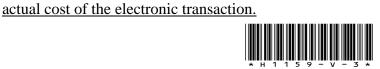
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2009

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HOUSE BILL 1159

Committee Substitute Favorable 4/20/09 Committee Substitute #2 Favorable 5/12/09

Committee Substitute #2 Favorable 5/12/09			
Short Titl	e: I	nsurance Licensing ChangesAB	(Public)
Sponsors:	:		
Referred	to:		
		April 8, 2009	
		A BILL TO BE ENTITLED	
ANACT	TO CI		TV I ICENSES, TO
AN ACT TO CLARIFY THE LAWS ON INSURANCE BUSINESS ENTITY LICENSES; TO PROVIDE FOR ELECTRONIC FILINGS WITH THE DEPARTMENT OF INSURANCE;			
AND TO CLARIFY THE LAW ON APPOINTMENT OF AGENTS BY INSURANCE			
	PANIE) DI INSURANCE
		sembly of North Carolina enacts:	
SECTION 1. G.S. 58-33-26(j) reads as rewritten:			
"(j) A business entity that sells, solicits, or negotiates insurance shall be licensed in			
accordance with G.S. 58-33-31(b). Every member of the partnership and every officer, director,			
stockholder, and employee of the business entity personally engaged in this State in selling,			
soliciting, or negotiating policies of insurance shall qualify as an individual licensee. A			
business entity license shall expire on April 1 March 31 of each year unless the business entity			
pays the renewal fee."			
	SEC	TION 2. Article 2 of Chapter 58 of the General Statutes is	amended by adding
a new sec	tion to	read:	
		ectronic filings.	
<u>(a)</u>			
	<u>(1)</u>	"Commissioner's designee" includes the National	Insurance Producer
	(2)	Registry of the NAIC.	
	<u>(2)</u>	"License" includes any license, certificate, registration	n, or permit issued
	(2)	under this Chapter.	
(1-)	(3)	"Licensee" means any person who holds a license.	
(b)		vithstanding any other provision of this Chapter, the Comm	• •
		e an applicant for a license or a licensee to file documents	
		er or the Commissioner's designee. The rules adopted under the selectronic payment of any fee required under the selectronic payment of	
-		of documents, including:	ins Chapter and the
<u>electronic</u>	(1)	Any document required as part of an application for a	a license under this
	(1)	Chapter.	a needse under uns
	<u>(2)</u>	Any document required to be filed by an applicant for a	license or a licensee.
	<u>\~/</u>	to maintain the license in good standing.	neonise of a neonisee
	<u>(3)</u>	Any other document required or permitted to be filed.	
<u>(c)</u>		Commissioner or the Commissioner's designee may charge	ge an administrative



fee for electronic filing. Fees charged for the processing of an electronic filing are in addition to

any other fee imposed for the filing. Fees charged for an electronic filing are limited to the

This section does not supersede any other provision of law that requires the (d) electronic filing of a document or requires an applicant for a license or a licensee to make any other filing electronically."

SECTION 3. G.S. 58-33-40(b) reads as rewritten:

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Any insurer authorized to transact business in this State may appoint as its agent any individual who holds a valid agent's license issued by the Commissioner. Upon the appointment, the individual shall be authorized to act as an agent for the appointing insurer for all-the kinds of insurance for which the insurer is authorized in this State and for which the appointed agent is licensed in this State, unless specifically limited. For purposes of determining the number of appointments for an agent, there shall be one appointment for each kind of insurance for which the appointed agent is licensed in this State, unless specifically limited."

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SECTION 4. This act becomes effective October 1, 2009.