

ACT NO. 2012-374

1 SB230  
2 125366-3  
3 By Senators Brooks, Pittman, Glover, Keahey and Figures  
4 RFD: Banking and Insurance  
5 First Read: 07-FEB-12



1 SB230

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4 ENROLLED, An Act,

5 To provide an incentive to encourage private  
6 homeowner insurance carriers to write homeowners insurance  
7 policies with wind coverage in areas covered by the Alabama  
8 Insurance Underwriting Association by providing certain  
9 insurance premium tax credits against insurance premium taxes  
10 otherwise due by private homeowner insurance carriers who  
11 write homeowners insurance policies which include wind  
12 coverage in the counties of Alabama which are contiguous to  
13 the Gulf of Mexico and Mobile Bay, but only where at the time  
14 of the writing the property was insured under the Alabama  
15 Insurance Underwriting Association, in an amount of 20 percent  
16 of the insurance premium tax otherwise due in Zone 4 and 35  
17 percent of the tax otherwise due in Zones 1, 2, and 3.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. (a) Insurance carriers providing full  
20 property and casualty coverage, to specifically include wind  
21 and hail coverage, to property owners within the areas defined  
22 in Section 27-1-24, Code of Alabama 1975, including any  
23 portion of the area as it may be expanded from time to time  
24 pursuant to Section 27-1-27, Code of Alabama 1975, but only on  
25 properties that as of the time of writing are insured for wind

1 coverage through the Alabama Insurance Underwriting  
2 Association, may claim as a nonrefundable credit against the  
3 insurance premium tax imposed by Chapter 4A, Title 27 of the  
4 Code of Alabama 1975, in an amount equal to 20 percent of the  
5 insurance premium tax otherwise due on the premium written for  
6 the property owners for the taxable year in Zone 4; and 35  
7 percent of the insurance premium tax otherwise due on the  
8 premium written for the property owners for the taxable year  
9 in Zones 1, 2, and 3.

10 (b) The credit allowed by this section is available  
11 only to an insurer licensed or authorized to do business in  
12 this state with respect to a property and casualty insurance  
13 policy providing full coverage as defined in subsection (a).

14 (c) A licensed insurer who claims the credit allowed  
15 by this section shall provide information required by the  
16 Department of Insurance to demonstrate that the taxpayer is  
17 eligible for the credit and that the amount paid for premiums  
18 for which the credit is claimed was not excluded from the  
19 licensed insurer's gross income for the taxable year.

20 (d) The tax credit allowed under this section for a  
21 taxable year may be claimed only once for any one structure,  
22 regardless of the number of policies written on the structure.

23 (e) The department shall take the action necessary  
24 to monitor and examine the use of the credit claims under this  
25 section.

1           (f) This section applies to all new policies issued  
2 with an effective date after the effective date of this act.

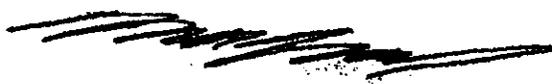
3           (g) In order to qualify for the credits contemplated  
4 in this act, an insurance carrier shall provide the homeowner  
5 a premium payment that is at a minimum twelve percent (12%)  
6 less than the premium amount paid by the homeowner under the  
7 Alabama Wind Pool Plan.

8           Section 2. This act shall become effective on the  
9 first day of the third month following its passage and  
10 approval by the Governor, or its otherwise becoming law.

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*Kay Ivey*

President and Presiding Officer of the Senate



Speaker of the House of Representatives

SB230

Senate 24-APR-12

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris  
Secretary

House of Representatives  
Passed: 24-APR-12

By: Senator Brooks

APPROVED *May 14, 2012*  
TIM *5:07 P.M.*  
*Robert Bentley*  
GOVERNOR

Alabama Secretary Of State

Act Num....: 2012-374  
Bill Num....: S-230

Recv'd 05/16/12 08:41amSLF

SPONSOR

*BROOKS*

SPONSORS

*PUTMAN*

*GLOVER*

*KEAHEY*

*FIGUEROA*

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SENATE 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, SB 230

yeas 25 nays 6 abstain

**PATRICK HARRIS,**  
Secretary

I hereby certify that the notice & proof is attached to the Bill, SB \_\_\_\_\_ as required in the General Acts of Alabama, 1975 Act No. 919.

**PATRICK HARRIS,**  
Secretary

CONFERENCE COMMITTEE

Senate Conferencees

HOUSE ACTION

DATE: 4-24 2012

RD 1 RFD INDUSTRIAL

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to its standing committee on INDUSTRIAL was acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be Passed w/amend(s) w/sub

This 17 day of May 2012  
*[Signature]* Chairperson

DATE: 5-1 2012

RF 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, SB 23

YEAS 87 NAYS 0

**GREG PAPPAS,**  
Clerk

FURTHER HOUSE ACTION (OVER)

1. Length of stay  
in hospital (in days)  
Years 10 (Nov 1980 - 1989)  
Date 5/8/19  
QUESTIONS: Q108