

AGENCY NAME:	SC Department of Insurance		
AGENCY CODE:	R20	SECTION:	78

**Fiscal Year 2015-16  
Accountability Report**

**SUBMISSION FORM**

<b>AGENCY MISSION</b>	The mission of the South Carolina Department of Insurance (Department) is to protect the insurance consumers, the public interest, and the insurance marketplace by ensuring the solvency of insurers, enforcing and implementing the insurance laws of this State, and regulating the insurance industry in an efficient, courteous, responsive, fair, and equitable manner.
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<b>AGENCY VISION</b>	The Department of Insurance envisions a competitive and financially stable insurance marketplace. To this end, the Department regulates the insurance marketplace by firmly and fairly implementing and enforcing the insurance laws.
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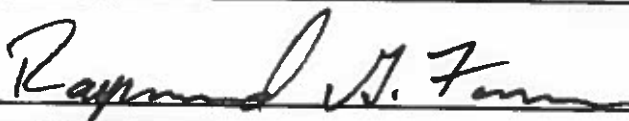
Please state yes or no if the agency has any major or minor (internal or external) recommendations that would allow the agency to operate more effectively and efficiently.

<b>RESTRUCTURING RECOMMENDATIONS:</b>	No. We don't have any recommendations at this time.
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Please identify your agency's preferred contacts for this year's accountability report.

	<i>Name</i>	<i>Phone</i>	<i>Email</i>
<b>PRIMARY CONTACT:</b>	John T. Watson	(803) 737-6141	<a href="mailto:twatson@doi.sc.gov">twatson@doi.sc.gov</a>
<b>SECONDARY CONTACT:</b>	Raymond G. Farmer	(803) 737-6805	<a href="mailto:rfarmer@doi.sc.gov">rfarmer@doi.sc.gov</a>

I have reviewed and approved the enclosed FY 2015-16 Accountability Report, which is complete and accurate to the extent of my knowledge.

<b>AGENCY DIRECTOR (SIGN AND DATE):</b>	
<b>(TYPE/PRINT NAME):</b>	Raymond G. Farmer
	9/13/16

<b>BOARD/CMSN CHAIR (SIGN AND DATE):</b>	
<b>(TYPE/PRINT NAME):</b>	

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**AGENCY'S DISCUSSION AND ANALYSIS**  
**Key Strategic Challenges**

Much of the work of the Department is influenced by changes in financial markets at the national and international level. Summarized below are the key challenges facing insurance regulation in South Carolina.

***Challenge: Increased Federal Involvement in Insurance Regulation***

Examples of the heightened federal involvement in insurance regulatory activities include the enactment of the Patient Protection and Affordable Care Act (ACA), the Wall Street Reform and Consumer Protection Act (commonly referred to as Dodd-Frank), and most recently, National Association of Registered Agents and Brokers (NARAB II). These Acts have, and will continue to have, a significant impact on U.S. insurance markets and their regulation. While this legislation is federal, it impacts state laws and regulations. Federal legislation often establishes the minimum level of protection that may be afforded. While it recognizes that states are the primary regulators of insurance, it also establishes the standards with which all insurers must comply. States are charged with enforcement, but if the state does not enforce the provisions of the law, the federal government will effectively preempt state law. Federal regulators are new to insurance regulation. Consequently, the challenge for state and federal regulators is to effectively collaborate and communicate in the performance of their regulatory roles.

What follows is a summary of the impact of these internal and external factors on the various divisions of the Department.

***Market and Consumer Services***

Personnel changes continue to present strategic challenges and opportunities for the Market and Consumer Services Division. The less tenured employees continue to leverage this opportunity to showcase ways that they can contribute to the Division and have taken on training and mentoring of new staff. The Division has also looked internally to further the knowledge base of all employees within the Market and Consumer Services Division. One example is the continued utilization of Division-wide Lunch & Learns. These meetings bring all Division staff together around a particular type of insurance and utilize existing staff that are selected based upon their subject matter expertise to educate their peers and coworkers. This helps to build a baseline level of knowledge across the Division while also focusing on building comradery and cohesiveness. The success of this initiative has led to spin-off versions within various program areas or units throughout the Division. The Division continues to maintain the photo directory for Division staff that was implemented during the prior fiscal year (FY '15) as well.

Much of the duties and responsibilities of the Market and Consumer Services Division are dependent on external factors; the number of consumer calls, consumer complaints, and insurance rate, rule, and form filings that the Division staff must process is directly correlated to how many consumers contact us for assistance and how many insurance product filings are made by insurance carriers in a given period of time. As a result, it can be challenging from a strategic planning perspective to manage resources effectively while ensuring an efficient turnaround of consumer and insurer submissions.

Because of the limited control we have over the workload itself, we strive to focus on the areas that are within our control with a continual focus on areas for improvement in our processes. For example, the total turnaround time for insurer rate, rule, and form filings is impacted by the quality of the filing at submission, the number of times we must request additional information, support, or clarification from the insurer, and how quickly they provide such information. As the aforementioned items are only minimally within our control, we have sought to emphasize the state's review time as this is entirely based upon how long it takes our staff to review a filing after submission and after a company responds to any follow-up inquiries we may have. Of course, we also understand that the total turnaround time directly impacts speed to market initiatives, so we try to balance the two in our focus.

In an effort to provide greater transparency for consumers, we continue to leverage SERFF Public Access, a no-cost, Internet-based solution for viewing public insurance company rate, rule and form filings from anywhere at any time. Consumers simply click a link on our website to begin searching for filings and are then able to download the entirety of the filing or select a subset of the filing to review in more detail. Of course, we understand that this may not be an option for all interested parties, so we continue to provide the two options that were previously in place – requesting copies to be delivered by mail or email and viewing filings at our public kiosk – as outlined on our website (<http://doi.sc.gov/595/Insurance-Rates>).

We are also continuing our focus on enhancing our customer service. We continue to maintain extended hours in our Office of Consumer Services and are available 8:00 a.m. to 6:00 p.m. Mondays through Thursdays and

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8:00 a.m. to 5:00 p.m. on Fridays. We continue to see increased utilization of our online complaint portal, which allows consumers to file consumer complaints with our Office of Consumer Services through our website. During the fiscal year, we updated our complaint database in order to allow us to track complaint files by receipt source so that we may quantify the percentage of complaints received online in future years.

We continue our efforts to enhance our market analysis program area, which is critical to monitoring insurer trade practices and identifying emerging trends in the market or in a particular insurance carrier/ group. During the fiscal year, the agency neared the completion of its first market conduct examination in over 10 years. This exam, which was finalized in July 2016, resulted in a consent order under which the licensee agreed to pay a six figure penalty for violations of state law, ongoing monitoring and compliance reporting, and internal processes and procedures changes for the protection of South Carolina consumers.

As we strive to focus on ways to improve what is within our control, we continue to emphasize regular updates to our exhibits and filing/ reporting resources that we provide to companies to assist them in preparing and submitting a quality filing/ report at initial submission. Our goal for Market Services is to provide carriers with as much pertinent and useful information as we can up front in order to assist them in complying with South Carolina's insurance laws. To that end, the Property and Casualty (P&C) Unit released updated Actuarial Exhibits and tutorials in the fiscal year for the major lines of business that require rate filings. The Life, Accident and Health (LA&H) Unit continued its focus on processing changes that have resulted from the Affordable Care Act; after each annual filing period, the staff is responsible for identifying areas for improvement and common issues that were identified across carriers. Carrier feedback is also solicited to ensure a holistic approach as the staff works to streamline the filing and review process given that these filings demand significant resources both internally and from our filing carriers.

One area of focus for the Office of Consumer Services continues to be updating our brochures and various printed materials for consumers. During the fiscal year, we published and updated relevant materials for individuals and small businesses regarding the ACA-compliant plans that are available in the individual and small group markets. As was noted in the prior fiscal year's report, the agency's Medicare Supplement Insurance Shopper's Guide is one of the most downloaded documents from our website. As a result, staff continues to identify enhancements for this guide and regularly updates the printed and online versions for consumers.

The Office of Consumer Services also published a variety of new materials for consumers relating to private passenger automobile insurance and homeowners insurance. These include updates to the Automobile Insurance Shopping Guide along with brochures on tax credits for fortification measures, catastrophe savings accounts, and market assistance tools available through the DOI and the NAIC. As in prior years, the Price Comparison Tool, which provides sample premiums for both private passenger automobile insurance and homeowners insurance, was updated during the fiscal year to include sample premiums based upon the responding carriers' rates as of June 2016.

***Financial Regulations & Solvency***

The regulatory challenges confronting the Financial Regulation Division involve our ability to effectively implement new regulatory standards in response to federal legislation or financial crises impacting insurers that are members of a holding company system. The contagion effects experienced by U.S. insurers in the AIG holding company system's near collapse prompted U.S. insurance regulators to reevaluate their group supervisory framework and pay closer attention to the risks that are created by activities going on outside of those entities as well as the reputational and contagion issues that could exist. In response, the NAIC voted to adopt a significant new addition to U.S. insurance regulation: the U.S. Own Risk and Solvency Assessment (ORSA). An ORSA will require insurance companies to issue their own assessment of their current and future risk through an internal risk self-assessment process and it will allow regulators to form an enhanced view of an insurer's ability to withstand financial stress. Large- and medium-size U.S. insurance groups and/or insurers will be required to regularly conduct an ORSA starting in 2015. While few South Carolina domestics will have to conduct this assessment, it will be an expensive and time consuming endeavor for this Department. There is no standard way to conduct an ORSA and it will vary from company to company. The output of the assessment will be a set of documents that demonstrate the results of management's self-assessment.

The ORSA assessment will be an accreditation standard. It is a part of an overall regulatory strategy to effectively regulate group activity which also includes supervisory colleges. Supervisory colleges are joint meetings of interested regulators with company officials and include detailed discussions about financial data, corporate governance and enterprise risk management. Solvency regulation has a more global focus than it has in the past.

South Carolina, as well as all other U.S. jurisdictions, continues to work to understand the effects of the international discussions on insurance regulation and supervisory standard-setting on the U.S. regulated industry. The Department is actively following these international discussions through the efforts of several

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different Working Groups created by the NAIC. Additionally, the Department is participating in discussions involving cybersecurity on a national and international basis through Director Farmer's position as the Vice-Chair of the Cybersecurity Task Force, also created by the NAIC. At the state level, the Department continues to work with our domestic industry to insure that each company has in place, not only procedures to mitigate cyber breaches, but equally important, a plan that with assist policyholders should such breaches occur.

Much of the work of the Division has been devoted to ensuring the Department is prepared for accreditation by the National Association of Insurance Commissioners (NAIC). During June of 2016, an NAIC Accreditation Team spent a week at the Department of Insurance reviewing, in detail, the work that had been performed by the analysts and examiners, as well as each manager, for both the traditional and captive insurance companies domestic to South Carolina for the past five years. Subsequently, during the NAIC National Meeting in August of 2016, the Financial Regulation Standards and Accreditation Committee voted to approve the Accreditation Team's recommendation that the South Carolina Department of Insurance be re-accredited for the full five year period. This re-accreditation was absolutely necessary to allow all states to continue to have confidence in the Department's ability to regulate insurance companies for solvency, to the benefit of all policyholders.

