

Your Exam Content Outline

The following outline describes the content of one of the New York insurance examinations. The examination will contain questions on the subjects contained in the outline. The percentages indicate the relative weight assigned to each section of the examination. For example, 10 percent means that 6 questions will be drawn from the section on a 60-question exam, 10 will be drawn on a 100-question exam and 15 will be drawn on a 150-question exam.

New York Independent General Adjuster Examination Series 17-70

100 questions - 2-hour time limit
Live Date- September 20, 2018

1.0 Insurance Regulation 6%

1.1 Licensing requirements

- Qualifications (2108(c, g))
- Process (2108(d), (f))
- Bond (2108(l))
- Fingerprints (2108(d)(2))
- Temporary adjuster permit (2108(h, n))
- Superintendent's general duties and powers (2404, Financial Services 201, 202, 301)

1.2 Maintenance and duration

- Renewal (2108(i, j))
- Assumed names (2102(f))
- Change of address Reg 25, Part 26.6)
- Reporting of actions (2110(i)(j))
- Cyber Security Requirements for Financial Services Companies (Reg 23)

1.3 Disciplinary actions

- Cease and desist (2405)
- Suspension, revocation, and nonrenewal (2110)
- Penalties (2127)

1.4 Claim settlement laws and regulations (Reg 25, Part 216)

- Unfair claim practices (2601)
- Misrepresentation (2108(o))
- Suit against insurer (3404)
- Prohibitions (Reg 25, Part 26.5)

Consumer privacy regulation (Reg 169, Parts 420.0 to 420.4)

1.5 Federal regulation

- Fraud and false statements including 1033 waiver (18 USC 1033, 1034)
- Terrorism Risk Insurance Act of 2002 and Extension Act of 2015 (15 USC 6701; S467)

2.0 Insurance Basics 6%

2.1 Contract basics

- Elements of a legal contract
 - Offer and acceptance
 - Consideration
 - Competent parties
 - Legal purpose
- Distinct characteristics of an insurance contract
 - Contract of adhesion
 - Aleatory contract
 - Personal contract
 - Unilateral contract
 - Conditional contract
- Legal interpretations affecting contracts
 - Indemnity
 - Utmost good faith
 - Representations/misrepresentations
 - Warranties
 - Concealment
 - Fraud
 - Waiver and estoppel

2.2 Insurance principles and concepts

- Insurable interest
- Hazards
 - Physical

- Moral
- Morale
- Negligence
 - Elements of a negligent act
 - Defenses against negligence
- Damages
 - Compensatory — special versus general
 - Punitive
 - Absolute liability
 - Strict liability
 - Vicarious liability
 - Named perils versus open perils (All risk)
 - Direct loss
 - Consequential or indirect loss
 - Blanket versus specific insurance
 - Basic types of construction
- Loss valuation
 - Actual cash value
 - Broad evidence rule
 - Replacement cost
 - Guaranteed
 - Functional
 - Market value
 - Agreed value
 - Stated amount

2.3 Policy structure

- Declarations
- Definitions
- Insuring agreement or clause
- Additional/supplementary coverage
- Conditions
- Exclusions
- Endorsements

2.4 Common policy provisions

- Insureds — named, first named, additional, defined
- Policy period
- Policy territory

- Cancellation and nonrenewal
- Deductibles
- Other insurance
 - Nonconcurrency
 - Primary
 - Excess
 - Pro rata
 - Contribution by equal shares
- Limits of liability
 - Per occurrence (accident)
 - Per person
 - Aggregate
 - Split
 - Combined single
 - Reinstatement of limits
 - Coinsurance
 - Vacancy or unoccupancy
- Named insured provisions
 - Assignment
 - Abandonment
 - Duties after loss
- Insurer provisions
 - Liberalization
 - Subrogation
 - Salvage
 - Loss settlement options
 - Duty to defend
- Third-party provisions
 - Standard mortgage clause
 - Loss payable clause
 - No benefit to the Bailee

3.0 Adjusting Losses 11%

3.1 Role of the adjuster

- Duties and responsibilities
- Staff and independent adjuster versus public adjuster
- Relationship to the legal profession

