

(3) DURING THE 3 YEARS IMMEDIATELY PRECEDING THE DATE OF ENTERING OR IMMEDIATELY AFTER DISCHARGE FROM THE ARMED FORCES OF THE UNITED STATES, THE APPLICANT MUST HAVE BEEN EMPLOYED REGULARLY FOR PERIODS TOTALING AT LEAST 1 YEAR:

(I) BY AN INSURER, AGENT, OR BROKER; AND

(II) IN CONNECTION WITH THE KIND OR SUBDIVISION OF INSURANCE FOR WHICH THE APPLICANT WANTS TO BE QUALIFIED.

(D) EXAMINATION.

EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE APPLICANT MUST PASS AN EXAMINATION GIVEN BY THE COMMISSIONER UNDER THIS SUBTITLE.

(E) WAIVER OF REQUIREMENTS.

THE COMMISSIONER MAY WAIVE THE REQUIREMENTS OF SUBSECTIONS (C) AND (D) OF THIS SECTION FOR AN APPLICANT FOR A CERTIFICATE OF QUALIFICATION FOR PROPERTY INSURANCE, CASUALTY INSURANCE, SURETY INSURANCE, OR MARINE INSURANCE IF THE APPLICANT:

(1) HAS BEEN CONFERRED THE CHARTERED PROPERTY CASUALTY UNDERWRITER (C.P.C.U.) DESIGNATION BY THE AMERICAN INSTITUTE OF PROPERTY AND LIABILITY UNDERWRITERS, INC.; AND

(2) IS A MEMBER IN GOOD STANDING OF THE SOCIETY OF CHARTERED PROPERTY AND CASUALTY UNDERWRITERS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 168(b)(1)(ii) and (i), as it related to an individual being of good character and trustworthy, and (c)(1)(i), as it related to former (b)(1)(i) and (ii), § 176(a), and § 177(3), (1)(i), (ii), except as it related to an affidavit, and (iii), except as it related to an application and affidavit, and, as it related to passing an examination, the first sentence of (2).

In subsection (c)(1), (2)(ii), and (3)(ii) of this section, the former references to a "specific" kind of insurance are deleted as surplusage.

The Insurance Article Review Committee notes, for consideration by the General Assembly, that the meaning of "responsible insurance duties" in subsection (c)(2)(ii) of this section is unclear. Since a certificate of qualification generally is required to perform responsible duties relating to insurance, it is unclear what "responsible insurance duties" may be performed by a person who does not hold a certificate of qualification. The General Assembly may wish to clarify this provision.

Defined terms: "Administration" § 1-101

"Agent" § 1-101

"Annuity" § 1-101

"Broker" § 1-101

"Casualty insurance" § 1-101