

Export-Import Bank of the United States (EXIM) COMMISSIONED BROKER APPLICATION FORM

Subject to compliance with the terms and conditions of this Application and the attached Standards of Professional Conduct and Service, an insurance broker licensed in the U.S. may become registered with EXIM and eligible for commission payments under EXIM export credit insurance policies if the broker is appointed as broker-of-record by the policyholder either by designation on an insurance policy application or by separate letter. The commission payments shall be based on EXIM’s “Broker Commission Schedule” in effect at the time of shipment in the brokered transaction.

Name of Brokerage: _____

Primary Contact*: _____ Title: _____

Address: _____ PO Box: _____

City: _____ State: _____ Zip: _____

Phone: (____) _____ Fax: (____) _____ Email: _____

Tax ID#: _____ DUNS #: _____ No. of Employees: _____

Other lines of brokered insurance: _____

Do you have other offices you wish to register (to be eligible for commissions)? No Yes
 If “Yes”, please list firm’s name, address, telephone number, fax number and contact person on a separate sheet. A list of registered insurance brokers is available on EXIM’s website, and applicants seeking a broker are referred to the list.

Please indicate here if you DO NOT wish to have your name released.

*The Primary Contact is the person who will receive all email communications from the EXIM Online portal and the EXIM Bank underwriter related to all insurance applications and policies submitted by the broker and its customers.

APPLICATION REQUIREMENTS AND INSTRUCTIONS

1. Sign and return the attached “Standards of Professional Conduct and Service”.
2. Attach a copy of a current, valid State resident insurance brokerage license indicating issuance and/or expiry date(s). Please separately provide a list of all states and any territories where the firm is licensed and where it expects to market EXIM’s insurance products. Do not provide copies of all the state licenses, just the list of states. Do not include any states where the firm is licensed but does not expect to market EXIM’s insurance products.
3. Attach a Certificate of Insurance for your current professional liability insurance, or a copy of the Declarations page from your current professional liability insurance policy.
4. Sign and return the attached “Authorization for Automated Deposits” form.
5. Submit a description of your business operations, which should include at a minimum: (i) relevant background and history of your company; (ii) description of your expertise in export credit insurance products; (iii) your plan to promote EXIM programs to U.S. exporters.

CERTIFICATIONS AND NOTICES

The Broker (it) **CERTIFIES and/or ACKNOWLEDGES** to EXIM the following:

1. **Debarment, Suspension and Delinquency.** (a) Neither it nor its principals has been within the past 3 years (i) debarred, suspended or declared ineligible from participating in or voluntarily excluded from participation in a “Covered Transaction” defined in the Government wide Debarment and Suspension (Nonprocurement) regulations and the Export Import Bank of the United States Debarment and Suspension (Nonprocurement) regulations.; (ii) formally proposed for debarment, with a final determination still pending; (iii) or indicted, convicted or had a civil judgment rendered against it for any of the offenses listed in the Government wide Debarment and Suspension (Nonprocurement) regulations; and
 - b) Neither it nor its principals is delinquent on any amounts due and owing to the U.S. Government, its agencies or instrumentalities as of the date of this application; and
 - c) In connection with a transaction, it has not and will not knowingly enter into any agreements or affiliations with any individual or entity to whom items (a) or (b) above apply; or
 - d) It has received a written statement of exception from EXIM and attached it to this certification, permitting participation in the transaction despite an inability to make certifications (a)(i)1 (iii), (b) and (c).

