

CERTIFICATES OF QUALIFICATION TO ACT AS AN AGENT MAY BE ISSUED:

(1) TO AN APPLICANT FOR PROPERTY OR CASUALTY OR SUBDIVISION THEREOF FOR WHICH THE AGENT HAD PREVIOUSLY BEEN LICENSED IN ANOTHER STATE FOR AT LEAST 1 YEAR WITHIN 3 YEARS NEXT PRECEDING THE DATE OF APPLICATION; AND

(2) TO AN APPLICANT FOR LIFE OR HEALTH INSURANCE CERTIFICATE OF QUALIFICATION WHO BONA FIDE INTENDS TO ENGAGE IN BUSINESS AS AN AGENT OR BROKER AND WHO INTENDS TO TAKE THE QUALIFICATION EXAMINATION UNDER § 178 OF THIS ARTICLE WITHIN 90 DAYS FROM THE DATE A TEMPORARY CERTIFICATE OF QUALIFICATION IS ISSUED.

(c) [The temporary license shall be for a term not exceeding ninety (90) days, subject to extension by the Commissioner in his discretion for additional periods of not more than ninety (90) days each; but not to exceed an aggregate period of fifteen (15) months; provided that the designee under subsection (a) (4) above may be issued a temporary license for such period of time as the Commissioner may deem necessary for the continuation of the business of the agent or broker.] A PERSON MAY NOT ACT AS A TEMPORARY INSURANCE AGENT UNLESS:

(1) THE INDIVIDUAL HAS OBTAINED A TEMPORARY CERTIFICATE OF QUALIFICATION FROM THE DIVISION IN THE PARTICULAR KIND OR KINDS OF INSURANCE OR SUBDIVISION THEREOF FOR WHICH THE INDIVIDUAL INTENDS TO ACT AS AGENT; AND

(2) THE INDIVIDUAL HAS OBTAINED AN APPOINTMENT OR APPOINTMENTS FROM AN INSURER OR INSURERS.

(d) [The Commissioner shall within 30 days from the date an application is received, either issue a temporary license to the applicant therefor, or refuse in writing. The written refusal to issue the license shall contain the reasons upon which such action is based.] THE TEMPORARY CERTIFICATE OF QUALIFICATION SHALL BE ISSUED UPON APPLICATION FILED WITH THE COMMISSIONER IN SUCH FORM AND CONTAINING SUCH INFORMATION AS THE COMMISSIONER MAY REASONABLY REQUIRE AND UPON PAYMENT OF THE APPLICABLE FEE AS PRESCRIBED IN § 41.

(E) THE TEMPORARY CERTIFICATE OF QUALIFICATION ISSUED UNDER SUBSECTION (A) OF THIS SECTION SHALL BE FOR A TERM OF 15 MONTHS. THE TEMPORARY CERTIFICATE OF QUALIFICATION ISSUED UNDER SUBSECTION (B) OF THIS SECTION SHALL BE FOR A TERM NOT EXCEEDING 90 DAYS.

(F) THE COMMISSIONER SHALL WITHIN 30 DAYS FROM THE DATE AN APPLICATION IS RECEIVED EITHER ISSUE A TEMPORARY CERTIFICATE OF QUALIFICATION TO THE APPLICANT THEREFOR OR REFUSE IN WRITING. THE WRITTEN REFUSAL TO ISSUE THE LICENSE SHALL CONTAIN THE REASONS ON WHICH THE ACTION IS BASED.