

1 AN ACT relating to insurance preclicensing education and examinations.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 304.9-170 is amended to read as follows:

4 No preclicensing education or examination shall be required of:

5 (1) ~~[(a)]~~An individual licensee who allows his or her license to lapse if the license  
6 renewal fee is paid within twelve (12) months from the due date of the license  
7 renewal fee. However, a penalty in the amount of double the unpaid renewal fee  
8 shall be imposed. The department shall issue a license with the same lines of  
9 authority as the lapsed license;~~[-]~~

10 **(2) (a)**~~[(b)]~~ ***Except as provided in paragraph (b) of this subsection,*** any applicant  
11 for license covering any line of authority to which the applicant was licensed  
12 under a similar license in Kentucky, other than a temporary license, within the  
13 twelve (12) months next preceding ***the*** date of application.

14 **(b)** ~~An~~~~The~~ applicant ***shall***~~is~~ not ***be*** eligible for ~~an~~~~this~~ exemption ***under this***  
15 ***paragraph*** if the previous license was revoked or suspended by the  
16 commissioner for reasons other than failure to maintain financial  
17 responsibility or to meet continuing education requirements as required by  
18 KRS 304.9-105 and 304.9-295;~~[-]~~

19 **(3)**~~[(e)]~~ A licensed insurance agent operating as a life settlement broker pursuant to  
20 KRS 304.15-700(2)(b);~~[-]~~

21 **(4)**~~[(2)]~~ An individual who applies for an insurance producer license in Kentucky who  
22 was previously licensed for the same lines of authority in another state~~[-]~~ ~~shall not be~~  
23 ~~required to complete any preclicensing education or examination. This exemption is~~  
24 ~~only available~~ if:

25 **(a) 1.** The applicant is currently licensed in the other state;~~[-]~~ or~~[-]~~ if

26 **2.** The application is received within ninety (90) days of the cancellation of  
27 the applicant's previous license;~~[-]~~ and~~[-]~~ if

1       **(b) 1.** The prior state issues a certification that, at the time of cancellation, the  
 2       applicant was in good standing in that state; or

3       **2.** The state's database records, maintained by the National Association of  
 4       Insurance Commissioners, its affiliates, or subsidiaries, indicate that the  
 5       insurance producer is or was licensed in good standing for the line of  
 6       authority requested;[-]

7       **(5)(3)** An individual licensed as an insurance producer in another state within the  
 8       last twelve (12) months who moves to Kentucky ***if the individual makes an*** ~~shall~~  
 9       ~~make~~ application within ninety (90) days of establishing legal residence to become  
 10      a resident licensee in accordance with KRS 304.9-105 ***for a line of authority***  
 11      ***previously held in the prior home state***[-. No prelicensing education or examination  
 12      shall be required of that applicant to obtain a license for any line of authority  
 13      previously held in the prior home state] ***unless*** ~~[except where]~~ the commissioner  
 14      determines otherwise by administrative regulation;[-]

15      **(6)(4)** An applicant for an insurance producer's license who is currently licensed in  
 16      Kentucky as a consultant as to the same line of authority, or has been so licensed  
 17      within twelve (12) months next preceding the date of application for the license,  
 18      unless the previous license was revoked, ~~[or]~~ suspended, or continuation thereof  
 19      refused by the commissioner for reasons other than failure to maintain financial  
 20      responsibility as required by KRS 304.9-330;[-]

21      **(7)(5)** Any applicant for license covering the same line of authority as to which that  
 22      applicant ~~shall have~~ held a valid license issued in accordance with this subtitle or  
 23      other applicable Kentucky law which was surrendered, in accordance with KRS  
 24      304.2-080 or other applicable law, in order to accept employment with the  
 25      department ~~[of Insurance]~~, ***if*** ~~[provided, however, that]~~ the applicant ***applies*** ~~shall~~  
 26      ~~apply~~ for relicensing within twelve (12) months of the date of termination of his or  
 27      her employment with the department; ***and*** ~~[of Insurance.]~~

- 1 (8) Any applicant for a license who has an associate's, bachelor's, or master's degree  
2 with a concentration in insurance from an institution approved by the  
3 commissioner.