MISSISSIPPI Insurance Supplement

Examination Content Outlines

Effective: June 7, 2022

b. Revocable and irrevocable

c. Common disaster

d. Minor beneficiaries

LIFE PRODUCER CONTENT OUTLINE

(60 scored questions plus 10 pretest questions)	e. Designation by class
(or cooled queenens place to protect queenens)	7. Premium Payment
I. TYPES OF POLICIES15	a. Modes
A. Traditional whole life products	b. Grace period
Ordinary whole life	c. Automatic premium loan
Limited-pay and single-premium life	d. Level or flexible
B. Interest/market-sensitive/adjustable life products	8. Reinstatement
1. Universal life	9. Policy loans, withdrawals, partial surrenders
2. Variable whole life	10. Non-forfeiture options
3. Variable universal life	11. Dividends and dividend options (e.g. participating, non-
4. Interest-sensitive whole life	participating)
5. Indexed life	12. Incontestability
C. Term life	13. Assignments
1. Types	14. Suicide
a. Level	15. Misstatement of age and gender
b. Decreasing	16. Settlement options
c. Return of premium	17. Accelerated death benefits
d. Annually renewable	C. Policy exclusions
Special features	1. War
a. Renewable	2. Aviation
b. Convertible	Nangerous Occupation
D. Annuities	3. Dangerous Occupation
Single and flexible premium	III. COMPLETING THE APPLICATION, UNDERWRITING, AND
Immediate and deferred	DELIVERING THE POLICIES 12
Fixed and variable	A. Completing the application
	Required signatures
4. Indexed	2. Changes in the application
5. Accumulation and Annuity Periods	3. Consequences of incomplete applications
6. Payout options	4. Warranties and representations
E. Combination plans and variations	5. Collecting the initial premium and issuing the receipt
1. Joint life (first to die)	6. Replacement
Survivorship life (second to die)	7. Disclosures at point of sale (e.g., HIPAA, HIV consent)
II. POLICY RIDERS, PROVISIONS, OPTIONS, AND	8. USA PATRIOT Act/anti-money laundering
EXCLUSIONS15	9. Gramm-Leach-Bliley Act (GLBA) Privacy
A. Policy riders	B. Underwriting
1. Waiver of premium and waiver of monthly deduction	1. Insurable interest
2. Guaranteed insurability	2. Medical information and consumer reports
3. Payor benefit	Fair Credit Reporting Act
4. Accidental death and/or accidental death and	4. Risk classification
dismemberment	5. Stranger/Investor-owned life insurance (STOLI/IOLI)
5. Term riders	C. Delivering the policy
6. Other insureds	When coverage begins
7. Long term care	Explaining the policy and its provisions, riders,
8. Return of premium	exclusions, and ratings to the client
9. Disability	D. Contract law
10. Cost of Living	Elements of a legal contract
B. Policy provisions and options	a. Consideration
Entire contract	
	b. Offer and Acceptance
2. Insuring clause	c. Competent parties
3. Free look	d. Legal purpose
4. Consideration	Unique aspects of the insurance contract Ornditional
5. Owner's rights	a. Conditional
Beneficia`rv designations	b Unilateral

a. Primary and contingent

c. Adhesion

d. Aleatory

IV. RETIREMENT, AND OTHER INSURANCE CONCEPTS8

- A. Third-party ownership
- **B. Life Settlements**
- C. Group life insurance
 - 1. Conversion privilege
 - 2. Contributory vs. noncontributory
- D. Retirement plans
 - 1. Qualified plans
 - 2. Nonqualified plans
- E. Life insurance needs analysis/suitability
 - 1. Personal insurance needs
 - 2. Business insurance needs
 - a. Key person
 - b. Buy sell
- F. Social Security benefits
- G. Tax treatment of insurance premiums, proceeds, and dividends
 - 1. Individual life
 - 2. Group life
 - 3. Modified Endowment Contracts (MECs)

V. Mississippi Life Insurance Laws...... 10

(All references are to sections of Title 83, MS Regulation and MS Administrative Code (MAC))

A. Commissioner

1. Broad Powers

Ref. 83-1-47, 49, 51

2. Examination of Records

Ref. 83-5-37, 65

3. Notice of hearing

Ref. 83-5-39

4. Penalties

Ref. 83-5-49, 67, 83, 85

5. Unlicensed activities

Ref. 83-1-49, 83-17-41, 45

B. Terms and concepts

1. Insurance

Ref. 83-17-53, 83-19-1

2. Insurer

Ref. 83-1-151, 83-24-7, 83-6-1

3. Insurance transaction

Ref. 83-17-1; 83-17-53, 57; 83-59-3

4. Authorized/unauthorized; Certificate of Authority Ref. 83-21-3, 83-1-23

5. Domestic, foreign and alien

Ref. 83-5-5

 Mississippi Life and Health Insurance Guaranty Association

Ref. 83-23-201 through 223

7. Fraternals

Ref. 83-29-1

C. Licensing

- 1. Persons required to be licensed
 - a. Insurance Producer

Ref. 83-17-53

b. Insurance Adjuster

Ref. 83-17-401

c. Resident/non-resident

Ref. 83-17-65, 67

d. Exemptions

Ref. 83-17-67

2. Appointments/Termination of Appointments

Ref. 83-17-75, 77

- 3. Penalties for noncompliance
 - a. Refusal/nonrenewal

Ref. 83-17-71

b. Suspension/revocation

Ref. 83-5-67

c. Fines

Ref. 83-17-71

- 4. Maintenance and duration of license
 - a. Renewal

Ref. 83-17-37. 63

b. Continuing Education

Ref. 83-17-251

c. Notify Commissioner of Change in Address

Ref. 83-17-63

d. Report Administrative or Criminal Action

Ref. 83-17-81

D. Marketing Practices

1. Protection of public interest

Ref. 83-6-39; 83-17-69; 83-24-31; MAC 19-1:20.02, 19-1-3:8:01

- 2. Unfair Practices
 - a. Unfair claims methods and trade practices

Ref. 83-5-19, 33, 35, 45

b. Producer's Compensation Disclosure

Ref: 83-17-73, 83-59-3

c. Rebating/illegal dealing in premiums

Ref. 83-3-121

d. Illegal inducements

Ref. 83-3-121

e. Twisting

Ref. Reg. F&C 37-1; MAC 19-1:1.01

f. Misrepresentation

Ref. 83-5-35

g. Defamation of Insurer

Ref. 83-5-35

h. Discrimination

Ref. 83-30-67; 83-17-7, 57

i. Cease and desist

Ref. 83-1-51; 83-5-41

j. Advertising

Ref. 83-5-35; Reg. L&H 53-1; MAC 19-1:3.01

k. Fraud

Ref. 83-17-71

- 3. Producer responsibilities
 - a. Policy delivery

Ref. 83-7-9, 13, 51; 83-23-235; 83-9-5, 25

b. Premium accountability (e.g. fiduciary responsibility, comingling)

