

Pennsylvania Producer's Examination Casualty Insurance

Series 16-05

100 Items - 120 minutes

1.0 Insurance Regulation (23%)

Licensing

Process and types

Requirements (40 P.S. § 310.1, 310.3-310.14)

Resident/nonresident (40 P.S. § 310.3–310.5, 310.10)

Temporary license (40 P.S. § 310.9)

Managers and exclusive general agents (40 P.S. § 310.1, 310.31)

Maintenance and duration

Change in contact information (40 P.S. § 310.11(19))

Renewal (40 P.S. § 310.8)

Duty to report administrative or criminal actions (40 P.S. § 310.78)

Fictitious names (40 P.S. § 310.7)

Continuing education (40 P.S. § 310.8(b), 310.6(a), 31 Pa. Code Ch. 39a)

Waiver due to military or extenuating circumstances (40 P.S. § 310.8)

Disciplinary actions

License denial, nonrenewal, suspension, or revocation (40 P.S. § 310.91, 310.11)

Penalties and fines for violations (40 P.S. §§ 310.12, 310.41a, 310.91, 1171.11)

Cease and desist order (40 P.S. §§ 310.91, 1171.9)

Civil

Criminal

Hearings

Consent agreement

State regulation

Acts constituting insurance transactions

Negotiate, sell, solicit (40 P.S. §§ 310.1, 310.3, 310.8, 310.11)

Commissioner's general duties and powers (40 P.S. §§ 310.2, 1171.7)

Company regulation

Certificate of authority (40 P.S. §§ 47, 47a, 420)

Solvency (40 P.S. §§ 72, 112)

Policy forms and rates (40 P.S. §§ 510, 776.1–776.7, 1181–1199, 1221–1238)

Unfair claims settlement practices (40 P.S. § 1171.5(a)(10); 31 Pa. Code Ch. 146)

Producer regulation

Fiduciary responsibility (40 P.S. § 310.96; 31 Pa. Code Ch. § 37.81)

Examination of books and records (40 P.S. § 323.3-4)

Producer disclosure requirements (40 P.S. § 310.71(b))

Commissions and fees (40 P.S. §§ 310.72–310.74)

Prohibited acts (40 P.S. § 310.11)

Appointment procedures

Producer appointment (40 P.S. § 310.71, 31 Pa Code 37.61)

Appointment termination (40 P.S. § 310.71a)

Unfair insurance practices (40 P.S. §§ 1171.1-1171.5)

Rebates and Inducements (40 P.S. §§ 310.45, 310.46, 1171.5(a)(8))

Misrepresentation (40 P.S. §§ 310.47–.48, 1171.5(a)(1),(2))

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Twisting (40 P.S. §§ 473)	
False advertising (40 P.S. § 1171.5; 31 Pa. Code Ch. 51)	
Defamation (40 P.S. § 1171.5(a)(3); 31 Pa. Code Ch. 51)	
Boycott, coercion or intimidation (40 P.S. § 1171.5(a)(4))	
Misappropriation of funds (40 P.S. §§ 310.11(4), 310.42)	
Unfair discrimination (40 P.S. § 1171.5; 31 Pa. Code § 145.4)	
Agency Termination (40 P.S. § 241, Act 143)	
Privacy of consumer financial information (40 P.S. § 310.77(a); 31 Pa. Code §§ 146a.1–.44)	
Insurance fraud regulation (40 P.S. §§ 325.1–325.62; 18 Pa. C.S. § 4117)	
Federal regulation	
Fair Credit Reporting Act	
Fraud and False Statements (18 USC Sections 1033 and 1034)	
Privacy (Gramm-Leach-Bliley)	
Terrorism Risk Insurance Act	
Motor Carrier Act (MCS-90 and others)	
Other federal regulations (e.g., Do Not Call List; https://www.donotcall.gov/)	
2.0 General Insurance Concepts (13%)	
Risk	
Methods of Handling Risk (e.g., Avoidance, Retention, Sharing, Reduction, Transfer)	
Elements of Insurable Risks	
Definitions (e.g., Risk, Hazard, Peril, Loss)	
Classifications of Insurers	
Mutual, Stock	
Admitted, Non-Admitted	
Foreign, Domestic, Alien	
Elements of a Contract	
Consideration	
Competent Parties	
Legal Purpose	
Offer	
Acceptance	
Authority and Powers of Producers	
Express	
Implied	
Apparent	
The Law of Agency	
Legal Interpretations Affecting Contracts	
Reasonable Expectations	
Indemnity	
Good Faith	
Fraud	
Warranties, Representations, Misrepresentations, and Concealment	
3.0 Casualty Insurance Basics (22%)	

