

South Carolina General Assembly
117th Session, 2007-2008

R117, S589

STATUS INFORMATION

General Bill

Sponsors: Senator Thomas

Document Path: I:\council\bills\dka\3233dw07.doc

Introduced in the Senate on March 20, 2007

Introduced in the House on April 10, 2007

Passed by the General Assembly on June 1, 2007

Governor's Action: June 14, 2007, Signed

Summary: Captive insurance companies

HISTORY OF LEGISLATIVE ACTIONS

<u>Date</u>	<u>Body</u>	<u>Action Description with journal page number</u>
3/20/2007	Senate	Introduced and read first time SJ-2
3/20/2007	Senate	Referred to Committee on Banking and Insurance SJ-2
3/29/2007	Senate	Committee report: Favorable Banking and Insurance SJ-10
4/3/2007	Senate	Read second time SJ-25
4/4/2007	Senate	Read third time and sent to House SJ-10
4/10/2007	House	Introduced and read first time HJ-22
4/10/2007	House	Referred to Committee on Labor, Commerce and Industry HJ-23
5/30/2007	House	Committee report: Favorable Labor, Commerce and Industry HJ-14
5/31/2007	House	Read second time HJ-28
5/31/2007	House	Unanimous consent for third reading on next legislative day HJ-29
6/1/2007	House	Read third time and enrolled HJ-1
6/7/2007		Ratified R 117
6/14/2007		Signed By Governor

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VERSIONS OF THIS BILL

[3/20/2007](#)

[5/30/2007](#)

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(R117, S589)

AN ACT TO AMEND SECTION 38-90-110, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A CAPTIVE INSURANCE COMPANY TAKING CREDIT FOR RESERVES ON RISKS OR PORTIONS OF RISKS CEDED TO REINSURERS COMPLYING WITH THE PROVISIONS OF SECTIONS 38-9-200, 38-9-210, AND 38-9-220, SO AS TO PROVIDE THAT AN INDUSTRIAL INSURED CAPTIVE INSURANCE COMPANY MAY NOT TAKE CREDIT IF NOT IN COMPLIANCE WITH THOSE PROVISIONS OF LAW, AND PROVIDE THAT ALL OTHER CAPTIVE INSURANCE COMPANIES MAY NOT TAKE CREDIT FOR RESERVES PURSUANT TO THOSE PROVISIONS UNLESS SPECIFIC APPROVAL HAS BEEN GRANTED BY THE DIRECTOR OF INSURANCE.

Be it enacted by the General Assembly of the State of South Carolina:

Reinsurance may be provided, etc.

SECTION 1. Section 38-90-110 of the 1976 Code is amended to read:

“Section 38-90-110. (A) A captive insurance company may provide reinsurance, as authorized in this title, on risks ceded by any other insurer.

(B)(1) A captive insurance company may take credit for reserves on risks or portions of risks ceded to reinsurers complying with the provisions of Sections 38-9-200, 38-9-210, and 38-9-220.

(2) An industrial insured captive insurance company may not take credit for reserves on risks or portions of risks ceded to a reinsurer if the reinsurer is not in compliance with Sections 38-9-200, 38-9-210, and 38-9-220.

(3) All other captive insurance companies may not take credit for reserves on risks or portions of risks ceded to a reinsurer if the reinsurer is not in compliance with Sections 38-9-200, 38-9-210, and 38-9-220,

unless specific approval has been granted for this credit or the reinsurer by order of the director.”

Time effective

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 7th day of June, 2007.

President of the Senate

Speaker of the House of Representatives

Approved the _____ day of _____ 2007.

Governor

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