Effective: June 7, 2022

Ref. 83-7-27

c. Reply to Commissioner

Ref. 83-24-13

- 4. Compensation
 - a. Receiving compensation

Ref. 83-17-73

b. Referral Fee

Ref. 83-17-7

c. Controlled Business

Ref 83-17-1

5. Life Policy Replacements and Disclosures

2

Ref. Reg. 99-2; MAC 19-2:14.01	12. Change of beneficiary
b. Definition	13. Misstatement of age or gender
Ref. Reg. 99-2; MAC 19-2:14.02	14. Change of occupation
c. Duty of Producer	15. Illegal occupation
Ref. Reg. 99-2; MAC 19-2:14.03 through .07	16. Relation of earnings to insurance
Net. Neg. 99-2, MAC 19-2.14.03 tillough .01	B. Other provisions and clauses
	1. Insuring clause
ACCIDENT & HEALTH OR CICKNESS	2. Free look
ACCIDENT & HEALTH OR SICKNESS	3. Consideration clause
PRODUCER	4. Probationary period
CONTENT OUTLINE	5. Elimination period
(60 scored plus 10 pretest questions)	6. Waiver of premium
(66 Scored plus 10 protest questions)	7. Exclusions and limitations
I. TYPES OF POLICIES16	8. Preexisting conditions
A. Disability income	9. Coinsurance
Individual disability income policy	10. Deductibles
2. Business overhead expense policy	11. Eligible expenses
Business disability buyout policy	12. Copayments
4. Group disability income policy	
5. Key employee policy	13. Pre-authorizations and prior approval requirements
B. Accidental death and dismemberment	14. Usual, reasonable, and customary (URC) charges
C. Medical expense insurance	15. Lifetime, annual, or per cause maximum benefit limits
1. Basic hospital, medical, and surgical policies	C. Riders
2. Major medical policies	Impairment/exclusions
3. Health Maintenance Organizations (HMOs)	2. Guaranteed insurability
4. Preferred Provider Organizations (PPOs)	3. Future increase option
5. Point of Service (POS) plans	D. Rights of renewability
6. Flexible Spending Accounts (FSAs)	1. Noncancelable
7. High Deductible Health Plans (HDHPs) and related	2. Cancelable
Health Savings Accounts (HSAs)	Guaranteed renewable
Health Reimbursement Accounts (HRAs)	III. SOCIAL INSURANCE 6
D. Medicare supplement policies	A. Medicare (Parts A, B, C, D)
E. Group insurance	B. Medicaid
Differences between individual and group contracts	C. Social Security benefits
General characteristics	
3. COBRA	IV. OTHER INSURANCE CONCEPTS5
F. Individual/Group Long Term Care (LTC)	A. Total, partial, recurrent and residual disability
1. Eligibility	B. Owner's rights
2. Levels of care	C. Dependent children benefits
G. Other policies	D. Primary and contingent beneficiaries
1. Dental	E. Modes of premium payments
2. Vision	F. Nonduplication and coordination of benefits (e.g.,
3. Cancer	primary vs. excess)
Caritical illness or specified disease	G. Occupational vs. non-occupational
	H. Tax treatment of premiums and proceeds of insurance
5. Worksite (employer-sponsored)	contracts (e.g., disability income and medical
6. Hospital indemnity	expenses, etc.)
7. Short-term medical	I. Managed care
8. Accident	J. Workers Compensation
II. POLICY PROVISIONS, CLAUSES, AND RIDERS15	K. Subrogation
A. Mandatory and optional provisions	V. FIELD UNDERWRITING PROCEDURES 8
Entire contract	A. Completing the application
2. Time limit on certain defenses (incontestable)	B. Explaining sources of insurability and HIPAA privacy
3. Grace period	
4. Reinstatement	information (e.g., MIB Report, Fair Credit Reporting Act
5. Notice of claim	etc.)
6. Claim forms	C. Initial premium payment and receipt and consequences
7. Proof of loss	of the receipt (e.g., medical examination, etc.)
8. Time of payment of claims	D. Submitting application (and initial premium if collected)
9. Payment of claims	to company for underwriting
10. Physical examination and autopsy	E. Policy delivery
,	
MISSISSIPPI Insurance Supplement - Examination Cont	tent Outlines Effective: June 7, 2022

11. Legal actions

a. Purpose

F. Explaining policy and its provisions, riders, exclusions, and ratings to clients

G. Replacement

H. Contract law

- 1. Elements of a contract
- 2. Insurable interest
- 3. Warranties and representations
- 4. Unique aspects of the insurance contract
 - a. Conditional
 - b. Unilateral
 - c. Adhesion
 - d. Aleatory

VI. Mississippi Accident and Health insurance laws ... 10

A. Commissioner

(All references are to sections of Title 83, MS Regulation and MS Administrative Code (MAC))

1. Broad Powers

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4. Penalties

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5. Unlicensed activities

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3. Insurance transaction

Ref. 83-17-1; 83-17-53, 57; 83-59-3

4. Authorized/unauthorized; Certificate of Authority

Ref. 83-21-3, 83-1-23

5. Domestic, foreign and alien

Ref. 83-5-5

6. Mississippi Life and Health Insurance Guaranty

Association

Ref. 83-23-201 through 223

7. Fraternals

Ref. 83-29-1

8. Essential Health Benefits

Ref. 83-9-5, ACA Sec. 1302 42 U.S.C. 18022

C. Licensina

1. Persons required to be licensed

a. Insurance Producer

Ref. 83-17-53

b. Insurance Adjuster

Ref. 83-17-401

c. Resident/non-resident

Ref. 83-17-65, 67

d. Exemptions

Ref. 83-17-67

2. Appointments/Termination of Appointments

Ref. 83-17-75, 77

3. Penalties for noncompliance

a. Refusal/nonrenewal

Ref. 83-17-71

b. Suspension/revocation

Ref. 83-5-67

c. Fines

Ref. 83-17-71

- 4. Maintenance and duration of license
 - a. Renewal

Ref. 83-17-37, 63

b. Continuing Education

Ref. 83-17-251

c. Notify Commissioner of Change in Address

Ref. 83-17-63

d. Report Administrative or Criminal Action

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D. Marketing Practices

1. Protection of public interest

Ref. 83-6-39; 83-17-69; 83-24-31; MAC 19-1:20.02, 19-1-3:8:01

- 2. Unfair Practices
 - a. Unfair claims methods and trade practices

Ref. 83-5-19, 29, 31, 33, 35, 45

b. Producer's Compensation Disclosure

Ref: 83-17-73, 83-59-3

c. Rebating/illegal dealing in premiums

Ref. 83-3-121

d. Illegal inducements

Ref. 83-3-121

e. Twisting

Ref. Reg. 19-1:1.01

f. Misrepresentation

Ref. 83-5-35

g. Defamation of Insurer

Ref. 83-5-35

h. Discrimination

Ref. 83-8-221, 83-30-67, 38-71-1, 83-71-57

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Ref. 83-1-51; 83-5-41

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Ref. 83-5-35; Reg. L&H 53-1; MAC 19-1:3.01

k. Fraud

Ref. 83-17-71

- 3. Producer responsibilities
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Ref. 83-7-9, 13, 51; 83-23-235; 83-9-5, 25

Premium accountability (e.g. fiduciary responsibility, comingling)

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c. Reply to Commissioner

Ref. 83-24-13

- 4. Compensation
 - a. Receiving compensation

Ref. 83-17-73

b. Referral Fee

Ref. 83-17-7

c. Controlled Business

Ref. 83-17-1

- 5. Accident and Health Replacement and Disclosures
 - a. Purpose

Ref. 83-9-35

b. Definition

Ref. 83-9-35 c. Duty of Producer

Ref. Reg. 99-2

6. Long-Term Care Insurance

- a. Policy standards
 - Ref. Reg. 90-102; MAC 19-3:8.01 through .05
- b. Required Provisions
 - Ref. Reg. 90-102; MAC 19-3:8.06 through .08
- c. Outline of Coverage

Ref. Reg. 90-102; MAC 19-3:8.17 through .18

LIFE, ACCIDENT AND HEALTH, OR SICKNESS PRODUCER CONTENT OUTLINE

(115 scored questions plus 10 pretest questions)

I. TYPES OF LIFE POLICIES......15

A. Traditional whole life products

- 1. Ordinary whole life
- 2. Limited-pay and single-premium life

B. Interest/market-sensitive/adjustable life products

- 1. Universal life
- 2. Variable whole life
- 3. Variable universal life
- 4. Interest-sensitive whole life
- 5. Indexed life

C. Term life

- 1. Types
 - a. Level
 - b. Decreasing
 - c. Return of premium
 - d. Annually renewable
- 2. Special features
 - a. Renewable
 - b. Convertible

D. Annuities

- 1. Single and flexible premium
- 2. Immediate and deferred
- 3. Fixed and variable
- 4. Indexed
- 5. Accumulation and Annuity Periods
- 6. Payout options

E. Combination plans and variations

- 1. Joint life (first to die)
- 2. Survivorship life (second to die)

A. Policy riders

- 1. Waiver of premium and waiver of monthly deduction
- 2. Guaranteed insurability
- 3. Payor benefit
- Accidental death and/or accidental death and dismemberment
- 5. Term riders
- 6. Other insureds
- 7. Long term care
- 8. Return of premium
- 9. Disability
- 10. Cost of Living

B. Policy provisions and options

- 1. Entire contract
- 2. Insuring clause
- 3. Free look

- 4. Consideration
- 5. Owner's rights
- 6. Beneficiary designations
 - a. Primary and contingent
 - b. Revocable and irrevocable
 - c. Common disaster
 - d. Minor beneficiaries
 - e. Designation by class
- 7. Premium Payment
 - a. Modes
 - b. Grace period
 - c. Automatic premium loan
 - d. Level or flexible
- 8. Reinstatement
- 9. Policy loans, withdrawals, partial surrenders
- 10. Non-forfeiture options
- Dividends and dividend options (e.g. participating, nonparticipating)
- 12. Incontestability
- 13. Assignments
- 14. Suicide
- 15. Misstatement of age and gender
- 16. Settlement options
- 17. Accelerated death benefits

