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**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 482 Department or Agency Department of Insurance*

Rule No. Chapter 482-1-110

Rule Title: Renewal of License and Continuing Education for Producers and Service Representatives

New Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? N/A*

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? N/A*

Is there another, less restrictive method of regulation available that could adequately protect the public? N/A*

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? N/A*

Is the increase in costs, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A*

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? N/A*


Does the proposed rule have an economic impact? N/A*

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Ala. Code § 41-22-23 (1975).

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Ala. Code § 27-2-17 (1975), and that it complies with all applicable filing requirements of the Alabama Insurance Code.*

Signature of certifying officer



Jim L. Ridling
Commissioner of



Date: August 21, 2012

*Note: The Alabama Department of Insurance is a created entity pursuant to Ala. Code § 41-22-2(e) (1975)

Alabama Department of Insurance

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Insurance

RULE NO. & TITLE: Chapter 482-1-110: Renewal of License and Continuing Education for Producers and Service Representatives.

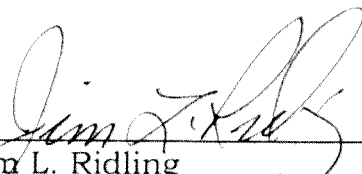
INTENDED ACTION: Revise existing chapter.

SUBSTANCE OF PROPOSED ACTION: The Commissioner of Insurance is proposing to revise an existing regulation which sets forth the procedures necessary for the renewal of licenses of insurance producers and service representatives and implements the continuing education requirements for producers and service representatives. The revisions encompass changes necessitated by Act 2012-312.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may submit data, views, or arguments in writing at any time prior to the date stated below to the Alabama Department of Insurance, Attention: Legal Division, Post Office Box 303351, Montgomery, Alabama 36130-3351, or orally by appearing at the public hearing, Suite 502, RSA Tower, 201 Monroe Street, Montgomery, Alabama, beginning at 10:00 AM, Thursday, October 18, 2012.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
October 18, 2012

CONTACT PERSON AT AGENCY: Reyn Norman
General Counsel



Jim L. Ridling
Commissioner of Insurance

ALABAMA DEPARTMENT OF INSURANCE
INSURANCE REGULATION

CHAPTER 482-1-110

RENEWAL OF LICENSE AND CONTINUING EDUCATION
FOR PRODUCERS AND SERVICE REPRESENTATIVES

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1 **482-1-110-.01 Authority.** This chapter is adopted pursuant to ~~Sections~~
2 Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43, and 27-8A-1, et seq., Code of
3 Alabama (1975).

4 **Author:** Commissioner of Insurance
5 **Statutory Authority:** Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
6 et seq. (1975)
7 **History:** New September 15, 1994, Effective October 1, 1994; Revised August
8 19, 2002, Effective August 29, 2002; Revised November 29, 2006, Effective
9 December 9, 2006; Revised _____, 2012, Effective _____, 2012.

10 **482-1-110-.02 Purposes.** The purposes of this chapter are as follows:

11 (a) To set forth the procedures for the renewal of licenses of
12 producers and service representatives, hereinafter sometimes referred to
13 generally as "insurance representatives" or "licensees", as is required by
14 Subsection (c) of ~~Section~~ Ala. Code § 27-7-14, Code of Alabama (1975).

15 (b) To implement the continuing education requirements for producers
16 and service representatives set forth in ~~Sections~~ Ala. Code §§ 27-8A-1
17 through 27-8A-13, Code of Alabama (1975).

18 **Author:** Commissioner of Insurance
19 **Statutory Authority:** Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
20 et seq. (1975)
21 **History:** New September 15, 1994, Effective October 1, 1994; Revised
22 September 23, 1996, Effective October 3, 1996; Revised August 19, 2002,
23 Effective August 29, 2002; Revised November 29, 2006, Effective December 9,
24 2006; Revised _____, 2012, Effective _____, 2012.

25 **482-1-110-.03 Scope.**

26 (1) As to the renewal of licenses, this chapter shall apply to every
27 person licensed in this state as a producer or service representative for
28 any line of authority.

