

ACT #2022 - 148

1 HB102
2 215513-5
3 By Representatives South, Clouse and Lee
4 RFD: Insurance
5 First Read: 11-JAN-22



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ENROLLED, 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 No funds shall be withdrawn or expended except as budgeted and allotted according to Sections 41-4-80 to 41-4-96, inclusive, Code of

1 Alabama 1975, and 41-19-1 to 41-19-12, inclusive, Code of
2 Alabama 1975, and only in amounts as appropriated in the
3 general appropriations act or other appropriation acts to the
4 Department of Insurance for the operation of the center.

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

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

12 "§27-2-39.

13 "(a) There is created a fund in the State Treasury
14 designated the "Insurance Department Fund" to be used for the
15 operation of the Department of Insurance. Receipts deposited
16 into this fund shall be disbursed only by warrants of the
17 state Comptroller drawn upon the State Treasury on itemized
18 vouchers approved by the Commissioner of Insurance. No funds
19 shall be withdrawn or expended except as budgeted and allotted
20 according to Sections 41-4-80 to 41-4-96, inclusive, and
21 41-19-1 to 41-19-12, inclusive, and only in amounts as
22 stipulated in the general appropriations act, other
23 appropriation acts, or this section. At the end of each fiscal
24 year, any unencumbered and unexpended balance of up to 25
25 percent of the amount appropriated for that fiscal year shall

1 not revert to the State General Fund under Section 41-4-93,
2 but shall carry over to the next fiscal year.

3 " (b) Notwithstanding any other provision of law, the
4 Commissioner of Insurance shall promptly pay all sums, fees,
5 taxes, licenses, renewals, and other miscellaneous charges
6 collected pursuant to Sections ~~10-4-111~~, 27-2-16, 27-3-29,
7 27-4-2, ~~27-7-7~~, ~~27-8-1~~, ~~27-8-5~~, 27-13-5, 27-13-24, 27-13-62,
8 27-21A-21, 27-34-6, 27-34-36, 27-34-47, and 27-39-6, ~~and~~
9 ~~27-39-7~~, other than those fines, penalties, and deposit
10 requirements collected pursuant to Section 27-3-29, ~~and other~~
11 ~~than those fees collected pursuant to Chapter 6A of Title 27~~
12 ~~for deposit into the Insurance Agents and Brokers Continuing~~
13 ~~Education Fund, into the State Treasury with 50-45 percent~~
14 ~~credited to the State General Fund, five percent credited to~~
15 ~~the Center for Risk and Insurance Research Fund, and 50~~
16 ~~percent credited to the Insurance Department Fund." Education~~
17 Fund, into the State Treasury with 50 percent credited to the
18 State General Fund Insurance Department Fund; one million five
19 hundred thousand dollars (\$1,500,000) credited each fiscal
20 year to the Center for Risk and Insurance Fund; and 50 percent
21 the remainder credited to the Insurance Department Fund State
22 General Fund."

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18

Mac McClatchey

Speaker of the House of Representatives

[Signature]

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 16-FEB-22, as amended.

Jeff Woodard
Clerk

Senate

09-MAR-22

Passed

APPROVED

3-17-2022

TIME

8:00 am

Ray Ivey
GOVERNOR

Alabama Secretary Of State

Act Num....: 2022-148
Bill Num...: H-102

ENGROSSED

House Bill No. 102

SPONSOR

South

CO-SPONSORS

Clouse
Luce

HOUSE ACTION

I HEREBY CERTIFY THAT THE RESOLUTION AS REQUIRED IN SECTION C OF ACT NO. 81-889 WAS ADOPTED AND IS ATTACHED TO THE BILL, H.B. 102
YEAS 99 NAYS 0

JEFF WOODARD, Clerk

I HEREBY CERTIFY THAT THE NOTICE & PROOF IS ATTACHED TO THE BILL, H.B. _____ AS REQUIRED IN THE GENERAL ACTS OF ALABAMA, 1975 ACT NO. 919.

JEFF WOODARD, Clerk

CONFERENCE COMMITTEE

House Conferees _____

SENATE ACTION

DATE: 2-17 2021

RD 1 RFD F.T.G.

F.T.G.
AK

This Bill was referred to the Standing Committee of the Senate on F.T.G.

and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report w/amend(s) _____ w/sub _____ by a vote of

YEAS 14 NAYS 1 abstain 2
this 13 day of Feb 2021
[Signature] Chairperson

DATE: 2-23 2021

RF FA RD 2 CAL

DATE: _____ 20

RE-REFERRED RE-COMMITTED
Committee _____

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,
HB 102
YEAS 99 NAYS 0

PATRICK HARRIS,
Secretary