

ACT 23

S.B. NO. 1663-78

A Bill for an Act Relating to the Hawaii Insurance Law.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 431-370, Hawaii Revised Statutes, is amended to read:

“Sec. 431-370 Examinations for license. (a) Except as provided in section 431-371 with respect to solicitors, each applicant for license as general agent, subagent, solicitor, or adjuster shall prior to the issuance of any such license, personally take and pass to the satisfaction of the insurance commissioner an examination given by the commissioner as a test of his qualifications and competence; but this requirement shall not apply to:

- (1) Applicants for limited licenses, as travel insurance subagents or solicitors only, under section 431-379;

- (2) Applicants who at any time within the five-year period next preceding date of application held a license in this State which conferred powers comparable to those being applied for;
- (3) Applicants for license as nonresident agent or broker who have fulfilled qualification requirements in their state of residence and who are deemed by the commissioner to be fully qualified and competent;
- (4) Applicants for a general agent's, subagent's or solicitor's license for life insurance or life and disability insurance who hold the designation chartered life underwriter (C.L.U.) from [the American College of Life Underwriters, Incorporated] The American College;
- (5) Applicants for a general agent's, subagent's, or solicitor's license for any class of insurance, except life insurance, who hold the designation chartered property and casualty underwriter (C.P.C.U.) from the American Institute for Property and Liability Underwriters, Incorporated.

(b) Applicants who held a license on December 31, 1955 shall not, for the purpose of qualifying for the issuance or extension of such license after January 1, 1956, be required to take an examination. The applicants shall certify in writing to the commissioner, not later than three months after January 1, 1956, the names of all individuals who have exercised the powers conferred by the license for and on behalf of the applicant. Unless, upon order to show cause, the commissioner determines that any individual so certified did not in fact at any time prior to January 1, 1956 exercise the powers conferred by the license upon the applicant, the names of such individuals shall be accepted and such individuals shall not thereafter be required to take an examination to qualify for the issuance or extension of such license."

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.

SECTION [3]†. This Act shall take effect upon its approval.

(Approved April 17, 1978.)

†"3" inserted by revisor to correct omission.