

Saty

7 - *Comp.*

93 LSO - 0391

10

HOUSE BILL 0160

TH HB0160

AN AC. to amend W.S. 26-9-105(a)(intro), (iv) and (viii), 26-9-108(h), 26-9-109(a), 26-9-112(a), 26-9-135(b)(v) and by creating a new paragraph (vi), 26-9-139(b), 26-9-140(c) and 26-10-107(a); and to repeal W.S. 26-4-101(a)(xiii) and (b) and 26-9-109(f) relating to insurance; requiring applicants for specified insurance licenses to have passed the required examination prior to applying for a license; deleting provisions for paying examination fees to the insurance commissioner; specifying applicants who must pass an examination; and providing for an effective date.

Re Saty Under H. Saty
Introduced by:

HOUSE ACTION ON HOUSE BILL

- 1/12 ☐ Introduced
Aye ___ No ___ Ex ___ Ab ___
☐ Read First Time and Ref. to Committee No. 7
☐ Failed Introduction
Aye ___ No ___ Ex ___ Ab ___
1/21 Returned from Committee No. 7 with Recommendation:
☒ Do Pass; ☐ Amend & Do Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to Committee No. ___
1/22 Re-referred to Committee No. ___
Returned from Committee No. ___ with Recommendation:
☐ Do Pass; ☐ Amend & Do Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to Committee No. ___
1/22 Considered in Comm. of Whole
☐ Amended
☒ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: ___
1/25 Read Second Time
☐ Amended
☒ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
1/26 Read Third Time
☐ Amended
☒ Passed ☐ Failed
Aye 20 No ___ Ex ___ Ab ___
☐ Held for Reconsideration
___ / ___ Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
___ / ___ Third Reading Vote (On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
1/26 Sent to Senate (No Amendments)
Sent to LSO for Engrossing
ENGROSSED
Sent to Senate

(SEE REVERSE SIDE OF BILL JACKET FOR SUMMARY OF SENATE ACTION)

(HOUSE ACTION CONT'D)

- ___ / ___ Received from Senate with Request to Concur in Amendments.
___ / ___ ☐ House Concurred in Senate Amendments.
☐ House Did not Concur in Senate Amendments.
___ / ___ JCC# ___
House Members ___ Ch. Senate Members ___ Ch.
___ / ___ ☐ Request for New Committee.
___ / ___ ☐ House Did Not Adopt JCC# ___
___ / ___ ☐ House Adopted JCC# ___
☐ Senate Adopted
☐ Senate Did not Adopt
___ / ___ JCC# ___
House Members ___ Ch. Senate Members ___ Ch.
___ / ___ ☐ Request for New Committee.
___ / ___ ☐ House Did Not Adopt JCC# ___
___ / ___ ☐ House Adopted JCC# ___
☐ Senate Adopted
☐ Senate Did not Adopt
___ / ___ JCC# ___
House Members ___ Ch. Senate Members ___ Ch.
___ / ___ ☐ Request for New Committee.
___ / ___ ☐ House Did Not Adopt JCC# ___
___ / ___ ☐ House Adopted JCC# ___
☐ Senate Adopted
☐ Senate Did not Adopt
2/23 Sent for Enrolling
2/23 Received from LSO
HEA No. 68
2/23 Signed by Speaker
2/23 Signed by President
2/23 Approved by Governor
Chapter No. 91

HOUSE BILL 0160

SENATE ACTION ON HOUSE BILL

NOTES: ADDITIONAL HOUSE / SENATE ACTION

1/21 Received from House
1/21 Read First Time and Ref. to
 Committee No. 10
1 Returned from Committee No. _____
 with Recommendation:
☐ Do Pass; ☐ Amend & Do
 Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer
 to Committee No. _____
2/3 Re-referred to Committee No. 7
2/26 Returned from Committee No. 7
 with Recommendation:
☒ Do Pass; ☐ Amend & Do
 Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer
 to Committee No. _____
3/18 Considered in Comm. of Whole
☐ Amended
☒ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: _____
2/19 Read Second Time
☐ Amended
☒ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
2/22 Read Third Time
☐ Amended
☒ Passed ☐ Failed
 Aye 29 No 0 Ex 1 Ab 0
☐ Held for Reconsideration
 ___ / ___ Motion to Reconsider
☐ Passed ☐ Failed
 Aye ___ No ___ Ex ___ Ab ___
 ___ / ___ Third Reading Vote
 (On Reconsideration)
☐ Passed ☐ Failed
 Aye ___ No ___ Ex ___ Ab ___
2/22 Sent to House
 Sent to LSO for ENROLLING

