25

1	Senate BILL NO. 294
2	INTRODUCED BY MELSON
3	BY REQUEST OF THE INSURANCE COMMISSIONER
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
6	40-2726, R.C.M. 1947, TO PROVIDE FOR A NONRESIDENT INSURANCE
7	AGENT'S LICENSE FEE AND INCREASE THE FEE REQUIRED FOR THE
8	INSURANCE COMMISSIONER'S CERTIFICATE UNDER SEAL.**
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 40-2726, R.C.M. 1947, is amended to
12	read as follows:
13	"40-2726. Fees and licenses. (1) The commissioner
14	shall collect in advance, and the persons so served shall so
15	pay to the commissioner, the following fees and licenses:
16	(a) Certificates of authority.
17	(i) Application for original certificate of authority:
18	For filing applications for certificate of authority,
17	articles of incorporation (except as provided in subsection
20	(b), below) and other charter documents, bylaws, financial
21	statement, examination report, power of attorney to the
22	commissioner, and all other documents and filings required
23	in connection with such application, and for issuance of an
24	original certificate of authority, if issued:

Domestic insurers..... 30.00

	Foreign insurers
2	(ii) Annual continuation of certificate of authority
3	300.00
4	(iii) Reinstatement of certificate of authority 25.00
5	(b) Articles of incorporation:
6	(i) Filing original articles of incorporation of
7	domestic insurer, exclusive of fees required to be paid by
в	the corporation to the secretary of state 20.00
9	(ii) Filing amendment of articles of incorporation.
10	domestic and foreign insurers, exclusive of fees required to
11	be paid to the secretary of state by a domestic corporation
12	
13	(c) Filing bylaws or amendment thereto, where
14	required
14 15	required 5.00 (d) Filing annual statement of insurer, other than as
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15 16	(d) Filing annual statement of insurer, other than as part of application for original certificate of authority
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LC 1250/01 LC 1250/01

1	(iii) Annual renewal or appointment of agent, each	ı	(i) application
2	insurer 5-00	2	issuance of license. I
3	(iv) Temporary license	3	(ii) annual conti
4	(f) Nonresident agent's license, property, casualty,	4	insurer
5	title insurance agents, and disability insurance without	5	th)[]] Examinati
6	additional license or fee when written by property:	6	each examination •••••
7	casualty. or surety insurer otherwise represented by the	7	(i) (k) Surplus l
8	agent:	8	(i) Application
9	(i) application for original license including	9	of license, if issued.
10	issuance of license, if issued100.00	10	(ii) Annual renew
11	(ii) appointment of agent, each insurer 5.00	11	(j) (l) Adjuster'
12	(iii) annual renewal or appointment of agent, each	12	(i) Application
13	insurer100.00	13	of license, if issued.
14	(f) [g] Solicitor's license:	14	(ii) Annual conti
15	(i) Application for original license, including	15	(k)(m) Insurance
16	issuance of license, if issued 5.00	16	machine, each year
17	(ii) Annual continuation of license 5.00	17	(††(n) Commissio
18	(g)(h) Agent's license, life, disability insurance:	18	when on certificates o
19	(i) Application for original license, each insurer	19	tm)(o) Copies
20	5-00	20	commissioner's office:
21	(ii) Annual continuation or renewal of license, each	21	tn)(p) Policy fo
22	insurer 5.00	22	(i) Filing each
23	(iii) Temporary license, each insurer 5.00	23	(ii) Filing eac
24	(i) Nonresident agent's license, life, disability	24	. amendment, insert page
25	insurance:	25	of risks

for original license, including nuation or renewal of license. each 1.00.00 on for license as agent or solicitor, 10.00 ine agent's license: for original license and for issuance 25.00 al or continuation of license... 25.00 s license: for original license and for issuance 10.00 inuation or renewal of license... 10.00 vending machine license, each 10.00 oner's certificate under seal (except of authority or licenses)... 1+00 3-00 of documents on file in the per page..... orms: th application, rider, endorsement, s schedule or rates and clarification 10.00

-3-

ı (iii) Maximum charge if policy and all forms submitted 2 at one time, or resubmitted for approval within 180 days.... 3 50-00 4 (2) The commissioner shall promptly deposit with the 5 state treasurer to the credit of the general fund or federal and private grant clearance fund of this state all fees and 6 7 licenses received by him under this section. 8 (3) The fees provided for in this section shall be in lieu of all fees heretofore payable with respect to 9 10 insurance or insurers under section 25-101."

