

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

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|--|--------------------------|---|------------------------------------|--------------|
| 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 7-11-2011 | Name or number of rule(s): Regulation 80-002 : Continuing Education Regulation | | |

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Provisions in this rule superseded by Miss.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List all rules repealed, amended, or suspended by the proposed rule: None.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.

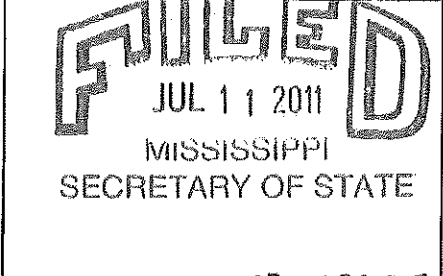
ECONOMIC IMPACT STATEMENT:

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: *[Handwritten Signature]*

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|------------------------|--|------------------------|
| OFFICIAL FILING STAMP | DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP | OFFICIAL FILING STAMP |
| |  | |
| Accepted for filing by | Accepted for filing by <i>CB17928E</i> | Accepted for filing by |

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Regulation 80-002

CONTINUING EDUCATION REGULATION

REPEAL

REGULATION NO. 80-002

CONTINUING EDUCATION REGULATION

Section 1. Statutory Authority

~~————— This Regulation is promulgated by the Commissioner of Insurance of the State of
————— Mississippi to implement Sections 83-5-1, 83-17-117, and 83-17-109 of the Mississippi
————— Code of 1972, as Amended.~~

Section 2. Purpose

~~————— The purpose of this Regulation is to:~~

- ~~————— 1. Establish requirements and standards for continuing education programs for
————— individuals to solicit or sell life, accident and health insurance.~~
- ~~————— 2. Improve the competency of licensed agents to act as agents within the
————— boundaries of this State.~~

Section 3. Applicability

~~————— This Regulation shall apply to all agents who are engaged in the sale of the following
————— types of insurance.~~

- ~~————— 1. Life Insurance, Annuities, Variable Annuities, and Variable Life Insurance.~~
- ~~————— 2. Sickness, Accident and Health Insurance.~~

Section 4. Requirements

~~————— All agents who have successfully completed the pre-license educational requirement
————— and possess a valid privilege license to sell life, accident and/or health insurance shall be
————— required to complete at least twenty-five (25) hours of continuing education by
————— completing one or more of the following:~~

- ~~————— 1. Any part of the Life Underwriter Training Council Course Curriculum.
————— (Twenty-five hours credit).~~
- ~~————— 2. Any part of the American College "CLU" diploma curriculum (Twenty-five
————— hours credit).~~
- ~~————— 3. Any insurance related course approved by the Commissioner and taught by an
————— accredited college or university.~~

~~4. Any course or program of instruction or seminars developed and/or sponsored by an authorized insurer; recognized agents association or insurance trade association or any independent program of instruction, subject to approval of the Commissioner.~~

~~5. Any correspondence course approved by the Commissioner.~~

~~A person teaching any approved course of instruction or lecturing at any approved seminar shall receive the same credit as would be granted to a person taking and successfully completing such course, seminar or program.~~

~~It shall be the responsibility of each licensed agent to certify they have completed twenty five (25) hours of post licensing educational requirements each of the first four complete years as a licensed agent. Such certification shall be on a form prescribed by the Commissioner at time of license renewal.~~

Section 5. Exemption

~~This Regulation shall not apply to the following:~~

~~1. Any agent who possesses a valid privilege license to act as an insurance agent in the State on the effective date of this Regulation.~~

~~2. Any agent who is exempt from taking the written examination(s) as provided by Section 83-17-109 (1) (b), (c), and (e), of the Mississippi Code of 1972, as Amended.~~

Section 6. Compliance

~~Any agent licensed between January 1 and July 31 shall comply with the Continuing Education Regulation in the same calendar year of which he was first licensed. Any agent licensed after August 1, shall comply with the Continuing Education Regulation within the calendar year immediately following the year such privilege license was issued.~~

~~Any person previously licensed to sell life, accident or health insurance whose license has expired and is not in effect on the effective date of this Regulation, shall comply with all of the requirements; provided a written examination is required.~~

~~For good cause shown, the Commissioner may grant an extension of time during which the requirement imposed continuing education herein may be completed, but such extension of time shall not exceed the period of one (1) year from the date of such compliance.~~

Section 7. Termination of License

~~In the event any licensed agent, who is subject to the provisions of this Regulation, shall fail to meet the requirements contained herein, the privilege license held by such individual may be suspended or revoked in accordance with Section 83-17-117, Mississippi Code of 1972, as Amended, on the date the requirements were to be completed, unless an extension has been granted as provided herein. No subsequent license to act as an agent in this State for the same line or lines of insurance for which such license was issued shall again be issued until such licensee demonstrates to the satisfaction of the Commissioner of Insurance that such licensee is in full compliance with the requirements of this Regulation.~~

~~This Regulation will take effect and be in force from and after~~

~~January 1, 1981. Promulgated and adopted, this the
19th day of September, 1980.~~

~~George Dale
Commissioner of Insurance
State of Mississippi~~