

Insurance License for Resident Producer, Provisional Licensing, Apprentice Adjuster License and Licensed Adjuster and Non-Resident Adjuster

Insurance Code - Title 36

Chapter 1

Article 14 Oklahoma Producers Licensing Act

Section 1435.7 – Requirements

A. A person applying for a **resident insurance producer license** shall make application to the Insurance Commissioner on the Uniform Application or an application approved by the Commissioner and declare under penalty of refusal, suspension or revocation of the license that the statements made in the application are true, correct and complete to the best of the individual's knowledge and belief. Before approving the application, the Insurance Commissioner shall find that the individual:

1. Is at least eighteen (18) years of age;
2. Has not committed any act that is a ground for denial, suspension or revocation set forth in Section 1435.13 of this title;
3. Has held a provisional insurance producer license or has been a participant in an approved training program offered by an insurance company licensed in this state except for title, aircraft title, or any other producer applicant exempt by rule;
4. Has paid the fees set forth in Section 1435.23 of this title; and
5. Has successfully passed the examinations for the lines of authority for which the person has applied.

B. A business entity acting as an insurance producer is required to obtain an insurance producer license. Application shall be made using the Uniform Business Entity Application or an application approved by the Commissioner. Before approving the application, the Insurance Commissioner shall find that:

1. The business entity has paid the fees set forth in Section 1435.23 of this title;
2. The business entity has designated a licensed producer responsible for the business entity's compliance with the insurance laws, rules and regulations of this state;
3. A domestic business entity is organized pursuant to the provisions of the laws of this state and maintains its principal place of business in this state; and
4. No person whose license as an insurance producer has been revoked by order of the Commissioner, nor any business entity in which such person has a majority ownership interest, whether direct or indirect, owns any interest in the business entity licensed as an insurance producer.

C. An applicant for any license required by the provisions of the Oklahoma Producer Licensing Act shall demonstrate to the Insurance Commissioner that the applicant is competent, trustworthy, financially responsible, and of good personal and business reputation.

D. The Insurance Commissioner may require any documents reasonably necessary to verify the information contained in an application.

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Chapter 1

Article 14 Oklahoma Producers Licensing Act

Section 1435.7A - Resident Provisional Insurance Producer License

A. A person applying for a resident provisional insurance producer license shall make application to the Insurance Commissioner on the Uniform Application or an application approved by the Commissioner and declare under penalty of refusal, suspension or revocation of the license that the statements made in the application are true, correct and complete to the best of the individual's knowledge and belief. Before approving the application, the Insurance Commissioner shall find that the individual:

1. Is at least eighteen (18) years of age;
2. Has not committed any act that is a ground for denial, suspension or revocation set forth in Section 1435.13 of this title;
3. Has a sponsor who is a licensed resident producer in good standing with the Insurance Commissioner;
4. Has paid the fees set forth in Section 1435.23 of this title; and
5. Has included the name, license number, and signature of the sponsoring producer.

B. Conditions of the provisional license include:

1. The provisional licensee shall write business only under the supervision of the sponsor;
2. The sponsor shall sign all sales applications;
3. The provisional licensee shall not receive any commissions and shall not sell, solicit, or negotiate insurance in this state without supervision by the sponsoring producer; and
4. The provisional licensee shall take eight (8) hours of approved pre-license education courses to include, but not be limited to:
 - a. insurance agency administration,
 - b. ethics, and
 - c. fiduciary responsibility.

C. The provisional license shall expire six (6) months from the date of issuance.

D. A provisional licensee or sponsoring producer who violates any provisions of this section shall be subject to an administrative penalty in accordance with Section 1435.13 of this title.

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Chapter 2

Insurance Adjusters Licensing Act

Section 6204.1 - Apprentice Adjuster License

A. The apprentice adjuster license is an optional license to facilitate the experience, education, and training necessary to ensure reasonable competency of the responsibilities and duties of an adjuster.

B. An individual applying for a resident apprentice adjuster license shall make application to the Insurance Commissioner on the appropriate NAIC Uniform Individual Application or an application approved by the Commissioner in a format prescribed by the Commissioner and declare under penalty of suspension, revocation, or refusal of the license that the statements made in the application are true, correct, and complete to the best of the knowledge and belief of the individual. Before approving the application, the Insurance Commissioner shall find that the individual:

1. Is at least eighteen (18) years of age;
2. Is a resident of this state and has designated this state as the home state of the individual;
3. Has a business or mailing address in this state for acceptance of service of process;
4. Has not committed any act that is a ground for probation, suspension, revocation, or denial of licensure as set forth in Section 6220 of Title 36 of the Oklahoma Statutes;
5. Is trustworthy, reliable, and of good reputation, evidence of which may be determined by the Insurance Commissioner; and
6. Has paid the fees set forth in Section 6212 of Title 36 of the Oklahoma Statutes.

C. The apprentice adjuster license shall be subject to the following terms and conditions:

1. Accompanying the apprentice application shall be an attestation, from a licensed adjuster with the same line or lines of authority for which the apprentice has applied, certifying that the apprentice will be subject to training, direction, and control by the licensed adjuster and further certifying that the licensed adjuster assumes responsibility for the actions of the apprentice in the apprentice's capacity as an adjuster;
2. The apprentice adjuster is authorized to adjust claims only in this state;
3. The apprentice licensee is restricted to participation in the investigation, settlement, and negotiation of claims subject to the review and final determination of the claim by the supervising licensed adjuster;
4. Compensation of an apprentice adjuster shall be on a salaried or hourly basis only;
5. The apprentice adjuster shall not be required to take and successfully complete the adjuster examination pursuant to Section 6208 of Title 36 of the Oklahoma Statutes, to adjust claims as an apprentice adjuster. However, at any time during the apprenticeship the apprentice adjuster may choose to take the examination. If the individual takes and successfully completes the adjuster exam, the apprentice adjuster license shall automatically terminate and an adjuster license shall be issued to that individual;
6. The apprentice adjuster license is for a period not to exceed six (6) months and is nonrenewable; and
7. The licensee shall be subject to probation, suspension, revocation, or refusal pursuant to Section 6220 of Title 36 of the Oklahoma Statutes.

D. The licensed adjuster responsible for the apprentice adjuster, as stated in paragraph 1 of subsection C of this section, shall supervise no more than five active apprentice licensees at any given time.

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Chapter 2

Insurance Adjusters Licensing Act

Section 6205 - Application for License as Adjuster and Nonresident Adjuster

A. Application for a license as an adjuster shall be made to the Insurance Commissioner upon forms prescribed and furnished by the Commissioner. As a part of and in connection with the application, the applicant shall furnish such information concerning the applicant's identity, personal history, business experience, business record and such other pertinent information which the Commissioner shall reasonably require.

B. Unless denied licensure pursuant to Section 6220 of this title, a nonresident applicant shall receive a nonresident adjuster license if:

1. The applicant has passed an examination in the applicant's home state;
2. The applicant is currently licensed and in good standing in the home state of the applicant;
3. The applicant has submitted the proper request for licensure and has paid the fees required by Section 6212 of this title; and
4. The applicant's home state awards nonresident adjuster licenses to residents of this state on the same basis.

C. If a nonresident applicant's home state does not license or require an examination for an adjuster license, the adjuster may declare another state which has an examination requirement and in which the adjuster is licensed to be the home state. Should the applicant not hold an active adjuster license in his or her home state or declared home state, the applicant shall pass the adjuster examination of this state prior to receiving a nonresident adjuster license.