



# RULE-MAKING ORDER PERMANENT RULE ONLY

**CR-103P (October 2017)**  
**(Implements RCW 34.05.360)**

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: November 02, 2017

TIME: 11:18 AM

WSR 17-23-009

**Agency:** Office of the Insurance Commissioner

**Effective date of rule:**

**Permanent Rules**

- ☐ 31 days after filing.  
☒ Other (specify) January 1, 2018 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- ☐ Yes ☒ No If Yes, explain:

**Purpose:** SHB 1027, enacted in 2017, amends the surplus lines broker licensing statute to provide that the OIC will:  
1) license a nonresident applicant for a surplus line broker license if the person's resident state issues nonresident surplus line broker licenses to residents of this state, and 2) waive the examination requirement if a licensed nonresident surplus line broker moves to this state and wishes to become licensed as a resident surplus line broker and their application is received by the OIC within 90 days of the cancellation of the broker's resident license in the other state. The amendments in SHB 1027 differ from the provisions currently contained in WAC 284-15-010(2). Because these RCW amendments fully set out this aspect of the licensing of nonresident surplus line brokers this subsection of the WAC is proposed to be repealed. (Insurance Commissioner Matter No. R 2017-10)

**Citation of rules affected by this order:**

New:  
Repealed:  
Amended: WAC 284-15-010  
Suspended:

**Statutory authority for adoption:** RCW 48.02.060, RCW 48.15.015

**Other authority:**

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 17-19-065 on Sept. 13, 2017 (date).  
Describe any changes other than editing from proposed to adopted version: No changes

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:  
Address:  
Phone:  
Fax:  
TTY:  
Email:  
Web site:  
Other:

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	<u>1</u>	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted on the agency's own initiative:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted using:**

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	<u>1</u>	Repealed	_____

**Date Adopted:** November 2, 2017

**Name:** Mike Kreidler

**Title:** Insurance Commissioner

**Signature:**



**WAC 284-15-010 Brokers—Surplus line brokers—Qualifications and examination.** ~~((1))~~ Each applicant for a resident surplus line broker's license must take and pass the required examination, meet the additional producer licensing requirement per RCW 48.15.070 and pay the required fee prior to acting as a surplus line broker. The examination will test an applicant's qualifications and competence in all areas of surplus line insurance. Current information about testing procedures and examination dates is available on the commissioner's web site at: [www.insurance.wa.gov](http://www.insurance.wa.gov).

~~((2) The commissioner deems that a nonresident person holding a surplus line broker's license, or the equivalent, in the applicant's home state is qualified, competent and trustworthy and, therefore, meets the minimum standards of this state for holding a surplus line broker's license. For that reason, the commissioner will waive the Washington surplus line broker's examination for a person who has and maintains a current resident surplus line broker's license, or the equivalent, in the applicant's home state.))~~