(SEE REVERSE SIDE OF BILL JACKET FOR
 SUMMARY OF HOUSE ACTION)

HOUSE ROLL CALL - FIFTY-SECOND WYOMING LEGISLATURE

Date 12/4/93 Bill # 160 Intro (3rd Rdg) Concur Rules/Susp

Other Action: _____ JCC# _____

Moved by: _____ Seconded by: _____

Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent	
				ANDERSON, R.					NELSON
				BADGETT					PARK
				BAKER					PASENEAUX
				BARKER					PERKINS
				BATY					PHILP
				BEBOUT					REED
				BENSEL					RYCKMAN
				BETTS					SADLER
				BLACKWELL					SARCLETTI
				BOSWELL					SESSIONS
				BOWRON					SHIPPY
				CASE					SHREVE
				CHAMBERLAIN					SIMONS
				DEVIN					STAFFORD
				DEWITT					STARK
				DIERCKS					SULLIVAN
				ERB					TEMPEST
				GAMS					TIPTON
				HAGEMAN					TOMASSI
				HANES					VASEY
				HANSEN					WALLIS
				HARRISON					WILLFORD
				HINCHEY					WOLFLEY
				HINES					WOOLDRIDGE
				JOHNSON					WRIGHT
				LAW					WYATT
				MACMILLAN					MR. SPEAKER
				MARTON	<div> <div>AYES <u>60</u></div> <div>NOES _____</div> <div>EXCUSED _____</div> <div>ABSENT _____</div> <div>TOTAL <u>60</u></div> <div>LESS _____</div> </div> <div>PRESENT _____</div> <div> <div>Passed _____</div> <div>Failed _____</div> </div>				
				MCGRAW					
				MCGREW					
				MOCKLER					
				MOORE					
				MORROW					
				NAGEL					

SENATE ROLL CALL - FIFTY-SECOND WYOMING LEGISLATURE

Date 2-22-93 Bill # HB 160 Intro _____ 3rd Rdg X Concur _____ Rules/Susp _____

Other Action: _____ JCC# _____

Moved by: _____ Seconded by: _____

	Ayes	Noes	Excused	Absent
ANDERSON, S.	✓			
APPLEGATE	✓			
CAMERON	✓			
CATHCART	✓			
COE	✓			
CUBIN	✓			
DIXON				
EDDINS	✓			
ENZI	✓			
GERINGER	✓			
GILBERTZ	✓			
GRIEVE	✓			
HARRIS	✓			
KINNEY <i>Exc.</i>			✓	
KINNISON	✓			
KUNZ	✓			
LALONDE	✓			
LUMMIS	✓			
MALDONADO	✓			
MAXFIELD	✓			
MILLER	✓			
PECK	✓			
PHILLIPS	✓			
PREVEDEL	✓			
RANKINE	✓			
SCOTT	✓			
TRENT	✓			
TWIFORD	✓			
VINICH	✓			
ZIMMERMAN	✓			
MR. PRESIDENT	✓			

PRESENT _____ AYES 29
 NOES _____
 EXCUSED 1
 ABSENT _____
 TOTAL 30

Passed X

Failed _____

House of Intro				Second House			
To Com. No.				To Com No.			
_____	Stand Report	Do	Amd Not	_____	Stand Report	Do	Amd Not
_____	Com Whole	Do	Amd Not	_____	Com Whole	Do	Amd Not
_____	2nd Reading	Amd		_____	2nd Reading	Amd	
_____	3rd Reading	Amd	Pass Fail	_____	3rd Reading	Amd	Pass Fail

1993

STATE OF WYOMING

93LSO-0371.ENG2

HOUSE BILL NO. 0160

Insurance licensing.

