



General Assembly

Substitute Bill No. 6805

January Session, 2005

* HB06805INS 032205 *

AN ACT CONCERNING THE RENEWAL OF INSURANCE PRODUCER LICENSES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 38a-784 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 (a) (1) [Any] Except as provided in subdivisions (2), (3) and (4) of
4 this subsection, any license issued [for] to an insurance producer by
5 the commissioner shall be in force only until the first day of February
6 in each even-numbered year, but may be renewed by the
7 commissioner [,] in accordance with this section.

8 (2) Any initial license issued to an insurance producer on or after
9 January 1, 2006, shall expire two years after the date of the producer's
10 birthday that preceded the date the license was issued. Such license
11 may be renewed every two years thereafter in accordance with this
12 section.

13 (3) Except for a license issued or renewed pursuant to subdivision
14 (2) of this subsection, or a transitional license issued pursuant to
15 subdivision (4) of this subsection, any producer license in effect on
16 January 1, 2007, shall be in force only until the producer's first birthday
17 after January 1, 2007. Such license may be renewed every two years
18 thereafter in accordance with this section.

19 (4) From February 1, 2006, until January 1, 2007, the commissioner
20 may implement a transitional process to renew producer licenses that
21 were in effect on December 30, 2005, on the basis of a producer's
22 birthday. The commissioner may use the transitional process to renew
23 some or all of the producer licenses that would otherwise be renewed
24 under subdivision (1) of this subsection, provided producers are
25 selected for participation in the transitional process on a
26 nondiscriminatory basis. Selection criteria may include use of producer
27 license numbers or alphabetical selection of producers based on the
28 producer's last name. Any license renewed during the transitional
29 period shall expire on the producer's first birthday after the renewal
30 date and may be renewed every two years thereafter in accordance
31 with this section.

32 (5) Not later than thirty days before a license issued to a producer
33 expires, the commissioner shall notify the producer of the expiration
34 date.

35 (6) The fees for producer licenses and agent appointments shall be
36 assessed as provided in section 38a-11, as amended by this act.

37 (7) Any license issued to an insurance producer may be renewed in
38 the commissioner's discretion and without formality other than proper
39 application, payment of the renewal fee set forth in section 38a-11, as
40 amended by this act, and satisfactory proof that such applicant at that
41 time possesses the required qualifications for license and that the
42 issuance of such license will not be contrary to the licensing provisions
43 of this title, provided any producer's license issued by the
44 commissioner, except a temporary producer's license provided for in
45 section 38a-702j, shall continue in force until cancelled, suspended or
46 revoked and provided the insurance company represented by any
47 licensee or licensees shall furnish the commissioner, prior to May first,
48 biennially, the names of its agents whose appointments it wishes to
49 continue. [The fees for producer licenses and agent appointments shall
50 be assessed biennially as provided in section 38a-11.]

51 (8) The commissioner may adopt regulations, in accordance with
52 chapter 54, to establish a schedule for the renewal of licenses under
53 this section.

54 (b) Prior to May first of even-numbered years insurance companies
55 represented by any licensees shall furnish the commissioner with the
56 names of its agents whose appointments they wish to continue.

57 (c) The commissioner may implement a plan of renewal for agent
58 licenses and appointments that provides for a more efficient process.
59 Upon implementation of such a process by the commissioner, the
60 procedures outlined in subsections (a) and (b) of this section shall be
61 superseded.

62 (d) Any insurance company which cancels or nonrenews an
63 appointment of any agent or any agency shall notify the Insurance
64 Department, the agent and the agency, in writing, within thirty days of
65 any such cancellation or nonrenewal. Any termination of an agent
66 appointment shall be on a form as prescribed by the commissioner.
67 Nothing in this subsection shall alter the requirements specified in
68 section 38a-709.

69 (e) Any insurance producer license may be renewed by the
70 commissioner, provided such applicant has satisfied the continuing
71 education requirements [pursuant to] set forth in section 38a-782a.

72 Sec. 2. Subsection (a) of section 38a-11 of the general statutes is
73 repealed and the following is substituted in lieu thereof (*Effective*
74 *January 1, 2006*):

75 (a) The commissioner shall demand and receive the following fees:
76 (1) For the annual fee for each license issued to a domestic insurance
77 company, one hundred dollars; (2) for receiving and filing annual
78 reports of domestic insurance companies, twenty-five dollars; (3) for
79 filing all documents prerequisite to the issuance of a license to an
80 insurance company, one hundred seventy-five dollars, except that the
81 fee for such filings by any health care center, as defined in section 38a-

