

**THESE SURVEYS ARE FOR INFORMATIONAL PURPOSES ONLY AND DO NOT CONSTITUTE A FORMAL REGULATORY OPINION, INTERPRETATION OR POSITION OF A STATE INSURANCE DEPARTMENT. THERE IS NO GUARANTEE THAT THESE SURVEY RESPONSES CONTAIN COMPLETE OR ACCURATE INFORMATION. FOR AN OFFICIAL REGULATORY OPINION OR INTERPRETATION, THE READER IS ADVISED TO CONTACT THE APPROPRIATE STATE INSURANCE DEPARTMENT.**

**IMPLEMENTATION GUIDELINES OF THE PRODUCER LICENSING MODEL ACT  
AUGUST 27, 2000**

ACTIVITIES	LICENSABLE “AGENT” ACTS	NON- LICENSABLE “CLERICAL” ACTS
<b><i>Solicit</i></b>		
Dispense brochures, and other general information (so long as no conversation relating to the terms of a contract)		x
Disseminating buyer’s guides, applications for coverage, coverage selection forms or other similar forms in response to a request from prospective or current policyholders		x
Receiving and recording information from a policyholder to give to an insurance producer for his or her response		x
Scheduling appointments with insurance producers to discuss insurance		x
Disseminating information as to rates secured by reference to a published or printed list or computer data base of standard rates	x	
<b><i>Negotiate</i></b>		
Communicating with the policyholder or prospective policyholder in order to obtain factual information necessary for an insurance producer to complete a review		x
Explain, discuss or interpret coverage, analyze exposures or policies, or give opinions or recommendations as to coverage	x	
Discuss the effect of age, health or other risk-related conditions of the prospective policyholder	x	
Counsel, urge or advise any prospective purchaser to buy a particular policy or to insure with a particular company	x	
<b><i>Sell</i></b>		
Receiving requests for coverage for transmittal to a licensed insurance producer or for processing through an automated system developed and maintained under the supervision of an insurer or licensed insurance producer		x
Receiving and recording information from an applicant or policyholder and preparing an application for insurance pursuant to instructions from and for the review of an insurance producer		x
Obtain underwriting information from credit agencies, DMV, and other insurance agencies and companies		x

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ACTIVITIES	LICENSABLE “AGENT” ACTS	NON- LICENSABLE “CLERICAL” ACTS
<b><i>Sell (continued)</i></b>		
As an underwriter employed by an insurer or by a licensed insurance producer, upon receipt of an application submitted by a licensed producer, requesting and reviewing information relating to the audit of records or loss control on underwriting verifications and inspections, requesting and reviewing the results of a physical examination of a prospective insured named in a submitted application, requesting and reviewing information from persons other than the applicant, making a determination that the applicant meets the insurer’s underwriting criteria, and mailing the policy to the policyholder or the producer		x
Indicate that requested coverage is or will be bound or issued	x	
Bind coverage	x	
Receiving and recording information from an applicant or policyholder and preparing for an insurance producer’s review and signature all binders, certificates, endorsements, identification cards or policies pursuant to instructions from the insurance producer		x
Receiving premiums at the recorded place of business where the payment is being made on a binder, endorsement or existing policy		x
Issue certificates of insurance, endorsements, binders, commitments, insurance policies or insurance identification cards	Dependent upon whether issuance is physical delivery only or the effectuation of the insurance policy	
<b><i>Servicing of Existing Policyholders</i></b>		
Receiving and recording an insured’s request concerning any additions or deletions to an existing policy and preparing the appropriate endorsements or processing the appropriate changes.		x  Person could give rate quote on the requested change only.
Informing the insured as to his or her coverage as Indicated in policy records		x
Receive telephone calls reporting additional or replacement items (vehicles, property, drivers) for policies currently in force		x
Opening mail, office filing and mailing billings		x

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