Pennsylvania Producer's Examination Casualty Insurance

Series 16-05

100 Items - 120 minutes

Damages

Compensatory versus Punitive

General versus Special

Liability

Absolute

Strict

Vicarious

Underwriting

Purpose

Process

Results

Rate Development

Types

Components

Basis

Types of Hazards

Negligence

Torts

Elements of a Negligent Act

Defense Against Negligence

Accident versus Occurrence

Policy Structure

Declarations

Definitions

Insuring Agreement

Supplementary Coverage

Conditions

Exclusions

Endorsements

Policy Conditions

Insureds

Policy Period

Policy Territory

Cancellation and Non-Renewal (40 P.S. 1171.5 (a)(9); 31 Pa Code Ch. 59; 40 P.S. §991.2001 et seq.; 40 P.S. §3401 et seq.)

Deductibles

Other insurance (e.g. Primary and Excess, Pro Rata, Nonconcurrency, Contribution by Equal Shares)

Limits of Liability

Per Accident

Per Occurrence

Per Person

Aggregate

Pennsylvania Producer's Examination Casualty Insurance Series 16-05 100 Items - 120 minutes	
Split	
Combined Single Limit	
Named Insured Provisions	
First Named Insured versus Other Insureds	
Duties After Loss	
Assignment	
Waiver of Rights	
Insurer Provisions	
Liberalization	
Subrogation	
Claim Settlement Options	
Duty to Defend	
Third-Party Provisions	
Loss Payable Clause	
No Benefit to the Bailee	
Leinholder's rights	
Pennsylvania Laws, Regulations and Required Provisions	
Pennsylvania Property and Casualty Insurance Guaranty Association (40 P.S. §§ 991.1801–.1820)	
Cancellation and nonrenewal	
Private residential (40 P.S. § 1171.5(a)(9); 31 Pa. Code Ch. 59.6)	
Private passenger auto (40 P.S. § 991.2001 et seq.)	
Commercial (40 P.S. §§ 3401–3407; 31 Pa. Code Ch. 113.81–.88)	
Insurance consultation services exemption (40 P.S. §§ 1841–1844)	
Federal Terrorism Risk Insurance Program (15 USC 6701; Public Law 107–297, 109–144, 110–160)	
4.0 Personal Automobile Policy (6%)	
Personal Automobile Policy (75 Pa. C.S. Ch. 17 §§ 1701–1799)	
Definitions	
General Provisions	
Conditions	
Duties After an Accident	
Endorsements	
Amendment of policy provisions — Pennsylvania (PP 01 51)	
Towing and labor costs (PP 03 03)	
Extended non-owned coverage for named individual (PP 03 06)	
Miscellaneous type vehicle (PP 03 23)	
Joint ownership coverage (PP 03 34)	
Motor Vehicle Financial Responsibility Law (75 Pa. C.S. Ch. 17 §§ 1701–1799)	
Personal Automobile Policy Liability ('05)	
Tort Election (Full or limited) (75 Pa. C.S. Ch. 17 §§ 1705)	
Bodily Injury and Property Damage	
Supplementary Payments	
Persons Insured	
Exclusions	

Pennsylvania Producer's Examination Casualty Insurance Series 16-05 100 Items - 120 minutes	
Personal Injury Protection/First Party Benefits (75 Pa. C.S. Ch. 17 §§ 1711-1725)	
Pennsylvania Automobile Insurance Plan (75 Pa. C.S. 1741–1744)	
Uninsured/Underinsured Motorist Coverage (40 P.S. § 2000; 75 Pa. C.S. 1731, 1733–1734, 1736, 1738)	
Physical Damage (75 Pa. C.S. Ch. 17 §§ 1792)	
Proof of coverages (75 Pa. C.S. Ch. 17 §§ 1781-1787)	
5.0 Commercial Automobile Policy ('13) (5%)	
Commercial Automobile Policy (75 Pa. C.S. Ch. 17 §§ 1701 et seq)	
Definitions	
Provisions and Conditions	
Duties After an Accident	
Endorsements	
Commercial Automobile Policy Liability	
Bodily Injury and Property Damage	
Supplementary Payments	
Persons Insured	
Exclusions	
Physical Damage	
Other Commercial Automobile forms (e.g., Motor Carrier, Auto Dealers)	
Proof of coverages (75 Pa. C.S. Ch. 17 §§ 1781-1787)	
Selected endorsements	
Lessor — additional insured and loss payee (CA 20 01)	
Mobile equipment (CA 20 15)	
Drive other car coverage (CA 99 10)	
Individual named insured (CA 99 17)	
Commercial carrier regulations	
The Motor Carrier Act of 1980	
Endorsement for motor carrier policies of insurance for public liability (MCS-90)	
6.0 Commercial General Liability ('13) (8%)	
Commercial Policy Components	
Declarations	
Conditions	
Interline Endorsements	
Commercial General Liability coverages	
Bodily Injury and Property Damage	
Personal and Advertising Injury	
Medical Payments	
Fire Damage	
Supplementary Payments	
Elements of Commercial General Liability	
Conditions	
Definitions	
Exclusions	

