

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 437**

Introduced by Ballard, 21.

Read first time January 13, 2023

Committee: Banking, Commerce and Insurance

- 1 A BILL FOR AN ACT relating to insurance; to amend section 44-4054,
- 2 Reissue Revised Statutes of Nebraska; to change the renewal period
- 3 for business entity licenses issued under the Insurance Producers
- 4 Licensing Act from annual to biennial; to provide an operative date;
- 5 and to repeal the original section.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 44-4054, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 44-4054 (1) Unless denied licensure pursuant to section 44-4059, a  
4 person who has met the requirements of sections 44-4052 and 44-4053 shall  
5 be issued an insurance producer license. An insurance producer may  
6 receive qualification for a license in one or more of the following lines  
7 of authority:

8 (a) Life insurance coverage on human lives, including benefits of  
9 endowment and annuities, and may include benefits in the event of death  
10 or dismemberment by accident and benefits for disability income;

11 (b) Accident and health or sickness, insurance coverage for  
12 sickness, bodily injury, or accidental death and may include benefits for  
13 disability income;

14 (c) Property insurance coverage for the direct or consequential loss  
15 or damage to property of every kind;

16 (d) Casualty insurance coverage against legal liability, including  
17 that for death, injury, or disability or damage to real or personal  
18 property;

19 (e) Variable life and variable annuity products, insurance coverage  
20 provided under variable life insurance contracts, and variable annuities;

21 (f) Limited line credit insurance;

22 (g) Limited line pre-need funeral insurance;

23 (h) Personal lines property and casualty insurance coverage sold to  
24 individuals and families for primarily noncommercial purposes; and

25 (i) Any other line of insurance permitted under Nebraska laws,  
26 rules, or regulations.

27 (2) An insurance producer license shall remain in effect unless  
28 revoked or suspended if the fee set forth in section 44-4064 is paid and  
29 education requirements for resident individual producers are met by the  
30 due date.

31 (3) All business entity licenses issued under the Insurance

1 Producers Licensing Act shall expire on April 30 of each even-numbered  
2 year, and all producers licenses shall expire on the last day of the  
3 month of the producer's birthday in the first year after issuance in  
4 which his or her age is divisible by two. Such producer licenses may be  
5 renewed within the ninety-day period before their expiration dates.  
6 Business entity and producer licenses also may be renewed within the  
7 thirty-day period after their expiration dates upon payment of a late  
8 renewal fee as established by the director pursuant to section 44-4064 in  
9 addition to the applicable fee otherwise required for renewal of business  
10 entity and producer licenses as established by the director pursuant to  
11 such section. All business entity and producer licenses renewed within  
12 the thirty-day period after their expiration dates pursuant to this  
13 subsection shall be deemed to have been renewed before their expiration  
14 dates.

15 (4) The director may establish procedures for renewal of licenses by  
16 rule and regulation adopted and promulgated pursuant to the  
17 Administrative Procedure Act.

18 (5) An individual insurance producer who allows his or her license  
19 to lapse may, within twelve months from the due date of the renewal fee,  
20 reinstate the same license without the necessity of passing a written  
21 examination. Producer licenses reinstated pursuant to this subsection  
22 shall be issued only after payment of a reinstatement fee as established  
23 by the director pursuant to section 44-4064 in addition to the applicable  
24 fee otherwise required for renewal of producer licenses as established by  
25 the director pursuant to such section.

26 (6) The director may grant a licensed insurance producer who is  
27 unable to comply with license renewal procedures due to military service  
28 or some other extenuating circumstance, including, but not limited to, a  
29 long-term medical disability, a waiver of those procedures. The director  
30 may grant a producer a waiver of any examination requirement or any other  
31 fine, fee, or sanction imposed for failure to comply with renewal

1 procedures.

2 (7) The license shall contain the licensee's name, address, and  
3 personal identification number, the date of issuance, the lines of  
4 authority, the expiration date, and any other information the director  
5 deems necessary.

6 (8) Licensees shall inform the director by any means acceptable to  
7 the director of a change of legal name or address within thirty days  
8 after the change. Any person failing to provide such notification shall  
9 be subject to a fine by the director of not more than five hundred  
10 dollars per violation, suspension of the person's license until the  
11 change of address is reported to the director, or both.

12 (9) The director may contract with nongovernmental entities,  
13 including the National Association of Insurance Commissioners or any  
14 affiliates or subsidiaries that the National Association of Insurance  
15 Commissioners oversees, to perform any ministerial functions, including  
16 the collection of fees, related to producer licensing that the director  
17 may deem appropriate.

18 Sec. 2. This act becomes operative on April 30, 2024.

19 Sec. 3. Original section 44-4054, Reissue Revised Statutes of  
20 Nebraska, is repealed.