



March 29, 2005

**ENGROSSED
HOUSE BILL No. 1402**

DIGEST OF HB 1402 (Updated March 24, 2005 12:31 pm - DI 110)

Citations Affected: IC 27-1.

Synopsis: Insurance producer management courses. Specifies continuing education courses that must be approved by the commissioner of the department of insurance.

Effective: July 1, 2005.

Borders, Ripley
(SENATE SPONSOR — WATERMAN)

January 13, 2005, read first time and referred to Committee on Insurance.
January 31, 2005, reported — Do Pass.
February 8, 2005, read second time, amended, ordered engrossed.
February 9, 2005, engrossed.
February 10, 2005, read third time, passed. Yeas 95, nays 0.

SENATE ACTION

February 14, 2005, read first time and referred to Committee on Insurance and Financial Institutions.
March 28, 2005, reported favorably — Do Pass.

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EH 1402—LS 7342/DI 97+



March 29, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1402

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 27-1-15.7-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) The
3 commissioner shall approve and disapprove continuing education
4 courses after considering recommendations made by the insurance
5 producer education and continuing education advisory council created
6 under section 6 of this chapter.

7 (b) The commissioner may not approve a course under this section
8 if the course:

9 (1) is designed to prepare an individual to receive an initial
10 license under this chapter;

11 (2) concerns only **routine, basic** office skills, **including filing,**
12 **keyboarding, and basic computer skills;**

13 (3) concerns sales promotion and sales techniques;

14 (4) concerns motivation, psychology, or time management; or

15 (5) may be completed by a licensee without supervision by a
16 instructor, unless the course involves an examination process that

17 is:

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- 1 (A) completed and passed by the licensee as determined by the
- 2 provider of the course; and
- 3 (B) approved by the commissioner.

4 **(c) The commissioner shall approve a course under this section**
 5 **that is submitted for approval by an insurance trade association or**
 6 **professional insurance association if:**

- 7 (1) the objective of the course is to educate a manager or an
- 8 owner of a business entity that is required to obtain an
- 9 insurance producer license under IC 27-1-15.6-6(d);
- 10 (2) the course teaches insurance producer management and is
- 11 designed to result in improved efficiency in insurance
- 12 producer operations, systems use, or key functions;
- 13 (3) the course is designed to benefit consumers; and
- 14 (4) the course is not described in subsection (b).

15 ~~(c)~~ (d) Approval of a continuing education course under this section
 16 shall be for a period of not more than two (2) years.

17 ~~(d)~~ (e) A prospective provider of a continuing education course shall
 18 pay:

- 19 (1) a fee of forty dollars (\$40) for each course submitted for
- 20 approval of the commissioner under this section; or
- 21 (2) an annual fee of five hundred dollars (\$500) not later than
- 22 January 1 of a calendar year, which entitles the prospective
- 23 provider to submit an unlimited number of courses for approval
- 24 of the commissioner under this section during the calendar year.

25 The commissioner may waive all or a portion of the fee for a course
 26 submitted under a reciprocity agreement with another state for the
 27 approval or disapproval of continuing education courses. Fees collected
 28 under this subsection shall be deposited in the department of insurance
 29 fund established under IC 27-1-3-28.

30 ~~(e)~~ (f) The commissioner shall adopt rules under IC 4-22-2 to
 31 establish procedures for approving continuing education courses.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1402, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

RIPLEY, Chair

Committee Vote: yeas 11, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1402 be amended to read as follows:

Page 2, line 5, after "association" insert "**or professional insurance association**".

(Reference is to HB 1402 as printed February 1, 2005.)

BORDERS

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COMMITTEE REPORT

Madam President: The Senate Committee on Insurance and Financial Institutions, to which was referred House Bill No. 1402, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1402 as printed February 9, 2005.)

PAUL, Chairperson

Committee Vote: Yeas 7, Nays 0.

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