C. Policy exclusions

- 1. War
- 2. Aviation
- 3. Dangerous Occupation

A. Completing the application

- 1. Required signatures
- 2. Changes in the application
- 3. Consequences of incomplete applications
- 4. Warranties and representations
- 5. Collecting the initial premium and issuing the receipt
- 6. Replacement
- 7. Disclosures at point of sale (e.g., HIPAA, HIV consent)
- 8. USA PATRIOT Act/anti-money laundering
- 9. Gramm-Leach-Bliley Act (GLBA) Privacy

B. Underwriting

- 1. Insurable interest
- 2. Medical information and consumer reports
- 3. Fair Credit Reporting Act
- 4. Risk classification
- 5. Stranger/Investor-owned life insurance (STOLI/IOLI)

C. Delivering the policy

- 1. When coverage begins
- 2. Explaining the policy and its provisions, riders, exclusions, and ratings to the client

D. Contract law

- 1. Elements of a legal contract
 - a. Consideration
 - b. Offer and Acceptance
 - c. Competent parties
 - d. Legal purpose
- 2. Unique aspects of the insurance contract
 - a. Conditional
 - b. Unilateral
 - c. Adhesion
 - d. Aleatory

IV. RETIREMENT AND OTHER LIFE INSURANCE CONCEPTS	4. Reinstatement
	5. Notice of claim
A. Third-party ownership	6. Claim forms
B. Life Settlements	7. Proof of loss
C. Group life insurance	8. Time of payment of claims
Conversion privilege	9. Payment of claims
Contributory vs. noncontributory	Physical examination and autopsy
D. Retirement plans	11. Legal actions
1. Qualified plans	12. Change of beneficiary
Nonqualified plans	13. Misstatement of age or gender
E. Life insurance needs analysis/suitability	14. Change of occupation
Personal insurance needs	15. Illegal occupation
2. Business insurance needs	16. Relation of earnings to insurance
a. Key person	B. Other provisions and clauses
b. Buy sell	Insuring clause
F. Social Security benefits	2. Free look
G. Tax treatment of insurance premiums, proceeds, and	3. Consideration clause
dividends	Probationary period
1. Individual life	5. Elimination period
2. Group life	6. Waiver of premium
Modified Endowment Contracts (MECs)	7. Exclusions and limitations
o. Modified Endowment Contidute (MECO)	
V. TYPES OF ACCIDENT AND HEALTH POLICIES16	8. Preexisting conditions
A. Disability income	9. Coinsurance
Individual disability income policy	10. Deductibles
2. Business overhead expense policy	11. Eligible expenses
3. Business disability buyout policy	12. Copayments
Group disability income policy	13. Pre-authorizations and prior approval requirements
5. Key employee policy	14. Usual, reasonable, and customary (URC) charges
B. Accidental death and dismemberment	15. Lifetime, annual, or per cause maximum benefit limits
C. Medical expense insurance	C. Riders
Basic hospital, medical, and surgical policies	Impairment/exclusions
Major medical policies	Guaranteed insurability
Health Maintenance Organizations (HMOs)	3. Future increase option
Preferred Provider Organizations (PPOs)	D. Rights of renewability
5. Point of Service (POS) plans	1. Noncancelable
Flexible Spending Accounts (FSAs)	2. Cancelable
7. High Deductible Health Plans (HDHPs) and related	3. Guaranteed renewable
Health Savings Accounts (HSAs)	VIII OOGIAL INGUDANGE
8. Health Reimbursement Accounts (HRAs)	VII. SOCIAL INSURANCE
D. Medicare supplement policies	A. Medicare (Parts A, B, C, D)
· · · · · · · · · · · · · · · · · · ·	B. Medicaid
E. Group insurance	C. Social Security benefits
Differences between individual and group contracts General characteristics	VIII. OTHER ACCIDENT AND HEALTH INSURANCE
	CONCEPTS5
3. COBRA	A. Total, partial, recurrent and residual disability
F. Individual/Group Long Term Care (LTC)	B. Owner's rights
1. Eligibility	C. Dependent children benefits
2. Levels of care	D. Primary and contingent beneficiaries
G. Other policies	E. Modes of premium payments
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Critical illness or specified disease	H. Tax treatment of premiums and proceeds of insurance
5. Worksite (employer-sponsored)	contracts (e.g., disability income and medical
6. Hospital indemnity	expenses, etc.)
7. Short-term medical	• • •
8. Accident	I. Managed care
VI HEALTH DDOVISIONS OF ALISES & DIDERS 45	J. Workers Compensation
VI. HEALTH PROVISIONS, CLAUSES & RIDERS 15	K. Subrogation
A. Mandatory and optional provisions	IX. FIELD UNDERWRITING PROCEDURES8
Entire contract Time limit on contain defended (incontractable)	A. Completing the application
Time limit on certain defenses (incontestable)	· - · ·
3. Grace period	

- B. Explaining sources of insurability and HIPAA privacy information (e.g., MIB Report, Fair Credit Reporting Act, etc.)
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b. Referral Fee

Ref. 83-17-7

c. Controlled Business

Ref. 83-17-1

7. Life, Accident and Health or Sickness Policy	1. Moral
Replacement and Disclosures	2. Morale
a. Purpose	3. Physical
Ref. 83-9-35; MAC 19-2:14.01	E. Peril
b. Definition	F. Loss
Ref. 83-9-35; MAC 19-2:14.02	1. Direct
c. Duty of Producer	2. Indirect
Ref. 83-9-35; MAC 19-2:14.03 through .07	G. Loss Valuation
8. Long-Term Care Insurance	1. Actual cash value
a. Policy standards	2. Replacement cost
Ref. Reg. 90-102; MAC 19-3:8.01 through .05	3. Market value
b. Required Provisions	4. Stated/agreed value
Ref. Reg. 90-102; MAC 19-3:8.06 through .08	5. Salvage value
c. Outline of Coverage	H. Proximate cause
Ref. Reg. 90-102; MAC 19-3:8.17 through .18	I. Deductible
	J. Indemnity
PROPERTY PRODUCER	K. Limits of liability
CONTENT OUTLINE	L. Coinsurance/Insurance to value
	M. Occurrence
(60 scored plus 10 pretest questions)	N. Cancellation
I. TYPES OF POLICIES22	O. Nonrenewal
A. Homeowners	P. Vacancy and unoccupancy
1. HO-2	Q. Liability
2. HO-3	1. Absolute
3. HO-4	2. Strict
4. HO-5	3. Vicarious
5. HO-6	R. Negligence
6. HO-8	S. Binder
B. Dwelling policies	T. Endorsements
1. DP-1	U. Blanket vs. Specific
2. DP-2	III DOLLOV DDOVICIONS AND CONTRACT LAW 42
3. DP-3	III. POLICY PROVISIONS AND CONTRACT LAW
C. Commercial lines	A. Declarations
Commercial Package Policy (CPP)	B. Insuring agreement
Commercial property	C. Conditions
a. Commercial building and business personal property	D. Exclusions
form	E. Definition of the insured
b. Causes of loss forms	F. Duties of the insured
c. Business income	G. Obligations of the insurance company
d. Extra expense	H. Mortgagee rights
e. Equipment breakdown	I. Proof of loss
Business Owners Policy (BOP)	J. Notice of claim
4. Builders Risk	K. Appraisal L. Other Insurance Provision
Cyber First-Party Coverage	
D. Inland marine	M. Subrogation N. Elements of a contract
Personal Articles floaters	O. Warranties, representations, and concealment
Commercial Property floaters	, . , , , , , , , , , , , , , , , , , ,
E. National Flood Insurance Program	P. Sources of underwriting information
F. Others	Q. Fair Credit Reporting Act
1. Earthquake	R. Privacy Protection (Gramm Leach Bliley)
2. Mobile Homes	S. Policy Application
3. Watercraft	T. Terrorism Risk Insurance Act (TRIA)
4. Farm Owners	U. Territory
5. Windstorm	IV. Mississippi Property Insurance Laws
3. Willustofffi	(All references are to sections of Title 83, MS Regulation and
II. INSURANCE TERMS AND RELATED CONCEPTS15	MS Administrative Code (MAC))
A. Insurance	A. Commissioner
1. Law of Large Numbers	1. Broad Powers
B. Insurable interest	Ref. 83-1-47, 49, 51
C. Risk	2. Examination of Records
1. Pure vs. Speculative Risk	Ref. 83-5-37, 65
D. Hazard	3. Notice of hearing