3.2 Claim reporting

- Claim investigation

Claim file documentation of events

Types of reports

Initial or first field

Interim or status

Full formal

3.3 Property losses

Duties of insured after a loss

Notice to insurer

Mitigating the loss

Proof of loss

Special requirements

Produce books and records

Abandonment

Determining value and loss

Burden of proof of value and loss

Estimates

Depreciation

Salvage

Claim settlement options

Payment and discharge

Total Loss Valuation Methods (Reg 64,
Part 216.7 (c)(1))

3.4 Liability losses

Investigation procedures

Verify coverage

Determine liability

Gathering evidence

Physical evidence

Witness statements

Determining value of intangible damages

3.5 Coverage problems

Dealing with coverage disputes

Reservation of rights letter

Nonwaiver agreement

Declaratory judgment action

3.6 Claims adjustment procedures

Settlement procedures

Advance payments

Draft authority

Execution of releases

Subrogation procedures

Alternative dispute resolution

Appraisal

Competitive estimates

Negotiation

Arbitrator

Mediator

Coverage Problems

Reservation of Rights Letter

Non-Waiver Agreement

4.0 Accident and Health Insurance Basics 6%

4.1 Definition of potential claims

Accidental injury

Sickness and health

4.2 Principal types of claims and benefits

Loss of income from disability

Hospital and medical expense

Long-term care expense

4.3 Classes of accident and health insurance policies

Individual and group

Private versus government

Limited versus comprehensive

Self-insured versus insured

4.4 Limited policies

Limited benefits and amounts

Required notice to insured

Types of limited policies

Accident-only

Specified (dread) disease

Hospital indemnity (income)

Dental insurance

Credit disability

Vision care

4.5 Common exclusions from coverage

Cosmetic

Experimental/investigation

Medical necessities

Workers compensation

4.6 Accident and health insurance claims

Insured's notice

Standard claim forms

Insurers' responsibility to provide claim forms

Insured's submission of proof of loss

Insurer's

Investigations/verification of loss

Insurer's payment of claim

Physical examination and autopsy

Legal actions

5.0 Understanding the Language of Medical Reports 4%

5.1 Medical terminology and abbreviations

Location terms

Movement terms

Prefixes, suffixes and root words

Abbreviations used in medical reports

Medical specialties

5.2 Basic human anatomy

Skeletal structure

Nervous system

Respiratory system

Cardiovascular system

Abdominal organs

5.3 Common injuries and diseases

Strains and sprains

Dislocations

Fractures

Soft tissue injuries

Brain injuries

Burn classifications

Cumulative trauma

Repetitive motion injuries

Lung disease

Diabetes mellitus

Glaucoma

Hypertension

Arthritis

Osteomyelitis

Stroke

Tachycardia

Atherosclerosis

Coronary thrombosis

Mental wellness

5.4 Medical tests

Laboratory

Radiography (X-ray)

Magnetic resonance imaging (MRI)

Computerized tomography (CT or CAT)

Electromyography (EMG)

Nerve conduction studies

Myelography

Arthroscopy

Electrocardiogram (EKG or ECG)

Electroencephalography (EEG)

6.0 Dwelling (2014) Policy 6%

6.1 Coverage forms — Perils insured against

Basic

Broad

Special

6.2 Property coverages

Coverage A — Dwelling

Coverage B — Other structures

Coverage C — Personal property

Coverage D — Fair rental value

Coverage E — Additional living expense

Other coverages

6.3 General exclusions

6.4 Conditions

6.5 Selected endorsements

Special provisions — New York (DP 01 31)

Broad theft coverage (DP 04 83)

Dwelling under construction (DP 11 43)

6.6 Personal liability supplement

7.0 Homeowners (2011) Policy 10%

7.1 Coverage forms

HO-2 through HO-6, HO-8

7.2 Definitions

7.3 Section I — Property coverages

Coverage A — Dwelling

Coverage B — Other structures

Coverage C — Personal property

Coverage D — Loss of use

Additional coverages

7.4 Section II — Liability coverages

Coverage E — Personal liability

Coverage F — Medical payments to others

Additional coverages

7.5 Perils insured against

7.6 Exclusions

7.7 Conditions

7.8 Selected endorsements

Special provisions — New York (HO 01 31)

