Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1	State of Arkansas	As Engrossed: H4/7/05		
2	85th General Assembly	A Bill		
3	Regular Session, 2005 SENATE BILL 11			
4				
5	By: Senator Miller			
6				
7				
8	For An Act To Be Entitled			
9	AN ACT CONCERNING THE ARKANSAS COMPREHENSIVE			
10	HEALTH INSURANCE POOL ACT; AND FOR OTHER			
11	PURPOSES.			
12				
13	Subtitle			
14	AN ACT CONCERNING THE ARKANSAS			
15	COMPREHENSIVE HEALTH INSURANCE POOL ACT			
16				
17				
18	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:			
19				
20	SECTION 1. Arkansas Code \S 23-79-506(a)(12), pertaining to the powers			
21	of the Arkansas Comprehensive Health Insurance Pool, is amended to read as			
22	follows:			
23	(12) Provide additional types of plans to provide optional			
24	coverages, including medicare supplement health insurance <u>and health savings</u>			
25	accounts that comply with applicable federal law as in effect January 1,			
26	<u>2005</u> ;			
27				
28	SECTION 2. Arkansas Code § 23-79-507(c)(2), which pertains to			
29	assessment limitations, is repealed.			
30	(2) Notwithstanding any provisions of this subchapter to the			
31	contrary, no insurer may be assessed in any one (1) calendar year an amount			
32	greater than the amount that that insurer paid to the state in the previous			
33	year as premium tax on t i	year as premium tax on the business to which this tax applies or one-		
34	hundredth of one percent (0.01%) of the total written premiums on the			
35	business in this state, w	whichever is greater.		
36				

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1	SECTION 3. Arkansas Code § 23-79-507(e) is amended to read as follows:		
2	(e) Payment from the State Insurance Department Trust Fund.		
3	(1)(A) Following the close of each fiscal year, the board and		
4	the plan administrator shall determine whether the pool has incurred a		
5	deficit as calculated under subdivision (b)(2) of this section.		
6	(B) If a deficit under subdivision (b)(2) of this section		
7	has been incurred, the State Insurance Department shall transfer from the		
8	State Insurance Department Trust Fund in equal quarterly installments during		
9	the next fiscal year for deposit into the pool a sum equal to the deficit		
10	from those funds in the State Insurance Department Trust Fund that are in		
11	excess of the amount needed to meet the requirements of the approved annual		
12	budget for the applicable fiscal year but not to exceed eight million dollars		
13	$\frac{(\$8,000,000)}{(\$00,000)}$ two million dollars $(\$2,000,000)$.		
14	(2) For any fiscal year in which the board and the plan		
15	administrator determine that the pool did not incur a deficit as calculated		
16	under subdivision (b)(2) of this section, the department shall not transfer		
17	any funds to the pool from the State Insurance Department Trust Fund under		
18	subdivision (e)(1)(B) of this section during the following fiscal year.		
19	(3) The provisions of this subsection (e) shall expire on June		
20	<u>30, 2007.</u>		
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22	/s/ Miller		
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