STATE OF MONTANA

REQUEST NO. 537-77

FISCAL NOTE

Form BD-15

In (compliance	with	a written	request receive	d February	10,	19 77	, there is here	eby submitted	a Fiscal Note
for	Senate	Bill 2	94	purs	uant to Chapter	53, Laws of N	lontana, 19	965 - Thirty-Nir	nth Legislative /	Assembly.
Bac	kground in	forma	tion used in	developing this	Fiscal Note is a	vailable from	the Office	of Budget and f	^o rogram Plannir	ng, to members
of	the Legislat	ture úr	on reques	t.						

DESCRIPTION OF PROPOSED LEGISLATION:

Provides for a non-resident insurance license fee and increases the fee required for the Insurance Commissioner's certificate under seal.

ASSUMPTIONS:

- 1. Proposed legislation will not increase operating costs of the Commissioner of Insurance office.
- 2. 267 certificates, the present number, will be issued.
- 3. At least one-half of the 1,671 non-resident agents licensed in Montana will renew their licenses.

FISCAL IMPACT:

The proposed legislation will increase revenue to the state General Fund as follows:

	<u>FY 78</u>	<u>FY 79</u>	TOTAL
Certificates under seal	\$ 534	\$ 534	\$ 1,068
Non-resident agents' fees	71,530	<u>71,530</u>	<u>143,060</u>
Total	\$72,064	\$72,064	\$144,128

Richard of Drang for BUDGET DIRECTOR

Office of Budget and Program Planning

Date: <u>\$-18-77</u>

Approved by Committee on Business and Industry

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2	INTRODUCED BY NELSON
3	BY REQUEST OF THE INSURANCE COMMISSIONER
4	
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7	AGENT'S LICENSE FEE AND INCREASE THE FEE REQUIRED FOR THE
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13	#40-2726. Fees and licenses. (1) The commissioner
14	small collect in advance, and the persons so served shall so
15	pay to the commissioner. the following fees and licenses:
15	<pre>{a} **Certificates of authority•</pre>
17	(i) Application for original certificate of authority:
13	For filing applications for certificate of authority.
19	articles of incorporation (except as provided in subsection
20	(b), below) and other charter documents, bylaws, financial
21	statement, examination report, power of attorney to the
22	commissioner, and all other documents and filings required
23	in connection with such application+ and for issuance of an
24	original certificate of authority. if issued:
25	Jomestic insurers\$ 30.00
	SECOND READING

ì	Foreign insurers300.00
2	(ii) Annual continuation of certificate of authority
3	300.00
4	(iii) Reinstatement of certificate of authority 25.00
5	<pre>(b) Articles of incorporation:</pre>
5	(i) Filing original articles of incorporation of
7	domestic insurer, exclusive of fees required to be paid by
8	the corporation to the secretary of state 20.00
9	(ii) Filing amendment of articles of incorporation,
10	domestic and foreign insurers, exclusive of fees required to
11	be paid to the secretary of state by a domestic corporation
12	10.00
13	(c) Filing bylaws or amendment thereto, where
14	required
15	(d) Filing annual statement of insurer, other than as
15	part of application for original certificate of authority
17	25.00
13	(e) Agent's license, property, casualty, surety, title
19	insurance agents, and including disability insurance without
20	additional license or fea when written by property.
21	casualty, or surety insurer other- wise represented by the
22	agent:
23	(i) Application for original license, and including
24	issuance of license, if issued 10.00
25	(ii) Appointment of agent, each insurer 5.00

