

## TO BE RESCINDED

3901-5-02

**Continuing education provider.****(A) Purpose**

The purpose of this rule is to establish the procedure employed by the Ohio department of insurance in reviewing the application of entities described in divisions (C)(1) to (C)(5) of section 3905.484 of the Revised Code to be a provider of insurance continuing education courses.

**(B) Authority**

This rule is promulgated pursuant to the authority vested in the superintendent under sections 3901.041, 3905.481, 3905.484 and 3905.486 of the Revised Code.

**(C) Definitions**

- (1) "Authorized Provider Official" is the person designated by a provider as the individual responsible for the conduct of a continuing education course and that course's instructors, monitors, and the employees of the provider.
- (2) "Provider" is any person or business entity permitted to offer continuing education courses pursuant to divisions (C)(1) to (C)(5) of section 3905.484 of the Revised Code.

**(D) Application**

- (1) An application shall be made on a form prescribed by the superintendent and shall include the appropriate fee based on the fee option selected on the application.
- (2) The department shall review a provider application within thirty days of receipt.
  - (a) If the applicant submits an application that is incomplete or if the application lacks information deemed necessary by the department, the application will be returned with a letter indicating the areas which must be addressed before the review process will continue. If the department does not receive the requested information by the requested response date, the filing will be considered abandoned. The provider application fee is non-refundable and non-transferable.
  - (b) If a provider's application is approved, a provider identification number will be assigned and the provider will be notified in writing of the approval.

- (c) The initial approval of a provider shall be from the date of approval through the thirty-first day of December of the same year in which the approval was granted.
- (3) A provider shall apply for renewal of its provider status no later than November thirtieth each year. The department shall review a renewal application within thirty days of receipt.
  - (a) If the applicant submits a renewal application that is incomplete or if the application lacks information deemed necessary by the department, the application will be returned with a letter indicating the areas which must be addressed before the review process will continue. If the department does not receive the requested information by the requested response date, the filing will be considered abandoned. The provider renewal fee is non-refundable and non-transferable.
  - (b) The approved status of any provider whose renewal application has not been approved before the expiration date will automatically expire as of December thirty-first of that renewal year. The status of any active course connected with that provider will also automatically expire as of December thirty-first of the same year.
  - (c) Any provider whose authority has expired must reapply as a new provider before offering or holding any courses.

(E) Authorized provider official

- (1) An authorized provider official is the individual responsible for the provider's compliance with the continuing education regulations. The authorized provider official is responsible for the provider's integrity and operation including the responsibility for obtaining continuing education provider approval, course approvals, verifying the qualifications of instructors, providing course schedules (where applicable), monitoring attendance, administering examinations (where applicable), and submitting course completion rosters and fees to the department or its designee, and providing any other documents required by the department.
- (2) The authorized provider official must supply and maintain an accurate email address which will be used as the primary source of communication with the provider.

(F) Severability

If any paragraph, term, or provision of this rule is adjudged invalid for any reason, the judgment shall not affect, impair or invalidate any other paragraph, term or provision of this rule, but the remaining paragraphs, terms and provisions shall be and continue in full force and effect.

Effective:

Five Year Review (FYR) Dates: 8/30/2024

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 3901.041, 3905.481, 3905.484, 3905.486  
Rule Amplifies: 3905.481, 3905.484  
Prior Effective Dates: 12/31/1993, 04/05/2007, 01/01/2011, 11/14/2019