1 (2) In order to qualify for the renewal of their licenses, producers
2 and service representatives licensed for the following lines of authority
3 must comply with the educational requirements set forth in Rule 482-1-110-
4 .05:

5 (a) The life lines of authority, as defined in ~~Section~~ Ala. Code §
6 27-7-1.

7 (b) The property lines of authority, as defined in ~~Section~~ Ala. Code
8 § 27-7-1.

9 (c) Bail Bonds.

10 (d) Any combination thereof.

11 (3) Notwithstanding the provisions of Paragraph (2), the educational
12 requirements set forth in Rule 482-1-110-.05 shall not apply to:

13 (a) Any person exempt from licensing pursuant to Subsection (b) of
14 ~~Section Ala. Code § 27-3-27, Code of Alabama (1975)~~.

15 (b) Any producer whose license is limited to acting only as a
16 producer for credit insurance, ~~industrial fire, commonly known as debit~~
17 ~~fire~~, rental vehicle insurance, crop, portable electronic, travel, motor
18 club, dental services, and legal services, or any combination thereof.

19 (c) Any nonresident producer or service representative who must
20 complete the continuing education requirements in his or her state of
21 residence. The home state's requirements may be used to meet this state's
22 continuing education requirements if that state recognizes reciprocity with
23 Alabama's continuing education requirements. A non-resident whose home
24 state does not have a continuing education requirement or whose home state
25 does not recognize reciprocity with Alabama's continuing education

1 requirements, must meet the continuing education requirements of this
2 state.

3 ~~(d) All producers and service representatives licensed in this state
4 for 15 years or more and who are 60 years of age or older.~~

5 ~~(e) Any person who holds a designation as a Chartered Property and
6 Casualty Underwriter (CPCU), Certified Insurance Counselor (CIC), Chartered
7 Life Underwriter (CLU), Chartered Financial Consultant (ChFC), CERTIFIED
8 FINANCIAL PLANNER (CFP) certificiant, Registered Health Underwriter (RHU),
9 Registered Employee Benefits Consultant (REBC), Certified Health Consultant
10 (CHC), or Associate Risk Manager (ARM).~~

11 ~~(f)~~ (d) Newly licensed producers and service representatives for 12
12 months following the effective date of their license.

13 ~~(g) Officers of insurers who are not actively engaged in the direct
14 marketing of insurance products.~~

15 ~~(h) Persons who are active members of the Alabama Legislature during
16 any portion of the biennial reporting period.~~

17 (e) Any individual exempt from the educational requirements of Ala.
18 Code § 27-8A-1 immediately prior to January 1, 2013, so long as the
19 individual remains exempt according to the law at that time, unless the
20 license is permitted to expire or is otherwise terminated and remains out
21 of effect for a period of 12 consecutive months, in which case the
22 exemption is no longer applicable.

23 **Author:** Commissioner of Insurance

24 **Statutory Authority:** Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
25 et seq. (1975)

26 **History:** New September 15, 1994, Effective October 1, 1994; Revised
27 September 23, 1996, Effective October 3, 1996; Revised December 16, 1998,
28 Effective January 1, 1999; Revised August 19, 2002, Effective August 29,

1 2002; Revised November 29, 2006, Effective December 9, 2006; Revised
2 _____, 2012, Effective _____, 2012.

3 **482-1-110-.04 Renewal of Licenses.**

4 (1) All producers and service representatives licensed in the State
5 of Alabama are required to complete an application for license renewal with
6 the Department, which shall include the payment of the applicable fees, as
7 set forth below:

8 (a) For individual producers and service representatives+,

9 ~~1. All licensees, except as shown in paragraph 2, the~~
10 biennial license renewal fee as required by ~~Section~~ Ala. Code §
11 27-8A-9(a)(1) \$40.00

12 ~~2. In the year 2007 only, for licensees born in even-~~
13 ~~numbered years, the license renewal fee is one-half the amount~~
14 ~~required by Section 27-8A-9(a)(1) \$20.00~~