Ref. 83-5-39

4. Rates and Forms

Ref. 83-2-3, 83-3-23

5. Penalties

Ref. 83-5-49, 67, 83, 85

6. Unlicensed activities

Ref. 83-1-49, 83-17-41, 45

B. Terms and concepts

1. Insurer

Ref. 83-1-151, 83-24-7, 83-6-1

2. Insurance transaction

Ref. 83-17-1; 83-17-53, 57; 83-59-3

3. Admitted and Non-admitted insurers

Ref. 83-21-3

 Domestic, foreign and alien Insurers; certificate of authority

Ref. 83-1-23, 83-5-5

5. Mississippi Insurance Guaranty Association

Ref. 83-23-103, 109, 115, 119

6. Mississippi State Rating Bureau

Ref. 83-3-7, 24

7. Mississippi Residential Property Insurance Underwriting

Association

Ref. 83-38-1. 3. 5

8. Mississippi Windstorm Underwriting Association

Ref. 83-34-1

9. Valued Policy

Ref. 83-13-5

C. Licensing

1. Persons required to be licensed

a. Insurance Producer

Ref. 83-17-53. 55, 59, 61, 63, 251

b. Insurance Adjuster

Ref. 83-17-401

c. Resident/non-resident

Ref. 83-17-65, 67

d. Exemptions

Ref. 83-17-67

2. Appointments/Termination of Appointments

Ref. 83-17-75, 77

3. Penalties for noncompliance

a. Refusal/nonrenewal

Ref. 83-17-71

b. Suspension/revocation

Ref. 83-5-67

c. Administrative fines

Ref. 83-17-71

4. Maintenance and duration of license

a. Renewal

Ref. 83-17-37, 63

b. Continuing Education

Ref. 83-17-251

c. Notify Commissioner of Change in Address

Ref. 83-17-63

d. Report Administrative or Criminal Action

Ref. 83-17-81

D. Marketing Practices

1. Protection of public interest

Ref. 83-6-39; 83-17-69; 83-24-31; MAC 19-1:20.02

2. Unfair Practices

a. Unfair claims methods and trade practices

Ref. 83-5-19, 33, 35, 45

b. Producer's Compensation Disclosure

Ref: 83-17-73, 83-59-3

c. Rebating/illegal dealing in premiums

Ref. 83-3-121

d. Illegal inducements

Ref. 83-2-29

e. Twisting

Ref. Reg. F&C 37-1; MAC 19-1:1.01

f. Misrepresentation

Ref. 83-5-35

g. Credit Scoring Adverse-Action

Ref. 15 USCA § 1681m

h. Defamation

Ref. 83-5-35

i. Discrimination

Ref. 83-2-3

j. Failure to issue proper receipts

Ref. 83-17-71

k. Cease and desist

Ref. 83-1-51; 83-5-41

I. Advertising

Ref. 83-5-35; 83-17-1, 71; MAC 19-1:3.01

m Fraud

Ref. 7-5-303; 83-17-71

3. Producer responsibilities

a. Policy deliveries

Ref. (2007-1) MAC 19-1:34.04-.05

b. Premium accountability (e.g. fiduciary responsibility)

Ref. 83-17-71; Reg. (2000-4 Sec 4) MAC 19-1:25.04

c. Separate Account Requirement

Ref. Reg. 79-001; MAC 19-1:11.01

d. Reply to the Insurance Commissioner *Ref.* 83-24-13

7.07.00-24-7.

e. Burden of determining authorization

Ref. 83-1-23

4. Compensation

a. Payment of commissions

Ref. 83-17-73

b. Duly licensed producer

Ref. 83-17-7

c. Referral Fee

Ref. 83-17-7

d. Controlled Business

Ref. 83-17-1

E. Cancellation/Nonrenewal

1. Property policies

a. Personal Lines(1) Homeowners

Ref. 83-5-28

(2) Automobile

Ref. 83-11-1 through 21

b. Commercial Lines

Ref. 83-5-28

2. Proof of Notice Ref. 83-11-9, 13

F. Applications and Binders

1. Binding coverage

Ref. (2009-1) MAC 19-5:4.01-.06

CASUALTY PRODUCER CONTENT OUTLINE

(60 scored questions plus 10 pretest questions)

I. TYPES OF POLICIES, BONDS, AND RELATED TERMS 23

A. Commercial general liability

- 1. Exposures
 - a. Premises and Operations
 - b. Products and Completed Operations
- 2. Coverage
 - a. Coverage A: Bodily Injury and Property Damage Liability (Occurrence, Claims made including Retroactive Date)
 - b. Coverage B: Personal Injury and Advertising Injury
 - c. Coverage C: Medical Payments
 - d. Supplemental Payments
 - e. Who is an insured
 - f. First named insured
 - g. Limits (Per occurrence, Annual Aggregate)
 - h. Damage to Property of Others

B. Automobile: personal auto and business auto

- 1. Liability
 - a. Bodily Injury
 - b. Property Damage
 - c. Split Limits
 - d. Combined Single Limit
- 2. Medical Payments
- 3. Physical Damage (collision; other than collision; specified perils)
- 4. Uninsured motorists
- 5. Underinsured motorists
- 6. Who is an insured
- 7. Types of Auto
 - a. Owned
 - b. Non-owned
 - c. Hired
 - d. Temporary Substitute
 - e. Newly Acquired Autos
 - f. Transportation Expense and Rental Reimbursement Expense
- 8. Auto Dealers Coverage Form, including Garagekeepers Insurance
- 9. Exclusions
- 10. Individual Insured and Drive Other Car (DOC)
- 11. Mobile equipment

C. Workers Compensation Insurance, Employers Liability Insurance, and Related Issues

(This section does not deal with specifics of state law)

- 1. Standard policy concepts
 - a. Who is an employee/employer
 - b. Compensation
- 2. Work-related vs. non-work-related
- 3. Other states' insurance
- 4. Employers Liability
- 5. Exclusive remedy
- 6. Premium Determination

D. Crime

- 1. Employee Dishonesty
- 2. Theft
- 3. Robbery

- 4. Burglary
- 5. Forgery and Alteration
- 6. Mysterious disappearance

E. Bonds

- 1. Surety
- 2. Fidelity

F. Professional liability

- 1. Errors and Omissions
- 2. Medical Malpractice
- 3. Directors and Officers (D&O)
- 4. Employment Practices Liability (EPLI)
- 5. Cyber liability and data breach, funds transfer
- 6. Liquor liability
- G. Umbrella/Excess Liability
- H. Businessowners Policy (BOP)

II. INSURANCE TERMS AND RELATED CONCEPTS 15

- A. Risk
- B. Hazards
 - 1. Moral
 - 2. Morale
 - Physical
- C. Indemnity
- D. Insurable interest

E. Loss valuation

- 1. Actual cash value
- 2. Replacement cost
- 3. Market value
- 4. Stated/agreed value
- 5. Salvage value
- F. Negligence
- G. Liability
- H. Occurrence
- I. Binders
- J. Warranties
- K. Representations
- L. Concealment
- M. Deposit Premium/Audit N. Certificate of Insurance
- O I ---- -fl ----- N-----
- O. Law of Large Numbers
 P. Pure vs. Speculative Risk
- Q. Endorsements
- R. Damages
 - 1. Compensatory
 - a. General
 - b. Special
 - 2. Punitive

S. Compliance with provisions of Fair Credit Reporting Act

III. POLICY PROVISIONS......12

- A. Declarations
- B. Insuring agreement
- C. Conditions
- D. Exclusions and Limitations
- E. Definition of the insured
- F. Duties of the insured after a loss
- G. Cancellation and nonrenewal provisions
- H. Supplementary payments
- I. Proof of loss
- J. Notice of claim
- K. Other insurance
- L. Subrogation

