

## LEGISLATIVE BILL 48

Approved by the Governor February 27, 1985

Introduced by Barrett, 39

AN ACT relating to insurance; to amend section 44-3903, 44-3904, and 44-4034, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to continuing education requirements for licensees; to change provisions on when a licensed agent or broker is required; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 44-3903, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-3903. Sections 44-3901 to 44-3908 shall not apply to the following persons:

(1) Licensees for whom an examination is not required under the laws of this state, except that persons who are excused from the examination under subdivisions (2), (8), and (9) ~~subdivision (1)~~ of section ~~44-4010~~ ~~44-333-01 or 44-333-05~~ shall not be exempt;

(2) Licensees who sell or consult only in the areas of credit life insurance and credit accident and health insurance;

(3) Any agent of a hospital service corporation licensed under section 21-1513 who (a) is licensed only as an agent of such corporation, (b) receives no commission or other compensation from such corporation, and (c) is not authorized to accept applications on behalf of such corporation; and

(4) Licensees holding such limited or restricted licenses as the director may exempt.

Sec. 2. That section 44-3904, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-3904. All licensees qualified to solicit personal lines property and casualty insurance or commercial lines property and casualty insurance shall be required to complete twenty-four hours of approved continuing education activities in each two-year period. All licensees qualified to solicit assessment association insurance shall be required to complete twelve hours of approved continuing education activities in each two-year period. Licensees qualified to solicit any other lines of insurance shall be required to complete six hours of approved continuing education activities in each two-year period for each line of insurance, including each

miscellaneous line, in which he or she is licensed. In each two-year period, every licensee shall furnish evidence to the director that he or she has satisfactorily completed ~~six~~ the required hours of approved continuing education activities for each line of insurance in which he or she is licensed as a resident agent or broker, except that no licensee shall be required to complete more than twenty-four cumulative hours in any two-year period. Licensees who are neither agents nor brokers shall be required to complete twenty-four hours of continuing education activities in each two-year period. Evidence of completion for the current two-year period shall be retained by each licensee and submitted to the department when the requirements of this section have been met.

Sec. 3. That section 44-4034, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-4034. No insurance company admitted to do business in this state shall accept applications for, write, place, or cause to be written or placed any policy of insurance the solicitation of which involves an insurance agent, insurance broker, or insurance agency and which covers ~~covering~~ risks located or residing in this state except through a licensed agent who has been appointed by such company pursuant to section 44-4035 or through an individual licensed as a broker in this state.

Sec. 4. That original sections 44-3903, 44-3904, and 44-4034, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.