

(II) PROOF THAT THE AGENT OR BROKER HAS COMPLETED AT LEAST 8 HOURS OF CONTINUING EDUCATION FOR THE APPLICABLE RENEWAL PERIOD AND AN AFFIDAVIT THAT, OVER THE PREVIOUS 25 CONSECUTIVE YEARS, THE AGENT OR BROKER CONTINUALLY:

- 1. HAS HELD AN AGENT'S CERTIFICATE OF QUALIFICATION OR A BROKER'S CERTIFICATE OF QUALIFICATION IN THIS STATE; AND
- 2. HAS BEEN EMPLOYED IN THE SELLING OF INSURANCE IN THIS STATE.

(4) (I) TO PROMOTE THE EDUCATION LEVEL OF AGENTS AND BROKERS, THE CONTINUING EDUCATION SHALL BE OBTAINED IN THE KIND OR SUBDIVISION OF INSURANCE FOR WHICH THE AGENT OR BROKER HAS RECEIVED A CERTIFICATE OF QUALIFICATION.

(II) EVERY AGENT OR BROKER POSSESSING A CERTIFICATE OF QUALIFICATION TO SELL HEALTH INSURANCE AND WHO SELLS LONG-TERM CARE INSURANCE SHALL RECEIVE CONTINUING EDUCATION THAT DIRECTLY RELATES TO LONG-TERM CARE INSURANCE.

~~[(4)](5) In each renewal period, the Commissioner:~~

~~(i) Shall] SHALL permit an agent or broker to receive up to three-fourths of the agent's or broker's continuing education requirement from a course or courses sponsored by an insurance company or companies]; and~~

~~(ii) May permit an agent or broker to receive all of the agent's or broker's continuing education requirement from a course or courses sponsored by an insurance company or companies].~~

~~(6) (5) IF CONTINUING EDUCATION IS REQUIRED, THE COMMISSIONER MAY GRANT A WAIVER TO:~~

~~(A) AN AGENT OR BROKER WHO IS 70 YEARS OR OLDER; OR~~

~~(H) AN AGENT OR BROKER WHO HAS REQUESTED A WAIVER FOR OTHER CIRCUMSTANCES REASONS THAT ARE DETERMINED BY THE COMMISSIONER TO WARRANT THE WAIVER.~~

(6) AN INSURER MAY NOT PROHIBIT ONE OF ITS AGENTS FROM OBTAINING CONTINUING EDUCATION CREDITS FROM ANY COURSE APPROVED BY THE COMMISSIONER.

[(c) An agent's certificate of qualification may not be renewed if for a period of 2 years prior to the time of renewal the agent has had no appointments from insurers doing business in this State.]

(D) THE FOLLOWING PERSONS ARE EXEMPT FROM THE CONTINUING EDUCATION REQUIREMENTS IMPOSED UNDER THIS SECTION:

(1) EMPLOYEES OF HEALTH MAINTENANCE ORGANIZATIONS WHO ARE EMPLOYED SOLELY TO SOLICIT MEMBERSHIP IN THE HEALTH MAINTENANCE