15 (b) For business entity producers+,

16 ~~1. In the year 2007 only, the license renewal fee is~~
17 ~~one-half the amount required by Section 27-4-2(a)(5)b.2. \$50.00~~

18 ~~2. Beginning in 2008, and in every other year~~
19 ~~thereafter,~~ the biennial renewal license fee as required by
20 Section Ala. Code § 27-4-2(a)(5)b.2. \$100.00

21 (2)(a)1. All individual producers and service representatives shall
22 renew their license biennially based on their month and year of birth.

23 2. Licensees Born in Odd-numbered Years. Beginning in the year
24 2007, the license of an insurance representative born in an odd-numbered

1 year will expire if not renewed at the end of the licensee's birth month in
2 2007 and every other year thereafter.

3 3. Licensees Born in Even-numbered Years. ~~In the year 2007, the~~
4 ~~license of an insurance representative born in an even-numbered year will~~
5 ~~expire if not renewed at the end of the licensee's birth month in 2007.~~
6 Beginning in the year 2008, the license of an insurance representative born
7 in an even-numbered year will expire if not renewed at the end of the
8 licensee's birth month in 2008 and every other year thereafter.

9 (b) Notice is hereby given that beginning approximately seventy-five
10 (75) days prior to license expiration, individual licensees can access the
11 Department's Web site for the purpose of completing their application for
12 license renewal. An initial individual license shall not expire within the
13 first seventy-five (75) days of its effective date.

14 (c) All individual licensees shall complete an application for
15 license renewal on the Department's Web site by the license expiration
16 date, to include payment of the applicable fee as set forth in Paragraph
17 (1). Any renewal not completed by the license expiration date will be
18 subject to a \$50 late fee.

19 ~~(3) (a) 1. Expiration of Business Entity Producer Licenses in 2007.~~
20 ~~All business entity producer licenses shall expire if not renewed on~~
21 ~~December 31, 2007.~~

22 ~~2.~~ Expiration of Business Entity Producer Licenses in 2008 and
23 Thereafter. Beginning in 2008, all business entity producer licenses shall
24 expire if not renewed on December 31 of 2008 and every other year
25 thereafter.

1 (b) Notice is hereby given that beginning on October 1 next preceding
2 license expiration, business entity producers can access the Department's
3 Web site for the purpose of completing their application for license
4 renewal.

5 (c) All business entity producers shall complete an application for
6 license renewal on the Department's Web site by the 15th of November, to
7 include payment of the applicable fee as set forth in Paragraph (1).
8 Between November 15 and December 31, business entity producers will be able
9 to access the Department's Web site to complete the application for license
10 renewal, but will be subject to a \$50 late fee.

11 Author: Commissioner of Insurance
12 Statutory Authority: Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
13 et seq. (1975)
14 History: New September 15, 1994, Effective October 1, 1994; Revised
15 September 23, 1996, Effective October 3, 1996; Revised December 16, 1998,
16 Effective January 1, 1999; Revised August 19, 2002, Effective August 29,
17 2002; Revised November 29, 2006, Effective December 9, 2006; Revised
18 December 11, 2007, Effective December 21, 2007; Revised _____, 2012,
19 Effective _____, 2012.

20 482-1-110-.05 Educational Requirements.

21 ~~(1)(a) All Licensees, Renewal in 2007. Along with the renewal of~~
22 ~~license due to be completed in accordance with Paragraph (2) of Rule 482-1-~~
23 ~~110-.04 in the year 2007, every individual licensed in this state as a~~
24 ~~producer or service representative for the lines of insurance listed in~~
25 ~~Paragraph (2) of Rule 482-1-110-.03, and not exempt under Paragraph (3) of~~
26 ~~Rule 482-1-110-.03, shall satisfactorily complete such courses or programs~~
27 ~~of instruction as may be approved in accordance with this chapter in the~~
28 ~~minimum number of 12 classroom hours. No person holding a license for more~~
29 ~~than one line or type of insurance shall be required to complete a greater~~