Sponsored by: Representative(s) BATY and Senator(s) SCOTT

A BILL

for

1 AN ACT to amend W.S. 26-9-105(a)(intro), (iv) and (viii),
2 26-9-108(h), 26-9-109(a), 26-9-112(a), 26-9-135(b)(v) and
3 by creating a new paragraph (vi), 26-9-139(b), 26-9-140(c)
4 and 26-10-107(a); and to repeal W.S. 26-4-101(a)(xiii) and
5 (b) and 26-9-109(f) relating to insurance; requiring
6 applicants for specified insurance licenses to have passed
7 the required examination prior to applying for a license;
8 deleting provisions for paying examination fees to the
9 insurance commissioner; specifying applicants who must
10 pass an examination; and providing for an effective date.

11 Be It Enacted by the Legislature of the State of Wyoming:

12 Section 1. W.S. 26-9-105(a)(intro), (iv) and (viii),

1 26-9-108(h), 26-9-109(a), 26-9-112(a), 26-9-135(b)(v) and
2 by creating a new paragraph (vi), 26-9-139(b), 26-9-140(c)
3 and 26-10-107(a) are amended to read:

4 26-9-105. General qualifications for license.

5 (a) The commissioner shall not issue, continue or
6 permit to exist any ADJUSTER, agent, broker, INSURANCE
7 CONSULTANT, solicitor or service representative license
8 except in compliance with this chapter. and Any individual
9 applying for or holding a AN AGENT, BROKER, SOLICITOR OR
10 SERVICE REPRESENTATIVE license shall:

11 (iv) If for solicitor's license, be regularly
12 employed by a licensed resident agent or broker as a full-
13 time employee, or be-se-employed HAVE BEEN OFFERED EMPLOY-
14 MENT subject to issuance of the license;

15 (viii) Pass-any WITHIN ONE (1) YEAR PRIOR TO
16 SUBMITTING THE APPLICATION, HAVE TAKEN AND PASSED THE
17 APPROPRIATE written examination required for the license
18 under this chapter;

19 26-9-108. Application for licenses.

20 (h) Each application shall be accompanied by the
21 applicable license fee; AND appointment fee and--examina-

1 ~~tion~~-fee in the amounts specified in W.S. 26-4-101.

2 26-9-109. Examination of applicants.

3 (a) The commissioner shall require each applicant for
4 license as ADJUSTER, agent, broker, INSURANCE CONSULTANT
5 or solicitor, unless exempted therefrom under W.S.
6 26-9-110, to take a written examination as to his compe-
7 tence to act as an ADJUSTER, agent, broker, INSURANCE CON-
8 SULTANT or solicitor.

9 26-9-112. Conduct of examinations.

10 (a) The commissioner shall provide a reasonable
11 opportunity to all applicants to take the examination
12 required by W.S. 26-9-109. Examinations shall be held at
13 least monthly at places in this state designated by the
14 ~~commissioner~~-~~er~~-~~other~~ proper person designated pursuant to
15 W.S. 26-10-104, and reasonably accessible to applicants.

16 26-9-135. Adjuster's license; exception; notifica-
17 tion.

18 (b) To be licensed as an adjuster the applicant
19 shall:

20 (v) Have and maintain in this state an office

1 accessible to the public and keep therein the usual and
2 customary records pertaining to transactions under the
3 license, except that this provision does not prohibit
4 maintenance of the office in the licensee's home in this
5 state; : AND

6 (vi) WITHIN ONE (1) YEAR PRIOR TO SUBMITTING THE
7 APPLICATION FOR THE LICENSE, HAVE TAKEN AND PASSED A WRIT-
8 TEN EXAMINATION AS REQUIRED BY THIS CHAPTER.

9 26-9-139. Insurance consultants.