Earthquake (HO 04 54)

Identity fraud expense (HO 04 55)

Scheduled personal property (HO 04 61)

Personal property replacement cost (HO 04 90)

Home business (HO 07 01)

Personal injury — New York (HO 24 86)

Workers' compensation — certain residence employees — New York (HO 24 93)

Water Back Up and Sump Discharge or Overflow (HO 23 85)

8.0 Auto Insurance 9%

8.1 Laws

New York Motor Vehicle Financial Responsibility Law

Required limits of liability (Veh & Traf 333)

Required proof of insurance (Veh & Traf 311(3))

New York Automobile Insurance Plan (Assigned Risk) (5301-5304)

Comprehensive Motor Vehicle Insurance Repairs Act (PIP) (5101-5108)

Notice of claim

Medical

Rehabilitation

Loss of earnings

Funeral

Substitution services

Tort limitation/verbal threshold

Optional coverages

OBEL

Additional PIP

Motor vehicle accident indemnification

Corporation Act (5201-5225)

Uninsured/Underinsured motorist (3420(f))

Definitions

Bodily injury only

Required limits

Mandatory coverage

Supplementary uninsured/underinsured motorist coverage (3420(f)(2)(A)(B); Reg 35-D, Parts 60-2.0 to 60-2.4)

Definitions

Optional

Nonstacking

Coverage limits

Mandatory inspection requirements for private passenger automobiles (Reg 79, Parts 67.0 to 67.11)

Cancellation/nonrenewal (3425)

Grounds

Notice

Choice of repair shop (2610)

Supplemental spousal liability (3420(g))

8.2 Vehicle parts and construction

Body

Front end

Rear body

Quarter panels

Doors

Roof

Bumpers/urethane repairs

- Lamps
- Cowl
- Floor pan
- Rocker panels
- Pillars
- Substructure
 - Frame
 - Unibody
- Mechanical
 - Engine
 - Cooling system
 - Electrical system/computers
 - Exhaust system
 - Fuel system
 - Heating and air conditioning systems
 - Brakes/ABS
 - Steering
 - Suspension
 - Transmission
 - Air bags/SRS (seat belts)
- Glass
- Interior
- Paint

8.3 Personal (2005) auto policy

- Definitions
- Liability coverage
 - Bodily injury and property damage
 - Supplementary payments
 - Who is insured
 - Exclusions
 - Medical payments coverage
- Coverage for damage to your auto
 - Collision
 - Other than collision/Comprehensive
 - Deductibles
 - Transportation expenses
 - Exclusions
 - Duties after an accident or loss

- Selected endorsements
 - Amendment of policy provisions — New York (PP 01 79)
 - Towing and labor costs (PP 03 03)
 - Miscellaneous type vehicle — New York (PP 03 29)
 - Named non-owner coverage — New York (PP 03 30)
 - Rental vehicle coverage — New York (PP 03 46)
 - Joint ownership coverage — New York (PP 03 78)
 - Out of state coverage
 - Personal injury protection coverage - New York (PP 05 87)
 - Additional personal injury protection coverage - New York (PP 05 88)
 - Personal injury protection coverage (motorcycles) - New York (PP 05 89)
 - Exclusion of medical expense from personal injury protection coverage - New York (PP 05 92)

8.4 Commercial auto (2010)

- Commercial auto coverage forms
 - Business auto
 - Garage
 - Motor carrier
- Coverage form sections
 - Covered autos
 - Liability coverage
 - Garagekeepers coverage
 - Physical damage coverage
 - Exclusions
 - Conditions
 - Definitions
 - Hired auto and non-owned auto liability - New York
- Selected endorsements
 - Lessor — additional insured and loss payee (CA 20 01)
 - Mobile equipment (CA 20 24)
 - Auto medical payments coverage (CA 99 03)

Drive other car coverage (CA 99 10)

Individual named insured (CA 99 17)

Employees as insureds (CA 99 33)

New York mandatory personal injury protection (CA 22 32)

Additional personal injury protection - New York (CA 22 33)

New York mandatory personal injury protection - motorcycles (CA 22 48)

New York exclusion of medical expense from mandatory personal injury protection (CA 22 49)

New York optional basic economic loss coverage (CA 22 60)

