
By: **Chairman, Economic Matters Committee (By Request - Departmental - Insurance Administration, Maryland)**

Introduced and read first time: January 20, 2005

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Insurance Producers - Continuing Education Requirements**

3 FOR the purpose of requiring certain insurance producers to receive continuing
4 education on flood insurance under certain circumstances; requiring certain
5 insurance producers to complete the continuing education requirements related
6 to flood insurance on or before a certain date; and generally relating to
7 continuing education requirements for insurance producers.

8 BY repealing and reenacting, with amendments,
9 Article - Insurance
10 Section 10-116(a)
11 Annotated Code of Maryland
12 (2003 Replacement Volume and 2004 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Insurance**

16 10-116.

17 (a) (1) Subject to subsections (b) and (c) of this section, the Commissioner
18 shall require an insurance producer to receive continuing education as a condition of
19 renewing the license of the insurance producer.

20 (2) The Commissioner may not require an individual who holds a license
21 to receive more than:

22 (i) 16 hours of continuing education per renewal period, if the
23 insurance producer has held a license for less than 25 consecutive years; and

24 (ii) 8 hours of continuing education per renewal period, if the
25 insurance producer has held a license for 25 or more consecutive years.

1 (3) Subject to paragraph (4) of this subsection, an insurance producer
2 may satisfy the continuing education requirements of this subsection by submitting to
3 the Commissioner or Commissioner's designee:

4 (i) proof that the insurance producer has completed at least 16
5 hours of continuing education for the applicable renewal period; or

6 (ii) proof that the insurance producer has completed at least 8
7 hours of continuing education for the applicable renewal period and an affidavit that,
8 over the previous 25 consecutive years, the insurance producer continually:

9 1. has held a license in the State; and

10 2. has been employed in the selling of insurance in the State.

11 (4) (i) To increase the level of education of insurance producers, an
12 insurance producer shall obtain continuing education in the kind or subdivision of
13 insurance for which the insurance producer has received a license.

14 (ii) Each insurance producer who possesses a license to sell health
15 insurance and who sells long-term care insurance shall receive continuing education
16 that directly relates to long-term care insurance.

17 (iii) Each insurance producer who possesses a license to sell
18 property and casualty insurance and who sells flood insurance shall receive
19 continuing education that directly relates to flood insurance.

20 (IV) EACH INSURANCE PRODUCER WHO POSSESSES A LICENSE TO
21 SELL PROPERTY AND CASUALTY INSURANCE AND WHO SELLS HOMEOWNER'S
22 INSURANCE SHALL RECEIVE CONTINUING EDUCATION THAT DIRECTLY RELATES TO
23 FLOOD INSURANCE.

24 (5) If continuing education is required, the Commissioner may grant a
25 waiver to an insurance producer who has requested a waiver for reasons that the
26 Commissioner determines warrant the waiver.

27 (6) An insurer may not prohibit one of its insurance producers from
28 obtaining continuing education credits from any course approved by the
29 Commissioner.

30 SECTION 2. AND BE IT FURTHER ENACTED, That each insurance producer
31 subject to this Act shall have completed the continuing education requirements
32 related to flood insurance on or before September 30, 2007.

33 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
34 October 1, 2005.