10 (b) An application for a license to act as an insur-
11 ance consultant for hire shall be made to the commissioner
12 on forms he prescribes. The commissioner shall hold an
13 examination of REQUIRE THAT the applicant, and WITHIN ONE
14 (1) YEAR PRIOR TO SUBMITTING THE APPLICATION FOR THE
15 LICENSE, HAVE TAKEN AND PASSED A WRITTEN EXAMINATION. THE
16 COMMISSIONER may conduct investigations concerning the
17 applicant's qualifications, residence, business affilia-
18 tions and any other matter he deems necessary to determine
19 compliance with this chapter or for the public's protec-
20 tion.

21 26-9-140. Limited license.

1 (c) The commissioner shall collect a nonrefundable
2 application fee, examination-fee, a fee for the license,
3 if issued and an annual renewal fee as provided in W.S.
4 26-4-101. A limited license is subject to the same
5 license and appointment renewal procedures as an agent's
6 license under W.S. 26-9-117 and 26-9-118.

7 26-10-107. Account within earmarked revenue fund;
8 disbursement.

9 (a) Out of each-fee--the--commissioner--receives--for
10 application--for--an--examination;--as--provided--in--W.S.
11 26-4-101(a){xiii};--and each fee the commissioner receives
12 for application for an original agent's license as pro-
13 vided in W.S. 26-4-101(a)(v)(A)(I) and (B)(I), and depos-
14 its with the state treasurer, the state treasurer shall
15 place sixty percent (60%) thereof in an account of the
16 state board of insurance agent's examiners within the ear-
17 marked revenue fund and the remaining forty percent (40%)
18 in the general fund. If the special fund exceeds the sum
19 of five thousand dollars (\$5,000.00), the excess shall be
20 deposited in the general fund.

21 Section 2. W.S. 26-4-101(a)(xiii) and (b) and
22 26-9-109(f) are repealed.

1993

STATE OF WYOMING

93LSO-0371

1 Section 3. This act is effective July 1, 1993.

2 (END)

House of Intro				Second House					
_____	To Com. No.	_____	_____	_____	To Com. No.	_____	_____		
_____	Stand Report	Do	And	Not	_____	Stand Report	Do	Amd	Not
_____	Com Whole	Do	And	Not	_____	Com Whole	Do	Amd	Not
_____	2nd Reading	Amd	_____	_____	_____	2nd Reading	Amd	_____	_____
_____	3rd Reading	Amd	Pass	Fail	_____	3rd Reading	Amd	Pass	Fail

INTRODUCED

1993 STATE OF WYOMING 93LSO-0371.01

HOUSE BILL NO. 0160

Insurance licensing.

Sponsored by: Representative(s) BATY and Senator(s) SCOTT

A BILL

for

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2 26-9-108(h), 26-9-109(a), 26-9-112(a), 26-9-135(b)(v) and
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4 and 26-10-107(a); and to repeal W.S. 26-4-101(a)(xiii) and
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7 tence to act as an ADJUSTER, agent, broker, INSURANCE CON-
8 SULTANT or solicitor.

9 26-9-112. Conduct of examinations.

10 (a) The commissioner shall provide a reasonable
11 opportunity to all applicants to take the examination
12 required by W.S. 26-9-109. Examinations shall be held at
13 least monthly at places in this state designated by the
14 commissioner or other proper person designated pursuant to
15 W.S. 26-10-104, and reasonably accessible to applicants.

16 26-9-135. Adjuster's license; exception; notifica-
17 tion.

18 (b) To be licensed as an adjuster the applicant
19 shall:

20 (v) Have and maintain in this state an office

1 accessible to the public and keep therein the usual and
2 customary records pertaining to transactions under the
3 license, except that this provision does not prohibit
4 maintenance of the office in the licensee's home in this
5 state: : AND

6 (vi) WITHIN ONE (1) YEAR PRIOR TO SUBMITTING THE
7 APPLICATION FOR THE LICENSE, HAVE TAKEN AND PASSED A WRIT-
8 TEN EXAMINATION AS REQUIRED BY THIS CHAPTER.

