BULLETIN 06-03
(REVISED AND REISSUED)

TO: ALL INSURERS DELIVERING OR ISSUING LONG-TERM CARE
POLICIES, CERTIFICATES, OR RIDERS

FROM: JAMES J. DONELON, COMMISSIONER OF INSURANCE

LEGISLATURE AND REGULATION 46, LONG-TERM CARE
INSURANCE

DATE: SEPTEMBER 21, 2020

Bulletin 06-03, originally issued on September 5, 2006, is being amended to update
the cited statutory provision. Acts 2008, No. 415, §1, effective January 1, 2009,
redesignated the provisions of Title 22, formerly comprising La. R.S. 22:1 to 22:3311, into
a new format and numbering scheme comprising La. R.S. 22:1 to 22:2371, without
changing the substance of the provisions.

Insurers are reminded that Bulletin 06-03 provides guidance regarding the
administration of the renewal provision in La. R.S. 22:1182 and Regulation 46, as
amended, as the renewal provision relates to long-term care insurance policies.

The renewal provision primarily affects nonforfeiture benefits in long term care
insurance policies. Specifically, if a premium rate increase occurs, insurers must offer
policyholders a contingent nonforfeiture option and provide notification in accordance with
the provisions outlined in Section 1955 of Regulation 46. A sample of the notification
detailing options available to the policyholder need only be sent to the Louisiana
Department of Insurance ("LDI") if the insurer is requesting a premium rate increase. This
sample must be submitted to the LDI at the time of the request. Additionally, insurers are
required to apply an incontestability period to any long-term care policy, certificate, or rider
that was sold or issued on or after January 1, 2005.

As a result of the changes made to the long-term care insurance laws, the LDI
urges insurers to review their existing policies or contracts of insurance and make
necessary changes to ensure full compliance with applicable laws.
If there are any questions regarding this Bulletin, please contact the Deputy Commissioner for the Office of Health, Life, and Annuity, electronically at public@ldi.la.gov.

Baton Rouge, Louisiana, this 21st day of September, 2020.

[Signature]
JAMES J. DONELON
COMMISSIONER OF INSURANCE