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Occurrence versus Claims-Made	
Claims-Made Features	
	Trigger
	Retroactive Date
	Prior Acts
	Extended Reporting Periods
	Claim Information
Commercial General Liability Exposures	
	Premises and Operations
	Products and Completed Operations
	Contractual Liability
7.0 Commercial Crime ('15) (3%)	
Definitions	
Insuring Agreements	
Coverage Form Classifications (types of coverage forms only)	
Other crime coverages	
	Lessees of Safe Deposit Boxes (CR 04 09)
	Securities Deposited with Others (CR 04 10)
	Guests' Property (CR 04 11)
	Safe Depository (CR 04 12)
8.0 Businessowners ('13) Policy — Liability (8%)	
Characteristics and purpose	
Businessowners Section II — Liability	
	Coverages
	Exclusions
	Who is an insured
	Limits of insurance
	General conditions
	Definitions
Businessowners Section III — Common Policy Conditions	
Selected endorsements	
	Hired and non-owned auto liability (BP 04 04)
9.0 Workers' Compensation Insurance (8%)	
Definitions	
Coverages	
	Workers' Compensation Insurance
	Employers Liability Insurance
	Other States Insurance
	Self-insured employers and employer groups (77 P.S. § 501)
	State Workers Insurance Fund (77 P.S. § 2601 et seq)
Benefits (77 P.S. § 511 et seq)	
	Death
	Medical

Pennsylvania Producer's Examination Casualty Insurance Series 16-05 100 Items - 120 minutes	
Survivor	
Rehabilitation	
Lost Wages	
Levels of Disability	
Permanent Partial	
Permanent Total	
Temporary Partial	
Temporary Total	
Impairment Rating	
Accident versus Occupational Disease and Illness	
Federal Laws	
Federal Employers Liability Act (FELA) (45 USC 51– 60)	
Jones Act (46 USC 688)	
Longshore and Harbor Workers' Compensation Act (33 USC 904)	
Federal Mine Safety and Health Act (30 USC 801-944)	
Migrant Farm Workers	
Pennsylvania Workers Compensation Act (Title 77)	
Exclusive remedy (77 P.S. §§ 72, 481)	
Employment covered (required, elective) (77 P.S. §§ 1, 21–22, 461–463, 676)	
Covered injuries (77 P.S. §§ 41, 411, 411.2, 431, 602, 631)	
Occupational disease (77 P.S. §§ 27.1, 413)	
Benefits provided (77 P.S. §§ 511, 511.2, 512–514, 516, 531, 541–542, 561–562, 582, 717.1)	
Rating and Job Classification	
Experience Rating	
Premium Basis	
Claim Reporting Procedures	
10.0 Other Types of Casualty Insurance (4%)	
Specialty Liability Insurance	
Directors and Officers	
Professional/Errors and Omissions	
Employment Practices	
Employee Benefits	
Internet Liability and Network Protection	
Surety Bonds	
Types	
Parties to a Bond	
Personal Umbrella, Commercial Umbrella, and Excess Policies (DL 98 01, CU 00 01)	
Underlying Limits	
Self-Insured Retention	
Defense Costs	
Follow Form	
Alternative funding mechanisms	
Risk retention groups (40 P.S. §§ 991.1501–.1506)	

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Risk purchasing groups (40 P.S. §§ 991.1508–.1512)

Ocean Marine

Protection and Indemnity

Other policies

Aircraft liability

Boatowners