 = 397**

2.) Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

We have not engaged in a cancellation or nonrenewal campaign targeting unrepaired damages.

**Cancellations = 0
Non-Renewals = 0**

P.O. Box 20089 • St. Petersburg, FL 33742
Phone: (866) 274-5677 • Fax: 866-840-1905 • www.AmericanStrategic.com



PROGRESSIVE
INSURANCE

Sincerely,

Dana Horbach
Corporate Paralegal

P.O. Box 20089 • St. Petersburg, FL 33742

Phone: (866) 274-5677 • Fax: 866-840-1905 • www.AmericanStrategic.com



PROGRESSIVE

The ASI group is an affiliate of The Progressive Corporation and is rated A (Excellent) by A.M. Best Co.



Via Email

January 14, 2023

Mr. Chuck Myers, SPIR, CPCU, CFE, CECFE
Deputy Commissioner
Office of Property & Casualty
Louisiana Department of Insurance
P.O. Box 94214
Baton Rouge, LA 70804-9214

RE: Gulf States Insurance Company
Senate Resolution Number 99

Dear Mr. Myers:

Pursuant to your request dated December 21, 2022 please accept this as Gulf States Insurance Company's response.

- 1.) *Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.*

As of December 31, 2022 Gulf States issued 82 cancellation notices for material change in risk with 11 of those having a hurricane claim. There were 809 policies non-renewed for material change in risk with 42 of those having a hurricane claim.

- 2.) *Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.*

None of the cancellations were due to unrepaired damage within one year of a hurricane or payments. Of the non-renewals, 1 of the non-renewals was due to unrepaired damage from Hurricane Ida but was based on a disagreement with the insured on the scope of repairs necessary as opposed to the repairs done by insured.

GulfStatesInsure.com

1201 Camellia Blvd Suite 201 Lafayette, LA 70508 (337) 541-2577



Should you need any additional information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "H. Carter, Jr.", written in a cursive style.

H. Marcus Carter, Jr.
President and CEO

GulfStatesInsure.com

1201 Camellia Blvd Suite 201 Lafayette, LA 70508 (337) 541-2577

9800 Fredericksburg Road
San Antonio, Texas 78288



January 23, 2023

Charles B. Hansberry, III, Esq. PIR
Assistant Deputy Commissioner
Office of Property and Casualty
Louisiana Department of Insurance

Sent via email to: Charles.Hansberry@ldi.la.gov

**RE: Senate Resolution Number 99
Louisiana Legislature
2022 Regular Session**

Dear Mr. Hansberry,

Please see our response below regarding the Senate Resolution 99 request.

1. Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta, and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

Company Response: USAA group companies processed seventy (70) cancellations or non-renewals for a material change of the insured risk.

2. Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta, and Zeta or if the repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

Company Response: USAA group companies located two (2) policies that were cancelled due to a material change in risk (condition) of the dwelling.

Mr. Hansberry, should you have additional questions, please contact me at (210) 665-2190 or via email at portia.henry@usaa.com.

Respectfully,

A handwritten signature in black ink, appearing to read "Portia Henry".

Portia Henry
Compliance Risk Manager Senior
P&C Insurance Compliance
Insurance Compliance, Enterprise Risk and Compliance
United Services Automobile Association



Natalie Brunson-Wheeler, Counsel
CPCU, CLU, ChFC, FLMI
Natalie.Brunson-Wheeler.cavk@statefarm.com
Phone 309.766.6870
Fax 309.766.7560

January 23, 2023

VIA EMAIL

chuck.myers@ldi.la.gov
Chuck Myer, SPIR, CPCU, CFE, CECFE
Deputy Commissioner
Office of Property and Casualty
Louisiana Department of Insurance

RE: Louisiana Senate Resolution 99- Request

Dear Mr. Myer,

Below are State Farm's responses to the questions.

1. Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.
 - Non-Tenant Homeowner – 771
 - Condominium Unitowner – 5
 - Rental Dwelling Program – 62
 - Manufactured Home – 37
 - Farm & Ranch - 6
2. Based upon the number provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta, and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.
 - Non-Tenant Homeowner – 87
 - Condominium Unitowner – 0
 - Rental Dwelling Program – 9
 - Manufactured Home – 10
 - Farm & Ranch - 2

Sincerely,

N. Brunson-Wheeler



Natalie Brunson-Wheeler
Counsel
NBW/tkw



DATE

ATTN:

Name and Address of recipient

Re: LA Senate Resolution 99
Bankers Insurance Company (33162)
Bankers Specialty Insurance Company (13041)

Dear Recipient:

Below are our responses to your request related to Senate Resolution 99.