Policyholders who are not only South Carolina residents, but residents of all other US jurisdictions which are members of the NAIC. The Department's ability to recruit and retain competent and qualified staff continues to be a challenge for the agency. During the past rating period, the Financial Regulation Division has continued to reorganize to enable the Department to meet these new regulatory challenges. Additional reorganization and effective succession planning will continue to be necessary as members of the Division retire or transition to other opportunities. To address these concerns, the Division has hired interns, permitted other employees within the agency to job shadow, and mentored employees who may have an interest in financial regulation in an attempt to ensure a qualified pool of financial regulators.

During this reporting period, the Financial Regulation & Solvency Division has implemented a policy that requires all analysts and examiners to obtain the Certified Financial Examiner (CFE) certification through the Society of Financial Examiners (SOFE). Previously, only examiners were required to obtain this certification. To this end, the Division has offered and will continue to offer training through presentations by outside professionals as well as webinars produced by the NAIC. An employee of the Division has been assigned to coordinate this effort and has begun accumulating a library of study materials for use by the applicants.

### ***Challenge: Workforce Planning and Capacity***

Several significant challenges face the agency succession at this time. These challenges include increased federal involvement in the regulation of the business of insurance, an increasing number of retirement eligible employees as well as the loss of their expertise and institutional knowledge. These factors have had a significant impact on the work of the Department this past fiscal year.

Out of the 94 Full Time Employees (FTE) assigned to the Department, currently, 31 of filled positions within the Agency are occupied by employees who are either currently retired (i.e. TERE or returned) or will be eligible within 5 years. Twenty-three (23) of these eligible employees are in positions identified as the most critical, not only because of their retirement status, but also due to the importance of the position as it relates to the organization.

A changing workforce demographic continues to impact the culture of the Department as well as the external environment from which it must recruit and train new employees. State salaries are often not competitive with those offered in the private market. Increasing job mobility in the work-world is a significant trend that government agencies must recognize and address as they seek to attract employees who most likely do not envision themselves as working for one employer throughout their career and are interested in many of the advantages/benefits offered by employees in the private sector.

To address these concerns, the Department has developed, and is implementing, workforce and succession plans to address succession issues and enhance the competencies of staff. The workforce plan identifies the positions in the agency that are mission critical and creates specific action steps for managers and employees to recruit, train and retain staff. This process will ensure that institutional knowledge will not be immediately lost upon the retirement or resignation of current employees.

Additionally, the Department has partnered with Midlands Technical College for training, and with other local colleges and universities, to identify and recruit employees with insurance backgrounds and other financial expertise. Students from the Darla Moore School of Business and the Insurance and Risk Management Program at the University of South Carolina, SC State University, Coastal Carolina and Claflin have successfully completed insurance-related internships at the Department. These insurance programs have served as important recruitment pools for the Department.

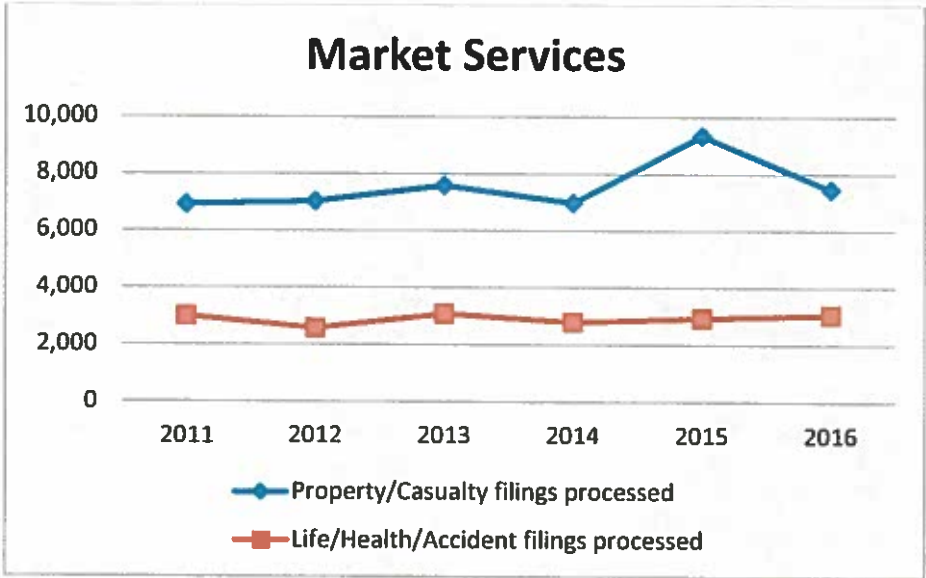
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Moreover, Department employees are also being encouraged to take courses to obtain insurance related designations and certifications to enhance their insurance knowledge and otherwise prepare them for advancement opportunities as they become available within the organization. Employees are being cross-trained, mentored and allowed to shadow employees in positions in which they may have an interest. While no guarantees of promotions or employment are made, these efforts help the Department in the event of an unexpected absence and help prepare the employee should an opportunity become available. As a result of these collective efforts, the Department has been able to recruit applicants as well as retain and promote employees with significant insurance knowledge into positions at the Department.

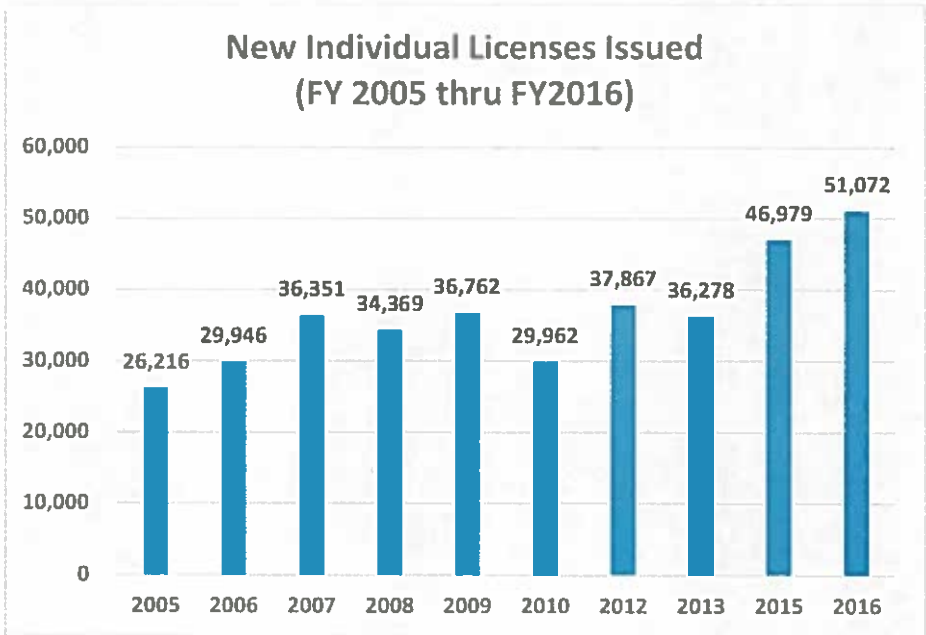
The foregoing discussion summarizes the internal and external factors that impact this agency. It is within this environment that the Department attempts to regulate the South Carolina insurance marketplace. Senior leadership reviews market performance and other regulatory challenges annually. From this, the Department develops its goals and objectives and legislative and other policy recommendations.

Summarized below are the Department’s significant achievements during the fiscal year ending June 30, 2016: Collected \$230,552,024 in revenue from taxes, fees, assessment and fines.

Reviewed and analyzed 10,521 rate, rule and form filings. Seven thousand four hundred fifty-eight (7,458) were related to property and casualty insurance products and the remaining 3,063 were related to life, accident and health insurance products. The Department’s Office of Consumer Services resolved 3,611 complaints during the fiscal year. Reviewed the South Carolina Code of Laws, Title 38 to determine what, if any, laws that are unnecessary and issued 9 bulletins clarifying issues related to the implementation of South Carolina insurance laws. Implemented a more robust outreach plan which consists of an enhanced website, additional community events, and enhanced market assistance activities in the communities affected by various disasters or other natural events. Enhanced the quality and efficiency of the services provided to stakeholders by automating processes and upgrading technology to enable the Department to be more responsive and to secure the data maintained by the agency.



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**Using the Accountability Report to Improve Organizational Performance**

The Department uses the Accountability Report to annually evaluate and critique the progress of the agency’s strategic plan. The Report is also used to initiate discussion about potential changes or additions to the current year’s action plan. Through this process, the performance measures are accurately linked to larger, strategic goals in such a way that promotes the Department’s transparency, efficiency, and effectiveness and commitment to its stakeholders.

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Type	Goal	Item #	Strat	Object	Associated Enterprise Objective	Description
G	1	1			Maintain a solvent and competitive insurance marketplace	
S		1			Process Rates, Forms and Licenses promptly	
O		1			Government and Citizens	Percent of licenses who renew online
O		2			Government and Citizens	Number of life, accident and health (L&H) insurance rate and form filings processed
O		3			Government and Citizens	L&H Filing Turnaround Time
O		4			Government and Citizens	Number of property and casualty (P&C) insurance rate, rule and form filings processed
O		5			Government and Citizens	P&C Filing Turnaround Time
O		6			Government and Citizens	Total number of licensed agents
O		7			Government and Citizens	Number of regulated companies and other carriers
O		8			Government and Citizens	Producer Licensing Turnaround Time (hours)
O		9			Government and Citizens	Newly Licensed Individuals
S		2			Recruit new insurers to SC to write in underserved markets	
O		1			Government and Citizens	Track insurance entities licensed/approved/registered in SC
S		3			Monitor insurer solvency through financial analysis and examinations	
O		1			Government and Citizens	Conduct quarterly analysis of the financial statements of all domestic insurers, including domestic RRG Captives, authorized to transact business in SC to insure the company is not operating in a hazardous financial condition.
O		2			Government and Citizens	Conduct statutory and limited scope examinations of domestic insurers, including domestic RRG Captives, authorized to transact business in SC to insure the company is not operating in a hazardous financial condition and is not operating in a manner inconsistent with SC laws and regulations.
O		3			Government and Citizens	Conduct, no less than annually, analysis of the financial statements of all domestic Non-RRG Captives authorized to transact business in SC to insure the company is not operating in a hazardous financial condition.
O		4			Government and Citizens	Conduct statutory and limited scope examinations of domestic Non-RRG Captives authorized to transact business in SC to insure the company is not operating in a hazardous financial condition and is not operating in a manner inconsistent with SC laws and regulations.
O		5			Government and Citizens	Troubled Company Committee meets as necessary, but no less than quarterly, to discuss troubled or potentially troubled companies. The results of these meetings will be reported to the Director and Deputy Director as they occur.
O		6			Government and Citizens	Using available reporting, conduct a quarterly review of all foreign and alien insurers, including RRG Captives, authorized to transact business in SC. Contact the companies' domestic states with any concerns.
O		7			Government and Citizens	Review Captive Business Plan Changes on a timely basis.
O		8			Government and Citizens	Number of entities receiving SC DOI solvency-related intervention
O		9			Government and Citizens	Captive Business Plan Changes - net days (Dept. processing time)
O		10			Government and Citizens	Captive Business Plan Changes - total days (receipt to closure)
S		4			Review insurance laws to reduce impediments to competition or market entry	
O		1			Government and Citizens	Review provisions of Title 38 affecting licensure of insurers
O		2			Government and Citizens	Identify laws that may require modification or repeal
O		3			Government and Citizens	Prepare a report for the Office of Legislative Council
G	2	1			Promote voluntary compliance by enhancing education and outreach	
S		1			Government and Citizens	Enhance the DOI's outreach program/activities
O		1			Government and Citizens	Publish consumer education materials quarterly
O		2			Government and Citizens	Develop and issue press releases quarterly for insurance-related events/topics
S		2			Conduct Educational Sessions throughout the state	
O		1			Government and Citizens	Conduct Annual Public Hearing Meeting on Status of the Wind Pool
O		2			Government and Citizens	Industry Speaking Engagements
O		3			Government and Citizens	Participate in trade shows and other community events
O		4			Government and Citizens	Issue bulletins and meet with industry groups
S		3			Implement Communications Plan	
O		1			Government and Citizens	Implement Communication guidelines

