

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 22:2.

**HISTORICAL NOTE:** Promulgated by the Department of Insurance, Commissioner of Insurance, March 1, 1969.

#### **§7915. Statement to Be Separate**

A. Any bill, statement, draft, or representation sent or delivered to any prospect or policyholder must show the premium charged for the life insurance and any other information mentioned concerning life insurance separate from any other charge or value shown in the same billing, but nothing in §7915 shall prevent the total of the premium charge for life insurance with any other charge or value shown in the same billing to arrive at the total billing charge.

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#### **§7917. Maintenance of File by Company**

A. File of Advertising and Other Sales Material. Each insurance company to whom this rule applies shall maintain at its home or principal office a complete file containing every printed, published or prepared advertisement, advertisement material, sales literature and sales aid of any other kind used in connection with the correlated sale of life insurance and equity products as may hereafter be prepared or disseminated in this state, with a notation attached to each such piece of material which shall indicate the manner and extent of distribution, the nature of use and the form number of any policy issued in connection with such correlated plan and such document. Such file shall be subject to regular and periodic inspection by the Department of Insurance of the state of Louisiana. All such material shall be maintained in the file for a period of not less than three years.

B. Certificate of Compliance. Each insurer required to file an annual statement which is now or which hereafter becomes subject to the provisions of Regulation 29 must be file with this department, together, with its annual statement, a certificate executed by an authorized officer of the insurer wherein it is stated that, to the best of his knowledge, information and belief, the advertisement, advertising material, sales literature and sales aids which were disseminated by the insurer during the preceding statement year comply or were made to comply in all respects with the provisions of the insurance laws of this state as implemented and interpreted by this directive.

C. Companies in violation of this directive shall be subject to having their certificate of authority to transact business in Louisiana revoked or suspended, and agents in violation of this rule shall be subject to having their agent's license suspended or revoked or a fine not to exceed \$500 levied for each violation.

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#### **§7919. Effective Date**

A. This directive shall become effective March 1, 1969.

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**HISTORICAL NOTE:** Promulgated by the Department of Insurance, Commissioner of Insurance, March 1, 1969.

## **Chapter 81. Regulation 30—Certificates of Insurance Coverage**

### **§8101. Certificates of Insurance**

A. It has come to the attention of this department that certificates of insurance for automobile and general liability insurance are being executed by companies or their agents. certificates of insurance are pre-printed forms that many large corporations require persons or contractors employed by them to furnish to prove that they have insurance.

B. Some of these certificates purport to enlarge or vary the policy of insurance involved. When this is attempted, it is in violation of Louisiana Revised Statute 22:620 which requires that companies obtain approval of all endorsements that are used in the state of Louisiana.

C. Therefore, in order to avoid any misunderstanding of the effect of any certificate of insurance signed by an insurance company or its agent, any such certificate must contain the following or similar language:

This certificate of insurance neither affirmatively nor negatively amends, extends or alters the coverage afforded by Policy Number \_\_\_\_\_ issued by \_\_\_\_\_.

D. Companies shall inform their agents of the contents of this regulation. Please acknowledge receipt of this regulation promptly.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 22:2.

**HISTORICAL NOTE:** Promulgated by the Department of Insurance, Commissioner of Insurance, April 23, 1969.

## **Chapter 83. Regulation 35—Variable Life Insurance Model Regulation**

### **§8301. Definitions**

A. As used in Regulation 35:

*Affiliate of an Insurer*—any person, directly or indirectly, controlling, controlled by, or under common control with such insurer; any person who regularly furnishes investment advice to such insurer with respect to its separate accounts for which a specific fee or commission is charged; or any director, officer, partner, or employee of any such insurer, controlling or controlled person, or person providing investment advice or any member of the immediate family of such person.

*Agent*—any person, corporation, partnership, or other legal entity which is licensed by this state as a life insurance agent.

*Assumed Investment Rate*—the rate of investment return which would be required to be credited to a variable life insurance policy, after deduction of charges for taxes, investment expenses, and mortality and expense guarantees