

pharmacy is located, or in any township wherein may be sold ordinary household drugs, chemicals, and poisons for medicinal purposes designated by the board, prepared in sealed packages by a licensed pharmacist qualified under the laws of the state wherein he resides. The name and address of such pharmacist or the manufacturer shall appear conspicuously on each package. It shall be unlawful for any such store to sell such medicinal drugs, chemicals, or poisons without first having secured such license. It shall be lawful for a person engaged in the business of selling at wholesale, or his agent, to sell such articles to such registered places.

The board may suspend, revoke, or refuse to renew, any such registration if the holder thereof shall have been found guilty of violating any of the provisions of this chapter. Before any registration can be revoked or renewal refused, the holder thereof shall be entitled to a hearing by the board upon due notice of the time and place where such hearing will be held. Notice must be given at least ten days prior to the hearing. He shall be entitled to be represented by legal counsel and to appeal to the district court of the proper county on the questions of law and fact.

Approved April 30, 1971.

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#### CHAPTER 193—H.F.No.1044

*An act relating to insurance; providing for the licensing of persons for farm property perils and farm liability insurance; amending Minnesota Statutes 1969, Section 60A.17, Subdivisions 1 and 2.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1969, Section 60A.17, Subdivision 2, is amended to read:

Subd. 2. **INSURANCE; FARM PROPERTY PERILS AND FARM LIABILITY; AGENTS; LICENSE PROCEDURE AND REQUIREMENTS.** (1) **REQUISITION BY INSURER.** A license to any person to act as insurance agent shall only be granted by the commissioner, upon the written requisition of an insurer, to a qualified person.

(2) **EXAMINATION.** To become qualified, a person shall complete a written application furnished by the commissioner, and he

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shall take and pass the examination prescribed for one or more of the following lines of insurance: fire and marine, automobile, accident and health, life, general casualty, fidelity and surety, farm ~~windstorm property perils and hail farm liability~~. The examination shall be given only after the applicant has completed a program of studies in a school, which shall include a school conducted by an admitted insurer, a correspondence course given by an admitted insurer, or other such course of study. Said course of study shall consist of a minimum of ten hours study for each line for which a license application is made. If the applicant has been previously licensed for the particular line of insurance in the state of Minnesota, the requirement of a program of studies or a study course shall be waived. A certification of compliance by an admitted insurer shall accompany the agent's license application. This program of studies in a school or a study course shall not apply to farm ~~windstorm and hail property perils and farm liability~~ applicants, or to agents writing such other lines of insurance as the commissioner may exempt from examination by directive.

(3) **FEES.** Prior to his taking the examination, the applicant shall transmit to the commissioner of insurance, by money order or cashier's check payable to the state treasurer, a fee prescribed by section 60A.14, subdivision 1, (3) (h). If an applicant pays an examination fee and within one year from the date of that payment does not either make a written request for a refund or take the examination for which the fee was paid, that fee is forfeited to the state of Minnesota.

The insurer shall remit for each agent a fee prescribed by section 60A.14, subdivision 1, (3) (i). The license issued shall expire May 31 of each year, unless renewed by written request of the insurer with payment of renewal fee as prescribed by section 60A.14, subdivision 1, (3) (i). Further the insurer shall remit the fee prescribed by section 60A.14, subdivision 1, (3) (i), for each amendment requested on a license.

Any applicant who has held a license as an agent for a specific line within three years prior to his application or renewal application shall be entitled to a renewal of his license for that line without examination.

(4) **EXCEPTIONS.** (a) Any officer of a licensed insurer may, without license or other qualification, act in its behalf in the negotiation and consummation of insurance and appoint agents for the company.

(b) Where the agent or solicitor has previously filed with the commissioner such an application, the commissioner may renew his license without requiring further application.

(c) No agent or solicitor licensed on January 1, 1944, shall be required to take an examination to determine his competence to

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transact business in the lines of insurance for which he was licensed on that date.

(d) No examination or program of studies or study course shall be required of an applicant for a license as a non-resident agent who is duly licensed as an agent or broker in the state of his residence, provided such state requires no like examination of licensed agents of this state.

(e) No agent or solicitor for a township mutual shall be required to take an examination to become eligible for an agent's or solicitor's license in farm property perils and farm liability if it is certified by one or more township mutual companies that such agent has been acting in the capacity of an agent at least since January 1, 1971, and no new examination shall be required for eligibility for a license in farm property perils and farm liability for a licensed agent in farm windstorm and hail insurance who was licensed prior to January 1, 1971.

Sec. 2. Minnesota Statutes 1969, Section 60A.17, Subdivision 1, is amended to read:

**60A.17 AGENTS; SOLICITORS.** Subdivision 1. **LICENSE REQUIRED.** No person shall act or assume to act as an insurance agent or solicitor in the solicitation or procurement of applications for insurance, nor in the sale of insurance or policies of insurance, nor in any manner aid as an insurance agent or solicitor in the negotiation of insurance by or with insurer, including resident agents or reciprocal or interinsurance exchanges, except fraternal beneficiary associations ~~and township mutual companies~~, until such person shall obtain from the commissioner a license therefor, which license shall specifically set forth the name of the person so authorized to act as agent or solicitor and the class or classes of insurance for which he is authorized to solicit or countersign policies.

Sec. 3. **EFFECTIVE DATE.** This act shall become effective January 1, 1972.

Approved April 30, 1971.

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## CHAPTER 194—H.F.No.1090

[Coded in Part]

*An act relating to the Minnesota state retirement system; amending Minnesota Statutes 1969, Sections 352.04, Subdivision 6;*

Changes or additions indicated by underline, deletions by ~~strikeout~~.