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Type	Goal	Item # Strat	Object	Associated Enterprise Objective	Description
0		2	Government and Citizens	Government and Citizens	Conduct Department wide staff meetings to update staff on agency activities
0		3	Government and Citizens	Government and Citizens	Send email to DOI staff on employee accomplishments, vacancies, etc.
0		4	Government and Citizens	Government and Citizens	Communicate insurance related messages via PSAs and social media
5		4		Educate DOI Employees	
0		1	Government and Citizens	Government and Citizens	Conduct training workshops per year on insurance-related topics
0		2	Development	Development	CSR Training
0		3	Education, Training, and Human Development	Education, Training, and Human Development	Security/Confidentiality Training
0		4	Development	Development	Privacy Training
0		5	Education, Training, and Human Development	Education, Training, and Human Development	Host Webinars
0		6	Education, Training, and Human Development	Education, Training, and Human Development	Participate in NAIC Meetings/Trainings
5		5		Implement Disaster Response Plan	
0		1	Government and Citizens	Government and Citizens	Provide oversight, communication, and coordination of a broad and diverse group of partners
0		2	Security	Maintaining Safety, Integrity and Security	Employ an integrated all-hazards risk based approach for mitigation, response, continuity of operations, recovery, and preparedness planning for the department
0		3	Security	Maintaining Safety, Integrity and Security	Build local and state partnerships and coalitions
0		4	Security	Maintaining Safety, Integrity and Security	Enhance disaster preparedness capabilities through preparing, training, and exercising
6	3	1		Protect the public through effective regulatory enforcement of insurance laws	
5		1		Ensure licensees are complying with the requirements of SC law	
0		1	Education, Training, and Human Development	Education, Training, and Human Development	Maintain NAIC Accreditation every Five (5) Years
5		2		Promote compliance through education	
0		1	Government and Citizens	Government and Citizens	Speak on enforcement related topics at industry and governmental events
0		2	Government and Citizens	Government and Citizens	Participate in trade conferences for regulated entities
0		3	Government and Citizens	Government and Citizens	Host educational sessions for stakeholders
0		4	Government and Citizens	Government and Citizens	Number of consumers assisted by SCDOI Consumer Help Line Switchboard
0		5	Government and Citizens	Government and Citizens	Number of consumer calls, inquiries addressed by Insurance Regulatory Analysis in the SCDOI's Office of Consumer Services
5		3		Evaluate opportunities for speedier resolution of some complaints	
0		1	Government and Citizens	Government and Citizens	Review and modify investigative procedures as necessary
0		2	Government and Citizens	Government and Citizens	Explore cooperative initiatives with other program areas
0		3	Government and Citizens	Government and Citizens	Provide document checklists to other program areas to facilitate document requests
0		4	Government and Citizens	Government and Citizens	Use graduated penalties where appropriate
0		5	Government and Citizens	Government and Citizens	Percent of enforcement cases concluded within 365 days
0		6	Government and Citizens	Government and Citizens	Number of complaints resolved
0		7	Government and Citizens	Government and Citizens	Dollar amount returned to consumers through complaints resolution
0		8	Government and Citizens	Government and Citizens	Complaint/Inquiry Turnaround Time (days)
0		9	Government and Citizens	Government and Citizens	Average turnaround time (in days) to written consumer complaints
0		10	Government and Citizens	Government and Citizens	Number of enforcement cases concluded with action
0		11	Government and Citizens	Government and Citizens	Legal cases closed



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Type	Goal	Item # Strat	Object	Associated Enterprise Objective	Description
0		12	Government and Citizens	Government and Citizens	Dollar amount of penalties assessed for violations of insurance and insurance-related statutes and rules
0		13	Government and Citizens	Government and Citizens	Dollar amount of restitution assessed for violations of insurance and insurance-related statutes and rules
0		14	Government and Citizens	Government and Citizens	Number of referrals of alleged insurer fraud to state and federal prosecutors
0		15	Government and Citizens	Government and Citizens	Number of reports of insurer fraud received
5		4			<b>Communicate compliance and enforcement statistics/trends to stakeholders</b>
0		1	Government and Citizens	Government and Citizens	Post orders on the DOI website
0		2	Education, Training, and Human Development	Education, Training, and Human Development	Circulate monthly report to all deputy directors
0		3	Government and Citizens	Government and Citizens	Include information in the DOI Accountability Report
0		4	Government and Citizens	Government and Citizens	Breakdown of complaint statistics by insurance carrier by year to public
5		4			<b>Improve Operational Quality, Service Efficiency, and Departmental Productivity</b>
5		1			<b>Recruit, train and retain a knowledgeable and healthy staff</b>
0		1	Education, Training, and Human Development	Education, Training, and Human Development	Establish internship program with USC's and College of Charleston's Math, Business and Risk Management Departments, and with Clemson's School of Accountancy and Legal Studies (for finance, real estate, risk management, and insurance)
0		2	Education, Training, and Human Development	Education, Training, and Human Development	Update Succession/Workforce plans
0		3	Education, Training, and Human Development	Education, Training, and Human Development	Update Policies and Procedures manuals for each area
0		4	Education, Training, and Human Development	Education, Training, and Human Development	Conduct Employee training/educational workshops
0		5	Education, Training, and Human Development	Education, Training, and Human Development	Review internal controls and processes for Business Functions of Agency
0		6	Education, Training, and Human Development	Education, Training, and Human Development	Develop wellness initiatives and encourage employees to participate through communication channels and offer incentives for participation
0		7	Education, Training, and Human Development	Education, Training, and Human Development	Communicate and promote wellness benefits & initiatives to employees regularly and ensure they are aware of other wellness resources such as tobacco use programs, employee assistance programs and ergonomics options
5		2			<b>Solicit proposals for more modern technological systems</b>
0		1	Government and Citizens	Government and Citizens	Modify Grade system or select new system based on recommendations
5		3			<b>Offer more e-filing and notification opportunities</b>
0		1	Government and Citizens	Government and Citizens	Provide for electronic notifications of licensees
5		4			<b>Eliminate obsolete filing requirements</b>
0		1	Government and Citizens	Government and Citizens	Review processes and procedures for necessary modification
0		2	Government and Citizens	Government and Citizens	Notify stakeholders of changes via bulletins and compliance workshops
0		3	Government and Citizens	Government and Citizens	Review and withdraw any old bulletins
5		5			<b>Make website more interactive</b>
0		1	Government and Citizens	Government and Citizens	Update and enhance the website
0		2	Government and Citizens	Government and Citizens	Update technology to make data searchable
0		3	Government and Citizens	Government and Citizens	Enhance database for SC Safe Home
0		4	Government and Citizens	Government and Citizens	Increase the number of consumers using site
0		5	Government and Citizens	Government and Citizens	Improve navigation and search ability
0		6	Government and Citizens	Government and Citizens	Increase variety of access methods for site information
5		6			<b>Review and Maintain heightened level security DOI systems &amp; facilities</b>
0		1	Education, Training, and Human Development	Education, Training, and Human Development	Conduct training sessions for all employees

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0		2	<u>Security</u>	<u>Maintaining Safety, Integrity and Security</u>	Integrate network security into daily operations
0		3	<u>Education, Training, and Human Development</u>	<u>Education, Training, and Human Development</u>	Make "Securing the Human" course mandatory for all on a yearly basis
0		4	<u>Maintaining Safety, Integrity and Security</u>	<u>Maintaining Safety, Integrity and Security</u>	Implement daily reminders of security – posters, pop-ups, emails
0		5	<u>Maintaining Safety, Integrity and Security</u>	<u>Maintaining Safety, Integrity and Security</u>	Implement all DTO recommendations for IT Security immediately
0		6	<u>Maintaining Safety, Integrity and Security</u>	<u>Maintaining Safety, Integrity and Security</u>	Quarantine staff computers for assessment immediately upon possible DTO data breach notification

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
1.0	Percent of licenses who renew online	80%	82%	80%	Fiscal Year	Licensing System	N/A	1.1.1
2.0	Number of life, accident and health ins rate and form filings processed	Market Driven	3,063	Market Driven	Fiscal Year	SERFF	Report of number of LAGH filings with a disposition date between start and end of FY (excluding rejected filings)	1.1.2
3.0	LAGH Filing Turnaround Time (days)	Market Driven	24.15	Market Driven	Fiscal Year	SERFF	Average State Turnaround Days for filings with a disposition date between start and end of FY (excluding rejected filings)	1.1.3
4.0	Number of property and casualty insurance rate, rule and form filings processed	Market Driven	7,458	Market Driven	Fiscal Year	SERFF	Report of number of P&C filings with a disposition date between start and end of FY (excluding rejected filings)	1.1.4
5.0	P&C Filing Turnaround Time (days)	Market Driven	10.1	Market Driven	Fiscal Year	SERFF	Average State Turnaround Days for filings with a disposition date between start and end of FY (excluding rejected filings)	1.1.5
6.0	Totals number of licensed agents	Market Driven	163,647	Market Driven	Fiscal Year	Licensing System	N/A	1.1.6
7.0	Number of regulated companies and other carriers	Traditional 1,500 Captives 150	Traditional 1,594 Captives 160	Traditional 1,550 Captives 170	Fiscal Year	Company Licensing System	N/A	1.1.7
8.0	Producer Licensing Turnaround Time (hours)	7 Hrs	7.91 Hrs	7 Hrs	Fiscal Year	N/A	N/A	1.1.8
9.0	Newly Licensed Individuals	Market Driven	23,026	Market Driven	Fiscal Year	Licensing System	N/A	1.1.9
10.0	Track insurance entities licensed/approved/registered in SC	Market Driven	67	Market Driven	Fiscal Year	Company Licensing System	N/A	1.2.1
11.0	Conduct quarterly analysis of the financial statements of all domestic insurers, including domestic RRG Captives, authorized to transact business in SC to insure the company is not operating in a hazardous financial condition	Traditional 156	Traditional 149	Traditional 156	Calendar Year	Traditional Supervising Analyst	N/A	1.3.1
12.0	Conduct statutory and limited scope examinations of domestic insurers, including domestic RRG Captives, authorized to transact business in SC to insure the company is not operating in a hazardous financial condition and is not operating in a manner inconsistent with SC laws and regulations	100%	100%	100%	Every 3 years or 5 years depending on company type. Numbers will vary year over year.	Traditional Chief Financial Examiner	Statute	1.3.2

