

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

H

1

HOUSE BILL 918

Short Title: Ins.-Sales Licenses Limited.

(Public)

---

Sponsors: Representatives Beard; Barbee, Bowie, Brawley, and Michaux.

---

Referred to: Commerce.

---

April 19, 1991

A BILL TO BE ENTITLED

1 AN ACT THAT CLARIFIES THAT SECRETARIES AND OTHER CLERICAL  
2 ASSISTANTS DO NOT HAVE TO BE LICENSED AS INSURANCE AGENTS  
3 TO SELL INSURANCE UNDER THE SUPERVISION OF RESIDENT  
4 LICENSED INSURANCE AGENTS AND BROKERS.  
5

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 58-3-130 reads as rewritten:

8 "**§ 58-3-130. Agent, adjuster, etc., acting without a license or violating insurance**  
9 **law.**

10 If any person shall assume to act either as principal, agent, broker, limited  
11 representative, adjuster or motor vehicle damage appraiser without license as is required  
12 by law or, pretending to be a principal, agent, broker, limited representative, adjuster or  
13 licensed motor vehicle damage appraiser, shall solicit, examine or inspect any risk, or  
14 shall examine into, adjust, or aid in adjusting any loss, investigate or advise relative to  
15 the nature and amount of damages to motor vehicles or the amount necessary to effect  
16 repairs thereto, or shall receive, collect, or transmit any premium of insurance, or shall  
17 do any other act in the soliciting, making or executing any contract of insurance of any  
18 kind otherwise than the law permits, or as principal or agent shall violate any provision  
19 of law contained in Articles 1 through 64 of this Chapter, the punishment for which is  
20 not elsewhere provided for, he shall be deemed guilty of a misdemeanor, and on  
21 conviction shall pay a fine of not less than one thousand dollars (\$1,000) nor more than  
22 five thousand dollars (\$5,000), or be imprisoned for not less than one nor more than two  
23 years, or both, at the discretion of the court.

1        Provided, however, that this section shall not apply to secretarial and assistants who  
2 are working under the direction and supervision of a licensed insurance agent or broker  
3 who maintains a full-time office in which he is resident and in which these exempted  
4 personnel work."

5                Sec. 2. This act is effective upon ratification.