82 175, shall be one thousand one hundred dollars; (4) for filing any
83 additional paper required by law, fifteen dollars; (5) for each certificate
84 of valuation, organization, reciprocity or compliance, twenty dollars;
85 (6) for each certified copy of a license to a company, twenty dollars; (7)
86 for each certified copy of a report or certificate of condition of a
87 company to be filed in any other state, twenty dollars; (8) for
88 amending a certificate of authority, one hundred dollars; (9) for each
89 license issued to a rating organization, one hundred dollars. In
90 addition, insurance companies shall pay any fees imposed under
91 section 12-211; (10) a filing fee of twenty-five dollars for each initial
92 application for a license made pursuant to section 38a-769; (11) with
93 respect to insurance agents' appointments: (A) A filing fee of twenty-
94 five dollars for each request for any agent appointment; (B) a fee of
95 forty dollars for each appointment issued to an agent of a domestic
96 insurance company or for each appointment continued; and (C) a fee
97 of twenty dollars for each appointment issued to an agent of any other
98 insurance company or for each appointment continued, except that no
99 fee shall be payable for an appointment issued to an agent of an
100 insurance company domiciled in a state or foreign country which does
101 not require any fee for an appointment issued to an agent of a
102 Connecticut insurance company; (12) with respect to insurance
103 producers: (A) An examination fee of seven dollars for each
104 examination taken, except when a testing service is used, the testing
105 service shall pay a fee of seven dollars to the commissioner for each
106 examination taken by an applicant; (B) a fee of forty dollars for each
107 license issued; [and] (C) a fee of forty dollars per year, or any portion
108 thereof, for each license renewed; and (D) a fee of forty dollars for any
109 license renewed under the transitional process established in section
110 38a-784, as amended by this act; (13) with respect to public adjusters:
111 (A) An examination fee of seven dollars for each examination taken,
112 except when a testing service is used, the testing service shall pay a fee
113 of seven dollars to the commissioner for each examination taken by an
114 applicant; and (B) a fee of one hundred twenty-five dollars for each
115 license issued or renewed; (14) with respect to casualty adjusters: (A)
116 An examination fee of ten dollars for each examination taken, except

117 when a testing service is used, the testing service shall pay a fee of ten
118 dollars to the commissioner for each examination taken by an
119 applicant; (B) a fee of forty dollars for each license issued or renewed;
120 and (C) the expense of any examination administered outside the state
121 shall be the responsibility of the entity making the request and such
122 entity shall pay to the commissioner one hundred dollars for such
123 examination and the actual traveling expenses of the examination
124 administrator to administer such examination; (15) with respect to
125 motor vehicle physical damage appraisers: (A) An examination fee of
126 forty dollars for each examination taken, except when a testing service
127 is used, the testing service shall pay a fee of forty dollars to the
128 commissioner for each examination taken by an applicant; (B) a fee of
129 forty dollars for each license issued or renewed; and (C) the expense of
130 any examination administered outside the state shall be the
131 responsibility of the entity making the request and such entity shall
132 pay to the commissioner one hundred dollars for such examination
133 and the actual traveling expenses of the examination administrator to
134 administer such examination; (16) with respect to certified insurance
135 consultants: (A) An examination fee of thirteen dollars for each
136 examination taken, except when a testing service is used, the testing
137 service shall pay a fee of thirteen dollars to the commissioner for each
138 examination taken by an applicant; (B) a fee of two hundred dollars for
139 each license issued; and (C) a fee of one hundred twenty-five dollars
140 for each license renewed; (17) with respect to surplus lines brokers: (A)
141 An examination fee of ten dollars for each examination taken, except
142 when a testing service is used, the testing service shall pay a fee of ten
143 dollars to the commissioner for each examination taken by an
144 applicant; and (B) a fee of five hundred dollars for each license issued
145 or renewed; (18) with respect to fraternal agents, a fee of forty dollars
146 for each license issued or renewed; (19) a fee of thirteen dollars for
147 each license certificate requested, whether or not a license has been
148 issued; (20) with respect to domestic and foreign benefit societies shall
149 pay: (A) For service of process, twenty-five dollars for each person or
150 insurer to be served; (B) for filing a certified copy of its charter or
151 articles of association, five dollars; (C) for filing the annual report, ten

152 dollars; and (D) for filing any additional paper required by law, three
 153 dollars; (21) with respect to foreign benefit societies: (A) For each
 154 certificate of organization or compliance, four dollars; (B) for each
 155 certified copy of permit, two dollars; and (C) for each copy of a report
 156 or certificate of condition of a society to be filed in any other state, four
 157 dollars; (22) with respect to reinsurance intermediaries: A fee of five
 158 hundred dollars for each license issued or renewed; (23) with respect
 159 to viatical settlement providers: (A) A filing fee of thirteen dollars for
 160 each initial application for a license made pursuant to section 38a-465a;
 161 and (B) a fee of twenty dollars for each license issued or renewed; (24)
 162 with respect to viatical settlement brokers: (A) A filing fee of thirteen
 163 dollars for each initial application for a license made pursuant to
 164 section 38a-465a; and (B) a fee of twenty dollars for each license issued
 165 or renewed; (25) with respect to viatical settlement investment agents:
 166 (A) A filing fee of thirteen dollars for each initial application for a
 167 license made pursuant to section 38a-465a; and (B) a fee of twenty
 168 dollars for each license issued or renewed; (26) with respect to
 169 preferred provider networks, a fee of two thousand five hundred
 170 dollars for each license issued or renewed; (27) with respect to rental
 171 companies, as defined in section 38a-799, a fee of forty dollars for each
 172 permit issued or renewed; and (28) with respect to each duplicate
 173 license issued a fee of twenty-five dollars for each license issued.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	38a-784
Sec. 2	<i>January 1, 2006</i>	38a-11(a)

INS *Joint Favorable Subst.*