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
13.0	Conduct, no less than annually, analysis of the financial statements of all domestic Non-RRG Captives authorized to transact business in SC to insure the company is not operating in a hazardous financial condition	246	239	263	Calendar Year	Captive Supervising Analyst	N/A	1.3.3
14.0	Conduct statutory and limited scope examinations of domestic Non-RRG Captives authorized to transact business in SC to insure the company is not operating in a hazardous financial condition and is not operating in a manner inconsistent with SC laws and regulations	100%	100%	100%	Every 3 years or 5 years depending on company type. Numbers will vary year over year.	Captive Chief Financial Examiner	Statute	1.3.4
15.0	Troubled Company Committee meets as necessary, but no less than quarterly, to discuss troubled or potentially troubled companies. The results of these meetings will be reported to the Director and Deputy Director as they occur	10	10	10	Ongoing	Note: Committee meets quarterly or as needed but was not formed until FY'15.	Committee Records	1.3.5
16.0	Using available reporting, conduct a quarterly review of all foreign and alien insurers, including RRG Captives, authorized to transact business in SC. Contact the companies' domestic states with any concerns	100%	100%	100%	Ongoing	Captive and Traditional Supervising Analysts	Quarterly Reports	1.3.6
17.0	Review Captive Business Plan Changes	Market Driven	100%	Market Driven	Ongoing	N/A	N/A	1.3.7
18.0	Number of entities receiving SC DOI solvency related intervention	0	3	0	Ongoing	As Necessary	N/A	1.3.8
19.0	Captive Business Plan Changes - net days	< 3	2.28	< 3	Fiscal Year	G. Dellaney	N/A	1.3.9
20.0	Captive Business Plan Changes - total days (receipt to closure)	< 7	4.47	< 7	Fiscal Year	G. Dellaney	N/A	1.3.10
21.0	Review provisions of Title 38 affecting licensure of insurers	100%	100%	100%	Fiscal Year	Code	N/A	1.4.1
22.0	Identify laws that may require modification or repeal	1	1	1	Annually	N/A	N/A	1.4.2
23.0	Prepare a report for the Office of Legislative Council	1	1	1	Annually	N/A	N/A	1.4.3

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
24.0	Publish consumer education materials quarterly	As needed	9 pubs.	As needed	Fiscal Year	PIO Printing And Distribution Reports	N/A	2.1.1
25.0	Develop and issue press releases quarterly for insurance-related events/topics	As needed	27	As needed	Fiscal Year	Published Citings On Web	N/A	2.1.2
26.0	Conduct Annual Public Hearing Meeting on Status of the Wind Pool	1	1	1	Fiscal Year	Annual Communication Plan, Status Of Wind Pool Report	N/A	2.2.1
27.0	Industry Speaking Engagements	As needed	32	As needed	Ongoing	NA	N/A	2.2.2
28.0	Participate in trade shows and other community events	As needed	100%	As needed	Fiscal Year	Annual Communication Plan	N/A	2.2.3
29.0	Issue bulletins and meet with industry groups	100%	100%	100%	Fiscal Year	N/A	Report the number of industry meetings conducted and topics Report the number of bulletins issued	2.2.4
30.1	Implement Communication guidelines	100%	100%	100%	Fiscal Year	N/A		2.3.1
30.2	Implement Communication guidelines	100%	100%	100%	Fiscal Year	N/A		2.3.1
30.3	Implement Communication guidelines	100%	100%	100%	Fiscal Year	N/A		2.3.1
31.0	Conduct Department-wide staff meetings to update staff on agency activities.	100%	100%	100%	Fiscal Year	N/A	N/A	2.3.2
32.0	Send email to DOI staff on employee accomplishments, vacancies, etc.	100%	100%	100%	Fiscal Year	N/A	N/A	2.3.3
33.0	Communicate insurance related messages via PSAs and social media	100%	5 PSA/Interviews; 367 Facebook Post & 396 Likes; 331 Original Tweets & 757 Followers; total impressions 858,402	100%	Fiscal Year	Annual Communication Plan	N/A	2.3.4
34.0	Conduct training workshops per year on insurance-related topics	As needed	100%	As needed	Fiscal Year	N/A	N/A	2.4.1
35.0	CISR Training	11	2	11	Fiscal Year	N/A	N/A	2.4.2
36.0	Security/Confidentiality Training	100%	100%	100%	Fiscal Year	N/A	N/A	2.4.3
37.0	Privacy Training	100%	100%	100%	Fiscal Year	N/A	N/A	2.4.4
38.0	Host Webinars	As needed	100%	As needed	Fiscal Year	N/A	N/A	2.4.5
39.0	Participate in NAIC Meetings/Trainings	As required	100%	As required	Fiscal Year	N/A	N/A	2.4.6

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
40.0	Provide oversight, communication, and coordination of a broad and diverse group of partners	100%	100%	100%	Fiscal Year			2.5.1
41.0	Employ an integrated all-hazards risk based approach for mitigation, response, continuity of operations, recovery, and preparedness planning for the department	100%	100%	100%	Fiscal Year			2.5.2
42.0	Build local and state partnerships and coalitions	100%	100%	100%	Fiscal Year			2.5.3
43.0	Enhance disaster preparedness capabilities through preparing, training, and exercising	4	4	4	Fiscal Year			2.5.4
44.0	Maintain NAIC Accreditation every Five (5) Years	100%	SCDOI has been Re-Accredited for full 5 Year Period	100%	Every 5 Years	Deputy Director	Re-Accredited for 5 year period	3.1.1
45.0	Speak at compliance-related trade organization meetings, present/ speak as requested on specific topics	100%	100%	100%	Fiscal Year	N/A	N/A	3.2.1
46.0	Participate in trade conferences for regulated entities	N/A	100%	N/A			N/A	3.2.2
47.0	Host educational sessions for stakeholders	N/A	100%	N/A			N/A	3.2.3
48.0	Number of consumers assisted by SCDOI Consumer Help Line Switchboard	Market Driven	7,947	Market Driven	Fiscal Year	Office of Consumer Services Staff Reports	N/A	3.2.4
49.0	Number of new consumers helped by the SCDOI Office of Consumer Services staff	Market Driven	10,912	Market Driven	Fiscal Year	Office of Consumer Services Staff Reports	Sum of new calls and new visitors handled by staff (excluding switchboard) during FY	3.2.5
50.0	Review and modify investigative procedures as necessary	100%	100%	100%	Fiscal Year	N/A	Report the procedures reviewed, the number modified or eliminated	3.3.1
51.0	Explore cooperative initiatives with other program areas	100%	100%	100%	Fiscal Year	N/A	Report on the number of investigations emanating from each program area	3.3.2
52.0	Provide document checklists to other program areas to facilitate document requests	100%	80%	100%	Fiscal Year	N/A	Report the number of checklists developed	3.3.3

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
53.0	Use graduated penalties where appropriate	100%	100%	100%	Fiscal Year	N/A	Report violations where graduated penalty used	3.3.4
54.0	Percent of enforcement cases concluded within 365 days	Market Driven	80%	Market Driven	Fiscal Year		Number of open divided by # of closed for the year	3.3.5
55.0	Number of complaints resolved	As needed	3,611	As needed	Fiscal Year	Open/ Closed Complaint Report from SCDOI Market Conduct Database	Sum of number of files opened and closed during FY	3.3.6
56.0	Dollar amount returned to consumers through complaints resolution	Market Driven	\$ 1,919,077.43	Market Driven	Fiscal Year	Dashboard Recovered Amounts Reports from SCDOI Market Conduct Database	Sum of monthly recovered amounts for July 2015 through June 2016	3.3.7
57.0	Complaint/Inquiry Turnaround Time (days)	Market Driven	13.8	Market Driven	Fiscal Year		N/A	3.3.8
58.0	Average turnaround time (in days) to written consumer complaints	Market Driven	9.05	Market Driven	Fiscal Year	Open/ Closed Complaint Report from SCDOI Market Conduct Database	Average of the duration of days between complaint open date and complaint closed date for complaints opened and closed during the FY	3.3.9
59.0	Number of enforcement cases concluded with action	Ongoing	216	Ongoing	Fiscal Year	Unit Monthly Report	N/A	3.3.10
60.0	Legal cases closed	100%	338	100%	Fiscal Year		N/A	3.3.11
61.0	Dollar amount of penalties assessed for violations of insurance and insurance-related statutes and rules	Market Driven	\$137,750	Market Driven	Fiscal Year	Unit monthly report		3.3.12
62.0	Dollar amount of restitution assessed for violations of insurance and insurance-related statutes and rules	Market Driven	\$0	Market Driven		Unit monthly report		3.3.13
63.0	Number of referrals of alleged insurer fraud to state and federal prosecutors	Market Driven	12	Market Driven				3.3.14
64.0	Number of reports of insurer fraud received	Market Driven	6	Market Driven				3.3.15
65.0	Post orders on the DOI website	Market Driven	100%	Market Driven	Fiscal Year	N/A	Report the number of orders posted within 48 hours and distributed to stakeholders	3.4.1
66.0	Circulate monthly report to all deputy directors	100%	100%	100%	Fiscal Year	N/A	N/A	3.4.2
67.0	Include information in the DOI Accountability Report	100%	100%	100%	Fiscal Year	N/A	# of investigations files opened # of investigation files closed; # of actions (fines, revocations, suspensions probation, and no action)	3.4.3

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
68.0	Provide company-specific claims statistics via website (by year, type, and number deemed "valid").	100%	100%	100%	Fiscal Year	DOI Market Conduct Database; DOI website	Complaint data by licensed company, line of business, complaint type, and year for the current year (YTD) and prior two calendar years may be accessed using the Company License Search function through the "Online Services" portal on our website (accessible directly at doi.sc.gov/CoSearch). Additionally, valid complaint counts for the most recent calendar year for the private passenger auto and homeowners lines of business are reported in the search results of our Price Comparison Tool for auto and homeowners insurance (accessible directly at doi.sc.gov/pricecompare).	3.4.4
69.0	Establish Internship program with USC's and College of Charleston's Math, Business and Risk Management Departments; and with Clemson's School of Accountancy and Legal Studies (for finance, real estate, risk management, and insurance)	100%	100%	100%	Fiscal Year	N/A	N/A	4.1.1
70.0	Update Succession/Workforce plans	100%	100%	100%	Fiscal Year	N/A	N/A	4.1.2
71.0	Update Policies and Procedures manuals for each area	Ongoing	100%	Ongoing	Fiscal Year	N/A	N/A	4.1.3
72.0	Conduct Employee training/educational workshops	5	2	5	Fiscal Year	N/A	N/A	4.1.4
73.0	Review internal controls and processes for Business Functions of Agency	100%	100%	100%	Fiscal Year	Audit Report	N/A	4.1.5
74.0	Develop wellness initiatives and encourage employees to participate through communication channels and offer incentives for participation	100%	100%	100%	Fiscal Year	N/A	N/A	4.1.6



Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
75.0	Communicate and promote wellness benefits & initiatives to employees regularly and ensure they are aware of other wellness resources such as tobacco use programs, employee assistance programs and ergonomics options	100%	100%	100%	Fiscal Year	N/A	N/A	4.1.7
76.0	Modify Oracle system or select new system based on recommendations	Ongoing	100%	Ongoing	Ongoing	N/A	N/A	4.2.1
77.0	Provide for electronic notifications of licenses	Ongoing	100%	Ongoing	Ongoing	N/A	N/A	4.3.1
78.0	Review processes and procedures for necessary modification	100%	100%	100%	Fiscal Year	N/A	Report survey questions and summary of stakeholder responses	4.4.1
79.0	Notify stakeholders of changes via bulletins and compliance workshops	100%	100%	100%	Fiscal Year	N/A	Report number of bulletins issued and topics	4.4.2
80.0	Review and withdraw any old bulletins	100%	100%	100%	Fiscal Year	N/A	Report the number of directives issued Number of bulletins recommended for modification and withdrawal with the reasons for doing so	4.4.3
81.0	Update and enhance the website	Ongoing	Ongoing	Ongoing	Fiscal Year	N/A	N/A	4.5.1
82.0	Update technology to make data searchable	Ongoing	Ongoing	Ongoing	Fiscal Year	Monthly SC Safe Home Advisory Committee Mtgs.	N/A	4.5.2
83.0	Enhance database for SC Safe Home	100%	100%	100%	By Sept. 2014	Safe Homes Access Database	N/A	4.5.3
84.0	Increase the number of consumers using site	50%	47%	50%	Fiscal Year	Piwik Analytics	Percentage of visitors who enter and exit on the same page without visiting other links or pages on site.	4.5.4
85.0	Improve navigation and search ability (minutes)	As needed	3 min 34s avg	As needed	Fiscal Year	Piwik Analytics	Amount of time viewers spent on site.	4.5.5
86.1	Increase variety of access methods for site information	As needed	392	As needed	Fiscal Year	Facebook	Total number of page Likes	4.5.6
86.2	Increase variety of access methods for site information	As needed	751	As needed	Fiscal Year	Twitter	Total number of followers	4.5.6
87.0	Conduct training sessions for all employees (session)	As needed	1	As needed	Fiscal Year	Security file	N/A	4.6.1
88.0	Integrate network security into daily operations (GAP Analysis)	13	13	13	by 7/1/16	Security file	N/A	4.6.2

Item	Performance Measure	Target Value	Actual Value	Future Target Value	Time Applicable	Data Source and Availability	Calculation Method	Associated Objective(s)
89.0	Make "Securing the Human" course mandatory for all on a yearly basis (sessions)	Ongoing	Ongoing	Ongoing	Fiscal Year	Security file	N/A	4.6.3
90.0	Implement daily reminders of security – posters, pop-ups, emails	Monthly	Monthly	Monthly	Fiscal Year	Security file	N/A	4.6.4
91.0	Implement all DTO recommendations for IT Security immediately	100%	85%	100%	Fiscal Year	Security file	N/A	4.6.5
92.0	Quarantine staff computers for assessment immediately upon possible DTO data breach notification	100%	100%	100%	Fiscal Year	Security file	N/A	4.6.6

Agency Name: SC Department of Insurance

Agency Code: R20 Section: 78

Fiscal Year 2015-16

Accountability Report

Program Template

Program Title	Purpose	General	Other	Federal	TOTAL	FY2015:16 Expenditures (Actual)	FY2016:17 Expenditures (Projected)	Associated Objectives
1. Administration		\$ 1,390,664	\$ 1,320,497	\$ -	\$ 2,711,161	\$ 1,636,793	\$ 1,956,090	
Administration (0100 000000 000)	Administration: Office of General Counsel, Information Resource Management(IMM), Executive Services	\$ 1,390,664	\$ 1,120,497	\$ -	\$ 2,511,161	\$ 1,636,793	\$ 1,956,090	1.41-1.43; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41; 2.43-2.46; 2.51-2.54; 3.15; 3.41-3.43; 4.11-4.17; 4.21-4.24; 4.31-4.35; 4.51-4.52; 4.55-4.56; 4.61-4.66
<b>II. Program and Services</b>		\$ 1,627,602	\$ 8,258,444	\$ 46,340	\$ 9,932,386	\$ 1,579,643	\$ 20,555,239	111.289 \$ 12,246,189
A. Solvency (4000 050000 000)	Solvency: Financial Examination, Market Conduct Examination, Financial Analysis, Securities, Securities Custodian and Historical Databases	\$ 336,740	\$ 746,117	\$ -	\$ 1,082,857	\$ 283,392	\$ 1,194,857	1.17-1.19; 1.41-1.42; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 3.35; 3.10-3.15; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
B. Licensing (4000 100000 000)	Licensing: Individual Licensing, Companies, Insurer/HMO Licensing, Education, Special Licenses, Utilization Review and Service Contract Providers	\$ 69,093	\$ 455,966	\$ -	\$ 525,059	\$ 68,639	\$ 644,763	1.11-1.16; 1.18-1.19; 1.41-1.42; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
C. Taxation (4000 150000 000)	Premium Tax Collection	\$ 86,232	\$ 146,783	\$ -	\$ 233,015	\$ 84,406	\$ 322,742	1.17-1.19; 1.41-1.42; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 3.21-3.23; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
D. Consumer Svcs/Compl	Consumer Assistance	\$ 331,528	\$ 191,138	\$ -	\$ 522,666	\$ 377,887	\$ 343,200	1.41-1.42; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 2.51-2.54; 3.15; 3.31-3.35; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
E. Policy Forms & Rates (4000 250000 000)	Policy Forms and Rates; Review Financial Condition and Residual Market	\$ 804,009	\$ 304,476	\$ -	\$ 1,108,485	\$ 813,297	\$ 577,768	1.12-1.15; 1.41-1.42; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 3.21-3.23; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
F. Loss Mitigation (4000 300000 000)	Hurricane Loss Mitigation	\$ 2,720,024	\$ 46,340	\$ -	\$ 2,766,364	\$ 3,041,264	\$ 111,289	1.41-1.42; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 3.21-3.23; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
G. Uninsured Motorists (4000 350000 000)	Allocation to Insurance Companies to Reduce Uninsured Motorist Premiums to SC Policy Holders	\$ 1,956,674	\$ -	\$ -	\$ 1,956,674	\$ -	\$ 2,155,000	1.17-1.21; 1.31-1.32; 1.35-1.38; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 2.51-2.54; 3.15; 3.31-3.35; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
H. Captives (4000 400000 000)	Captives & ARTS/INT SVCS	\$ 1,694,266	\$ -	\$ -	\$ 1,694,266	\$ -	\$ 2,151,655	1.17-1.21; 1.31-1.32; 1.35-1.38; 2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 2.51-2.54; 3.15; 3.31-3.35; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
III. Employee Benefits		\$ 820,719	\$ 931,503	\$ -	\$ 1,752,222	\$ 867,615	\$ 1,117,425	- \$ 1,985,000
C. Employer Contributions (9500 050000 000)	Employer Fringe Benefits	\$ 820,719	\$ 931,503	\$ -	\$ 1,752,222	\$ 867,615	\$ 1,117,425	2.11-2.12; 2.22-2.24; 2.31-2.32; 2.41-2.42; 2.45-2.46; 2.51-2.54; 3.15; 3.31-3.35; 3.41-3.42; 4.11-4.17; 4.31-4.35; 4.51-4.56; 4.62-4.65-4.66
<b>Totals</b>		\$ 1,318,935	\$ 10,519,444	\$ 46,340	\$ 14,884,719	\$ 4,044,049	\$ 11,684,764	111,289 \$ 17,226,092

Agency Name: SC Department of Insurance

Fiscal Year 2015-16  
Accountability Report

Agency Code: R20 Section: 078

Legal Standards Template

Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
1	1-1-110	State	Statute	Establishes the South Carolina Department of Insurance as a part of the Executive Department	All
2	1-23-10 et seq	State	Statute	Sets forth requirements for administrative agencies, rules, regulations and orders.	All
3	1-30-10	State	Statute	Names the agencies that are part of the executive branch of government	All
4	1-30-55	State	Statute	Transferred all rights and duties to the SCDOI as a part of the 1995 restructuring of state government	All
5	8-3-10	State	Statute	The oath of office must be taken before the person can assume the duties of the office	Executive
6	8-3-30	State	Statute	Provides the requirements for the bond for all public officials	Executive
7	8-13-10 et seq	State	Statute	Sets forth the ethical requirements for public officers and employees; it defines the appropriate conduct for public employees that regulate certain industries.	All
8	8-17-10 et seq		Statute	Sets forth the grievance procedures that must be followed by agencies for public employees; it defines those actions that are and are not grievable actions	All
9	38-1-10	State	Statute	Establishes the South Carolina insurance law; SCDOI charged with responsibility of enforcing the insurance laws of the state	All
10	38-1-20	State	Statute	Insurance Definitions for Title 38	All
11	38-2-10	State	Statute	Establishes certain administrative penalties for violations of the insurance laws	All
12	38-3-40	State	Statute	Establishes the Department of Insurance and the position of Director of Insurance	Executive
13	38-3-40	State	Statute	Sets compensation parameters for the Director of Insurance	Executive
14	38-3-60	State	Statute	Sets the general authority for the Director of Insurance; Directors and designees must follow the general policies and broad objectives established by the General Assembly for the operation of the insurance industry	Executive
15	38-3-80	State	Statute	Provides for the Department seal	All

Agency Name: SC Department of Insurance

Fiscal Year 2015-16  
 Accountability Report

Agency Code: R20 Section: 078

Legal Standards Template

Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
16	38-3-100	State	Statute	Director of Insurance has no grievance rights; shall devote all time and energy to duties of his office and shall sever any and all ties with the insurance industry	Executive
17	38-3-110	State	Statute	Sets for the duties of the Director of Insurance	Executive
18	38-3-120	State	Statute	Director must take an oath and secure a bond	Executive
19	38-3-130	State	Statute	Director may hire or appoint actuaries, examiners, clerks and other employees for the proper execution of the work of the Department. Violations are deemed to have been committed at the Office of the Director in Columbia	All
20	38-3-140	State	Statute	Provides general information about who may conduct investigations or hearings	All
21	38-3-150	State	Statute	Director, agents or assistants shall administer all required oaths	Executive, Legal
22	38-3-160	State	Statute	Provides the requirements for hearing notices	All
23	38-3-170	State	Statute	The Director or his assistants or agents appointed to conduct examinations may summon and compel the attendance or witnesses as a part of any insurance examination or investigation and to hold witnesses failing or refusing to answer in contempt. Director and agents may administer oaths and false testimony is considered perjury.	Executive, Legal, Financial
24	38-3-180	State	Statute		
25	38-3-190	State	Statute	SCDOI may pay witnesses mileage	Legal
26	38-3-200	State	Statute	Orders must be written and signed by the director or his designee to be effective	All
27	38-3-210	State	Statute	Orders or decisions are subject to judicial review in accordance with the procedures of the Administrative Law Division	All
28	38-3-220	State	Statute	Documents executed by the director shall have upon them the state seal and copies of them shall have the same force and effect as the originals.	All
29	38-3-230	State	Statute	Any license issued with the Department seal is evidence that the licensee has the authority to do business in this state	Licensing, Legal

