

**PROPOSED RULES**  
**NORTH DAKOTA ADMINISTRATIVE CODE**  
**CHAPTER 45-02-04**  
**INSURANCE CONTINUING EDUCATION**

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Section 45-02-04-09, relating to licensee report of compliance, is repealed.

Sections 45-02-04-09.1 and 45-02-04-09.2 are created as follows:

**45-02-04-09.1. Continuing education due dates.** On or before the last day of the month of the licensee's birthday following the two-year anniversary of the issuance of a license and every two years thereafter, an individual resident insurance producer must complete continuing education requirements set out in North Dakota Century Code section 26.1-26-31.1.

**History:** Effective \_\_\_\_\_.

**General Authority:** NDCC 26.1-26-49

**Law Implemented:** NDCC 26.1-26-31.1

**45-02-04-09.2. Reporting continuing education to commissioner.** Continuing education providers are required to report completion of continuing education courses to the commissioner. However, it is the responsibility of the individual resident insurance producer to ensure that the commissioner's records reflect the completion of the required number of continuing education courses on or before the continuing education due date. The insurance producer must correct any discrepancies in the record through the continuing education provider.

**History:** Effective \_\_\_\_\_.  
**General Authority:** NDCC 26.1-26-49  
**Law Implemented:** NDCC 26.1-26-49

Section 45-02-04-10, relating to license revocation, is repealed.

Section 45-02-04-11 is amended as follows:

**45-02-04-11. ~~Reciprocity – Proof of good standing and filing of fee~~ Nonresident continuing education.** A nonresident insurance producer who has satisfied the producer's home state's insurance continuing education requirements and is in good standing in the producer's home state shall electronically submit a uniform application for individual producer license renewal or continuation through the national association of insurance commissioners and pay a biennial continuation fee of twenty-five dollars ~~as required in North Dakota Century Code section 26.1-26-20.~~ The filing of the biennial fee must be in accordance with section 45-02-04-09.

**History:** Effective January 1, 1992; amended effective December 1, 2001; January 1, 2008.  
**General Authority:** NDCC 26.1-26-49  
**Law Implemented:** NDCC 26.1-26-13.4, 26.1-26-31.7

Section 45-02-04-13, relating to penalty, is repealed.

Section 45-02-04-14, relating to cancellation, is repealed.

Section 45-02-04-15 is created as follows:

**45-02-04-15. Continuing education for relicensure.** A resident insurance producer whose license is voluntarily canceled or whose license is canceled for failure to complete the biennial continuation, may apply within twelve months of the cancellation date for a license by submitting an application form and license fee. The applicant will not be required to retake qualifying examinations if the examination results are still valid pursuant to section 45-02-02-03(7); however, the applicant must have completed continuing education requirements as though the license had been continuously active throughout the period of cancellation.

**History:** Effective \_\_\_\_\_.  
**General Authority:** NDCC 26.1-26-49  
**Law Implemented:** NDCC 26.1-26-49