M. Loss settlement provisions including consent to settle	Ret. 83-17-251
a loss	c. Notify Commissioner of Change in Address
N. Terrorism Risk Insurance Act (TRIA)	Ref. 83-17-63
IV. Mississippi Casualty Insurance Laws	d. Report Administrative or Criminal Action
(All references are to sections of Title 83, MS Regulation and	Ref. 83-17-81
MS Administrative Code (MAC))	D. Marketing Practices
A. Commissioner	Protection of public interest
Broad Powers	Ref. 83-6-39; 83-17-69; 83-24-31; MAC 19-1:20.02
	2. Unfair Practices
Ref. 83-1-47, 49, 51	
2. Examination of Records	a. Unfair claims methods and trade practices
Ref. 83-5-37, 65	Ref. 83-5-19, 33, 35, 45
3. Notice of hearing	b. Producer's Compensation Disclosure
Ref. 83-5-39	Ref: 83-17-73, 83-59-3
4. Rates and Forms	 c. Rebating/illegal dealing in premiums
Ref. 83-2-3, 83-3-23	Ref. 83-3-121
5. Penalties	d. Illegal inducements
Ref. 83-5-49, 67, 83, 85	Ref. 83-2-29
6. Unlicensed activities	e. Twisting
Ref. 83-1-49, 83-17-41, 45	Ref. Reg. F&C 37-1; MAC 19-1:1.01
B. Terms and concepts	f. Misrepresentation
1. Insurance	Ref. 83-5-35
Ref. 83-17-53, 83-19-1	g. Credit Scoring Adverse-Action
2. Insurer	Ref. 15 USCA § 1681m
Ref. 83-1-151, 83-24-7, 83-6-1	h. Defamation
3. Insurance transaction	
	Ref. 83-5-35
Ref. 83-17-1; 83-17-53, 57; 83-59-3	i. Discrimination
Admitted and Non-admitted insurers	Ref. 83-2-3
Ref. 83-21-3	j. Failure to issue proper receipts
Domestic, foreign and alien Insurers; certificate of	Ref. 83-17-71
authority	k. Cease and desist
Ref. 83-1-23, 83-5-5	Ref. 83-1-51; 83-5-41
Mississippi Insurance Guaranty Association	I. Advertising
Ref. 83-23-103, 109, 115, 119	Ref. 83-5-35; 83-17-1, 71; Reg. 19-1:3.01
7. Mississippi State Rating Bureau	m. Fraud
Ref. 83-3-7, 24	Ref. 7-5-303; 83-17-71
8. Mississippi Residential Property Insurance Underwriting	Producer responsibilities
Association	a. Policy deliveries
Ref. 83-38-1, 3, 5	Ref. (2007-1) MAC 19-1:34.0405
C. Licensing	b. Premium accountability (e.g. fiduciary responsibility)
Persons required to be licensed	Ref. 83-17-71; Reg. (2000-4 Sec 4) MAC 19-1:25.04
a. Insurance Producer	c. Separate Account Requirement
Ref. 83-17-53. 55, 59, 61, 63, 251	Ref. Reg. 79-011; MAC 19-1:11.01
b. Insurance Adjuster	d. Reply to the Insurance Commissioner
Ref. 83-17-401	Ref. 83-24-13
c. Resident/non-resident	e. Burden of determining authorization
Ref. 83-17-65, 67	Ref. 83-1-23
•	4. Compensation
d. Exemptions	•
Ref. 83-17-67	a. Payment of commissions
2. Appointments/Termination of Appointments	Ref. 83-17-73
Ref. 83-17-75, 77	b. Duly licensed producer
3. Penalties for noncompliance	Ref. 83-17-7
a. Refusal/nonrenewal	c. Referral Fee
Ref. 83-17-71	Ref. 83-17-7
b. Suspension/revocation	d. Controlled Business
Ref. 83-5-67	Ref. 83-17-1
c. Administrative fines	E. Cancellation/Nonrenewal
Ref. 83-17-71	1. Proof of Notice
4. Maintenance and duration of license	Ref. 83-11-9, 13
a. Renewal	F. Applications and Binders
Ref. 83-17-37, 63	Binding coverage
b. Continuing Education	Ref. (2009-1) MAC 19-5:4.0106
<u> </u>	

2. Replacement cost G. Automobile 1. Financial Responsibility 3. Market value Ref. 63-15-3 4. Stated/agreed value 2. Uninsured/Underinsured motorist 5. Salvage value Ref. 83-11-101 through 111 H. Proximate cause I. Deductible J. Indemnity **PROPERTY & CASUALTY PRODUCER** K. Limits of liability **CONTENT OUTLINE** L. Coinsurance/Insurance to value (90 scored questions plus 10 pretest questions) M. Occurrence N. Cancellation I. TYPES OF PROPERTY POLICIES......15 O. Nonrenewal A. Homeowners P. Vacancy and unoccupancy 1. HO-2 Q. Liability 2. HO-3 1. Absolute 3. HO-4 2. Strict 4. HO-5 3. Vicarious 5. HO-6 R. Negligence 6. HO-8 S. Binder **B.** Dwelling policies T. Endorsements 1. DP-1 U. Blanket vs. Specific 2. DP-2 3. DP-3 **III. PROPERTY POLICY PROVISIONS & CONTRACT LAW... 9** C. Commercial lines A. Declarations 1. Commercial Package Policy (CPP) B. Insuring agreement 2. Commercial property C. Conditions a. Commercial building and business personal property D. Exclusions E. Definition of the insured b. Causes of loss forms F. Duties of the insured c. Business income G. Obligations of the insurance company d. Extra expense H. Mortgagee rights e. Equipment breakdown I. Proof of loss 3. Business Owners Policy (BOP) J. Notice of claim 4. Builders Risk K. Appraisal 5. Cyber First-Party Coverage L. Other Insurance Provision D. Inland marine M. Subrogation 1. Personal Articles floaters N. Elements of a contract 2. Commercial Property floaters O. Warranties, representations, and concealment E. National Flood Insurance Program P. Sources of underwriting information F. Others Q. Fair Credit Reporting Act 1. Earthquake R. Privacy Protection (Gramm Leach Bliley) 2. Mobile Homes S. Policy Application 3. Watercraft T. Terrorism Risk Insurance Act (TRIA) 4. Farm Owners **U. Territory** 5. Windstorm IV. TYPES OF CASUALTY POLICIES, BONDS, AND II. PROPERTY INSURANCE TERMS AND RELATED RELATED TERMS...... 16 CONCEPTS...... 11 A. Commercial general liability A. Insurance 1. Exposures 1. Law of Large Numbers a. Premises and Operations B. Insurable interest b. Products and Completed Operations C. Risk 2. Coverage 1. Pure vs. Speculative Risk a. Coverage A: Bodily Injury and Property Damage D. Hazard Liability (Occurrence, Claims made including 1. Moral Retroactive Date) 2. Morale

- - 3. Physical
- E. Peril
- F. Loss
 - 1. Direct
 - 2. Indirect
- G. Loss Valuation
 - 1. Actual cash value

- a. Coverage B: Personal Injury and Advertising Injury
- b. Coverage C: Medical Payments
- c. Supplemental Payments
- d. Who is an insured
- e. First named insured
- g. Limits (Per occurrence, Annual Aggregate)
- h. Damage to Property of Others
- B. Automobile: personal auto and business auto

- 1. Liability D. Indemnity h. Bodily Injury E. Insurable interest i. Property Damage F. Loss valuation j. Split Limits 1. Actual cash value k. Combined Single Limit 2. Replacement cost 2. Medical Payments 3. Market value 3. Physical Damage (collision; other than collision; 4. Stated/agreed value specified perils) 5. Salvage value 4. Uninsured motorists G. Negligence 5. Underinsured motorists H. Liability 6. Who is an insured I. Occurrence J. Binders 7. Types of Auto K. Warranties h. Owned i. Non-owned L. Representations i. Hired M. Concealment k. Temporary Substitute N. Deposit Premium/Audit I. Newly Acquired Autos O. Certificate of Insurance m. Transportation Expense and Rental Reimbursement P. Law of Large Numbers Q. Pure vs. Speculative Risk Expense 8. Auto Dealers Coverage Form, including Garagekeepers R. Endorsements Insurance S. Damages 9. Exclusions 1. Compensatory 10. Individual Insured and Drive Other Car (DOC) h. General i. Special 11. Mobile equipment C. Workers Compensation Insurance, Employers Liability 2. Punitive Insurance, and Related Issues T. Compliance with provisions of Fair Credit Reporting (This section does not deal with specifics of state law) 1. Standard policy concepts VI. CASUALTY POLICY PROVISIONS 8 h. Who is an employee/employer **B. Declarations** i. Compensation C. Insuring agreement 2. Work-related vs. non-work-related **D.** Conditions 3. Other states' insurance E. Exclusions and Limitations 4. Employers Liability F. Definition of the insured 5. Exclusive remedy G. Duties of the insured after a loss 6. Premium Determination H. Cancellation and nonrenewal provisions D. Crime I. Supplementary payments 1. Employee Dishonesty J. Proof of loss 2. Theft K. Notice of claim 3. Robbery L. Other insurance 4. Burglary M. Subrogation 5. Forgery and Alteration N. Loss settlement provisions including consent to settle 6. Mysterious disappearance a loss E. Bonds O. Terrorism Risk Insurance Act (TRIA) 1. Surety VII. Mississippi Property and Casualty Insurance Laws.....20 2. Fidelity (All references are to sections of Title 83, MS Regulation and F. Professional liability MS Administrative Code (MAC)) 1. Errors and Omissions **B.** Commissioner 2. Medical Malpractice 1. Broad Powers 3. Directors and Officers (D&O) Ref. 83-1-47, 49, 51 4. Employment Practices Liability (EPLI) 2. Examination of Records 5. Cyber liability and data breach, funds transfer Ref. 83-5-37, 65 6. Liquor liability 3. Notice of hearing Ref. 83-5-39
- G. Umbrella/Excess Liability
- H. Businessowners Policy (BOP)

