



LOUISIANA DEPARTMENT OF INSURANCE
TIMOTHY J. TEMPLE
COMMISSIONER

ADVISORY LETTER 2025-04

TO: AUTHORIZED PROPERTY AND CASUALTY INSURANCE COMPANIES

FROM: TIMOTHY J. TEMPLE, COMMISSIONER OF INSURANCE

RE: RATE FILING MATERIALS—DISCLOSURE PROTECTIONS AND DETERMINATIONS; RATING STANDARDS AND DETERMINATION METHODS

DATE: AUGUST 20, 2025

Advisory Letter 2025-04 provides notice that the Louisiana Department of Insurance (LDI) will be promulgating a regulation addressing certain statutory provisions in [La. R.S. 22:1451, et. seq.](#), which were subject to amendment by [Act 11 of the 2025 Regular Session](#) of the Louisiana Legislature.

In accordance with [La. R.S. 22:1464](#), the LDI will issue regulatory guidance governing all rates, supplementary rate information, and supporting information filed with the LDI. All rates and supplementary rate information must include an affidavit from the insurer identifying any documents claimed to be confidential, proprietary, or trade secret, along with the legal basis for such designation. Those documents will then be reviewed by the LDI to determine whether we concur with the designation. If the LDI concurs, we will issue an attestation to be included in the filing. Unless properly identified and designated by the LDI as confidential, proprietary, and containing trade secrets, the rates, supplementary rate information, and supporting materials are subject to public inspection under [La. R.S. 22:1464](#).

If the LDI receives a public records request for information previously identified as confidential, proprietary, or a trade secret, the insurer will be notified in writing of that request and of the LDI's determination as to whether the material requested is subject to disclosure. Insurers will have an opportunity to contest the disclosure determination by requesting a hearing before the Division of Administrative Law, provided that the hearing request is made within ten days from receipt of the determination notice. In the event of a hearing request, disclosures under [La. R.S. 22:1464](#) will be automatically stayed. Please note that the LDI's determination of what material is subject to disclosure will be based upon the previous designation of the material as confidential, proprietary, and containing trade secrets as outlined in the attestation included in the filing.

The LDI will also provide regulatory guidance on rating standards and evaluation criteria. [La. R.S. 22:1454](#) explicitly prohibits excessive, inadequate, or unfairly discriminatory rates, regardless of whether the insurance market is determined to be

competitive or non-competitive. As amended, [La. R.S. 22:1452\(C\)\(6\)](#) defines “excessive” as “a rate that is likely to produce a profit that is unreasonably high for the insurance provided or the expense provision included therein is unreasonably high in relation to the services rendered.” In reviewing rate filings, the LDI will continue to assess whether the rate is actuarially justified and actuarially sound.

The LDI is currently in the process of promulgating a regulation to more fully address and implement the pertinent provisions of [La. R.S. 22:1451, et. seq.](#) concerning the relevant procedures to govern disclosure issues with respect to rate filing materials, insurers’ statutory right to contest an adverse disclosure determination, and a framework addressing rating standards and determination criteria. Because the promulgation process includes certain time delays prescribed by law, the LDI issues this Advisory Letter in the meantime to provide industry notice and clarity on these important statutory amendments while the final promulgation process ensues.

If there are any questions or concerns regarding Advisory Letter 2025-04, please contact the Deputy Commissioner for the Office of Property and Casualty at 225-342-5203 or electronically at public@ldi.la.gov.

Baton Rouge, Louisiana, this 20th day of August 2025.

A handwritten signature in blue ink, appearing to read "T. Temple", is written over a horizontal line.

TIMOTHY J. TEMPLE
COMMISSIONER OF INSURANCE