

MAINE STATE LEGISLATURE

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EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 319

House of Representatives, March 7, 1923.

Referred to Committee on Mercantile Affairs and Insurance and five hundred copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Drake of Bath.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE

AN ACT to Amend Section One Hundred Twenty-four of
Chapter Fifty-three of the Revised Statutes.

Be it enacted by the People of the State of Maine, as follows:

Section one hundred twenty-four of chapter fifty-three of
2 the revised statutes is amended by inserting in the seventh
3 line after the words "may require," the following:

4 'If he is applying for a license to act as agent of a fire
5 or marine company from another state or country or if
6 he is applying for a license to act as a broker for the
7 handling of fire or marine insurance he shall appear and
8 be examined as to his qualifications, knowledge of fire in-

6 surance, fire insurance contracts and his fitness to hold an
7 agent's or broker's license. Such examination shall be given
8 at Augusta by a board of examiners composed of three
9 men. The insurance commissioner shall be the first mem-
10 ber and chairman. The second member shall be selected
11 by the executive committee of the Maine Association of
12 Insurance Agents and the third member shall be selected
13 by the insurance commissioner and the second member
14 chosen. If the applicant shall satisfy this board that he
15 is properly qualified to act as an agent or broker then the
16 insurance commissioner shall issue license to him. In the
17 interim between the sessions of the board the insurance
18 commissioner may issue without examination to any person
19 a temporary license to engage in the business of writing
20 fire or marine insurance when such person has acquired,
21 by purchase, or otherwise, from a former duly licensed
22 agent, or from his estate, if deceased, the good-will of such
23 former agent in the transaction of said business; such tem-
24 porary license shall be in force and effect until the next
25 meeting of the board when it shall become void except that
26 said board, for cause shown, may renew said temporary
27 license not exceeding twice after the original issue thereof.
28 In case of agents or brokers for other lines'

So that as amended said section one hundred twenty-four
2 shall read as follows:

'Sect. 124. Agent or broker shall file a statement; license
2 may be revoked. 1913, c. 64. 1915, c. 101. Before an

3 agent or broker is licensed as provided in the three pre-
4 ceding sections, he shall file with the insurance commis-
5 sioner a statement under oath, giving his name, residence,
6 present occupation, his occupation for the five years next
7 preceding the date of such statement and such other in-
8 formation, if any, as the insurance commissioner may re-
9 quire. If he is applying for a license to act as agent of
10 a fire or marine company from another state or country
11 or if he is applying for a license to act as a broker for the
12 handling of fire or marine insurance he shall appear and
13 be examined as to his qualifications, knowledge of fire in-
14 surance, fire insurance contracts and his fitness to hold an
15 agent's or broker's license. Such examinations shall be
16 given at Augusta by a board of examiners composed of
17 three men. The insurance commissioner shall be the first
18 member and chairman. The second member shall be se-
19 lected by the executive committee of the Maine Associa-
20 tion of Insurance Agents and the third member shall be
21 selected by the insurance commissioner and the second
22 member chosen. If the applicant shall satisfy this board
23 that he is properly qualified to act as an agent or broker
24 then the insurance commissioner shall issue license to him.
25 In the interim between the sessions of the board, the in-
26 surance commissioner may issue without examination to
27 any person a temporary license to engage in the business
28 of writing fire or marine insurance when such person has
29 acquired, by purchase, or otherwise, from a former duly

30 licensed agent, or from his estate, if deceased, the good-
31 will of such former agent in the transaction of said busi-
32 ness; such temporary license shall be in force and effect
33 until the next meeting of the board when it shall become
34 void except that said board, for cause shown, may renew
35 said temporary license not exceeding twice after the origi-
36 nal issue thereof. In case of agents or brokers for other
37 lines, after the statement herein provided for is filed, the
38 insurance commissioner may, if he is satisfied that the ap-
39 pointee is a suitable person, issue to him a license in accord-
40 ance with said sections; provided, however, that it shall not
41 be necessary for an applicant qualifying as an agent or
42 broker for any particular company to re-qualify. The in-
43 surance commissioner may at any time after granting such
44 license, for cause shown, and after a hearing, determine
45 any person so appointed, or any person theretofore ap-
46 pointed as agent, to be unsuitable to act as such agent, and
47 shall thereupon revoke such license and notify both the
48 company and the agent of such revocation. Before any
49 person is licensed as hereinbefore provided as an agent or
50 broker for the transaction of fire insurance business the
51 insurance commissioner shall be satisfied that such person
52 intends to hold himself out in good faith as such insurance
53 agent or broker.'