~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

April 10, 2013

**S. 463**

Introduced by Senator Hayes

S. Printed 4/10/13--S.

Read the first time February 28, 2013.

**THE COMMITTEE ON BANKING AND INSURANCE**

To whom was referred a Bill (S. 463) to amend the Code of Laws of South Carolina, 1976, by adding Section 38‑53‑95 so as to require that a person applying to the Department of Insurance, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

ROBERT W. HAYES, JR. for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

A Savings to the General Fund

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

A Savings to Federal and/or Other Funds

**EXPLANATION OF IMPACT:**

The Department of Insurance estimates this bill will produce minimal savings to the state general fund of $16,000 and another funds savings of $54,000. The agency states that by requiring e-mail addresses of all licensees of the Department of Insurance, the department can send correspondence to licensees quickly, reducing the turn-around time, and decreasing the mailing cost for the Department of Insurance.

*Approved By:*

Brenda Hart

Office of State Budget

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 38‑53‑95 SO AS TO REQUIRE THAT A PERSON APPLYING TO THE DEPARTMENT OF INSURANCE FOR LICENSURE AS A PROFESSIONAL SURETY BONDSMAN OR RUNNER MUST PROVIDE HIS BUSINESS, MAILING, RESIDENTIAL, AND EMAIL ADDRESSES WITH THE APPLICATION, TO PROVIDE HE MUST NOTIFY THE DEPARTMENT OF A CHANGE OF ANY OF THESE ADDRESSES OR A LEGAL NAME CHANGE WITHIN THIRTY DAYS, AND TO PROVIDE A PENALTY FOR A VIOLATION; TO AMEND SECTION 38‑43‑107, AS AMENDED, RELATING TO THE REQUIREMENT THAT A PERSON APPLYING TO THE DEPARTMENT OF INSURANCE FOR LICENSURE AS AN INSURANCE PRODUCER MUST PROVIDE HIS BUSINESS, MAILING, AND RESIDENTIAL ADDRESSES WITH THE APPLICATION, SO AS TO PROVIDE HE ALSO MUST PROVIDE HIS EMAIL ADDRESS; TO AMEND SECTION 38‑47‑15, RELATING TO THE REQUIREMENT THAT A PERSON APPLYING TO THE DEPARTMENT OF INSURANCE FOR LICENSURE AS AN ADJUSTER MUST PROVIDE HIS BUSINESS, MAILING, AND RESIDENTIAL ADDRESSES WITH THE APPLICATION, SO AS TO PROVIDE HE ALSO MUST PROVIDE HIS EMAIL ADDRESS; TO AMEND SECTION 38‑48‑30, RELATING TO THE REQUIREMENT THAT A PERSON APPLYING TO THE DEPARTMENT OF INSURANCE FOR LICENSURE AS A PUBLIC ADJUSTER MUST PROVIDE HIS BUSINESS, MAILING, AND RESIDENTIAL ADDRESSES WITH THE APPLICATION, SO AS TO PROVIDE HE ALSO MUST PROVIDE HIS EMAIL ADDRESS; AND TO AMEND SECTION 38‑49‑25, RELATING TO THE REQUIREMENT THAT A PERSON APPLYING TO THE DEPARTMENT OF INSURANCE FOR LICENSURE AS A MOTOR VEHICLE PHYSICAL DAMAGE APPRAISER MUST PROVIDE HIS BUSINESS, MAILING, AND RESIDENTIAL ADDRESSES WITH THE APPLICATION, SO AS TO PROVIDE HE ALSO MUST PROVIDE HIS EMAIL ADDRESS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Chapter 53, Title 38 of the 1976 Code is amended by adding:

“Section 38‑53‑95. (A) If an individual applies for a professional or surety bondsman or runner license, he shall supply the department his business, email, mailing, and residential street addresses. The bondsman or runner also shall notify the department within thirty days of any change in legal name or in any of these addresses.

(B) Failure to inform the director or his designee of a change in legal name or addresses within thirty days is a violation of this title and subjects the bondsman or runner to the penalties provided in Section 38‑2‑10.”

SECTION 2. Section 38‑43‑107(A) of the 1976 Code, as last amended by Act 326 of 2008, is further amended to read:

“(A) If an individual applies for an insurance producer’s license, he shall supply the department his business, email, mailing, and ~~residence~~ residential street ~~address~~ addresses. The producer also shall notify the department within thirty days of any change in legal name or in these addresses.”

SECTION 3. Section 38‑47‑15 of the 1976 Code is amended to read:

“Section 38‑47‑15. When an individual applies for an adjuster’s license, he shall supply the department his business, email, and ~~residence address~~ residential addresses. The adjuster shall notify the department within thirty days of any change in these addresses.”

SECTION 4. Section 38‑48‑30 of the 1976 Code is amended to read:

“Section 38‑48‑30. When an individual applies for a public adjuster’s license, he shall supply the department his business, email, and ~~residence~~ residential addresses and telephone numbers. The public adjuster shall notify the department within thirty days of any change in these addresses.”

SECTION 5. Section 38‑49‑25 of the 1976 Code is amended to read:

“Section 38‑49‑25. When an individual applies for a motor vehicle physical damage appraiser’s license, he shall supply the department his business, email, and ~~residence address~~ residential addresses. The appraiser shall notify the department within thirty days of any change in these addresses.”

SECTION 6. This act takes effect upon approval by the Governor.

‑‑‑‑XX‑‑‑‑