## WEST VIRGINIA CODE: §33-38-3

## §33-38-3. Licensure.

- (a) No person, firm, association or corporation may act as a reinsurance intermediary-broker in this state if the reinsurance intermediary-broker maintains an office either directly or as a member or employee of a firm or association, or an officer, director or employee of a corporation:
- (1) In this state, unless such reinsurance intermediary-broker is a licensed insurance producer or reinsurance intermediary in this state; or
- (2) In another state, unless such reinsurance intermediary-broker is a licensed insurance producer or reinsurance intermediary in this state or another state having a law substantially similar to this article or such reinsurance intermediary-broker is licensed in this state as a nonresident reinsurance intermediary.
- (b) No person, firm, association or corporation may act as a reinsurance intermediary-manager:
- (1) For a reinsurer domiciled in this state, unless such reinsurance intermediary-manager is a licensed insurance producer or reinsurance intermediary in this state;
- (2) In this state, if the reinsurance intermediary-manager maintains an office either directly or as a member or employee of a firm or association, or an officer, director or employee of a corporation in this state, unless such reinsurance intermediary-manager is a licensed insurance producer or reinsurance intermediary in this state;
- (3) In another state for a nondomestic insurer, unless such reinsurance intermediary-manager is a licensed insurance producer in this state or another state having a law substantially similar to this article or such person is licensed in this state as a nonresident reinsurance intermediary.
- (c) The Commissioner may require a reinsurance intermediary-manager subject to the provisions of subsection (b) of this section to:
- (1) File a bond in an amount from an insurer acceptable to the Commissioner for the protection of the reinsurer; and
- (2) Maintain an errors and omissions policy in an amount acceptable to the Commissioner.
- (d) Licensed attorneys at law of this state when acting in their professional capacity are exempt from this section.