

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 621
Committee Substitute Favorable 5/2/91

Short Title: Continuing Insurance Education.

(Public)

Sponsors:

Referred to:

April 8, 1991

A BILL TO BE ENTITLED
AN ACT TO MODIFY THE REQUIREMENTS FOR CONTINUING EDUCATION
OF INSURANCE LICENSEES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-33-130 reads as rewritten:

"§ 58-33-130. Continuing education program for licensees.

(a) The Commissioner ~~is authorized to promulgate~~ may adopt rules to provide for a program of continuing education requirements for the purpose of enhancing the professional competence and professional responsibility of adjusters and motor vehicle damage appraisers. Such rules may include criteria for:

- (1) The content of continuing education courses;
- (2) Accreditation of continuing education sponsors and programs;
- (3) Accreditation of videotape or other audiovisual programs;
- (4) Computation of credit;
- (5) Special cases and exemptions;
- (6) General compliance procedures; and
- (7) Sanctions for noncompliance.

(b) The Commissioner ~~is authorized to~~ may adopt rules to provide for the continuing professional education of all agents and brokers, including fraternal field marketers, but excluding limited field representatives. ~~In promulgating such~~ adopting the rules, the Commissioner may use the same criteria as specified in subsection (a) of this ~~section~~ section and shall provide that agents holding more than one license pursuant to G.S. 58-33-25(c) are required to complete no more than 12 credit hours per year.

1 (c) On and after January 1, 1992, any individual agent or broker desiring to
2 renew an appointment or license shall offer evidence satisfactory to the Commissioner
3 that he has complied with the continuing professional education requirements approved
4 by the Commissioner.

5 (d) Annual continuing professional education hour requirements shall be
6 determined by the Commissioner, but shall not be more than 12 credit hours.

7 (e) No more than seventy-five percent (75%) of the requirement relating to life or
8 health insurance agents or brokers may be met by taking courses offered by licensed life
9 or health insurance companies with which those agents or brokers have appointments.

10 (f) The Commissioner may adopt rules for waiving the requirements under this
11 section for cases of certified physical incapacity or illness or undue hardship.

12 (g) The Commissioner shall permit any licensee to carry over to a subsequent
13 calendar year up to seventy-five percent (75%) of the required annual hours of
14 continuing professional education.

15 (h) Any licensee who offers evidence satisfactory to the Commissioner on forms
16 ~~supplied~~prescribed by the Commissioner that he has satisfactorily completed the
17 required continuing professional education courses shall be deemed to have complied
18 with this section.

19 (i) The Commissioner is authorized to approve continuing professional
20 education courses.

21 (j) The Commissioner is authorized to establish fees to be paid to the Commissioner
22 by licensees who are required to comply with this section or by course vendors for the
23 purpose of offsetting the cost of additional staff and resources to administer the program
24 authorized by this section. In order to assure continued and proper administration of the
25 program, any unexpended revenue from such fees shall not revert to the General Fund.

26 (k) ~~In addition to the 12 annual credit hours required of life or health insurance agents~~
27 ~~or brokers, in~~In order to renew an appointment or license on and after January 1, 1993,
28 every person holding a supplemental license under G.S. 58-33-25(d2) shall satisfactorily
29 complete two annual credit hours in course instruction covering the principles of
30 Medicare supplement and long-term care insurance, including changes in federal or
31 North Carolina law relating to such insurance. ~~Such additional two hours are~~The two-
32 hour course instruction requirement is not subject to the limitation in subsection (e) of
33 this section. ~~section and shall be included in the credit hour requirements for such~~
34 persons in subsections (b) and (d) of this section. In lieu of taking the supplemental
35 written examination provided for in G.S. 58-33-25(d2) and G.S. 58-33-30(e), persons
36 holding licenses pursuant to G.S. 58-33-25(c)(1) or (c)(2) on December 31, 1990, may
37 complete six credit hours in course instruction covering the principles of Medicare
38 supplement and long-term care insurance prescribed by the Commissioner. Such six-
39 hour course instruction requirement or the supplemental written examination shall be
40 completed on or before December 31, 1991; and such six hour course instruction
41 requirement shall be included in the credit hour requirements for such persons in
42 subsections (b) and (d) of this section."

43 Sec. 2. Section 10 of Chapter 941 of the 1989 Session Laws (1990 Reg.
44 Sess.) is repealed.

1 Sec. 3. This act is effective upon ratification.