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Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
30	38-5-10 et seq	State	Statute	Sets forth the requirements for insurers to do business in the State of South Carolina including but not limited to appointment of the director as the attorney for service of process; requirements for issuance of a license including the qualifications of management; grounds for disciplinary action against insurers for violation of the insurance laws including fines, suspensions and revocations of the certificate of authority.	Executive, Financial, Legal
31	38-7-10 et seq	State	Statute	Sets forth the fees and taxes to be paid by licensees for the transaction of insurance business in this state and how those fees are to be distributed; it sets forth the premium tax companies are required to pay by line of insurance and the requirements for annual and quarterly premium tax returns; establishes penalties for the filing of fraudulent returns, keeping records or paying taxes when due; establishes requirements for retaliatory taxes, penalties and fees as well; insurers may pay taxes under protest; SC may bring an action for collection of taxes within 10 years; all taxes and fees must be deposited in the general fund unless otherwise noted. Licensees that fail to pay taxes with intent evade are guilty of a misdemeanor. Such violations are subject to fines, penalties and possibly imprisonment. The director has the authority to waive penalties, but must make a record of the reasons for waiver. Insurers may be eligible for certain tax credits under Title 12, if applicable.	Financial, Legal

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Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
32	38-9-10 et seq	State	Statute	Sets forth capital and surplus requirements of stock and mutual insurers by line of insurance; director shall notify insurers of capital and surplus requirements; director has the discretion to increase capital and surplus above the statutory minimums based on business plans and line of coverage; the director may take regulatory action against insurers that have impaired capital and surplus or fail to meet the minimum requirements; director may hold deposits of insurers that transact business in other states; and set forth the requirements for securities for claims, voluntary deposits, RBC and reserves. The director may retain experts necessary to evaluate the financial condition of a company and those costs are to be borne by the insurer. Certain financial reports are given confidential treatment. The director and designees are given qualified immunity for actions related to RBC.	Financial
33	38-10-10 et seq	State	Statute	Sets for the requirements for licensure of traditional protected cell companies not held by a captive insurance company; prescribes what protected cells are authorized to do and the attribution of assets and liabilities. Director may take regulatory action against a cell company that violates the provisions of the Code including fines, suspension, revocation, rehabilitation, liquidation or conservation.	Financial
34	38-12-10 et seq	State	Statute	Sets forth the requirements for investments and the standards and requirements for the board of directors; establishes certain restrictions for investments by line of insurance and company type. Director has the discretion to review and approve investments.	Financial

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35	38-13-10 et seq	State	Statute	<p>Gives the director or designees the authority to conduct examinations of insurers and sets for the procedure that should be followed for the audit and the reporting of findings. Director and designees are provided qualified immunity. Cost of examinations are borne by insurers. Director also has the authority to investigate complaints filed by citizens. The Director has the authority to impose penalties for violations of the insurance laws. The director or his designee has the authority to require financial reporting on a quarterly and annual basis. The Director can request various other reports including special reports. Director may impose penalties for insurers' failure to provide reports or other requested information. Director shall examine the insurance reserve fund every three years and the unemployment compensation fund every five years.</p>	Financial
36	38-14-10 et seq	State	Statute	<p>Sets requirements for the licensure and transaction of business by Special Purpose Reinsurance Vehicle insurers. Director has the authority to take regulatory action against licensees for violations of the insurance laws.</p>	Legal, Financial
37	38-15-10 et seq	State	Statute	<p>Sets forth the for licensure and transaction of business by surety insurers. The Director or designee may take regulatory action against licensee for violations of the insurance laws. Director may require reciprocals to provide security deposits as required of other insurers doing business in SC in accordance with the requirements of Chapter 9</p>	Financial
38	38-17-10 et seq	State	Statute	<p>Sets forth the requirements for licensure and transaction of business by reciprocal insurers. The Director or designee may take regulatory action against licensee for violations of the insurance laws.</p>	Legal, Financial



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39	38-19-10 et seq	State	Statute	Sets forth the requirements for licensure and transaction of business by mutual insurers. Also establishes requirements for proxies, meetings, membership and liability of members. Establishes the standards for liquidation, conversion or merger of a mutual insurer and rights of the members. The Director or designee may take regulatory action against licensee for violations of the insurance laws and is also given the authority to approve transactions related to the mutual's conduct of business in the state including proxies, mergers, acquisitions and other reorganizations of the mutual insurer.	Legal, Financial
40	38-21-10 et seq	State	Statute	Sets for the standards for the director or his designee to approve a merger, acquisition or other acquisition of control. Defines the authority of insurers to organize or acquire subsidiaries as well as the requirements and conditions for such acquisitions. Also sets the standards for various filings including registration statements, Form A, disclaimers of control and Forms A through E filings. The Director has the authority to approve filings, acquisitions, seize securities, and seek injunction or criminal prosecution for violation of the chapter in addition to other regulatory action or penalties.	Legal, Financial

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Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
41	38-23-50 et seq	State	Statute	The director has the power to make and promulgate regulations necessary for the execution of the functions vested in him by Sections 38-23-20 through 38-23-90 including, but without limitation, regulations pertaining to and governing the solicitation of proxies, including financial reporting in connection therewith, with respect to the capital stock or other equity securities of any domestic stock insurer; he may, for these purposes, classify domestic insurers, securities, and other persons or matters within his jurisdiction. No provision of Sections 38-23-40 to 38-23-60 imposing any liability applies to any act done or omitted in good faith in conforming with any regulation of the department, notwithstanding that the regulation may, after the act or omission, be amended, rescinded, or determined by judicial or other authority to be invalid for any reason.	Legal, Financial
42	38-25-10 et seq	State	Statute	This chapter defines the unauthorized Transaction of Business and remedies and penalties for such violations. It also establishes certain exemptions for certain insurers. It sets forth the actions an unauthorized insurer may pursue such as motions or other legal actions. It also provides a procedure for the enforcement of foreign decrees.	Legal
43	38-26-10 et seq	State	Statute	This chapter gives the director or his designee the authority to place insurers under Administrative Supervision. It sets for the requirements to take such action and provides limited liability for the director and his designees.	Legal, Financial
44	38-27-10 et seq	State	Statute	This chapter gives the director the authority to place insurers into rehabilitation and/or liquidation. These are judicial proceedings. The director is authorized to appoint special deputies and to hire the experts necessary to effectively administer the rehabilitation with the court's approval.	Legal, Financial

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45	38-29-10 et seq	State	Statute	Sets forth the requirements for the administration and functions of the Life, Accident, Health Guaranty Association. The Association must submit plan of operation to the Department for approval.	Legal, Financial
46	38-31-10 et seq	State	Statute	Sets forth the requirements for the creation, administration and functions of Property and Casualty Guaranty Association. Department reviews and approves amendments and modifications to the plan of operation.	Legal, Financial
47	38-33-10 et seq	State	Statute	Sets forth the requirements for licensure and regulation of health maintenance Organizations transacting business in South Carolina. The Director has the authority to license, examine, monitors its operations and to impose or take regulatory action based upon an impaired financial condition or violation of the insurance laws of the state.	Legal, Financial
48	38-35-10 et seq	State	Statute	Provides for the formation and conduct of mutual benevolent aid associations and their regulation.	Financial
49	38-38-10 et seq	State	Statute	Any incorporated society, order, or supreme lodge, without capital stock, whether incorporated or not, conducted solely for the benefit of its members and their beneficiaries and not for profit, operated on a lodge system with ritualistic form of work, having a representative form of government, and which provides benefits in accordance with this chapter, is a fraternal benefit society.	Financial
50	38-39-10 et seq	State	Statute	Sets forth the Licensing requirements, administration and regulation of insurance Premium Service Companies. Director has the authority to take regulatory action for violations of the insurance laws.	Legal, Financial

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51	38-41-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of Multiple Employer Self-Insured Health Plans. Director has the authority to approve licensure, the plan of operation, conduct of business and to impose regulatory penalties for violations of the insurance laws.	Legal, Financial
52	38-43-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of Insurance Producers and Agencies. Director has the authority to approve licensure, conduct of business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license.	Legal, Financial
53	38-44-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of Insurance managing general agents. Director has the authority to approve licensure, conduct of business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license.	Legal, Financial
54	38-45-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of Insurance brokers. Director has the authority to approve licensure, conduct of business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license. Licensing requirements, administration and regulation of Brokers and Surplus Lines. Director may enter into agreements to participate in a clearinghouse subject to General Assembly approval for the distribution of broker premium taxes.	Licensing, Taxation
55	38-46-10 et seq	State	Statute	Sets forth licensing requirements, administration and regulation of Reinsurance Intermediaries.	Financial
56	38-47-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of insurance adjusters. Director has the authority to approve licensure, conduct of business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license.	Licensing

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57	38-48-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of insurance adjusters. Director has the authority to approve licensure, conduct of business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license.	Legal, Licensing
58	38-49-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of motor vehicle physical damage appraisers. Director has the authority to approve licensure, conduct of business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license..	Legal, Licensing
59	38-51-10 et seq	State	Statute	Set forth the licensing requirements, administration and regulation of third party administrators. Director has the authority to approve licensure, conduct business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license.	Legal, Licensing
60	38-53-10 et seq	State	Statute	Sets forth the licensing requirements, administration and regulation of bail bondsmen. Director has the authority to approve licensure, conduct business and to impose penalties for violations of the insurance laws including the suspension or revocation of the license. The Department must suspend bondsmen who make attorney referrals.	Legal, Special Licensing
61	38-55-10 et seq	State	Statute	Sets forth guidelines for conducting insurance business and the authority of the director to revoke the license of insurers who engage in unfair discrimination	Legal, Market Services
62	38-57-10 et seq	state	Statute	Sets forth the requirements for insurer trade practices; director has the authority to issue cease and desist orders and to otherwise take regulatory action.	Legal, Market Services
63	38-59-10 et seq	State	Statute	Sets forth the requirements for insurer claims practices; defines bad faith and prompt pay guidelines and requirements.	Market Services

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64	38-61-10 et seq	State	Statute	Sets forth the requirements for approval of insurance contracts or forms. All forms must be approved by the director or his designee unless exempted from prior approval. The Director may disapprove or withdraw approval of forms subject to the procedure outlined in the chapter.	Market Services
65	38-63-10 et seq	State	Statute	Sets forth the requirements for Individual Life Insurance, forms, regulation, premiums, etc.	Market Services
66	38-65-10 et seq	State	Statute	Sets forth the requirements for Group Life Insurance, forms, regulation, premiums, etc.	Market Services
67	38-67-10 et seq	State	Statute	Sets guidelines for the regulation of variable annuities	Market Services
68	38-69-10 et seq	State	Statute	Sets for the requirements and guidelines for regulation of individual annuities.	Market Services
69	38-70-10 et seq	State	Statute	Sets for the licensing requirements, administration and regulation of Utilization Reviews and Private Review Agents. Director has authority to conduct periodic reviews of operations and to take regulatory action for violations of the insurance laws.	Market Services
70	38-71-10 et seq	State	Statute	Provides for the regulation of types of coverages, policies for specific ailments, continuation of care, etc. for Accident and Health insurance. The Director must also approve IROs to conduct external review of health insurance claims.	Market Services
71	38-72-10 et seq	State	Statute	Sets forth the requirements, regulation and approval of Long Term Care products.	Market Services
72	38-73-10 et seq	State	Statute	Sets forth the requirements for property, casualty, inland marine, and surety rates and rate-making Organizations, regulation of, examinations of, etc. Director must conduct reviews of independent rating organizations; sets hearing procedure for certain rates; may declare certain lines of insurance competitive or not; establishes a consumer information system for rate information; etc.	Market Services