1 ~~number of classroom hours than is required of a person holding a license~~
2 ~~for a single line or type of insurance.~~

3 ~~(b) Licensees Born in Even-numbered Years, Renewal in 2008. Along~~
4 ~~with the renewal of license due to be completed in accordance with~~
5 ~~Paragraph (2) of Rule 482-1-110-.04 in the year 2008, every insurance~~
6 ~~representative born in an even-numbered year and licensed in this state as~~
7 ~~a producer or service representative for the lines of insurance listed in~~
8 ~~Paragraph (2) of Rule 482-1-110-.03, and not exempt under Paragraph (3) of~~
9 ~~Rule 482-1-110-.03, shall satisfactorily complete such courses or programs~~
10 ~~of instruction as may be approved in accordance with this chapter in the~~
11 ~~minimum number of 12 classroom hours, 1.5 hours of which shall be on the~~
12 ~~topic of insurance producer ethics or business practices.~~

13 ~~(e) Licensees Born in Odd-numbered Years, Renewal in 2009 and~~
14 ~~thereafter. Along with the renewal of license due to be completed in~~
15 ~~accordance with Paragraph (2) of Rule 482-1-110-.04 in the year 2009 and in~~
16 ~~every other year thereafter, every insurance representative born in an odd-~~
17 ~~numbered year and licensed in this state as a producer or service~~
18 ~~representative for the lines of insurance listed in Paragraph (2) of Rule~~
19 ~~482-1-110-.03, and not exempt under Paragraph (3) of Rule 482-1-110-.03,~~
20 ~~shall satisfactorily complete such courses or programs of instruction as~~
21 ~~may be approved in accordance with this chapter in the minimum number of 24~~
22 ~~classroom hours, 3 hours of which shall be on the topic of insurance~~
23 ~~producer ethics or business practices.~~

24 ~~(d)(b) Licensees Born in Even-numbered Years, Renewal in 2010 and~~
25 ~~thereafter. Along with the renewal of license due to be completed in~~
26 ~~accordance with Paragraph (2) of Rule 482-1-110-.04 in the year 2010 and in~~
27 ~~every other year thereafter, every insurance representative born in an~~

1 even-numbered year and licensed in this state as a producer or service
2 representative for the lines of insurance listed in Paragraph (2) of Rule
3 482-1-110-.03, and not exempt under Paragraph (3) of Rule 482-1-110-.03,
4 shall satisfactorily complete such courses or programs of instruction as
5 may be approved in accordance with this chapter in the minimum number of 24
6 classroom hours, 3 hours of which shall be on the topic of insurance
7 producer ethics ~~or business practices~~.

8 (2) A person teaching any approved course of instruction or lecturing
9 at any approved seminar or program shall qualify for the same number of
10 classroom hours as would be granted to a person taking and successfully
11 completing such course, seminar or program.

12 ~~(3) Up to 24 hours of credit in excess of the minimum biennial~~
13 ~~requirement may be carried forward to the next succeeding biennial~~
14 ~~requirement only.~~

15 ~~(4)~~(3) No producer or service representative may receive credit for
16 any approved course more than once in any reporting period.

17 ~~(5)~~(4) Producers and service representatives who have been licensed
18 for less than twelve months at the time of their first renewal are not
19 required to complete the educational requirements of this rule.

20 ~~(6)~~(5) In lieu of the number of classroom hours required in Paragraph
21 (1), any producer or service representative employed by another producer or
22 by an insurer to work only in the office of the employer and who is not
23 licensed as a nonresident in any other state shall satisfactorily complete
24 a minimum of ~~one-half the number of~~ 12 classroom hours of approved courses
25 per year ~~required in Paragraph (1), to include one-half the number of which~~

1 ~~two~~ hours ~~required to~~ shall be on the topic of insurance producer ethics ~~or~~
2 ~~business practices.~~

3 ~~(7)~~(6) For the purposes of this chapter, "classroom hour" shall mean
4 a unit of at least fifty (50) minutes of participation in an approved
5 course. This unit of measure shall apply to any classroom course,
6 correspondence course, internet course, or other program and/or seminar of
7 instruction approved by the Commissioner. Not more than ten (10) minutes
8 of any sixty (60) minute period may be used for breaks, roll-taking, or
9 administrative instructions. The total classroom hours, sometimes also
10 referred to as "credit hours," for an approved course will be assigned by
11 the Department in the course approval process.