V. CASUALTY INSURANCE TERMS AND RELATED

CONCEPTS......11

- **B** Risk
- C. Hazards
 - 1. Moral
 - 2. Morale
 - 3. Physical

4. Rates and Forms

Ref. 83-2-3, 83-3-23

5. Penalties

Ref. 83-5-49, 67, 83, 85

6. Unlicensed activities

Ref. 83-1-49, 83-17-41, 45

- C. Terms and concepts
 - 1. Insurance

Ref. 83-17-53, 83-19-1

2. Insurer

Ref. 83-1-151, 83-24-7, 83-6-1

3. Insurance transaction

Ref. 83-17-1; 83-17-53, 57; 83-59-3

4. Admitted and Non-admitted insurers

Ref. 83-21-3

Domestic, foreign and alien Insurers; certificate of authority

Ref. 83-1-23, 83-5-5

6. Mississippi Insurance Guaranty Association

Ref. 83-23-103, 109, 115, 119

7. Mississippi State Rating Bureau

Ref. 83-3-7, 24

 Mississippi Residential Property Insurance Underwriting Association

Ref. 83-38-1, 3, 5

9. Mississippi Windstorm Underwriting Association

Ref. 83-34-1

10. Valued Policy

Ref. 83-13-5

D. Licensing

1. Persons required to be licensed

a. Insurance Producer

Ref. 83-17-53. 55, 59, 61, 63, 251

b. Insurance Adjuster

Ref. 83-17-401

c. Resident/non-resident

Ref. 83-17-65, 67

d. Exemptions

Ref. 83-17-67

2. Appointments/Termination of Appointments

Ref. 83-17-75, 77

3. Penalties for noncompliance

a. Refusal/nonrenewal

Ref. 83-17-71

b. Suspension/revocation

Ref. 83-5-67

c. Administrative fines

Ref. 83-17-71

4. Maintenance and duration of license

a. Renewal

Ref. 83-17-37, 63

b. Continuing Education

Ref. 83-17-251

c. Notify Commissioner of Change in Address

Ref. 83-17-63

d. Report Administrative or Criminal Action

Ref. 83-17-81

D. Marketing Practices

1. Protection of public interest

Ref. 83-6-39; 83-17-69; 83-24-31; MAC 19-1:20.02

2. Unfair Practices

a. Unfair claims methods and trade practices

Ref. 83-5-19, 33, 35, 45

b. Producer's Compensation Disclosure

Ref: 83-17-73, 83-59-3

c. Rebating/illegal dealing in premiums

Ref. 83-3-121

d. Illegal inducements

Ref. 83-2-29

e. Twisting

Ref. Reg. F&C 37-1; MAC 19-1:1.01

f. Misrepresentation

Ref. 83-5-35

g. Credit Scoring Adverse-Action

Ref. 15 USCA § 1681m

h. Defamation

Ref. 83-5-35

i. Discrimination

Ref. 83-2-3

j. Failure to issue proper receipts

Ref 83-17-71

k. Cease and desist

Ref. 83-1-51; 83-5-41

I. Advertising

Ref. 83-5-35; 83-17-1, 71; Reg. 19-1:3.01

m. Fraud

Ref. 7-5-303: 83-17-71

3. Producer responsibilities

a. Policy deliveries

Ref. (2007-1) MAC 19-1:34.04-.05

b. Premium accountability (e.g. fiduciary responsibility)

Ref. 83-17-71; Reg. (2000-4 Sec 4) MAC 19-1:25.04

c. Separate Account Requirement

Ref. Reg. 79-001; MAC 19-1:11.01

d. Reply to the Insurance Commissioner

Ref. 83-24-13

e. Burden of determining authorization

Ref. 83-1-23

4. Compensation

a. Payment of commissions

Ref. 83-17-73

b. Duly licensed producer

Ref. 83-17-7

c. Referral Fee

Ref. 83-17-7

d. Controlled Business

Ref. 83-17-1

E. Cancellation/Nonrenewal

1. Property policies

a. Personal Lines

(1) Homeowners *Ref.* 83-5-28

(2) Automobile

Ref. 83-11-1 through 21

b. Commercial Lines

Ref. 83-5-28

2. Proof of Notice

Ref. 83-11-9, 13

F. Applications and Binders

1. Binding coverage

Ref. (2009-1) MAC 19-5:4.01-.06

G. Automobile

1. Financial Responsibility

Ref. 63-15-3

2. Uninsured/Underinsured motorist

Effective: June 7, 2022

Ref. 83-11-101 through 111

PERSONAL LINES PRODUCER CONTENT OUTLINE

(75 scored questions)

I. TYPES OF PROPERTY POLICIES7	3. Market value
A. Homeowners	4. Stated value
1. HO-2	5. Salvage value
2. HO-3	H. Proximate cause
3. HO-4	I. Deductible
4. HO-5	J. Indemnity
5. HO-6	K. Limits of liability
6. HO-8	L. Coinsurance/Insurance to value
B. Dwelling policies	M. Occurrence
1. DP-1	N. Cancellation
2. DP-2	O. Nonrenewal
3. DP-3	P. Vacancy and unoccupancy
C. Inland marine	Q. Liability
Personal Articles floaters	1. Absolute
D. National Flood Insurance Program	2. Strict
E. Others	3. Vicarious
1. Earthquake	R. Negligence
2. Mobile Homes	S. Binder
3. Watercraft	T. Endorsements
4. Windstorm	U. Blanket vs. Specific
II. TYPES OF CASUALTY POLICIES9	V. Burglary, Robbery, Theft, and Mysterious
A. Automobile: personal auto	Disappearance
1. Liability	W. Warranties
	X. Representations
a. Bodily Injury	Y. Concealment
b. Property Damage	Z. Deposit Premium/Audit
c. Split Limits	AA. Certificate of Insurance
d. Combined Single Limit	BB. Damages
Medical Payments Plantial Payment (all initial and the partition of the partition)	_
Physical Damage (collision; other than collision;	1. Compensatory a. General
specified perils)	
4. Uninsured motorists	b. Special
5. Underinsured motorists	2. Punitive
6. Who is an insured	CC. Compliance with Provisions of Fair Credit Reporting
7. Types of Auto	Act
a. Owned	IV. PROPERTY AND CASUALTY POLICY PROVISIONS AND
b. Non-owned	CONTRACT LAW18
c. Hired	A. Declarations
d. Temporary Substitute	B. Insuring agreement
e. Newly Acquired Autos	C. Conditions
f. Transportation Expense and Rental Reimbursement	D. Exclusions
Expense	E. Definition of the insured
8. Exclusions	F. Duties of the insured after a loss
B. Umbrella/Excess liability	G. Obligations of the insurance company
III. PROPERTY AND CASUALTY INSURANCE TERMS AND	H. Mortgagee rights
RELATED CONCEPTS21	I. Proof of loss
A. Insurance	J. Notice of claim
	K. Appraisal
1. Law of Large Numbers	L. Other Insurance Provision
B. Insurable interest	
C. Risk	M. Subrogation N. Elements of a contract
Pure vs. Speculative Risk Durant	
D. Hazard	O. Sources of underwriting information
1. Moral	P. Fair Credit Reporting Act
2. Morale	Q. Privacy Protection (Gramm Leach Bliley)
3. Physical	R. Policy Application
E. Peril	S. Terrorism Risk Insurance Act (TRIA)
F. Loss	T. Cancellation and nonrenewal provisions
1. Direct	U. Supplementary payments