- 1) Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta, and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risks.
 - a. Our company cancelled or non-renewed 58 total risks post landfall for material change of insured risk.

- 2) Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta, and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.
 - a. No policies were cancelled for this reason. Also, no policies were nonrenewed for this reason.

Should any questions arise relative to this submission, please don't hesitate to contact me directly.

Best Regards,

Catherine Chang

Director

Product Management

Bankers Insurance Group

727-466-4383

Catherine.Chang@bankersinsurance.com



Liberty Mutual Insurance
Global Retail Markets
Product Compliance
c/o Presidential Service Team
175 Berkeley Street
Boston, MA 02116
Phone: (617) 357-9500
Fax: (857) 224-8832

January 24, 2023

Chuck Meyers
Louisiana Department of Insurance
P.O. Box 94214
Baton Rouge, LA 70804-9214

**RE: Senate Resolution 99
Louisiana Legislature
2022 Regular Session**

*****Sent via email to chuck.meyers@ldi.la.gov**

Dear Mr. O'Connor

This is in response to your request dated December 21, 2022 regarding Commissioners Donelon fact-finding study. Please find our responses below.

1.) Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

- 31 Policies

2.) Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

- 0 policies

Thank you for your consideration in this matter, please reach out if you have any further questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Laura Burrus".

Laura A. Burrus
Compliance Analyst II, Regulatory Compliance
Email: Laura.Burrus@LibertyMutual.com



LOUISIANA DEPARTMENT OF INSURANCE
JAMES J. DONELON
COMMISSIONER

VIA ELECTRONIC DELIVERY

December 21, 2022

American Bankers Insurance Company of Florida
Attn: Teresa D. Martinez
11222 Quail Roost Drive
Miami, FL 33157-6596
teresa.martinez@assurant.com

**Re: Senate Resolution Number 99
Louisiana Legislature
2022 Regular Session**

Dear Ms. Martinez:

During the 2022 Regular Session of the Louisiana Legislature, Senator Kirk Talbot of the Louisiana State Senate authored Senate Resolution Number 99 (SR 99). The provisions of SR 99 "...urge and request the commissioner of insurance to study the issue of notice of cancellation or nonrenewal of a property insurance policy that provides coverage for property damaged by a named storm or windstorm..." A copy of SR 99 has been attached for your convenience.

To comply with the provisions of SR 99, this correspondence serves as a request on behalf of Commissioner Donelon for your company's assistance with this fact-finding study. Please provide any relevant comments or recommendations and respond to the following:

1.) Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.

0 Policies

2.) Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.

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In accordance with the request of SR 99, Commissioner Donelon has been instructed to report his findings and any recommendations to the Senate and House Insurance Committees no later than February 1, 2023. It is asked that your responses be sent to my attention on or before **Tuesday, January 17, 2023**. Thank you, in advance, for your assistance.

Sincerely,



Chuck Myers, SPIR, CPCU, CFE, CECFE
Deputy Commissioner
Office of Property & Casualty
Louisiana Department of Insurance
P.O. Box 94214
Baton Rouge, LA 70804-9214
(225) 342-5203
chuck.myers@ldi.la.gov



4200 Six Forks Road
Suite 1400
Raleigh, NC 27609
1-800-525-7486

January 17, 2023

VIA EMAIL: chuck.myers@ldi.la.gov
Chuck Myers, Deputy Commissioner
Office of Property & Casualty
Louisiana Department of Insurance

Re: Senate Resolution Number 99

Dear Mr. Myers:

SafePort Insurance Company ("SafePort") (NAIC No. 36560) is in receipt of correspondence (the "Inquiry") dated December 21, 2022, from the Louisiana Department of Insurance (the "Department") requesting information related to SafePort's notices of renewal. In response, SafePort provides the following:

1. **Provide the number of policies that were either cancelled or non-renewed by your company, post hurricanes Laura, Delta, Zeta and Ida, wherein the cancellation or non-renewal was due to a material change of the insured risk.**

121

2. **Based upon the numbers provided above, provide the number of policies where a notice of cancellation was sent based upon the fact that an insured property had not been repaired within one year after the date of landfall for hurricanes Laura, Delta and Zeta or if repairs were not made within one year from issuance of any applicable insurance proceeds related to the aforementioned hurricanes.**

0

SafePort trusts the information above has addressed the issues raised in the Inquiry. Should you have any questions, please do not hesitate to reach out to the undersigned.

Best regards,

Liz Harbaugh

Liz Harbaugh
General Counsel, Pillar Insurance Agency
On behalf of SafePort Insurance Company
Liz.Harbaugh@pillarinsagency.com

Louisiana Department of Insurance

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