1   **11 NCAC 06A .0801 IS PROPOSED FOR AMENDMENT AS FOLLOWS:**

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3   **SECTION .0800 - CONTINUING EDUCATION**

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5   **11 NCAC 06A .0801   DEFINITIONS**

6   As used in this Section:

7   (1)   "Biennial compliance period" means the 24-month period during which an agent or adjuster shall

8   comply with continuing education requirements.

9   (2)   "Cluster of courses" means a number of courses, each of which is less than 100 minutes in length, but

10   altogether 100 minutes or more in length, that are offered within one state or national program or

11   convention.

12   (3)   "Compliance year" means the second year of the biennial compliance period.

13   (4)   "Continuing Education Administrator" or "Administrator" means the entity with which the

14   Commissioner contracts for continuing education administration, including the approval of providers

15   and courses and the retention of ICEC records for licensees.

16   (5)   "Course" means a continuing education course directly related to insurance principles and practices or

17   a course designed and approved specifically for licensees; but does not mean a business course of a

18   general nature or an insurance marketing or sales course. Courses shall be for instructional purposes

19   only and not for promoting the interests of or recruiting employees for any particular insurance agency

20   or company.

21   (6)   "Disinterested third party" means a person not concerned, with respect to possible gain or loss, in the

22   result of a pending course final ~~examination.~~ examination and does not include the current employer,

23   prospective employer, or a member of the licensee's immediate family. "Immediate family" means a

24   parent, adopted parent, guardian, sibling, child, spouse, or grandparent.

25   (7)   "Distance learning" means an educational program in which the licensee and the instructor are in

26   different physical locations and interact with each other through various methods of

27   telecommunication.

28   (8)   "Ethics course" means a continuing education course that deals with usage and customs among

29   members of the insurance profession involving their moral and professional duties toward one another,

30   toward clients, toward insureds, and toward insurers.

31   (9)   "Insurance continuing education credit" or "ICEC" means a value assigned to a course by the

32   Commissioner after review and approval of a course information. This term means the same as "credit

33   hour" as used in G.S. 58-33-130.

34   (10)   "Instructor" means an individual who teaches, lectures, leads, or otherwise instructs a course.

35   (11)   "Instructional Hour" means a 50 minute hour for courses taught in the classroom. For courses taught

36   by a correspondence school, "instructional hours" are determined by using the National Association of

37   Insurance Commissioner's (NAIC) Recommended Guidelines for Online and Correspondence courses

1   which are hereby incorporated by reference including subsequent amendments and editions. Copies of

2   the NAIC Recommended Guidelines for Online and Correspondence courses are available free of

3   charge from the Agent Services Division by email at ASD@ncdoi.gov.

4   (11)(12) "Licensee" means a licensed adjuster, a licensed broker, or a licensed agent with any of the following

5   lines of authority: property, casualty, personal lines, life, or accident and health or sickness.

6   (12)(13) "Supervised examination" means a timed, closed book examination that is monitored and graded by a

7   disinterested third party.

8   (13)(14) "Supervised individual study" means learning through the use of audio tapes, video tapes, computer

9   programs, programmed learning courses, and other types of electronic media that are completed in the

10   presence of an instructor.

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12 *History Note:* *Authority G.S. 58-2-40; 58-33-130;*

13   *Temporary Adoption Eff. June 22, 1990, for a period of 180 days to expire on December 19, 1990;*

14   *ARRC Objection Lodged July 19, 1990;*

15   *Eff. ~~December 1, 1990;~~ July 22, 1990;*

16   *Amended Eff. October 1, 2010; February 1, 2008; February 1, 1995; June 1, 1992*

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