

Mississippi Secretary of State
700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME MS Department of Insurance		CONTACT PERSON Stephanie L. Ganucheau		TELEPHONE NUMBER (601) 359-3577	
ADDRESS P.O. Box 79		CITY Jackson		STATE MS	ZIP 39205
EMAIL Stephanie.ganucheau@mid.state.ms.us	SUBMIT DATE 7-8-2011	Name or number of rule(s): Regulation LA&H 51-1 : Agents; Licensing; Examination			

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Provisions in this rule superseded by Miss. Code Ann. § 83-17-1, et seq.

Specific legal authority authorizing the promulgation of rule: Miss. Code §83-5-1

List all rules repealed, amended, or suspended by the proposed rule: None.

ORAL PROCEEDING:

An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

Presently, an oral proceeding is not scheduled on this rule.


If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

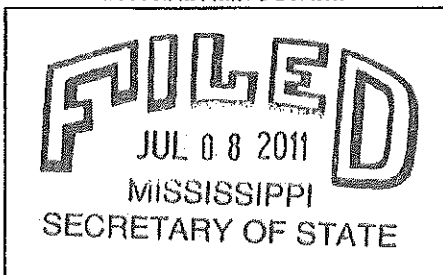
ECONOMIC IMPACT STATEMENT:

Economic impact statement not required for this rule. Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect in _____ days Effective date: <input type="checkbox"/> Immediately upon filing <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input checked="" type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed final effective date: <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Date Proposed Rule Filed: _____ Action taken: <input type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn <input type="checkbox"/> Repeal adopted as proposed Effective date: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

Printed name and Title of person authorized to file rules: Stephanie L. Ganucheau, Special Asst. Atty. General

Signature of person authorized to file rules: 

<p>OFFICIAL FILING STAMP</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by _____</p>	<p>DO NOT WRITE BELOW THIS LINE</p> <p>OFFICIAL FILING STAMP</p> <div style="border: 1px solid black; padding: 10px; text-align: center;">  </div> <p>Accepted for filing by CB17914E</p>	<p>OFFICIAL FILING STAMP</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by _____</p>
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Regulation LA&H 51-1

AGENTS; LICENSING; EXAMINATION

REPEAL

The following is a reprint of the Regulation adopted by the Mississippi Department of Insurance effective May 1, 1951.

Regulation LA&H 51-1

AGENTS; LICENSING; EXAMINATION

~~———— The following must be submitted to the Insurance Department when applying for license:~~

- ~~———— (1) Application completed in its entirety, notarized and endorsed by company.~~
- ~~———— (2) Privilege tax payment due for the month in which license is to be issued. (See
———— schedule of fees on page 3 of application.)~~
- ~~———— (3) Requisition for agent's certificate of authority, with the \$3.00 fee.~~
- ~~———— (4) Separate check for \$10.00 to cover the examination fee if exam is required.~~

~~———— Insurance companies handle these submissions for the agents, furnishing them with forms and advising them as to procedure.~~

~~———— If the individual has been a resident of Mississippi for the 12 months immediately preceding his application for license, he will be issued a temporary license good for 120 days. At the same time he will be scheduled for examination in approximately 60 days. If the applicant fails to report on the scheduled date, without notifying the Department of his inability to do so, his examination fee will be forfeited and it will be necessary for him to send another payment in the same amount in order to be re-scheduled.~~

~~———— Only one temporary license can be issued to an agent. If a temporary licensee changes companies before he has qualified for a permanent license, he will have to pass the examination before he can be issued a certificate of authority to represent his new company~~

~~———— If the applicant has resided in Mississippi less than one year, he is required to pass the examination before license can be issued. If applicant has been licensed in another state within the immediate past three years, a Certificate of Clearance from the Insurance Department of the state (or states) issuing such license (or licenses) must accompany the application for license in Mississippi. Examinations from other states are not accepted as qualification for license in Mississippi; applicants passing exams in other states are still required to pass ours. The examination schedule is as follows:~~

~~———— Hattiesburg at the University of Southern Mississippi Room 104, Business Administration Building the second Saturday of every month at 9 a.m.~~

~~———— Jackson — second floor Assembly Room of the Walter Sillers Building — every Wednesday of the week at 9 a.m.~~

~~———— Oxford — at the University of Mississippi — Room 100, Conner Hall — the third Thursday of every month at 9 a.m. and 1:00 p.m.~~

~~———— Should the agent fail to pass the examination, he is eligible for two re-takes, thirty days apart. A \$5.00 re-take fee is required in each instance. If a previously licensed agent, who has been inactive for a period of two years or longer, wishes to again become licensed, he will have to pass the examination before his license can be issued.~~

~~———— An applicant is required to be examined on the lines of insurance for which his company is licensed in the state, regardless of the fact he may not wish to solicit all of such coverages. An agent whose company is licensed to write Life, Accident & Health cannot take the exam for Life only, or for Accident & Health only, but must pass the two sections of the examination covering these lines.~~

~~———— The study manual on which the Life, Accident & Health examination is based sells for \$14.70 to be picked up and \$15.70 for mailing per copy, and is available from Loise Richer, Mississippi Association of Life Underwriters, P.O. Box 20229, Jackson, Mississippi 39209. Property and Casualty is available from Lyle Carroll at Insurance Agents Service Corporation, P.O. Box 16868, Jackson, Mississippi 39206. No orders will be filled until the fee is received.~~