

Amendment to HB 1194-FN

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT relative to credits for assessments paid by insurers and relative to the application of
4 criminal gambling statutes.
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6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 Life and Health Insurance Guaranty Association of 2019; Credits for Assessments Paid.

9 Amend RSA 408-F:13 to read as follows:

10 408-F:13 Credits for Assessments Paid.

11 I. A member insurer may offset against its tax liability under RSA 400-A any assessment
12 described in RSA 408-F:9, II(b) for the life insurance and annuity account, and for the health account
13 for guaranteeing the performance of contractual obligations of an impaired or insolvent insurer [~~in~~
14 regard] **solely as** to disability income coverages, only^[7] to the extent of 20 percent of the amount of
15 the assessment for each of the 5 **consecutive** calendar years **immediately** following the year in
16 which the assessment was paid.

17 ***I-a. For assessments made after the effective date of this paragraph, including any***
18 ***additional assessments made on previously declared impaired or insolvent insurers, a***
19 ***member insurer may offset against its tax liability under RSA 400-A any assessment***
20 ***described in RSA 408-F:9, II(b) for the life insurance and annuity account, and for the***
21 ***health account for guaranteeing the performance of contractual obligations of an***
22 ***impaired or insolvent insurer solely as to disability income coverages, only to the extent of***
23 ***10 percent of the amount of the assessment for each of the 10 consecutive calendar years***
24 ***immediately following the year in the which the assessment was paid.***

25 ***I-b.*** If a member insurer ceases doing business, all uncredited assessments described above
26 may be credited against its tax liability under RSA 400-A for the year it ceases doing business.

27 II. Any sums acquired by refund from the association by member insurers, as stated in RSA
28 408-F:9, VI, and which were previously offset against taxes as described in paragraph I, shall be paid
29 by these member insurers to the state of New Hampshire in the manner required by the
30 commissioner. The association shall notify the commissioner that refunds have been made.

31 ***III. The commissioner may adopt rules under RSA 541-A as necessary to implement***
32 ***and administer the provisions of this section.***

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1 2 Gambling Offenses; Gambling. Amend RSA 647:2, V(f) to read as follows:

2 (f) [~~Sports wagering as defined by RSA 287-I:1, XV~~] ***The conduct of a sports book, or***
3 ***participation in sports wagering, authorized by RSA 287-I.***

4 3 Effective Date.

5 I. Section 1 of this act shall take effect 60 days after its passage.

6 II. The remainder of this act shall take effect upon its passage.

2026-1320s

AMENDED ANALYSIS

This bill:

I. Modifies how insurance companies can claim tax credits for assessments paid to the New Hampshire Life and Health Insurance Guaranty Association by providing that, for certain assessments made after the effective date of the act, a member insurer may reduce its tax liability by claiming 10 percent of the assessment per year for 10 consecutive years.

II. Exempts conduct of a sports book or participation in sports wagering from criminal gambling statutes in certain instances.