12 **Author:** Commissioner of Insurance

13 **Statutory Authority:** Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
14 et seq. (1975)

15 **History:** New September 15, 1994, Effective October 1, 1994; Revised
16 September 23, 1996, Effective October 3, 1996; Revised August 19, 2002,
17 Effective August 29, 2002; Revised November 29, 2006, Effective December 9,
18 2006; Revised _____, 2012, Effective _____, 2012.

19 **482-1-110-.06 Education Provider Requirements.**

20 (1) The Commissioner shall, with the advice of the Continuing
21 Education Advisory Committee, approve and authorize providers of continuing
22 education courses and programs, and will designate any such course as being
23 acceptable for the purposes of this chapter. Each such authority holder
24 must apply annually for the continued authority to offer continuing
25 education courses in this state.

26 (2) The courses or programs of instruction successfully completed
27 which shall be deemed to meet the Commissioner's standards for continuing

1 educational requirements and the number of classroom hours for which they
2 are equivalent are:

3 (a) Any course or program of instruction or seminar developed and/or
4 sponsored by any school, college, university, bona fide educational school,
5 authorized insurer, recognized state insurance producers association, or
6 insurance trade association shall, subject to the approval of the
7 Commissioner, qualify for the equivalency of the number of classroom hours
8 assigned thereto by the Commissioner.

9 (b) Any correspondence or internet course approved by the
10 Commissioner shall qualify for the equivalency of the number of classroom
11 hours assigned thereto by the Commissioner, provided said course has been
12 authorized, developed, or sanctioned by a school, college, university, bona
13 fide educational school, authorized insurer, recognized state insurance
14 producers association or insurance trade association. To be approved, a
15 correspondence or internet course must include an appropriate testing
16 instrument requiring a grade of 70 percent to successfully complete the
17 course. The examination must be administered by a third party proctor, who
18 must sign an affidavit attesting to the fact that the student received no
19 outside assistance in the completion of the final examination. The proctor
20 cannot be a friend, relative, or co-worker of the licensee, nor anyone with
21 a financial interest in the success of the licensee taking the examination.

22 (3) The commissioner shall not approve a course under this chapter:

23 (a) That is designed to prepare an individual to receive an initial
24 license under Chapter 7 of the Insurance Code.

25 (b) Which deals only with office skills.

26 (c) Which concerns sales promotion and sales techniques.

1 (d) Which deals with motivation, psychology or time management.

2 (e) Every authorized provider of continuing education courses in this
3 state shall, in the format approved by the Commissioner, file a record of
4 all licensees successfully completing each course or program within ten
5 (10) days of the date said course or program is completed. In the case of
6 a correspondence or internet course, this record shall be filed within ten
7 (10) days of the date the provider assigns a grade to the final examination
8 required in subparagraph (2)(b).

9 (5) At the time of filing its original application for authority as a
10 continuing education course provider, each provider shall pay a filing fee
11 of \$300.00. Each year thereafter, every provider shall pay a renewal fee
12 for the continuation of the authority to offer continuing education courses
13 in this state of \$100.00. This renewal fee shall be paid each year during
14 the renewal period of ~~November~~ October 1 to December 31. If the renewal
15 application and fee are not received by December 31, the provider approval
16 and all courses approved for that provider will expire. Any fees paid by a
17 provider prior to April 23, 1996, the effective date of Act 96-343, for
18 qualification to become a course provider shall be applied as credits
19 against the provider fees set forth in this chapter.

