

## Session 117 - (2007-2008)

**S\*1131 (Rat #0407, Act #0326 of 2008) General Bill, By Thomas**

**Similar (H 4940)**

**Summary:** Insurance producers and agencies

AN ACT TO AMEND SECTIONS 38-43-20, 38-43-70, BOTH AS AMENDED, 38-43-75, 38-43-80, AS AMENDED, 38-43-100, 38-43-101, BOTH AS AMENDED, 38-43-102, 38-43-106, 38-43-107, 38-43-110, 38-43-130, ALL AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO INSURANCE PRODUCERS AND AGENCIES, SO AS TO CLARIFY LANGUAGE THAT AN EMPLOYEE OF A LICENSED PRODUCER WHO PERFORMS ONLY CLERICAL DUTIES MAY NOT SIGN AN APPLICATION FOR INSURANCE; TO PROVIDE THAT UNLESS DENIED LICENSURE A NONRESIDENT PERSON SHALL RECEIVE A NONRESIDENT PRODUCER'S LICENSE WITH THE SAME LINES OF AUTHORITY HELD IN THE PRODUCER'S HOME STATE; TO DELETE LIMITED LINE CREDIT INSURANCE AS A LINE OF INSURANCE WHICH AN INSURANCE PRODUCER MAY RECEIVE QUALIFICATION FOR A LICENSE; TO PROVIDE THAT LIMITED LINE INSURANCE INCLUDES CREDIT INSURANCE; TO PROVIDE FOR THE DEFINITION OF "BIENNIAL APPOINTMENT FEE", PROVIDE FOR THE PAYMENT OF THE FEE IF REJECTED BY A BANK, DELETE THE ADMINISTRATIVE FEE, AND AUTHORIZE PAYMENT OF FEES BY A CREDIT OR DEBIT CARD; TO REQUIRE ALL APPLICANTS FOR A PRODUCER'S LICENSE TAKE AN EXAMINATION AND DELETE THE WAIVER OR EXEMPTION FOR CERTAIN APPLICANTS; TO PROVIDE THAT A PRODUCER MAY NOT TAKE THE SAME CONTINUING EDUCATION COURSE AND CASUALTY-LICENSED INSURANCE PRODUCER COURSE FOR CONTINUING EDUCATION CREDIT MORE THAN ONE TIME IN A BIENNIAL COMPLIANCE PERIOD AND PROVIDE FOR THE NONWAIVER OF CONTINUING EDUCATION REQUIREMENTS; TO PROVIDE THAT INDIVIDUAL LICENSES CONTINUE ON A BIENNIAL BASIS ON THE LICENSEE'S MONTH OF BIRTH; AND TO REDEFINE THE ELEMENTS OF "DECEIVE OR DEALT UNJUSTLY WITH THE CITIZENS OF THE STATE"; TO AMEND SECTIONS 38-45-20, 38-45-30, BOTH AS AMENDED, AND SECTION 38-45-90, ALL RELATING TO BROKERS AND SURPLUS LINES, SO AS TO REQUIRE A PROPERTY AND CASUALTY-LICENSED INSURANCE PRODUCER TO PASS THE SOUTH CAROLINA BROKER LICENSING EXAMINATION IN ORDER TO BE LICENSED AS A BROKER AND TO PROVIDE PAYMENT OF THE BROKER'S PREMIUM TAX; BY ADDING SECTION 38-73-1097 SO AS TO PROVIDE THAT THE PROVISIONS OF SECTIONS 38-73-1095(C) AND 38-75-755 DO NOT APPLY UNDER CERTAIN CIRCUMSTANCES; AND TO REPEAL SECTION 38-43-105 RELATING TO EDUCATION REQUIREMENTS FOR LOCAL AND GENERAL PRODUCERS. - ratified title

|                 |               |   |
|-----------------|---------------|---|
| <b>02/20/08</b> | <b>Senate</b> | <b>Introduced and read first time SJ-8</b>  |
| <b>02/20/08</b> | <b>Senate</b> | <b>Referred to Committee on Banking and Insurance SJ-8</b>                          |
| <b>03/12/08</b> | <b>Senate</b> | <b>Committee report: Favorable with amendment Banking and Insurance SJ-13</b>       |
| <b>03/13/08</b> |               | <b>Scrivener's error corrected</b>  |
| <b>04/09/08</b> | <b>Senate</b> | <b>Committee Amendment Adopted SJ-84</b>  |
| <b>04/09/08</b> | <b>Senate</b> | <b>Read second time SJ-84</b>   |
| <b>04/10/08</b> | <b>Senate</b> | <b>Read third time and sent to House SJ-28</b>                                      |
| <b>04/10/08</b> |               | <b>Scrivener's error corrected</b>  |
| <b>04/15/08</b> | <b>House</b>  | <b>Introduced and read first time HJ-22</b>   |
| <b>04/15/08</b> | <b>House</b>  | <b>Referred to Committee on Labor, Commerce and Industry HJ-23</b>                  |
| <b>05/21/08</b> | <b>House</b>  | <b>Committee report: Favorable with amendment Labor, Commerce and Industry HJ-5</b> |
| <b>05/27/08</b> | <b>House</b>  | <b>Amended HJ-17</b>  |
| <b>05/27/08</b> | <b>House</b>  | <b>Read second time HJ-18</b>   |
| <b>05/28/08</b> | <b>House</b>  | <b>Read third time and returned to Senate with amendments HJ-20</b>                 |
| <b>05/29/08</b> | <b>Senate</b> | <b>House amendment amended SJ-137</b>   |
| <b>05/29/08</b> | <b>Senate</b> | <b>Returned to House with amendments SJ-137</b>                                     |
| <b>06/05/08</b> | <b>House</b>  | <b>Concurred in Senate amendment and enrolled HJ-59</b>                             |
| <b>06/10/08</b> |               | <b>Ratified R 407</b>   |
| <b>06/16/08</b> |               | <b>Signed By Governor</b>   |
| <b>06/24/08</b> |               | <b>Copies available</b>   |
| <b>06/24/08</b> |               | <b>Effective date 06/16/08</b>  |
| <b>07/11/08</b> |               | <b>Act No. 326</b>  |