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73	38-74-10 et seq	State	Statute	Provides for the establishment, eligibility for and administration of Health Insurance Pool which is the state's high risk pool for individual who are unable to obtain coverage in the voluntary market. The Director reviews the plan of operation and must approve assessments.	Market Services
74	38-75-10 et seq	State	Statute	Sets forth the requirements for regulation of Property, Casualty and Title Insurance policies and coverages. Provides for the establishment and operation of the Wind Pool; the director has the authority to expand the area covered by the wind pool; establishes a loss mitigation grant program within the DOI; the Director must report within 30 days any need for expansion of the wind pool territory and conduct certain property studies.	Market Services
75	38-77-10 et seq	State	Statute	Governs the regulation of automobile insurance, arbitration, assignment of risks, etc. The Director or his designee have the authority to ensure that insurers and agents comply with the requirements of this chapter and South Carolina law. Director also has the authority to disperse uninsured motorist funds.	Market Services
76	38-78-10 et seq	State	Statute	This chapter governs the licensing requirements, administration and regulation of Service Contracts and service contract providers.	Special Licensing
77	38-79-10 et seq	State	Statute	Sets forth the requirements governing medical malpractice judgments, settlements, etc.; establishes the residual market mechanisms for medical malpractice insurance i.e., JUA and PCF	Market Services
78	38-81-10 et seq	State	Statute	Reporting requirements and Legal Professional Liability Insurance Joint Underwriting Association. This Association is inactive.	Market Services
79	38-83-10 et seq	State	Statute	Organization, coverage and regulation of Joint Underwriting Association for Writing of Professional Liability Insurance. This JUA is inactive.	Market Services

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80	38-85-10 et seq	State	Statute	Sets forth requirements for insurers participation in consolidation and mortgage insurance.	Market Services
81	38-87-10 et seq	State	Statute	Sets forth the requirements for licensing, administration and regulation/taxation of Risk Retention Groups and Purchasing Groups.	Financial
82	38-89-10 et seq	State	Statute	Creation, administration and regulation of Day Care Joint Underwriting Association. Association is inactive.	Executive
83	38-90-10 et seq	State	Statute	Licensing requirements, administration and regulation of Captive Insurance Companies.	Financial
84	38-93-10 et seq	State	Statute	Sets forth the requirements for the regulation genetic information. Director can penalize members for violating the provision of the chapter.	Executive, Legal
85	38-95-10 et seq	State	Statute	Establishment, regulation and administration of Interstate Insurance Product Regulation Compact.	Market Services
86	38-97-10 et seq	State	Statute	Licensing requirements, administration and regulation of Portable Electronics insurance. Director can impose penalties for violations of the law	Licensing
87	69-1	State	Regulation	Adjustment of Claims Under Unusual Circumstances	Executive
88	69-3	State	Regulation	Definitions	All
89	69-4	State	Regulation	Life, Accident and Health Insurance - Reserve Tabulations	Market Services
90	69-5	State	Regulation	Policy Approvals	Market Services
91	69-5.1	State	Regulation	Minimum Standards for the Readability of Commonly Purchased Insurance Policies	Market Services
92	69-6	State	Regulation	Brokers Licenses	Licensing
93	69-7	State	Regulation	Minimum Reserve Standards for Individual and Group Accident and Health Insurance Contracts	Market Services
94	69-8	State	Regulation	Reserves for Mortgage Guaranty Insurance	Financial
95	69-9	State	Regulation	Proxies, Consents and Authorizations of Domestic Insurers	Financial
96	69-10	State	Regulation	Premium Service Companies	Special Licensing
97	69-11.1	State	Regulation	Regulation of Credit Insurance	Market Services



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98	69-12	State	Regulation	Variable Contracts	Market Services
99	69-12.1	State	Regulation	Replacement of Life Insurance and Annuities	Market Services
100	69-13-.3	State	Regulation	Uniform Class and Territory Plan - Motorcycles	Market Services
101	69-14	State	Regulation	Insurance Holding Company Systems	Financial
102	69-15	State	Regulation	South Carolina Deposits Required of Insurers	Financial
103	69-18	State	Regulation	Title Insurance	Market Services
104	69-20	State	Regulation	Campus Life Insurance	Market Services
105	69-22	State	Regulation	Health Maintenance Organizations	Market Services
106	69-23	State	Regulation	Adjuster, Public Adjuster, Appraiser, Broker, Bondsmen, Runner, Producer and Agency Licenses	Licensing
107	69-24	State	Regulation	Workmen's Compensation - Dividends to Policyholders	Market Services
108	69-25	State	Regulation	Prohibition Against Decreases in Income Benefits from Group Disability Policies due to Increases in Social Security Benefits	Market Services
109	69-27	State	Regulation	Guaranty Act - Applicability	Legal, Financial
110	69-29	State	Regulation	Suitability in Annuity Transactions	Market Services
111	69-30	State	Regulation	Life Insurance Disclosure Regulation	Market Services
112	69-31	State	Regulation	Practice and Procedure for Hearings before the Chief Insurance Commissioner under the State Administrative Procedures Act, Act No. 176 of 1977	Legal
113	69-32	State	Regulation	Unfair Discrimination on the Basis of Blindness or Partial Blindness	Market Services
114	69-33	State	Regulation	Dates for Payments of License Fees/Appointment Fees for Adjusters, Agencies, Bail Bondsmen/Runners, Brokers, Motor Vehicle Physical Damage Appraisers, Premium Service Companies, Producer Appointments, Producers, Public Adjusters, Rental Car Companies, Service Contract Providers, Third Party Administrators and Utilization Review Agents	Licensing
115	69-34	State	Regulation	Individual Accident and Health Insurance Minimum Standards	Market Services
116	69-34.1	State	Regulation	Accident and Health Insurance Solicitations	Market Services
117	69-34-.2	State	Regulation	Replacement of Accident and Health Insurance	Market Services

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118	69-36	State	Regulation	Procedure for Permitting Same Minimum No forfeiture Standards for Men and Women Under 1980 CSO and CFT Mortality Tables	Market Services
119	69-37	State	Regulation	Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities	Market Services
120	69-38	State	Regulation	Regulation Permitting Smoker/Nonsmoker Mortality Tables for Use in Determining Minimum Reserve Liabilities and No forfeiture Benefits	Market Services
121	69-39	State	Regulation	Annuity Disclosure Regulation	Market Services
122	69-40	State	Regulation	Life Insurance Policy Illustration Rules	Market Services
123	69-40.1	State	Regulation	Use of Senior-Specific Certifications and Professional Designations in the Sale of Life Insurance and Annuities	Market Services
124	69-41	State	Regulation	Prepaid Dental Service	Market Services
125	69-42	State	Regulation	Multiple Employer Self-Insured Plans	Market Services
126	69-43	State	Regulation	Group Health Insurance Coordination of Benefits	Financial
127	69-44	State	Regulation	Long Term Care Insurance	Market Services
128	69-45	State	Regulation	Data Reporting and Determination of Excess Profits	Market Services
129	69-46	State	Regulation	Medicare Supplement Insurance	Financial
130	69-47	State	Regulation	Private Review Agents	Special Licensing
131	69-48	State	Regulation	Life and Health Reinsurance Agreements	Financial
132	69-50	State	Regulation	Continuing Insurance Education	Licensing
133	69-52	State	Regulation	Actuarial Opinion and Memorandum Regulation	Actuarial
134	69-53	State	Regulation	Credit for Reinsurance	Financial
135	69-54	State	Regulation	Experience Modification for Staff Leasing Services Companies in the Workers Compensation Assigned Risk Plan	Market Services
136	69-56	State	Regulation	Named Storm or Wind/Hail Deductible	Market Services
137	69-57	State	Regulation	Valuation of Life Insurance Policies	Market Services
138	69-57.1	State	Regulation	Recognition of the 2001 CSO Mortality Table for Use in Determining Minimum Reserve Liabilities and No forfeiture Benefits	Actuarial

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139	69-57.2	State	Regulation	Recognition of Preferred Mortality Tables for Use in Determining Minimum Reserve Liabilities	Actuarial
140	69-57.3	State	Regulation	Prereed Life Insurance Minimum Standards for Determining Reserve Liabilities and No forfeiture Values	Actuarial
141	69-58	State	Regulation	Privacy of Consumer Financial and Health Information	Market Services
142	69-60	State	Regulation	Captive Insurance Companies	Financial Services
143	69-61	State	Regulation	Service Contracts	Special Licensing
144	69-62 et seq	State	Regulation	Closeout and Termination of the SCAIP	Market Services
145	69-63	State	Regulation	South Carolina Reinsurance Facility Recoupment	Market Services
146	69-64	State	Regulation	Exempt Commercial Policies	Market Services
147	69-65	State	Regulation	Military Sales Practices	Market Services
148	69-70	State	Regulation	Annual Audited Financial Reporting Regulation	Financial
149	69-75	State	Regulation	Tax Credits for Fortification Measures	Market Services
150	69-76	State	Regulation	Safe Home Program Wind Inspectors and Contractors	Administrative

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151	McCarran-Ferguson Act	Federal	Federal Statute	<p>The McCarran-Ferguson Act of 1945 (15 U.S.C.A. § 1011 et seq.) gives states the authority to regulate the "business of insurance" without interference from federal regulation, unless federal law specifically provides otherwise. The act provides that the "business of insurance, and every person engaged therein, shall be subject to the laws of the several States which relate to the regulation or taxation of such business." Congress passed the McCarran-Ferguson Act primarily in response to the Supreme Court case of <i>United States v. South-Eastern Underwriters Ass'n</i>, 322 U.S. 533, 64 S. Ct. 1162, 88 L. Ed. 1440 (1944).</p> <p>The McCarran-Ferguson Act provides that state law shall govern the regulation of insurance and that no act of Congress shall invalidate any state law unless the federal law specifically relates to insurance. The act thus mandates that a federal law that does not specifically regulate the business of insurance will not preempt a state law enacted for that purpose. A state law has the purpose of regulating the insurance industry if it has the "end, intention or aim of adjusting, managing, or controlling the business of insurance" (U.S. Dept. of Treasury v. Faber, 508 U.S. 491, 113 S. Ct. 2202, 124 L. Ed. 2d 449 [1993]).</p>	All

