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, 2017

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 Regulation (23 NYCRR 500)

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
4.0 Accident and Health Insurance Basics  

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
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 Reparations 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
# 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)

## 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 conditions
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)
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

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

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