2. Indirect

G. Loss Valuation

1. Actual cash value

2. Replacement cost

Ref. 83-17-37, 63 V. Loss settlement provisions including consent to settle b. Continuing Education W. Territory Ref. 83-17-251 c. Notify Commissioner of Change in Address V. Mississippi Personal Lines Insurance Laws........... 20 (All references are to sections of Title 83, MS Regulation and Ref. 83-17-63 d. Report Administrative or Criminal Action MS Administrative Code (MAC)) Ref. 83-17-81 A. Commissioner 1. Broad Powers D. Marketing Practices Ref. 83-1-47, 49, 51 1. Protection of public interest 2. Examination of Records Ref. 83-6-39; 83-17-69; 83-24-31; MAC 19-1:20.02 Ref. 83-5-37, 65 2. Unfair Practices a. Unfair claims methods and trade practices 3. Notice of hearing Ref. 83-5-39 Ref. 83-5-19, 33, 35, 45 4. Rates and Forms b. Producer's Compensation Disclosure Ref. 83-2-3, 83-3-23 Ref: 83-17-73, 83-59-3 c. Rebating/illegal dealing in premiums 5. Penalties Ref. 83-5-49, 67, 83, 85 Ref. 83-3-121 6. Unlicensed activities d. Illegal inducements Ref. 83-1-49, 83-17-41, 45 Ref. 83-2-29 B. Terms and concepts e. Twisting 1. Insurer Ref. Reg. F&C 37-1; MAC 19-1:1.01 Ref. 83-1-151, 83-24-7, 83-6-1 f. Misrepresentation 2. Insurance transaction Ref. 83-5-35 Ref. 83-17-1: 83-17-53. 57: 83-59-3 g. Credit Scoring Adverse-Action 3. Admitted and Non-admitted insurers Ref. 15 USCA § 1681m Ref. 83-21-3 h. Defamation 4. Domestic, foreign and alien Insurers; certificate of Ref. 83-5-35 authority i. Discrimination Ref. 83-2-3 Ref. 83-1-23, 83-5-5 5. Mississippi Insurance Guaranty Association j. Failure to issue proper receipts Ref. 83-23-103, 109, 115, 119 Ref. 83-17-71 6. Mississippi State Rating Bureau k. Cease and desist Ref. 83-3-7, 24 Ref. 83-1-51; 83-5-41 7. Mississippi Residential Property Insurance Underwriting I. Advertising Association Ref. 83-5-35; 83-17-1, 71; Reg. 19-1:3.01 Ref. 83-38-1. 3. 5 m Fraud Ref. 7-5-303; 83-17-71 8. Mississippi Windstorm Underwriting Association Ref. 83-34-1 3. Producer responsibilities 9. Valued Policy a. Policy deliveries Ref. 83-13-5 Ref. (2007-1) MAC 19-1:34.04-.05 C. Licensing b. Premium accountability (e.g. fiduciary responsibility) 1. Persons required to be licensed Ref. 83-17-71; Reg. (2000-4 Sec 4) MAC 19-1:25.04 a. Insurance Producer c. Separate Account Requirement Ref. 83-17-53. 55, 59, 61, 63, 251 Ref. Reg. 79-001; MAC 19-1:11.01

b. Insurance Adjuster

Ref. 83-17-401

c. Resident/non-resident

Ref. 83-17-65. 67

d. Exemptions

Ref. 83-17-67

2. Appointments/Termination of Appointments

Ref. 83-17-75, 77

3. Penalties for noncompliance

a. Refusal/nonrenewal

Ref. 83-17-71

b. Suspension/revocation

Ref. 83-5-67

c. Administrative fines

Ref. 83-17-71

4. Maintenance and duration of license

a. Renewal

d. Reply to the Insurance Commissioner

Ref. 83-24-13

e. Burden of determining authorization

Ref. 83-1-23

4. Compensation

a. Payment of commissions

Ref. 83-17-73

b. Duly licensed producer

Ref. 83-17-7

c Referral Fee

Ref. 83-17-7

d. Controlled Business

Ref. 83-17-1

E. Cancellation/Nonrenewal

1. Property policies

a. Personal Lines

(1) Homeowners

Ref. 83-5-28

(2) Automobile

Ref. 83-11-1 through 21

2. Proof of Notice

Ref. 83-11-9, 13

F. Applications and Binders

1. Binding coverage

Ref. (2009-1) MAC 19-5:4.01-.06)

G. Automobile

1. Financial Responsibility

Ref. 63-15-3

2. Uninsured/Underinsured motorist

Ref. 83-11-101 through 111

PROPERY & CASUALTY WITH WORKERS' COMPENSATION ADJUSTER CONTENT OUTLINE

(60 scored and 5 unscored questions)

I. PROPERTY AND CASUALTY INSURANCE TERMS AND CONCEPTS

- A. Insurance
 - 1. Law of large numbers
- B. Insurable interest
- C. Risk
- D. Hazard
- E. Peril
- F. Loss (direct and indirect)
- G. Proximate cause
- H. Deductible
- I. Indemnity
- J. Actual cash value
- K. Replacement cost
- L. Limits of Liability
- M. Coinsurance/Insurance to value
- N. Accident
- O. Occurrence
- P. Cancellation
- Q. Nonrenewal
- R. Liability
- S. Negligence
- T. Robbery
- **U.** Burglary
- V. Theft

II. TYPES OF PROPERTY POLICIES

A. Personal lines

- 1. Dwelling and contents (DP forms)
- 2. Personal liability
- 3. Homeowners (coverages and endorsements)
- 4. Mobile Homes

B. Commercial lines

- 1. Commercial property
 - a. Commercial building personal property form
 - b. Causes of loss forms
 - c. Business income
 - d. Extra expense
- 2. Commercial Package Policy (CPP)
- 3. Equipment Breakdown coverage forms
- 4. Businessowners Policy (BOP)
- 5. Farmowners

C. Ocean and Inland marine

- 1. Personal floaters
- 2. Commercial floaters
- 3. Nationwide definition

D. Additional coverages and exclusions

- 1. Flood
- 2. Business Interruption
- 3. Ordinance or Law

III. TYPES OF CASUALTY POLICIES

A. Commercial general liability

- 1. Premises and operations liability
- 2. Products and completed operations liability
- 3. Contractual liability
- 4. Medical payments
- 5. Owners and contractors protective liability

B. Automobile: personal and business auto

- 1. Liability
- 2. Physical damage (collision and comprehensive)
- 3. Uninsured/ Underinsured motorists
- 4. Named insureds
- 5. Insureds
- 6. Owned automobile
- 7. Nonowned automobile
- 8. Temporary substitute auto
- 9. Auto adjusting definitions (included operations, overlap areas, unibody damage)

C. Commercial crime

- 1. Coverage forms
 - a. Theft, disappearance, and destruction
 - b. Robbery and safe burglary
 - c. Premises burglary
 - d. Premises theft and robbery outside premises

D. Workers Compensation

Ref. 71-3-1 through 129

- 1. Liability for compensation
 - a. Burden and standard of proof
 - b. Apportionment
 - c. Intoxication
 - d. Willful intent to injure
 - e. Compensation where third parties are liable
 - f. Statute of limitations
- 2. Indemnity benefits
 - a. Compensation for disability
 - b. Permanent total disability
 - c. Serious head or facial disfigurement
 - d. Partial or total loss of use of a member
- 3. Medical benefits
 - a. Right of selection
 - b. Duty to provide
- 4. Average weekly wage

E. Standard Fire Policy

Ref: 83-13-1 through 25

- 1. Basic coverages
- 2. Limitations and restrictions
- Loss
- 4. Appraisal
- F. Professional liability
- G. Umbrella/excess liability
- H. Surety bonds

IV. STATUTES, RULES, AND REGULATIONS PERTINENT TO ADJUSTERS

(All references are to sections of Title 71 and 83 and Reg. Chapter 14)

A. Commissioner of Insurance

- 1. Broad powers and duties
- 2. Examination of records
- 3. Investigations/Notice of hearing
- 4. Penalties

B. Adjuster licensing

Ref. 83-17-401 through 423

- 1. License requirements
- 2. License suspension and revocation
- 3. Change of address *Ref.* 83-17-63
- 4. Definitions

C. Unfair trade practices

1. Unfair claims settlement practices *Ref.* 83-5-19, 33, 45

2. Misrepresentation

Ref. 83-5-35

3. Unfair discrimination Ref. 83-71-7, 57; Reg. Chapter 14

V. PROPERTY INSURANCE STATUTES, RULES, AND REGULATIONS

A. Cancellation/Nonrenewal

Ref. 83-5-28, 83-11-1 through 21

VI. CASUALTY INSURANCE STATUTES, RULES, AND REGULATIONS

A. Automobile Insurance/Financial Responsibility

- Required limits Bodily Injury/Physical Damage Ref. 63-15-3
- 2. Cancellation/nonrenewal Ref. 83-5-28, 83-11-1 through 21

PUBLIC ADJUSTER CONTENT OUTLINE

(50 scored questions)

I. AUTO INSURANCE

- A. Personal and Commercial Physical Damage Coverages Comprehensive and Collision
- B. Types of Autos

II. BUSINESOWNERS POLICY (PROPERTY ONLY)

III. COMMERCIAL PROPERTY COVERAGE

IV. DWELLING, HOMEOWNERS AND OTHER PROPERTY COVERAGES

V. GENERAL INSURANCE CONCEPTS AND PRINCIPLES

- A. Property and Casualty insurance terms
- B. Insurance Concepts
- C. Loss Report

