



LOUISIANA DEPARTMENT OF INSURANCE
TIMOTHY J. TEMPLE
COMMISSIONER

June 10, 2024

The Honorable Cameron Henry
President, Louisiana State Senate
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Baton Rouge, LA 70804

ELECTRONIC TRANSMISSION
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The Honorable Phillip DeVillier
Speaker, Louisiana House of Representatives
P.O. Box 94062
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The Honorable Kirk Talbot
Chairman of the Senate Insurance Committee
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The Honorable Michael "Gabe" Firmant
Chairman of the House Insurance Committee
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RE: Summary Report - Notice of Intent to Promulgate Regulation 129 -Surplus Lines
Insurance Refund or Credit of Gross Premium Taxes

Dear President Henry, Speaker DeVillier, Senator Talbot, and Representative Firmant:

The Louisiana Department of Insurance (LDI) hereby submits the following summary report required by La. R.S. 49:968(D)(1)(b) and announces its intention to proceed to finalize Regulation 129, which was published as a Notice of Intent in the May 2024 edition of the *Louisiana Register*.

Interested persons were provided an opportunity to submit comments to the LDI on the proposed regulation. The LDI received comments in response to the Notice of Intent and the LDI responded accordingly. These comments and the LDI's responses are summarized below and enclosed for your review.

Comment 1: Tina Crum submitted the following comment:

Can you please confirm whether the comment deadline for Regulation 129 is April 20, 2024, the same date the regulation was published in the Louisiana Register? I wasn't sure whether it was a typo since there was no time to comment.

LDI Response to Comment 1:

This is a misprint and we contacted the state register office. It is in the process of being corrected. I apologize for any inconvenience this may have caused .

Comment 2: Polina Leu submitted the following comment:

I recently received an email regarding the "Notice of Intent to Promulgate Regulation 129," titled "Surplus Lines Insurance Refund or Credit of Gross Premium Taxes." I am writing to seek further clarification on this matter. Could you kindly provide additional details regarding the notice and implications of Regulation 129 and the specific actions that are needed on my part?

LDI Response to Comment 2:

The Louisiana Department of Insurance has received your request for clarification. Regulation 129 was promulgated to clarify the Louisiana Department of Insurance's authority to issue refunds or credits for surplus line taxes paid when the exemption requirement is met. Action will only be needed if you are a broker requesting a surplus line tax refund.

Subject to legislative oversight, the LDI intends to submit the proposed amendment to Regulation 129 to the Office of the State Register for final publication in the August 2024 edition of the *Louisiana Register*. A copy of the summary report will be placed on the LDI's website in accordance with La. R.S. 49:968(D)(1)(c).

If you have any questions or need any additional information, please contact me at (225) 342-7821, or electronically at evelyn.linkford@ldi.la.gov.

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Enclosure: Notice of Intent to Promulgate Regulation 129 -Surplus Lines
Insurance Refund or Credit of Gross Premium Taxes