20 (6) At the time of filing for course approval, providers shall pay a
21 course approval filing fee of \$50.00 for each education course or program to
22 be offered in this state. Once approved, no additional filing shall be
23 required for a particular course or program unless the course materially
24 changes. Please note that should the provider authority expire as indicated
25 above, all courses approved for that provider will also expire. Should the
26 provider again become authorized, all courses must be submitted for approval

1 and the course approval fee indicated above must be paid for each such
2 course.

3 Author: Commissioner of Insurance
4 Statutory Authority: Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
5 et seq. (1975)
6 History: New September 15, 1994, Effective October 1, 1994; Revised
7 September 23, 1996, Effective October 3, 1996; Revised August 19, 2002,
8 Effective August 29, 2002; Revised November 29, 2006, Effective December 9,
9 2006; Revised _____, 2012, Effective _____, 2012.

10 482-1-110-.07 Compliance.

11 (1) Every producer and service representative subject to this chapter
12 shall complete an application for license renewal in accordance with Rule
13 482-1-110-.04.

14 (a) The license of any individual producer or service representative
15 failing to complete the application for license renewal within the time
16 specified in Paragraph (2) of Rule 482-1-110-.04 will expire but there is a
17 30-day grace period following the expiration during which time the licensee
18 can renew with payment of the late fee plus the renewal fee. If the
19 individual producer or service representative shall complete the
20 application for license renewal prior to the end of said 30-day grace
21 period, along with the payment of the applicable fees, the license will not
22 expire.

23 (b) Any business entity producer failing to file the application for
24 license renewal form with the Department within the time specified in
25 Paragraph (c) of Rule 482-1-110-.04 can still renew the license with
26 payment of the late fee plus the renewal fee. The license of any business
27 entity producer not renewed by December 31 of the renewal year shall be
28 deemed to have expired at midnight on December 31 of that year.

1 ~~(2) Every producer and service representative subject to the~~
2 ~~educational requirements of this chapter shall indicate on the application~~
3 ~~for license renewal form the approved courses, programs or seminars of~~
4 ~~instruction taken and successfully completed since filing his or her last~~
5 ~~application for license renewal form.~~

6 ~~(3)~~(2) Any licensee completing an application for license renewal in
7 accordance with Paragraph (1) above but failing to meet the educational
8 requirements imposed by this chapter within the times set forth in this
9 chapter shall, after a hearing thereon, which hearing may be waived by the
10 licensee, be subjected to the suspension of all licenses issued for any
11 kind or kinds of insurance, and no further license shall be issued to the
12 licensee for any kind or kinds of insurance until the licensee shall have
13 complied with the educational requirements of this chapter.

14 ~~(4)~~(3) If the licensee has complied with the educational requirements
15 of Rule 482-1-110-.05 and has otherwise complied with this chapter, his or
16 her license will be renewed.

17 ~~(5)~~(4) Upon a showing of good cause, the Commissioner may grant an
18 extension of up to three months for complying with the educational
19 requirements of this chapter. The request for such extension shall be
20 indicated upon the application for renewal form filed in accordance with
21 Rule 482-1-110-.04 and shall be deemed granted if not denied by the
22 Commissioner within thirty days. The license shall remain in effect until
23 the Commissioner makes a decision on the request. If the request is
24 denied, the licensee shall have thirty days from notice of the denial to
25 complete the educational requirements of this chapter.

1 ~~(6)~~(5) (a) The Commissioner may grant an extension for complying with
2 the educational requirements of this chapter of more than three months upon
3 a showing that the licensee is unable to perform the normal duties of an
4 insurance producer or service representative and should be temporarily
5 excused from attending continuing education courses or programs. The
6 request for such extension shall be indicated upon the application for
7 renewal completed in accordance with Rule 482-1-110-.04.

