

By: Representatives McLean, Karriem

To: Insurance

HOUSE BILL NO. 1084
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 83-17-251, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT ANY INDIVIDUAL WHO IS SIXTY-FIVE YEARS OF AGE OR
3 OLDER AND WHO HAS BEEN LICENSED AS AN INSURANCE PRODUCER FOR A
4 CONTINUOUS PERIOD OF TWENTY-FIVE YEARS OR MORE AS OF THE EFFECTIVE
5 DATE OF THIS ACT, AS EVIDENCED BY SUBMISSION OF AN AFFIDAVIT,
6 UNDER OATH, ON A FORM PRESCRIBED BY THE COMMISSIONER, SIGNED BY
7 THE LICENSEE ATTESTING TO SATISFACTION OF THE AGE, LICENSING AND
8 EXPERIENCE REQUIREMENTS SHALL NOT BE REQUIRED TO COMPLETE THE
9 CONTINUING EDUCATION REQUIREMENTS OF AN INSURANCE PRODUCER; TO
10 AMEND SECTION 73-35-18, MISSISSIPPI CODE OF 1972, TO EXEMPT FROM
11 THE CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE LICENSURE
12 THOSE PERSONS WHO HAVE HELD A REAL ESTATE BROKER'S OR
13 SALESPERSON'S LICENSE IN THIS STATE FOR AT LEAST TWENTY-FIVE YEARS
14 AND WHO ARE AT LEAST SIXTY-FIVE YEARS OF AGE; AND FOR RELATED
15 PURPOSES.

16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

17 **SECTION 1.** Section 83-17-251, Mississippi Code of 1972, is
18 amended as follows:

19 83-17-251. (1) Every individual seeking to be licensed as
20 an insurance producer in the State of Mississippi, as a condition
21 of issuance of an original license, must furnish the Commissioner
22 of Insurance certification on a form prescribed by the
23 commissioner that he or she has completed an approved prelicensing
24 course of study for the line of insurance requested.



25 (2) The prelicensing course of study hours shall consist of
26 twenty (20) hours of approved prelicensing education courses per
27 line of authority. The Commissioner of Insurance shall determine
28 the content requirements for each prelicensing course of study.
29 The prelicensing educational requirements of this section shall
30 not apply to:

31 (a) An individual that is exempt from taking the
32 written examination as provided in Section 83-17-39(1) and Section
33 83-17-67.

34 (b) An individual who has received a bachelor's degree
35 with major coursework in insurance from an accredited institution
36 of higher learning.

37 (c) An individual holding a current and valid CEBS,
38 CHFC, CIC, CFP, CLU, FLMI, LUTCF designation is exempt for the
39 life line of authority.

40 (d) An individual holding a current and valid RHU,
41 CEBS, REBC, HIA designation is exempt for the accident and health
42 or sickness line of authority.

43 (e) An individual holding a current and valid AAI, ARM,
44 CIC, CPCU designation is exempt for the property and casualty
45 lines of authority.

46 (f) Limited lines insurance producer and limited lines
47 credit insurance producer as defined in Section 83-17-53.



48 (g) An individual that is seeking licensure for the
49 variable life and variable annuity products line of authority
50 only.

51 (3) Every individual seeking renewal of an insurance
52 producer license, which has been in effect for a term of eighteen
53 (18) months or less shall satisfactorily complete twelve (12)
54 hours of study in approved continuing education courses. Every
55 individual seeking renewal of an insurance producer license, which
56 has been in effect for a term of more than eighteen (18) months
57 shall satisfactorily complete twenty-four (24) hours of study in
58 approved continuing education courses, of which three (3) hours
59 shall have a course concentration in ethics.

60 (4) The continuing educational requirements of this section
61 shall not apply to:

62 (a) Any individual that is exempt from taking the
63 written examination as provided in Section 83-17-39(1)(b), (c),
64 (e) and (g);

65 (b) Any limited lines producer or limited lines credit
66 insurance producer;

67 (c) A person not a resident of this state who meets the
68 continuing educational requirement in the state in which such
69 person resides and Mississippi has a reciprocal agreement with
70 that state; * * *

71 (d) Nonactive agents as defined in Section
72 83-17-1 * * *; or



73 (e) Any individual who is sixty-five (65) years of age
74 or older and who has been licensed as an insurance producer for a
75 continuous period of twenty-five (25) years or more as of the
76 effective date of this act, as evidenced by submission of an
77 affidavit, under oath, on a form prescribed by the commissioner,
78 signed by the licensee attesting to satisfaction of the age,
79 licensing and experience requirements of this paragraph (e).

80 **SECTION 2.** Section 73-35-18, Mississippi Code of 1972, is
81 amended as follows:

82 73-35-18. (1) Each individual applicant for renewal of a
83 license issued by the Mississippi Real Estate Commission shall, on
84 or before the expiration date of his license, or at a time
85 directed by the commission, submit proof of completion of not less
86 than sixteen (16) clock hours of approved course work to the
87 commission, in addition to any other requirements for renewal.
88 The sixteen (16) clock hours' course work requirement shall apply
89 to each two-year license renewal, and hours in excess thereof
90 shall not be cumulated or credited for the purposes of subsequent
91 license renewals except as provided in this subsection (1). The
92 commission shall develop standards for approval of courses and
93 shall require certification of such course work of the applicant.
94 The commission may determine any required subject matter within
95 the mandated sixteen (16) hours; provided that the required
96 subjects shall not exceed eight (8) hours of the total sixteen
97 (16) hours. Approved continuing education hours earned in the



98 final three (3) months of a licensee's renewal period, if in
99 excess of the required minimum sixteen (16) hours, may be carried
100 over and credited to the next renewal period. However, no more
101 than six (6) hours may be carried over in this manner. Any member
102 of the Mississippi Legislature who has a real estate license shall
103 be credited with eight (8) hours of credit for the attendance of
104 each year of a legislative session. No person may receive
105 continuing education credit for prelicense education courses
106 taken, except as follows: a licensee whose license is on inactive
107 status and whose continuing education credits are at least thirty
108 (30) hours in arrears may, at the discretion of the commission,
109 receive continuing education credit for retaking prelicense
110 coursework, provided the entire prelicense course is retaken.

111 (2) This section shall apply to renewals of licenses which
112 expire on and after July 1, 1994; however, an applicant for first
113 renewal who has been licensed for not more than one (1) year shall
114 not be required to comply with this section for the first renewal
115 of the applicant's license. The provisions of this section shall
116 not apply to persons who have held a broker's or salesperson's
117 license in this state for at least twenty-five (25) years and who
118 are * * * at least sixty-five (65) years of age. Inactive
119 licensees are not required to meet the real estate continuing
120 education requirements specified in this section; however, such
121 inactive licensees, before activating their license to active



122 status, must cumulatively meet requirements missed during the
123 period their license was inactive.

124 (3) A renewal of a license issued by the commission which
125 expires after June 30, 2019, must include a current email address
126 for the applicant. Any email address previously provided by an
127 applicant to the commission which is no longer valid or the
128 primary email address of the applicant must be updated when a
129 renewal application is submitted under this section.

130 (4) The commission shall promulgate rules and regulations as
131 necessary to accomplish the purposes of this section in accordance
132 with the Mississippi Administrative Procedures Law.

133 (5) [Repealed]

134 **SECTION 3.** This act shall take effect and be in force from
135 and after its passage.

