

CERTIFICATION OF ENROLLMENT

SENATE BILL 5434

Chapter 338, Laws of 1995

54th Legislature
1995 Regular Session

INSURERS--LICENSING OF GENERAL AGENTS

EFFECTIVE DATE: 7/23/95

Passed by the Senate April 23, 1995
YEAS 45 NAYS 0

JOEL PRITCHARD

President of the Senate

Passed by the House April 22, 1995
YEAS 91 NAYS 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved May 11, 1995

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5434** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

Secretary

FILED

May 11, 1995 - 1:30 p.m.

**Secretary of State
State of Washington**

SENATE BILL 5434

AS RECOMMENDED BY CONFERENCE COMMITTEE

Passed Legislature - 1995 Regular Session

State of Washington 54th Legislature 1995 Regular Session

By Senators Prentice, Hale and Fraser; by request of Insurance Commissioner

Read first time 01/23/95. Referred to Committee on Financial Institutions & Housing.

1 AN ACT Relating to the licensing of general agents; and amending
2 RCW 48.05.310.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 48.05.310 and 1982 c 181 s 17 are each amended to read
5 as follows:

6 (1) An insurer appointing any person as its general agent or
7 manager to represent it as such in this state shall file notice of the
8 appointment with the commissioner on forms prescribed and furnished by
9 the commissioner.

10 (2) Any such general agent or manager shall have such authority,
11 consistent with this code, as may be conferred by the insurer. A
12 general agent resident in this state and licensed, as in this section
13 provided, may exercise the powers conferred by this code upon agents
14 licensed for the kinds of insurance which the general agent is
15 authorized to transact for the insurer so appointing him.

16 (3) Any such general agent may accept applications for insurance
17 from licensed agents who are not appointed by the insurer of such
18 general agent where the risk involved is placed in a nonstandard or
19 specialty market of an authorized insurer as defined by regulation of

1 the commissioner. Such nonstandard or specialty business shall not be
2 bound by any agent not appointed by the insurer. A general agent may
3 supply such licensed, nonappointed agent with material to write
4 nonstandard or specialty insurance business including, but not limited
5 to, applications for insurance, underwriting criteria, and rates. A
6 general agent shall not provide any licensed, nonappointed agent with
7 indicia of authority to bind an insurance risk and the general agent
8 and nonappointed agent shall provide written disclaimers of binding
9 authority to an applicant or prospective insured in such form as
10 prescribed by the commissioner.

11 (4) The appointment of a resident general agent shall not be
12 effective unless the person so appointed is licensed as the general
13 agent of such insurer by the commissioner upon application and payment
14 of the fee therefor as provided in RCW 48.14.010.

15 (~~Every such license shall expire as at close of business on~~
16 ~~the thirty first day of March next following the date of issue, and may~~
17 ~~be renewed for an additional year upon application and payment of the~~
18 ~~fee therefor~~)) A general agent's license and its renewal shall be in
19 accordance with chapter 48.17 RCW as applicable to agents and brokers.

20 (6) The commissioner may deny, suspend, or revoke any such license
21 for any cause specified in RCW 48.17.530 and in the manner provided in
22 RCW 48.17.540.

Passed the Senate April 23, 1995.

Passed the House April 22, 1995.

Approved by the Governor May 11, 1995.

Filed in Office of Secretary of State May 11, 1995.