Commercial carrier regulations

The Motor Carrier Act of 1980

Endorsement for motor carrier policies of insurance for public liability (MCS-90)

9.0 Commercial Package Policy (CPP) 9%

9.1 Components of a commercial policy

Common policy declarations

Common policy conditions

First named insured

Monoline versus package

9.2 Commercial general liability (2013)

Commercial general liability coverage forms

Bodily injury and property damage liability

Personal and advertising injury liability

Medical payments

Exclusions

Supplementary payments

Who is an insured

Limits of insurance

Conditions

Definitions

Occurrence versus claims-made (Reg 121, Part 73)

Claims-made and reported

Claims made features (Reg 121, Part 73)

Trigger

Retroactive date

Extended reporting periods — basic versus supplemental

Claim information

Premises and operations

Products and completed operations

Insured contract

Owners and contractors protective liability

9.3 Commercial property (2012)

Commercial property conditions form

Coverage forms

Building and personal property

Condominium association

Condominium commercial unit-owners

Builders risk

Business income/extra expense

Business Interruption

Legal liability

Definitions

Causes of loss forms

Basic

Broad

Special

Selected endorsements

Ordinance or law (CP 04 05)

Spoilage (CP 04 40)

Earthquake and volcanic eruption (CP 10 40)

Flood coverage (CP 10 65)

Peak season limit of insurance (CP 12 30)

Value reporting form (CP 13 10)

Protective safeguard

9.4 Commercial crime (2013)

General definitions

Burglary

Theft

Robbery

Crime coverage forms

Commercial crime coverage forms (discovery/loss sustained)

Coverages

- Employee theft
- Forgery or alteration
- Inside the premises — theft of money and securities
- Inside the premises — robbery or safe burglary of other property
- Outside the premises
- Computer fraud
- Funds transfer fraud
- Money orders and counterfeit money
- Identity theft

9.5 Commercial inland marine

- Bailee insurance
- Nationwide marine definition
- Commercial inland marine conditions forms
- Commercial Inland marine coverage forms
 - Accounts receivable
 - Commercial articles
 - Contractors equipment floater
 - Electronic data processing
 - Equipment dealers
 - Installation floater
 - Jewelers block
 - Signs
 - Valuable papers and records
- Transportation coverages
 - Common carrier legal liability
 - Motor truck cargo
 - Transit coverage

9.6 Boiler and machinery (2001)

- Equipment breakdown protection coverage form (EB 00 20)
- Selected endorsements
- Business income — Report of values (BM 15 31)
- Actual cash value (BM 99 59)

9.7 Farm coverage

- Farm property coverage forms (2003)
 - Coverage A — Dwellings

- Coverage B — Other private structures
- Coverage C — Household personal property
- Coverage D — Loss of use
- Coverage E — Scheduled farm personal property
- Coverage F — Unscheduled farm personal property
- Coverage G — Other farm structures

Farm liability coverage forms (2006)

- Coverage H — Bodily injury and property damage liability
- Coverage I — Personal and advertising injury liability
- Coverage J — Medical payments

- Mobile agricultural machinery and equipment coverage form
- Livestock coverage form
- Definitions
- Cause of loss (basic, broad and special)
- Conditions
- Exclusions
- Limits
- Additional coverages
 - Animals other than "livestock"

10.0 Businessowners (2010) Policy 8%

10.1 Characteristics and purpose

10.2 Businessowners property coverage forms (standard and special)

- Coverage
- Causes of loss
- Exclusions
- Who is insured
- Limits of insurance
- Deductibles
- Loss conditions
- General conditions
- Optional coverages
- Additional coverages
- Definitions

10.3 Businessowners liability coverage form

Coverages
Exclusions
Who is an insured
Limits of insurance
General conditions
Definitions

10.4 Businessowners common policy conditions

10.5 Selected endorsements

Protective safeguards (BP 04 30)
Hired auto and non-owned auto liability —
New York (BP 04 36)
Utility services — direct damage (BP 04 56)
Utility services — time element (BP 04 57)

