HB102

215513-4

By Representatives South, Clouse and Lee

RFD: Insurance

First Read: 11-JAN-22

ENGROSSED

A BILL
TO BE ENTITLED
AN ACT

Relating to insurance; to require the Commissioner of Insurance to establish and support the Center for Risk and Insurance Research connected with a state university to carry out research, education, and outreach regarding risk management and insurance issues; to create a fund in the State Treasury to be known as the Center for Risk and Insurance Research Fund to be used to fund the center; to amend Section 27-2-39, Code of Alabama 1975, to credit a portion of certain fees, licenses, and taxes collected by the Commissioner of Insurance to the fund; and to make technical changes to Section 27-2-39, Code of Alabama 1975, to conform with existing law.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The Commissioner of Insurance shall establish and support the Center for Risk and Insurance Research, or its successor, connected with a state university in this state to carry out research, education, and outreach regarding risk management and insurance issues.

(b) There is created a fund in the State Treasury to be designated "The Center for Risk and Insurance Research

Fund" to be used to fund the center. No funds shall be withdrawn or expended except as budgeted and allotted according to Sections 41-4-80 to 41-4-96, inclusive, Code of Alabama 1975, and 41-19-1 to 41-19-12, inclusive, Code of Alabama 1975, and only in amounts as appropriated in the general appropriations act or other appropriation acts to the Department of Insurance for the operation of the center.

(c) The Commissioner of Insurance may transfer to the state university described in subsection (a) up to the amount appropriated from the Center for Risk and Insurance Research Fund each fiscal year to be used for the operation of the center.

Section 2. Section 27-2-39, Code of Alabama 1975, is amended to read as follows:

"§27-2-39.

"(a) There is created a fund in the State Treasury designated the "Insurance Department Fund" to be used for the operation of the Department of Insurance. Receipts deposited into this fund shall be disbursed only by warrants of the state Comptroller drawn upon the State Treasury on itemized vouchers approved by the Commissioner of Insurance. No funds shall be withdrawn or expended except as budgeted and allotted according to Sections 41-4-80 to 41-4-96, inclusive, and 41-19-1 to 41-19-12, inclusive, and only in amounts as stipulated in the general appropriations act, other appropriation acts, or this section. At the end of each fiscal year, any unencumbered and unexpended balance of up to 25 percent of the amount appropriated for that fiscal year shall not revert to the State General Fund under Section 41-4-93, but shall carry over to the next fiscal year.

"(b) Notwithstanding any other provision of law, the Commissioner of Insurance shall promptly pay all sums, fees, taxes, licenses, renewals, and other miscellaneous charges collected pursuant to Sections ~~10-4-111,~~ 27-2-16, 27-3-29, 27-4-2, ~~27-7-7, 27-8-1, 27-8-5,~~ 27-13-5, 27-13-24, 27-13-62, 27-21A-21, 27-34-6, 27-34-36, 27-34-47, and 27-39-6, ~~and 27-39-7,~~ other than those fines, penalties, and deposit requirements collected pursuant to Section 27-3-29, ~~and other than those fees collected pursuant to Chapter 8A of Title 27 for deposit into the Insurance Agents and Brokers Continuing Education Fund, into the State Treasury with 50 45 percent credited to the State General Fund, five percent credited to the Center for Risk and Insurance Research Fund, and 50 percent credited to the Insurance Department Fund." Education Fund,~~ into the State Treasury with 50 percent credited to the ~~State General Fund~~ Insurance Department Fund; one million five hundred thousand dollars ($1,500,000) credited each fiscal year to the Center for Risk and Insurance Fund; and ~~50 percent~~ the remainder credited to the ~~Insurance Department Fund~~ State General Fund."

Section 3. This act shall become effective on ~~July~~ October 1, 2022, following its passage and approval by the Governor, or its otherwise becoming law.

House of Representatives

Read for the first time and referred to the House of Representatives committee on Insurance 11-JAN-22

Read for the second time and placed on the calendar.................... .... 09-FEB-22

Read for the third time and passed as amended......................... .... 16-FEB-22

Yeas 98, Nays 0, Abstains 0

Jeff Woodard
Clerk