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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1993

— ● —

ENROLLED

Com. Sub. To
HOUSE BILL No. *2182*

(By Delegates *Phillips, Gallagher,*
Vest and Michall)

— ● —

Passed *April 9,* 1993

In Effect *From* Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2182

(By DELEGATES PHILLIPS, GALLAGHER, VEST AND MICHAEL)

[Passed April 9, 1993; in effect from passage.]

AN ACT to amend and reenact section nineteen, article twelve, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to prohibiting an insurance agent from transacting any business with unlicensed insurers, brokers or solicitors or transacting any business on behalf of an insurer prior to being appointed as agent for such insurer; exceptions.

Be it enacted by the Legislature of West Virginia:

That section nineteen, article twelve, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 12. AGENTS, BROKERS, SOLICITORS AND EXCESS
LINE.**

**§33-12-19. Agent to deal only with licensed insurer,
broker or solicitor; appointment as agent
required prior to transacting business.**

- 1 (a) An agent may not accept any risk, place any
- 2 insurance or issue any policy except with an insurer
- 3 licensed in this state and for which insurer such agent
- 4 has been appointed and licensed.

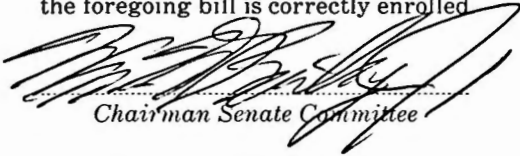
5 (b) An agent may not accept any contract of insurance
6 from any broker not licensed in this state.

7 (c) An agent may not employ or accept the services
8 of any solicitor not duly appointed and licensed as
9 solicitor for such agent.

10 (d) An agent may not solicit, market, sell or transact
11 any business of any kind on behalf of any insurer until
12 after the agent has been appointed as agent for that
13 insurer pursuant to the provisions of this article and
14 such appointment has been approved by the commis-
15 sioner of insurance.

16 (e) Notwithstanding any other provision in this section
17 to the contrary, an agent may, without an appointment,
18 submit to an insurer an inquiry and obtain a bid for any
19 kind of life insurance, health insurance or annuity for
20 which the agent has a valid and effective license if due
21 insurer has a valid and effective certificate of authority
22 under this article for the kind of insurance with respect
23 to which the inquiry is made.

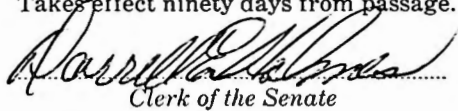
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled

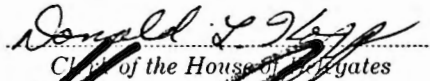

Chairman Senate Committee


Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

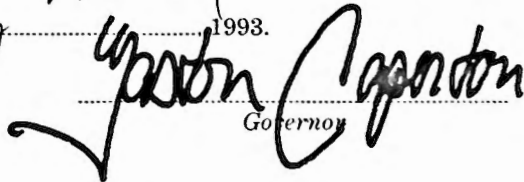

Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is approved this the 6th
day of May 1993.


Governor

PRESENTED TO THE

GOVERNOR

Date

4/22/93

Time

11:33am