VI. Overview of Property & Casualty Insurance

- A. Product Knowledge
- **B. Policy Provisions**

VII. Mississippi Adjuster Law, Rules and Regulations

Ref. 83-17-501 through 527

- A. Commissioner of Insurance
- B. Definitions
- C. License Requirements
- D. Adjuster

INDUSTRIAL FIRE CONTENT OUTLINE

(50 scored questions)

I. MISSISSIPPI LAWS AND RULES PERTINENT TO INDUSTRIAL FIRE INSURANCE

(All references are to sections of Title 83, MS Regulation and MS Administrative Code (MAC))

A. Insurance Commissioner

1. Duties of the Commissioner Ref. 83-1-47, 49, 51; 83-5-37, 39, 65

B. Industrial Fire Insurance

Ref. 83-13-1 through 25

C. Persons required to be licensed

Ref. 83-17-53, 65

D. Maintaining a license

1. Change of Address

Ref. 83-17-63

2. License Renewal

Ref. 83-17-37, 63

3. Appointments

Ref. 83-17-75, 77

E. Suspension, termination, revocation of license and other penalties

Ref. 83-5-67, 83-17-71

F. Unfair Trade Practices

- 1. Unfair claims practices and settlements
- Ref. 83-5-19, 33, 45 2. Twisting

Ref. Reg. F&C 37-1; MAC 19-1:1.01

Rebating

Ref. 83-3-121

G. Foreign, alien and domestic companies

Ref. 83-1-23, 83-5-5

II. POLICY DEFINITIONS

- A. Insurance contract basics
- B. Declarations and Insuring Agreement
- C. Conditions
- D. Exclusions
- E. Insurable Interest
- F. Contract of Indemnity
- G. Subrogation
- H. Actual Cash Value
- I. Warranties and Representations
- J. Concealment and Fraud Policy Cancellation
- K. Pro rata
- L. Hazard
 - 1. Physical
 - 2. Moral
 - 3. Morale

M. Loss

- 1. Direct
- 2. Indirect
- N. Requirement if Loss Occurs
- O. Perils Not Included
- P. Other Insurance

III. EXTENDED COVERAGE (ALLIED LINES)

(All references are to sections of Title 83, MS Regulation and MS Administrative Code (MAC))

A. Perils Insured Against and Their Provisions

Ref. 83-13-1 through 25

- 1. Windstorm
- 2. Hail

- 3. Explosion
- 4. Riot, including a riot attending a strike
- 5. Civil Commotion
- 6. Aircraft
- 7. Vehicles
- 8. Smoke

IV. BURGLARY ENDORSEMENT

- A. Coverages
- **B.** Exclusions

BAIL AGENT CONTENT OUTLINE

(60 scored questions)

(All references are to sections of Title 83. Ref: 83-39-1 through 31: MAC 19-6:7.03)

I. Arrest and release

- A. Who may make an arrest
- B. Surrender of defendants
- C. Issuing warrants
- D. Apprehension of defendants
- E. Property Bond
- F. Consideration for setting bonds

II. Collateral and indemnity

- A. Return of collateral after fulfillment
- B. Custody of Collateral
- C. Penalties

III. Contracts

- A. Parties to a contract
- B. Indemnification agreements/surety contracts
- C. Creating a valid contract

IV. Courts and their jurisdiction

- A. Courts
- B. Power of attorney
- C. Posting licensing with courts
- D. Persons excluded from acting as a bail agent
- E. Court procedures
- F. Court appearance
- G. Arraignment
- H. Trial
- I. Appeal
- J. Conditions for release
- K. Failure to appear

V. Forfeitures and judgements

- A. Bond forfeiture
- B. Motions to set aside judgements
- C. Final judgement of forfeiture

VI. Fulfilling the Obligation

- A. Discharging Bonds
- B. Evidence to convict

VII. Mississippi Bail Laws & Regulations

- A. License Requirements
- B. License Eligibility
- C. Qualification, including bonds
- D. Appointments
- E. Non-resident eligibility
- F. Soliciting bail agent duties
- G. Limited surety agent duties
- H. Personal surety agent duties
- I. Record keeping
- J. Licensing renewal and expiration
- K. Denial, suspension or revocation of license
- L. License transfer requirements License appeal
- M. Continuing education
- N. Reinstatement requirements
- O. Fines for agents and insurers

- P. Change of address
- Q. Disciplinary actions/penalties
- R. Unlawful acts

VIII. Skip tracing, arrest, and surrender

- A. Reasons for surrender
- B. Return of premium after surrender
- C. Procedures for surrender
- D. Accessing records
- E. Bail Contract

IX. Definitions and Terminology

A. Agent

- 1. Bail enforcement
- 2. Personal Surety
- 3. Limited Surety
- 4. Bail Soliciting
- B. Arraignment
- C. Bail
- D. Bonds
 - 1. Appeal
 - 2. Bail
 - 3. Cash
 - o. Casn
 - 4. Personal recognizance
 - 5. Criminal
 - 6. Civil
 - 7. Appearance
 - 8. Post-conviction
- E. Collateral
- F. Contracts
- G. Custody
- H. Defendant
- I. Extradition
- J. Felony
- K. Fugitive
- L. Insurer M. Levy
- N. Obligor
 - 1. Obligations of the parties
 - 2. Amount of bail
 - 3. Receipts
 - 4. Posting the bond/recordings
 - Informational notice requirements
 - 6. Transferring a bond
- O. Power of attorney
- P. Premium
- Q. Principal
- R. Surety
- S. Trust Account
- T. Writs

X. Writing and underwriting bonds

- A. Bond process
 - 1. Application for bond
 - 2. The surety contract including underwriting authority

WORKER'S COMPENSATION ADJUSTER CONTENT OUTLINE

(50 scored questions)

(All references to Miss. Code Ann. § 71-3 -1 through 129, 83-17-401 through 425, and the Mississippi Workers' Compensation Claims Guide)

I. MISSISSIPPI WORKERS' COMPENSATION LAWS AND ADJUSTING PRACTICES

A. Licensing requirements

Ref. 83-17-401 through 423

- 1. Adjuster
- 2. Exemptions/exceptions

- 3. Continuing education
- License denial, maintenance, renewal, and expiration
- 5. License termination, revocation, suspension

B. Claims methods and practices

- 1. Bad Faith
- 2. Misrepresentation
- 3. Fraud

C. Workers' Compensation Policy

- 1. Employers Liability insurance
- 2. Other States insurance

D. Administration of the Act

- 1. Impartial construction
- 2. Agency of Administration and Members

E. Application

- 1. Employers subject to the MWCA
- 2. Penalties for failure to secure coverage

F. Coverage

- 1. Uninsured subcontractor
- 2. Notice of cancellation and nonrenewal

G. Jurisdiction

H. Extraterritorial application

- 1. Concurrent jurisdiction
- I. Exclusiveness of liability

J. Liability for compensation

- 1. Compensable injuries
 - 2. Burden of Proof
 - 3. Standard of Proof
 - 4. Found Dead Presumption
 - 5. Coming and Going Rule
 - 6. Consecutive injuries
 - 7. Idiopathic Falls
 - 8. Independent Contractors
 - 9. Non-resident aliens
 - 10. Apportionment
 - 11. Intoxication
 - 12. Willful intent to injure
 - 13. Compensation for injuries where third parties are liable
 - 14. Statute of limitations

K. Reporting of injuries

- 1. Requirements
- 2. Penalty

L. Indemnity Benefits

- 1. Compensation for disability or death
 - a. Temporary total disability
 - b. Temporary Partial Disability
 - c. Permanent partial disability
 - 1. Partial or total loss of use of a member
 - d. Permanent total disability
 - e. Serious head or facial disfigurement
 - f. Death benefits
- 2. Calculation of compensation rate
- 3. Indemnity Waiting Period
- 4. Maximum and Minimum Payments
- 5. Hernia
- 6. Payments and penalties
- 7. Maximum medical improvement
- 8. Form B-18 Report of Payment or Suspension of Payment

M. Average Weekly Wage

N. Mileage reimbursement

O. Child and Spousal Support Liens

P. Medical Benefits

- 1. Right of selection
- 2. Qualified providers
- 3. Ex Parte' communications
- 4. Authorization
- 5. Duty to provide
- 6. Medical fee schedule

Q. Second injury fund

R. Litigation

1. Form B-5,11 Petition to Controvert & Response

S. Settlements

- 1. Procedure
- 2. Medicare Requirements
- T. Third party recovery

20

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