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1	(iii) Annual renewal or appointment of acent, each
2	insurer
3	(iv) Temporary license
4	(f) Nonresident agent's license, property, casualty.
5	title insurance agents, and disability insurance without
6	additional license or fee when written by property:
7	casualty, or surety insurer otherwise represented by the
8	agent:
9	(il application for original license including
10	issuance of licenses if issued
11	(ii) appointment of agente each insurer 5.00
12	(iii) annual renewal or appointment of agent, each
13	insurer
14	<pre>ff)(g) Solicitor's license:</pre>
15	(i) Application for original license, including
16	issuance of license, if issued
17	(ii) Annual continuation of license 5.00
18	(9)(b) Agent's license, life, disability insurance:
19	(i) Application for original license, each insurer
20	5.00
21	(ii) Annual continuation or renewal of license, each
22	insurer 5-00
23	(iii) Temporary license, each insurer 5.00
24	(i) Nonresident agent's license. life. disability
25	insurance:

-3-

1	(i) application for original license. includin
2	issuance of license, if issued, each insurer
3	(ii) annual continuation or renewal of licenses eac
4	insurer
5	that(i) Examination for license as abent or solicitor
5	each examination 10.0
7	<pre>fif(k) Surplus line agent's license:</pre>
đ	(i) Application for original license and for issuance
9	of license, if issued
10	(ii) Annual renewal or continuation of license 25.0
11	tjt[] Adjuster's license:
12	(i) Application for original license and for issuance
13	of license, if issued
14	(ii) Annual continuation or renewal of license 10.0
15	<pre>{k}(m) Insurance vending machine license, eac</pre>
16	machines each year
17	(†) <u>{α</u> } Commissioner's certificate under seal (excep
18	when on certificates of authority or licenses) 1+00 3.0
19	fmf(o) Copies of documents on file in th
20	commissioner's office, per page
21	<pre>fnf(p) Policy forms:</pre>
2 2	(i) Filing each policy form 25.0
25	(ii) Filing each application, rider, endorsement
24	amendment, insert page, schedule or rates and clarification

\$5. 294

-4- \$8 294

(iii) Maximum charge if policy and all forms submitted
at one time, or resubmitted for approval within 180 days....

50.00

(2) The commissioner shall promptly deposit with the
state treasurer to the credit of the general fund or-federal
end-private-grant-clearance-fund of this state all fees and
licenses received by him under this section.

(3) The fees provided for in this section shall be in

(3) The fees provided for in this section shall be in lieu of all fees heretofore payable with respect to insurance or insurers under section 25-101."

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23	in connection with such application, and for issuance of $\ $ an
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25	Domestic insurers\$ 30.00
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SENATE BILL NO. 294

1	foreign insurers
2	(ii) Annual continuation of certificate of authority
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5	(i) Filing original articles of incorporation of
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13	(c) Filing bylaws or amendment thereto, where
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15	(d) Filing annual statement of insurer, other than as
16	part of application for original certificate of authority
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l S	(⊕) Agent's license, property, casualty, surety, title
19	insurance agents, and including disability insurance without
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21	casualty, or surety insurer other- wise represented by the
22	agent:
23	(i) Application for original license, and including
	(i) Application for original license, and including issuance of license, if issued

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1	(iii) Annual renewal or appointment of agent, each
2	insurer
3	(iv) Temporary license
4	(f) Nonresident agent's license, property, casualty,
5	title insurance agents, and disability insurance without
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4	(i) Nonresident agent's licensee lifee disability
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12	(i) Application for original license and for issuance
13	of license, if issued
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15	(水)(面) Insurance vending machine license, each
15	machine, each year
17	(±) <u>(n)</u> Commissioner's certificate under seal (except
18	when on certificates of authority or licenses) $1+80 \ 3.00$
19	(m)(o) Copies of documents on file in the
20	commissioner's office, per page
21	(n)(p) Policy forms:
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\$3 294

SB 294

\$8 0294/02

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SENATE BILL NO. 294

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SB 0294/02

SB 294

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\$8 294

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	(iii)	Maxi	mum	charge	if p	olicy	and	all	forms	submitted
at	one tim	e, or	resu	ubmitte	d for	appro	oval	wit	nin 18	0 days
• • •		• • • • •		• • • • • •		•••••	• • • •		•••••	50.00

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