

HOUSE BILL NO. HB0043

Board of insurance examiners-repeal.

Sponsored by: Joint Corporations, Elections & Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to insurance producers and adjusters;
2 requiring the commissioner of insurance to conduct a review
3 of licensing examination procedures; establishing a review
4 panel to assist in the commissioner's review of licensing
5 exam procedures; authorizing reimbursement of expenses;
6 repealing the state board of insurance agent examiners;
7 making conforming amendments; and providing for an
8 effective date.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

11

12 **Section 1.** W.S. 26-9-235 is created to read:

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14 **26-9-235. Licensing examination review panel.**

15

1 (a) The commissioner shall review the procedures for
2 administering examinations required by this chapter no less
3 than every three (3) years. The review shall include
4 consideration of employing outside testing services as
5 authorized by W.S. 26-9-205(b).

6

7 (b) The commissioner shall establish a review panel
8 consisting of six (6) licensed insurance producers or
9 adjusters to assist in the administration of duties under
10 subsection (a) of this section. Each licensed insurance
11 producer or adjuster shall have been licensed in this state
12 for at least three (3) years immediately prior to
13 appointment. One (1) shall be a life and accident and
14 health producer, one (1) a property and casualty producer,
15 one (1) the producer of a domestic insurer, one (1) a title
16 insurance agent, one (1) a limited lines producer and one
17 (1) an insurance adjuster.

18

19 (c) Panel members shall serve four (4) year terms,
20 except that of the initial review panel three (3) members
21 shall serve a term of two (2) years and three (3) members
22 for four (4) years. Initial terms shall commence on August
23 1, 2017. Any member of the review panel may be removed as

1 provided under W.S. 9-1-202. Vacancies shall be filled by
2 the commissioner for the unexpired term.

3

4 (d) The review panel shall provide the following
5 assistance to the commissioner:

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7 (i) Review general policy concerning the scope,
8 contents, procedure and conduct of examinations to be given
9 by the commissioner for licenses for insurance producers
10 and adjusters;

11

12 (ii) Review the questions comprising each
13 particular examination;

14

15 (iii) Review the scope and contents of material
16 furnished examination applicants by the commissioner under
17 W.S. 26-9-205 for the purpose of preparing for an
18 examination;

19

20 (iv) Review the procedure to be followed in the
21 conduct of examinations, including but not limited to
22 application for examination, frequency and place of

1 examinations and monitoring and safeguarding of examination
2 questions and papers;

3

4 (v) Review the value to be allowed for a correct
5 answer to each question in examination grading;

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7 (vi) Make any recommendations to the
8 commissioner it deems appropriate, including
9 recommendations regarding the administration of the
10 examination requirements for licensing.

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12 (e) The commissioner, upon application by the panel
13 members, is authorized to reimburse each panel member per
14 diem and mileage expenses, as allowed to state employees,
15 for each day they are actually engaged in the discharge of
16 the panel's duty.

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18 **Section 2.** W.S. 26-9-205 is amended to read:

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20 **26-9-205. Application for examination.**

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22 (a) A resident individual applying for an insurance
23 producer license shall pass a written examination unless

1 exempt pursuant to W.S. 26-9-209. The examination shall
2 test the knowledge of the individual concerning the lines
3 of authority for which application is made, the duties and
4 responsibilities of an insurance producer and the insurance
5 laws and regulations of this state. Examinations required
6 by this section shall be developed and conducted by the
7 commissioner who ~~shall adhere to the applicable~~
8 ~~instructions or recommendations of the state board of~~
9 ~~insurance agents' examiners as provided by W.S. 26-10-104~~
10 may promulgate appropriate rules and regulations on the
11 administration of examinations.
12

13 (b) The commissioner ~~and the state board of insurance~~
14 ~~agents' examiners~~ may make arrangements, including
15 contracting with an outside testing service, for
16 administering examinations. If an outside testing service
17 is employed, each individual applying for an examination
18 shall remit the appropriate fee for the examination to the
19 testing service.
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21 **Section 3.** W.S. 26-2-109(d), 26-2-203, 26-4-102(b)(i)
22 and 26-10-101 through 26-10-109 are repealed.
23

1 **Section 4.** Any funds in the account of the state
2 board of insurance agent's examiners created by W.S.
3 26-10-107(a) shall be deposited in the general fund.

4

5 **Section 5.** This act is effective July 1, 2017.

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(END)