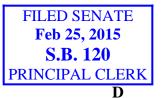
## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015



## SENATE DRS45049-MHz-33A\* (01/27)

Short Title:	DOI License Processing Fees.	(Public)
Sponsors:	Senator Hartsell (Primary Sponsor).	
Referred to:		

1	A BILL TO BE ENTITLED
2	AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE
3	DIFFERENTIAL LICENSE PROCESSING FEES WHEN ISSUING ITS NEXT
4	REQUEST FOR PROPOSAL FOR A LICENSING ADMINISTRATIVE SERVICES
5	CONTRACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM
6	EVALUATION OVERSIGHT COMMITTEE.
7	The General Assembly of North Carolina enacts:
8	<b>SECTION 1.</b> G.S. 58-2-69(g) reads as rewritten:
9	"(g) The Commissioner may contract with the NAIC or other persons for the provision
10	of online services to applicants and licensees, for the provision of administrative services, for
11	the provision of license processing and support services, and for the provision of regulatory
12	data systems to the Commissioner. The NAIC or other person with whom the Commissioner
13	contracts may charge applicants and licensees a reasonable fee for the provision of online
14	services, the provision of administrative services, the provision of license processing and
15	support services, and the provision of regulatory data systems to the Commissioner. The fee
16	shall be agreed to by the Commissioner and the other contracting party and shall be stated in
17	the contract. With respect to contracts between the Agent Services Division of the Department
18	of Insurance and other contracting parties that include the provision of license application
19	processing after the receipt of an application, the contract may allow the other contracting party
20	the option to charge different fees based on the effort necessary to process licenses for each
21	category of applicant or licensee provided services under the contract. The fee is in addition to
22	any applicable license application and renewal fees. Contracts for the provision of online
23	services, contracts for the provision of administrative services, and contracts for the provision
24	of regulatory data systems shall not be subject to Article 3, 3C, or 8 of Chapter 143 of the
25	General Statutes or to Article 3D of Chapter 147 of the General Statutes. However, the
26	Commissioner shall: (i) submit all proposed contracts for supplies, materials, printing,
27	equipment, and contractual services that exceed one million dollars (\$1,000,000) authorized by
28	this subsection to the Attorney General or the Attorney General's designee for review as
29	provided in G.S. 114-8.3; and (ii) include in all contracts to be awarded by the Commissioner
30	under this subsection a standard clause which provides that the State Auditor and internal
31	auditors of the Commissioner may audit the records of the contractor during and after the term
32	of the agreement or contract to verify accounts and data affecting fees and performance. The
33	Commissioner shall not award a cost plus percentage of cost agreement or contract for any
34	purpose."
35	<b>SECTION 2.</b> This act is effective when it becomes law, and applies to any contract

35 SECTION 2. This act is effective when it becomes law, and applies to any contract 36 for license processing services entered into by the Department on or after that date.



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