

IDAPA 18 – IDAHO DEPARTMENT OF INSURANCE

Consumer Services

18.06.03 – Rules Governing Disclosure Requirements for Insurance Producers When Charging Fees

Who does this rule apply to?

This rule applies to all resident and non-resident insurance producers.

What is the purpose of this rule?

The purpose of this rule provides disclosure requirements when charging a fee to consumers.

What is the legal authority for the agency to promulgate this rule?

This rule implements the following statute passed by the Idaho Legislature:

Insurance -

The Department of Insurance:

- [Section 41-211, Idaho Code](#) – Rules

Who do I contact for more information on this rule?

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**18.06.03 – RULES GOVERNING DISCLOSURE REQUIREMENTS FOR
INSURANCE PRODUCERS WHEN CHARGING FEES**

000. LEGAL AUTHORITY.

Title 41, Chapter 2, Section 41-211, Idaho Code.

(3-31-22)

001. TITLE AND SCOPE.

01. Title. IDAPA 18.06.03, “Rules Governing Disclosure Requirements for Insurance Producers When Charging Fees.” (3-31-22)

02. Scope. This chapter applies to all resident and non-resident insurance producers who charge a fee to consumers as authorized by Section 41-1030, Idaho Code. (3-31-22)

002. -- 010. (RESERVED)

011. DISCLOSURE REQUIREMENTS.

01. Before Charging a Fee. Before charging a fee to a consumer, a retail producer will furnish to each consumer a written disclosure statement containing at least the following information: (3-31-22)

a. A description of the nature of the work to be performed by the insurance producer. (3-31-22)

b. The fee schedule and any other expenses that the insurance producer charges, and whether fees may be negotiated. (3-31-22)

02. Prior Information Disclosure. A retail producer will disclose information prescribed under this chapter to each consumer to whom a fee will be charged prior to engaging in any act for or on behalf of the consumer. (3-31-22)

03. Fee for Intended Services. A retail producer may charge a fee for those services intended to be provided and that are not contingent upon a future event occurring outside of the terms of the insurance contract. (3-31-22)

04. Non-Chargeable Fee. A retail producer will not charge a fee for services in connection with statutorily mandated insurance coverage. (3-31-22)

012. -- 999. (RESERVED)