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152	Privacy Act of 1974	Federal	Federal Statute	<p>The Privacy Act of 1974 is a code of fair information practices which mandates how Government agencies maintain records about individuals. The Privacy Act requires that Government agencies:</p> <ul style="list-style-type: none"> <li>collect only information that is relevant, accurate, complete, and necessary to carry out an agency function; maintain no secret records on individuals. The Privacy Act only applies to Government records that contain information on individuals, are maintained by a Government agency or its contractors in an approved system of records, and are retrieved by a personal identifier, such as a person's name, Social Security Number, medical record number or other unique identifier.</li> </ul>	All
153	Health Insurance Portability and Accountability Act (1996)	Federal	Federal Statute	<p>The Health Insurance Portability and Accountability Act (HIPAA) of 1996 (P.L. 104-191) amends the Internal Revenue Code of 1986 and is designed to improve the portability and continuity of health insurance coverage in the group and individual health insurance markets; combat waste, fraud and abuse in health insurance and health care delivery; promote the use of medical savings accounts; improve access to long-term care services and coverage and simplify the administration of health insurance. It contains standards for the electronic health information transactions; requires providers and health plans to use the standards for the specified electronic transactions; requires privacy standards to be enacted; and specifies the situations where state law may be preempted and the penalties that may be imposed for violations.</p>	All

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154	Employee Retirement Income Security Act of 1974	Federal	Federal Statute	ERISA outlines minimum federal standards for private employer-sponsored benefits such as requiring a plan administrator to provide a summary of plan benefits to employees, file annual reports, maintain procedures for claiming benefits and provide administrative and judicial remedies for beneficiaries. HIPAA was enacted to address concerns that insured persons have about losing their coverage if they change jobs or health plans. HIPAA established federal requirements to ensure the availability and renewability of coverage for certain employees and other persons under certain circumstances.	All
155	Gramm-Leach-Bliley	Federal	Federal Statute	The Gramm-Leach-Bliley Act broke down the barriers in statutes between banking and insurance. It made it possible for banks to own insurance companies and insurance companies to own banks. It recognized insurance as a financial product. It sets forth specific requirements for financial transactions. It also requires many companies to give consumers privacy notices that explain the institutions' information-sharing practices	All
156	Sarbanes-Oxley	Federal	Federal Statute	The Sarbanes-Oxley Act created new standards for corporate accountability as well as new penalties for acts of wrongdoing. It changes how corporate boards and executives must interact with each other and with corporate auditors. It removes the defense of "I wasn't aware of financial issues" from CEOs and CFOs, holding them accountable for the accuracy of financial statements. The Act specifies new financial reporting responsibilities, including adherence to new internal controls and procedures designed to ensure the validity of their financial records.	All

Legal Standards Template

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Legal Standards Template

Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
157	Terrorism Risk in Insurance Act	Federal	Federal Statute	TRIA establishes a program authorizing the federal government to cover a substantial portion of losses caused by a terrorist attack. The Terrorism Risk Insurance Act of 2002, Pub. L. No. 107-297, 116 Stat. 2322 covers up to \$100 billion in total insured losses. The Act also creates certain requirements for insurers and is likely to affect upcoming insurance renewals and premium rates.	All
158	18 USC 1033, 1034	Federal	Federal Statute	Individuals convicted of a crime involving dishonesty, breach of trust or a violation of the Act cannot work or continue to work in the insurance industry without receiving the written consent of the chief insurance regulatory official authorized to regulate the insurer. A prohibited person who continues to work or works without the written consent of the insurance commissioner risks federal criminal penalties. There is no automatic waiver or grandfather provisions.	All
159	Pregnancy in Discrimination Act	Federal	Federal Statute	The Pregnancy Discrimination Act 12 requires businesses with 15 or more employees to cover expenses for pregnancy and medical conditions related to pregnancy on the same basis as coverage for other medical conditions.	All
160	Newborns' and Mothers' Health Protection Act of 1996	Federal	Federal Statute	This statute requires that employer-sponsored health coverage that includes hospital stays in connection with childbirth must cover a minimum length of stay for mothers and newborns following delivery. For vaginal deliveries, the coverage provided cannot restrict hospital stays to less than 48 hours; for caesarean births, the coverage provided cannot restrict hospital stays to less than 96 hours.	All

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Item #	Law Number	Jurisdiction	Type of Law	Statutory Requirement and/or Authority Granted	Associated Program(s)
161	Mental Health Parity Act of 1996	Federal	Federal Statute	The Mental Health Parity Act of 1996 requires that mental health benefits included in employer-sponsored health coverage cannot have annual or lifetime dollar limits on mental health benefits that are lower than any such dollar limits for medical and surgical benefits. The law does not apply to (1) coverage sponsored by a small business with 50 or fewer employees and (2) coverage sponsored by larger businesses that experience an increase in total claims costs of at least 1 percent as a result of complying with the act. The health coverage may still contain other limits, such as those on the number of days or visits covered	All
162	Women's Health and Cancer Rights Act of 1998	Federal	Federal Statute	The Women's Health and Cancer Rights Act of 1998 requires that employer-sponsored health coverage that provides coverage for mastectomies also cover related reconstructive surgery and other mastectomy-related benefits, such as coverage for prostheses and physical complications (including lymphedemas).	All
163	Affordable Care Act	Federal	Federal Statute	Provisions included in the ACA are intended to expand access to insurance, increase consumer protections, emphasize prevention and wellness, improve quality and system performance, expand the health workforce, and curb rising health care costs. The ACA establishes standards for health insurance policies sold and the rates charged in all states.	All



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Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
SC DOI (R200)	(Consumer Services) Citizens	Respond to inquiries, complaints, and allegations of unfair trade practices, unapproved rates or forms, unfair claims practices, or violation of SC insurance laws.	General Public
SC DOI (R200)	(Market Regulation) DOI Units, citizens, NAIC, MAWG, companies, insurers	When complaints or allegations are reported, an analysis is conducted to determine if unfair practices are occurring.	General Public
SC DOI (R200)	(Financial Examinations) Insurance companies licensed in SC, policy holders of the insurers, and insurance companies	Conduct comprehensive examinations of primarily SC domestic insurance companies and foreign examinations as needed.	Industry
SC DOI (R200)	(Financial Analysis) SC licensed insurance companies, policy holders, and insurance companies	Review financial statements of licensed SC insurers to monitor compliance. Licenses are tracked and usage documented. Review admission applications and make sure insurers maintain the mandated security deposit.	Industry
SC DOI (R200)	(Captive Regulation) All Companies	Issue captive licenses. Provide financial surveillance of captives. Monitor market conditions and the business climate necessary to develop the alternative risk market.	Industry

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Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
SC DOI (R200)	(Rate and Form Regulation) SC Licensed insurers	Review rates, rules, policy forms of licensed insurers for compliance with the state law.	Industry
SC DOI (R200)	(Individual Licensing) Citizens: insurance companies, executives, agencies, associations, and producers; adjusters; surplus line brokers; attorneys; appraisers; NAIC; state insurance departments; and legislators.	Consumers contact this unit for inquiries regarding trade practices, interpretation of SC insurance law and regulations.	General Public
SC DOI (R200)	(Education Services) Citizens, insurance companies, producers, adjusters, surplus lines brokers, attorneys, appraisers, insurance agencies (small business), insurance company executives, NAIC, state insurance departments, universities and schools, legislators, licensing exam groups, and insurance associations	Responsible for administering the contract pertaining to the state insurance licensing exams and make sure exams are current with SC law. Certify insurance instructors to teach continuing education.	General Public
SC DOI (R200)	(Special Services) Third party administrators, Premium finance companies, service contract providers, utilization review organization, and bail bondsman	Determine if the customer groups are qualified to transact business in the state according to the insurance laws of SC. If so, then a license is issued. In addition, respond to inquiries and/or complaints regarding these groups; assess for violation of SC insurance laws.	Industry

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Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
SC DOI (R200)	(General Counsel) DOI units and citizens	Protect consumer interest by providing sound legal advice, advocacy and representation to DOI staff laws on insurance, regulatory, and other legal matters.	General Public
SC DOI (R200)	(Finance and Accounting) DOI staff, the Budget and Control Board, and the legislature	Provide budgeting, financial planning, payroll processing, revenue collection, procurement and office management.	Executive Branch/State Agencies
SC DOI (R200)	(Human Resources) Potential employees and DOI staff (current and past); SC Budget and Control Board, OHR, SC Office of Human Affairs	Employee recruitment and selection, relations management, classification and compensation, organizational development, employee training, and human resource analysis and planning.	Executive Branch/State Agencies
SC DOI (R200)	(Information Technology) Agents, brokers, insurance companies, DOI staff citizens, and other agencies	Provide agencies with the requested data and offer technical support to DOI staff and citizens using the web site. Create internal databases and enhance existing data processes and network operations. Identify critical technological needs.	Executive Branch/State Agencies
SC DOI (R200)	(Taxation) Insurance company officials, insurance agencies, brokers (surplus lines), agency tax writers, and citizens	Review and audit fee and premium tax returns for licensed insurance companies, captive companies and Surplus Lines Brokers. Insurers that do not submit timely tax returns are referred to Legal.	Industry

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Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
SC DOI (R200)	Safe Home Program (Hurricane Mitigation) Residents in owner-occupied coastal homes	Provide citizens with up to \$5000 to assist individuals in making homes hurricane-resistant. Provide education regarding the grant program, preparation and hurricane safety, and homeowner's insurance.	General Public
SC DOI (R200)	(Residual Market Mechanism) Consumers, Agents, Insurers Real Estate Market, other government agencies	Provides market availability for hard to find insurance coverage: SC Reinsurance Facility, SC Wind and Hail Underwriting Association, SC Health Insurance Pool, and SC Commercial Insurance Plans.	Industry
SC DOI (R200)	(Records Management and Auxiliary Services) Everyone	Manage records, file storage, and historical retention schedules. Assist customers in locating files per their request.	Executive Branch/State Agencies

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Partner Template

Name of Partner Entity	Type of Partner Entity	Description of Partnership	Associated Objective(s)
SC Dept. of Revenue	State Government	MOU associated with electronic payments (ACH)	Administration
SC Attorney General's Office	State Government	No formal arrangement, just agency to agency cooperation on various common issues from time to time regarding fraud and legal issues	Legal
SC Wind & Hail Association	Private Business Organization	No formal arrangement, just agency to agency cooperation on various common issues from time to time regarding Safe Homes and Coastal Property (e.g. rates, expansion, etc.)	Safe Homes Mitigation
SC Workers Compensation	State Government	No formal arrangement, just agency to agency cooperation on various common issues from time to time regarding rates and various committees and task forces	Rates and Forms
SC.Gov	Private Business Organization	MOU associated with electronic payments (credit cards)	Administration
SC Consumer Affairs	State Government	No formal arrangement, just agency to agency cooperation on various common issues from time to time. SC Consumer Affairs can intervene, when needed, on rate and filings.	Consumers



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Oversight Review Template

Item	Name of Entity Conducted Oversight Review	Type of Entity	Oversight Review Timeline (MM/DD/YYYY to MM/DD/YYYY)	Method to Access the Oversight Review Report
1	House Legislative Oversight Committee	State	01/01/2016 to 12/31/2016	<a href="http://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php">http://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php</a>
2	State Auditors Office	State	FY2015	<a href="http://osa.sc.gov/Reports/stateengagements/Pages/InsuranceDepartment.aspx">http://osa.sc.gov/Reports/stateengagements/Pages/InsuranceDepartment.aspx</a>