

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. Ganuchean	TELEPHONE NUMBER (601) 359-3577	
ADDRESS P.O. Box 79		CITY Jackson	STATE MS	ZIP 39205
EMAIL Stephanie.ganuchean@mld.state.ms.us	SUBMIT DATE 7-11-2011	Name or number of rule(s): Regulation R&C 90-101 : Continuing Education Regulation for Property and Casualty Insurance Agents		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Provisions in this rule superseded by Miss.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List all rules repealed, amended, or suspended by the proposed rule: None.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

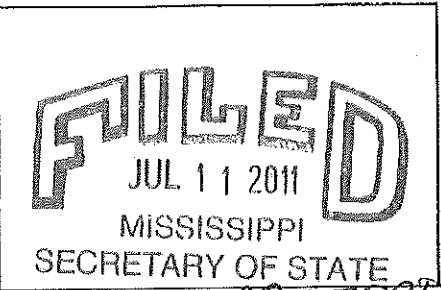
ECONOMIC IMPACT STATEMENT:

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. Ganuchean, Special Asst. Atty. General

Signature of person authorized to file rules: *[Handwritten Signature]*

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
		
Accepted for filing by _____	Accepted for filing by <i>CB 17930</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 F&C 90-101

CONTINUING EDUCATION REGULATION FOR
PROPERTY AND CASUALTY INSURANCE AGENTS

REPEAL

REGULATION NO. F&C 90-101

~~CONTINUING EDUCATION REGULATION FOR
PROPERTY AND CASUALTY INSURANCE AGENTS~~

Section 1. Statutory Authority

~~— This Regulation is promulgated by the Commissioner of Insurance of the State of Mississippi to implement Miss. Code Ann. Sections 83-5-1, 83-17-205 and 83-17-211 (1972), as Amended.~~

Section 2. Purpose

~~— The purpose of this Regulation is to establish continuing education requirements to improve the competency of the resident applicant renewing his privilege license to act as a property and casualty insurance agent.~~

Section 3. Applicability

~~— This Regulation shall apply to all resident agents who apply for renewal of a Mississippi privilege license to engage in the solicitation of property and casualty insurance; however, this Regulation does not apply to the limited licenses of industrial fire, small loan, full coverage automobile, physical damage on household goods and limited surety.~~

Section 4. Requirements

~~— All individuals desiring to engage in the business of property and casualty insurance as set forth in Miss. Code Ann. Sections 83-17-201 and 83-17-203 (1972), as Amended, shall be required to complete a minimum twelve (12) hours yearly of insurance education prior to receiving their renewal privilege license. The first renewal period for which agents must qualify will be the 1991 license year. Proof of completion of the education requirement must be submitted upon the 1992 renewal privilege license application.~~

Section 5. Review Committee

~~— The Commissioner of Insurance shall appoint a Review Committee composed of five representatives of the property and casualty insurance industry. Each Committee member shall agree to serve a minimum of two years. A chairman shall be selected by a vote of the Committee for a one-year term; however, the Committee may re-elect that person on a yearly basis.~~

~~— The Committee shall review curriculum of classes, hour credits and instructor qualifications. It shall also develop class schedules, locations and materials to meet the needs of the public. The Committee shall review complaints of the public and recommend solutions. It shall also address other issues as directed by the Commissioner of Insurance. All~~

~~recommendations of the Review Committee shall be subject to the approval of the Commissioner of Insurance.~~

~~———— Prior to the implementation of this Regulation, the policy and guidelines established by the Review Committee pursuant to this sub-section shall be set forth in writing. Such written policy shall be maintained for public inspection and review, and may be amended by the Review Committee subject to approval by the Commissioner of Insurance.~~

Section 6. Certification

~~———— Each sponsor of a continuing education program must have approved a “Certificate of Completion” form by the Review Committee. Each agent required to attend classes under this Regulation must attach an original completion form to their renewal application in order for the Insurance Department to issue the requested property and casualty license.~~

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 Miss. Code Ann. Section 83-17-221 (1972). 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 shall take effect and be in force from and after March 1, 1991, with the renewal of the 1992 privilege licenses. Promulgated and adopted, this the 13th day of February, 1991.~~

GEORGE DALE
COMMISSIONER OF INSURANCE