9 26-9-139. Insurance consultants.

10 (b) An application for a license to act as an insur-
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12 on forms he prescribes. The commissioner shall hold an
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15 LICENSE, HAVE TAKEN AND PASSED A WRITTEN EXAMINATION. THE
16 COMMISSIONER may conduct investigations concerning the
17 applicant's qualifications, residence, business affilia-
18 tions and any other matter he deems necessary to determine
19 compliance with this chapter or for the public's protec-
20 tion.

21 26-9-140. Limited license.

1 (c) The commissioner shall collect a nonrefundable
2 application fee, examination-fee, a fee for the license,
3 if issued and an annual renewal fee as provided in W.S.
4 26-4-101. A limited license is subject to the same
5 license and appointment renewal procedures as an agent's
6 license under W.S. 26-9-117 and 26-9-118.

7 26-10-107. Account within earmarked revenue fund;
8 disbursement.

9 (a) Out of each fee--the--commissioner--receives--for
10 application--for--an--examination;--as--provided--in--W.S.
11 26-4-101(a){xiii};--and each fee the commissioner receives
12 for application for an original agent's license as pro-
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14 its with the state treasurer, the state treasurer shall
15 place sixty percent (60%) thereof in an account of the
16 state board of insurance agent's examiners within the ear-
17 marked revenue fund and the remaining forty percent (40%)
18 in the general fund. If the special fund exceeds the sum
19 of five thousand dollars (\$5,000.00), the excess shall be
20 deposited in the general fund.

21 Section 2. W.S. 26-4-101(a)(xiii) and (b) and
22 26-9-109(f) are repealed.

1 Section 3. This act is effective July 1, 1993.

2 (END)

Insurance licensing.

93LSO-0371.L1

FISCAL NOTE

<u>Anticipated REVENUE to:</u>	<u>FY 1994</u>	<u>FY 1995</u>	<u>FY 1996</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED REVENUE	_____	_____	_____

=====

<u>Anticipated COST to:</u>	<u>FY 1994</u>	<u>FY 1995</u>	<u>FY 1996</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED COST	_____	_____	_____

=====

<u>Anticipated SAVINGS to:</u>	<u>FY 1994</u>	<u>FY 1995</u>	<u>FY 1996</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED SAVINGS	_____	_____	_____

=====

<u>Anticipated Change in Personnel:</u>	<u>FY 1994</u>	<u>FY 1995</u>	<u>FY 1996</u>
Full-Time	_____	_____	_____
Part-Time	_____	_____	_____
Temporary	_____	_____	_____
Time-Limited, Other	_____	_____	_____
TOTAL PERSONNEL IMPACT	_____	_____	_____

=====

No significant fiscal or personnel impact.

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne,, 19.....

Mr. Speaker:

Your Committee No. 7 on CORPORATIONS, ELECTIONS & POLITICAL SUBDIVISIONS

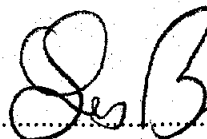
to whom was referred HOUSE BILL No. 0160

respectfully reports same back to the House with the recommendation that

It DO PASS

AYES

Badgett
Baty
Johnson
McGrew
Sessions
Stafford
Stark
Vasey
Bowron, CH.

NOES

Chairman

LES BOWRON

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, February 16, 19 93

Mr. President:

Your Committee No. 7 on CORPORATIONS, ELECTIONS & POLITICAL SUBDIVISIONS
to whom was referred House Bill No. 0160

respectfully reports same back to the Senate with the recommendation that

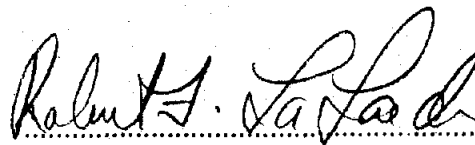
it DO PASS

AYES:

Senators
Applegate
Maxfield
Zimmerman
LaLonde

EXCUSED:

Senator Anderson



Robert F. LaLonde

Chairman