

ASSEMBLY BILL

No. 1232

Introduced by Assembly Member Cristina Garcia

February 27, 2015

An act to amend Section 1667 of the Insurance Code, relating to insurance.

LEGISLATIVE COUNSEL'S DIGEST

AB 1232, as introduced, Cristina Garcia. Insurance Commissioner: administrative hearings.

Existing law grants the Insurance Commissioner certain powers and duties. Existing law prohibits the commissioner from denying an insurance agent or broker license to an applicant without an opportunity to be heard. The hearing is required to be conducted in accordance with specified provisions of the Administrative Procedure Act.

This bill would require, if the applicant or permanent licensee is a natural person and the hearing is contested, that the hearing be conducted by an administrative law judge chosen in accordance with specified provisions of the act or appointed by the commissioner.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1667 of the Insurance Code is amended
2 to read:
3 1667. Except as provided in Section 1669, a license shall not
4 be denied without an opportunity ~~to~~ for the applicant to be heard
5 in support of his *or her* application. When a hearing is held, the

1 proceedings shall be conducted in accordance with Chapter 5
2 (*commencing with Section 11500*) of Part 1 of Division 3 of Title
3 2 of the Government ~~Code~~ Code, *except a hearing with respect to*
4 *a natural person subject to this chapter shall be conducted by an*
5 *administrative law judge for purposes of Sections 11512 and 11517*
6 *of the Government Code, chosen under Section 11502 of the*
7 *Government Code or appointed by the commissioner.*

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