

TECHNICAL ADVISORY

TA 335

August 8, 2018

SUBJECT: LDI Directive 211 – Change of Producer of Record

BACKGROUND: On June 28, 2018, the Louisiana Department of Insurance (LDI) issued Directive 211 outlining the provisions of R.S. 22:1564 which controls the change of producer of record in Louisiana. Directive 211 can be found [HERE](#).

MAIN POINTS: Directive 211 concludes, “All insurers, including surplus lines insurers, who receive a request in writing from the owner of the policy or the first-named insured to change or remove the producer of record shall comply with the law and make the change or removal of the “producer of record” as set forth in La. R.S. 22:1564. Any insurer who refuses to accept a written request and recognize a change in the “producer of record” from the owner of the policy or the first-named insured may be in violation of La. R.S. 22:1564 and subject to regulatory sanctions.”

IIABL frequently receives questions and complaints from member agents about insurance companies and brokers refusing to recognize producer of record letters, particularly surplus lines insurance companies and brokers. Directive 211 clearly states that, “All insurers, including surplus lines insurers, ...shall comply with the law...” The law applies and supersedes any insurance company or broker “rules” about producer of record letters.

NECESSARY ACTION:

Please circulate this Technical Advisory to all agency staff who deal with producer of record letters. If an insurance company refuses to accept a producer of record letter, please share LDI Directive 211 with them.

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