8 (b) If the request is for medical reasons, a statement by the
9 attending physician shall be mailed to the department within ten (10) days
10 of completing the application, indicating that the licensee is, in the
11 physician's opinion, unable to perform the normal duties of an insurance
12 producer or service representative due to a medical disability and should
13 be temporarily excused from attending continuing education courses or
14 programs. If the request is for reason of call to active duty in the armed
15 forces, military assignment forms shall be mailed to the department within
16 ten (10) days of completing the application. Requests based on any other
17 reason will be handled on a case by case basis.

18 (c) Producers and service representatives who are granted an
19 extension pursuant to this paragraph shall not be allowed to receive any
20 additional company appointments until they have complied with the
21 educational requirements of this chapter. The only exception to this is in
22 the case of one company merging with another and all producers appointed
23 with one company are to be appointed with the other.

24 ~~(7)~~(6) The Commissioner may, after notice and hearing as provided in
25 ~~Section Ala. Code § 27-7-20, Code of Alabama (1975)~~, which hearing may be
26 waived by the licensee, suspend or revoke the license of any producer or
27 service representative who does any of the following:

1 (a) Submits to the Commissioner a false or fraudulent application for
2 renewal of license, as a violation of ~~Section~~ Ala. Code § 27-7-19(a)(2)~~7~~
3 ~~Code of Alabama~~ (1975).

4 (b) Submits to the Commissioner a false or fraudulent certificate of
5 compliance with the educational requirements of this chapter, as a
6 violation of ~~Section~~ Ala. Code § 27-8A-2, ~~Code of Alabama~~ (1975).

7 (c) Otherwise files a false statement required by Chapter 8A of the
8 Insurance Code in accordance with this chapter, with knowledge of the
9 falsity of the statement, as a violation of ~~Section~~ Ala. Code § 27-8A-8~~7~~
10 ~~Code of Alabama~~ (1975).

11 ~~(8)~~(7) Any action taken pursuant to Paragraph ~~(7)~~(6) subjects the
12 licensee to the suspension or revocation of all licenses issued to the
13 licensee for any kind or kinds of insurance, and no further license shall be
14 issued to the licensee for any kind or kinds of insurance until the licensee
15 shall have complied with the educational requirements of this chapter.

16 **Author:** Commissioner of Insurance

17 **Statutory Authority:** Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
18 et seq. (1975)

19 **History:** New September 15, 1994, Effective October 1, 1994; Revised
20 September 23, 1996, Effective October 3, 1996; Revised December 16, 1998,
21 Effective January 1, 1999; Revised August 19, 2002, Effective August 29,
22 2002; Revised November 29, 2006, Effective December 9, 2006; Revised
23 _____, 2012, Effective _____, 2012.

24 **482-1-110-.08 Severability Clause.** If any provision of this chapter, or
25 the application thereof to any person or circumstance, is held invalid,
26 such determination shall not affect other provisions or applications of
27 this chapter which can be given effect without the invalid provision or
28 application, and to that end the provisions of this chapter are severable.

1 **Author:** Commissioner of Insurance
2 **Statutory Authority:** Ala. Code §§ 27-2-17, 27-2-17.1, 27-7-43 & 27-8A-1,
3 et seq. (1975)
4 **History:** New September 15, 1994, Effective October 1, 1994; Revised
5 September 23, 1996, Effective October 3, 1996; Revised August 19, 2002,
6 Effective August 29, 2002; Revised November 29, 2006, Effective December 9,
7 2006.

8 **482-1-110-.09 Effective Date.** This chapter shall become effective upon
9 its approval by the Commissioner of Insurance, and upon its having been on
10 file as a public document in the office of the Secretary of State for ten
11 days.

12 **Author:** Commissioner of Insurance
13 **Statutory Authority:** Code of Alabama 1975, §§ 27-2-17, 27-2-17.1, 27-7-43
14 & 27-8A-1, et seq.
15 **History:** New September 15, 1994, Effective October 1, 1994; Revised
16 September 23, 1996, Effective October 3, 1996; Revised December 16, 1998,
17 Effective January 1, 1999; Revised August 19, 2002, Effective August 29,
18 2002; Revised November 29, 2006, Effective December 9, 2006.