

No. 447, A.]

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CHAPTER 600

AN ACT to repeal 209.05; to amend 200.13 (3); to repeal and recreate 209.04 (1) (c); and to create 209.04 (1) (e) of the statutes, relating to insurance agents, and increasing state revenues by

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 200.13 (3) of the statutes is amended to read:

200.13 (3) Each *resident* agent's license shall require an annual license fee of \$1. For each license issued to a nonresident life insurance

agent, \$10. A separate license shall be required for each company represented by * * * a resident agent and for each member of any firm * * *. For each agent's examination provided in s. 209.04 (1) (c) \$5.

SECTION 2. 209.04 (1) (c) of the statutes is repealed and recreated to read:

209.04 (1) (c) *Issuance of agent's license; examination of applicants; fees.* After the receipt of such application in due form, properly verified and certified, and upon the payment of the examination fee, it shall be the duty of the commissioner, or his deputy, or any salaried employe of the department designated by the commissioner, within a reasonable time and in a place reasonably accessible to the applicant for a license, to subject each first-time applicant for license and any applicant for renewal of license, to a personal written examination as to his competency to act as such agent for the kind or kinds of insurance contracts he intends to solicit, negotiate or effect, except that the commissioner shall show just cause before requiring a renewal applicant to submit to a written examination for such license. If the application be for a nonresident agent's license, the commissioner is authorized to enter into reciprocal agreements with the appropriate official of any other state waiving the written examination of any applicant residing in such other state, provided: 1. that a written examination is required of applicants for similar licenses in such other state; and 2. that the appropriate official in the state certifies that the applicant holds a currently valid license as an insurance agent in such other state and either passed such written examination or was the holder of such a license prior to the time such written examination was required. When it is shown from such application and examination that the applicant is 1. intending in good faith to act as insurance agent, and 2. is of good reputation, and 3. has had experience or training, or is otherwise qualified in the kind or kinds of insurance for which he desires to be licensed, and 4. is a resident of this state (unless application be for a nonresident agent's license), and 5. is reasonably familiar with the insurance laws or contracts he is proposing to solicit, negotiate or effect, and 6. is worthy of a license, the commissioner shall issue to the applicant a license to transact business in this state as a resident or nonresident insurance agent.

SECTION 3. 209.04 (1) (e) of the statutes is created to read:

209.04 (1) (e) *Temporary licenses.* 1. The commissioner may issue a temporary agent's license without requiring the applicant to pass a written examination or to satisfy the requirements of s. 209.04 (1) except as to trustworthiness, to the surviving spouse or next of kin or to the administrator or executor of a deceased licensed agent or to the spouse, next of kin, employe or legal guardian of a licensed agent becoming disabled because of sickness, insanity or injury, if in the commissioner's opinion such temporary license is necessary for the continuation of the business of the agent thereby affected. Such license may be issued for a term not exceeding 3 months and the commissioner may in his discretion renew such license for an additional term or terms of 3 months each, not exceeding in the aggregate 9 months.

2. The commissioner may issue a temporary agent's license without requiring the applicant to pass a written examination or to satisfy the requirements of s. 209.04 (1) except as to trustworthiness to the designee of a licensed agent who shall enter upon active service in the armed forces of the United States, for such period of time as in the opinion of the commissioner may be necessary for the continuation of the business of the agent thereby affected.

3. The commissioner shall issue a temporary license without examination to an applicant for a license as agent of an insurer while taking a

preparatory course of study, instruction and field training for written examination under the supervision of his insurer who shall be responsible during such period of temporary license for all acts or omissions of such agent within the scope of his agency appointment. Such temporary license shall remain in force unless revoked or suspended for cause until the first examination occurring 6 months after the date of temporary license and until he is advised of the result of such examination. The commissioner may in his discretion, renew such temporary license for one additional period of 3 months subject to the same conditions as apply to the original temporary license.

SECTION 4. 209.05 of the statutes is repealed.

Approved August 25, 1955.
