

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

8 SYNOPSIS: This bill would require the Commissioner of  
9 Insurance to establish the Center for Risk and  
10 Insurance Research connected with a state  
11 university to carry out research, education, and  
12 outreach regarding risk management and insurance  
13 issues.

14 Under existing law, the Commissioner of  
15 Insurance collects certain fees and miscellaneous  
16 charges for various purposes.

17 This bill would credit five percent of  
18 various fees, licenses, and taxes collected by the  
19 Commissioner of Insurance to a new fund to be known  
20 as the Center for Risk and Insurance Research Fund  
21 to be used to fund the center.

22 This bill would also make technical changes  
23 to the Insurance Department Fund to conform with  
24 existing law.

26 A BILL  
27 TO BE ENTITLED

1 AN ACT

2  
3 Relating to insurance; to require the Commissioner  
4 of Insurance to establish and support the Center for Risk and  
5 Insurance Research connected with a state university to carry  
6 out research, education, and outreach regarding risk  
7 management and insurance issues; to create a fund in the State  
8 Treasury to be known as the Center for Risk and Insurance  
9 Research Fund to be used to fund the center; to amend Section  
10 27-2-39, Code of Alabama 1975, to credit a portion of certain  
11 fees, licenses, and taxes collected by the Commissioner of  
12 Insurance to the fund; and to make technical changes to  
13 Section 27-2-39, Code of Alabama 1975, to conform with  
14 existing law.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

21 (b) There is created a fund in the State Treasury to  
22 be designated "The Center for Risk and Insurance Research  
23 Fund" to be used to fund the center. No funds shall be  
24 withdrawn or expended except as budgeted and allotted  
25 according to Sections 41-4-80 to 41-4-96, inclusive, Code of  
26 Alabama 1975, and 41-19-1 to 41-19-12, inclusive, Code of  
27 Alabama 1975, and only in amounts as appropriated in the

1 general appropriations act or other appropriation acts to the  
2 Department of Insurance for the operation of the center.

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

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

10 "§27-2-39.

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

26 "(b) Notwithstanding any other provision of law, the  
27 Commissioner of Insurance shall promptly pay all sums, fees,

1 taxes, licenses, renewals, and other miscellaneous charges  
2 collected pursuant to Sections ~~10-4-111~~, 27-2-16, 27-3-29,  
3 27-4-2, ~~27-7-7~~, ~~27-8-1~~, ~~27-8-5~~, 27-13-5, 27-13-24, 27-13-62,  
4 27-21A-21, 27-34-6, 27-34-36, 27-34-47, and 27-39-6, ~~and~~  
5 ~~27-39-7~~, other than those fines, penalties, and deposit  
6 requirements collected pursuant to Section 27-3-29, ~~and other~~  
7 ~~than those fees collected pursuant to Chapter 8A of Title 27~~  
8 ~~for deposit into the Insurance Agents and Brokers Continuing~~  
9 ~~Education Fund~~, into the State Treasury with ~~50~~ 45 percent  
10 credited to the State General Fund, five percent credited to  
11 the Center for Risk and Insurance Research Fund, and 50  
12 percent credited to the Insurance Department Fund."

13 Section 3. This act shall become effective on July  
14 1, 2022, following its passage and approval by the Governor,  
15 or its otherwise becoming law.