11.0 Workers Compensation Insurance 6%

11.1 Workers compensation laws

Types of laws
Monopolistic versus competitive
Compulsory versus elective
New York Workers' Compensation Law
Exclusive remedy (RL WC 11)
Employment covered (required, voluntary)
(RL WC 2(3, 4, 5), 10)
Covered injuries (RL WC 2(7), 10, 13, 18)
Grave injuries (RL WC 11)
Occupational illness and diseases (RL WC
3(2), 37-48)
Benefits provided (RL WC 12-16)
Special disability fund (RL WC 15(8)(h))
Claims reporting requirements (RR 314.7)
Volunteer Firefighters' and Volunteer
Ambulance Workers' Benefit
Federal workers' compensation laws
Federal Employers Liability Act (FELA) (45
USC 51-60)
U.S. Longshore and Harbor Workers'
Compensation Act (33 USC 904)
The Jones Act (46 USC 688)

11.2 Workers compensation and employers liability insurance policy

General section

Part One — Workers' compensation insurance
Part Two — Employers liability insurance
Part Three — Other states insurance
Part Four — Your duties if injury occurs
Part Five — Premium
Part Six — Conditions
Selected endorsements
Voluntary compensation
Foreign coverage endorsement

11.3 Other sources of coverage

New York State Insurance Fund (RL WC 76-
100)
Self-insured employers and employer groups
(RL WC 50, 60-75-a; RR 317.1-317.22)

12.0 Surety Bonds 2%

12.1 Nature of surety bonds

Surety bonds versus insurance
Parties of a surety bond
Principal
Obligee
Surety

12.2 Types of surety bonds

Contract bonds
Bid
Performance
Public official bond
Judicial bonds
Fiduciary bonds
Miscellaneous surety bonds
Indemnity
Financial guarantee
Lost instrument
Reclamation
Self-insurance workers compensation

13.0 Fidelity Coverages 3%

13.1 Nature of fidelity bonds

Insuring agreement
Discovery versus loss sustained forms
Bond period

Discovery period

Limit of liability

Aggregate

Single loss

Termination of coverage

13.2 Employee dishonesty coverage

Individual bonds

Blanket

Scheduled

Named employee

Specified position

Pension plan, ERISA compliance

13.3 Financial institution bonds

Form 14 Securities dealers

Form 15 Finance companies

Form 23 Credit unions

Form 24 Banks and thrifts

Form 25 Insurance companies

A — Fidelity

B — On premises

C — In transit

D — Forgery or alteration

E — Securities (forgery)

13.4 Public employee bonds

Coverage Form O — Public employee dishonesty

14.0 Aviation Hull Coverages 3%

14.1 Comprehensive

14.2 Named perils

14.3 Deductibles

15.0 Aircraft Liability Coverages 3%

15.1 Bodily injury liability (excluding passengers)

15.2 Property damage liability

15.3 Passenger bodily injury liability

15.4 Medical payments

15.5 Admitted liability

16.0 Other Coverages and Options 8%

16.1 Umbrella/excess liability policies

Personal (DL 98 01)

Commercial (CU 00 01)

16.2 Specialty liability insurance

Errors and omissions

Professional liability

Directors and officers liability

Fiduciary liability

Liquor liability

Dram shop

Employment practices liability

Environmental liability

Cyber Liability

16.3 Excess lines (Reg 41 Part 27)

Definitions and markets

Licensing requirements

16.4 National Flood Insurance Program

"Write your own" versus direct

Eligibility

Coverage

Flood definition

Limits

Deductibles

Increased cost of compliance

Proof of loss requirement

Forms

Dwelling

General

Residential Condominium Building Association Policy

16.5 Ocean marine insurance

Major coverages

Hull insurance

Cargo insurance

Freight insurance

Protection and indemnity

Implied warranties

Perils

General and particular average

16.6 Other policies

Watercraft

Difference in conditions

Aircraft Hull

Identity theft

Personal recreational vehicles (ATVs,
snowmobiles)

16.7 Crop insurance

Eligibility

Application

Term of coverage

Covered perils

Limits of coverage

16.8 Federal multi-peril crop insurance

Basic crop insurance

Eligibility

Coverage level

Covered causes of loss

Application

Life of policy

Multiple peril policy options

Levels of coverage

Price election

Optional units

Other provisions

Individual crop

Small grain

Coarse Grain