2. **Lobbying.** It will complete and submit SF Form1 LLL, Disclosure Form to Report Lobbying if, to the best of its knowledge and belief, any funds have been paid or will be paid to any person for influencing or attempting to influence, in connection with this application: (a) any officer or employee of any U.S. Government agency; or (b) any Member of Congress or a Member's employee; or (c) any officer or employee of Congress.
3. **Corrupt Practices.** Corrupt payments made in connection with Bank supported transactions may be a violation of the Foreign Corrupt Practices Act of 1977 (15 USC 78dd1 I, et. seq.) or other applicable law or regulation which provides for civil and criminal penalties against individuals who directly or indirectly make or facilitate corrupt payments to foreign officials to obtain or keep business.
4. **Notice of Authority to Request Information.** The broker is hereby notified that the information being requested is done so under authority of the Export-Import Bank Act of 1945 (12 USC 635 et seq.) and other applicable laws and regulations. Provision of this information is mandatory and failure to provide the requested information may result in EXIM being unable to determine eligibility to be a registered broker for EXIM's Insurance Program. The information provided will be reviewed to determine if the broker meets EXIM's requirements under the program. EXIM may not require the information requested, and applicants are not required to respond, unless a currently valid OMB control number is displayed on this form (see upper right of each page).
5. **Confidentiality and Disclosure Notice.** EXIM will endeavor to restrict the disclosure of all information provided in this form to the fullest extent permissible under federal information disclosure laws including the Freedom of Information Act (5 U.S.C. 552), the Privacy Act of 1974 (5 U.S.C. 552a), or under any other law or court order. EXIM shall have a right to transfer to another U.S. Government authority any financial records included in this certification or other correspondence as necessary to process, service, foreclose or collect on an insured debt or for any other lawful purpose.
6. **Public Burden Statement.** We estimate that it will take you about 2 hours per response including reviewing instructions, searching data sources, gathering information, completing, and reviewing the application. However, you are not required to provide information requested unless a valid OMB control number is displayed on the form. Please send comments regarding the burden estimate, including suggestions for reducing it to: Export Import Bank, Broker Relations, 811 Vermont Ave., N. W. Washington, D.C. 20571 and Office of Management and Budget, Paperwork Reduction Project, OMB # 30481 0024, 725 17th Street, N.W., Washington, D.C. 20503.
7. **Standards of Professional Conduct and Service.** The broker must sign the Standards of Professional Conduct and Service in connection with this Application and every three years thereafter. EXIM reserves the right to withdraw or rescind a broker's registration with EXIM: (i) immediately for cause; or (ii) at any time, without cause, upon 30 days prior written notice. "Cause" includes the breach of any applicable Standard of Professional Conduct and Service and may also include other conduct such as, in EXIM's sole determination, an excessive claims history associated with transactions brokered by such broker, or a reasonable belief that the broker was involved in fraudulent or wrongful activity, or that the broker knew or should have known that a specific transaction was tainted by fraud. Removal from the list of registered brokers will result in the cancellation of eligibility to receive commission payments from EXIM.
8. **False Claims.** The representations made by the broker and the facts stated by it in these certifications and its attachments are true, to the best of its knowledge and belief, and it has not misrepresented or omitted any material facts. It further understands that these certifications are subject to the penalties for fraud against the U.S. Government (18 USC 1001 et seq.).

Signature: _____ Print Name: _____
Title: _____ Date: _____

**Send this application to Attn: Broker Account
Management Group, EXIM, brokers@exim.gov
The EXIM website is <http://www.exim.gov>**

**EXIM INSURANCE BROKERS
STANDARDS OF PROFESSIONAL CONDUCT AND SERVICE**

At all times while registered as a broker with EXIM, the broker (“you”) shall:

1. Act in a professional, reasonable, prudent and forthright manner and at all times with the utmost good faith and integrity, in all dealings with your client and EXIM;
2. Make certain that your clients and third parties understand that you are neither an employee of EXIM nor an official representative of EXIM;
3. Stay knowledgeable about not only EXIM export credit insurance but also alternatives, including other EXIM programs, other U.S. government programs, and private sector products as well, in order to provide the best options to your clients;
4. Educate yourself, agents, employees and your clients about EXIM’s insurance program and policies, including their benefits and proper usage;
5. Serve as your clients’ primary contact for any questions concerning EXIM policies and procedures and the servicing of an EXIM insurance policy;
6. Review all applications, issued policies, renewals of policies and credit limits, and claims, for timeliness, completeness, accuracy and reasonableness;
7. Review correspondence from EXIM with your clients, including quotes and credit limits, to assist them in understanding the coverage and their responsibilities;
8. Seek from clients information about their circumstances and objectives as might reasonably be expected to be relevant in enabling the broker to fulfill its responsibilities to them;
9. Assist your clients to comply with the requirements of EXIM insurance policies, including shipment reports, premium payment and reports of overdue accounts, reporting policy cancellations, submission of premium reconciliation reports, notifications of defaults and filing claims;
10. Maintain knowledge of and comply with all applicable laws, rules, and regulations of any government agency, or regulatory organization governing your professional, financial, or business activities;
11. Promptly disclose to EXIM, any termination of, or changes or suspensions related to, the insurance brokerage license submitted in connection with this Application.
12. Disclose to clients any material conflict of interest that could reasonable be expected to impair the broker’s ability to make an unbiased and objective decision when making recommendations or taking actions;
13. Organize and control the internal affairs of its insurance brokering business in a responsible manner, and where staff are employed ensure that they are competent, suitable, and under adequate day-to-day supervision by a registered insurance broker;
14. Take reasonable steps to give customers sufficient information in a comprehensible and timely way to enable them to make balanced and informed decisions about EXIM’s export credit insurance policies; and
15. Prior to authorization, disclose to EXIM any fees or commissions received (or contemplated) related to, or any other economic interest held in, the underlying transaction for which the broker is receiving EXIM commissions.

The undersigned hereby agrees to comply with the above Standards of Professional Conduct and Service and acknowledges that the foregoing obligations are independent and separate from the obligations of the insured set forth in any EXIM export credit insurance policy.

Name of Brokerage: _____ Signature of Broker: _____
Print Name: _____ Date: _____

**AUTHORIZATION FOR AUTOMATED DEPOSITS
(ACH CREDITS)**

I hereby authorize the Export-Import Bank of the United States hereinafter called EXIM, to initiate credit entries to my **CHECKING** **SAVINGS account** (*check one*) indicated below and the depository named below, hereinafter called DEPOSITORY, to credit the same to such account.

DEPOSITORY NAME _____

BRANCH _____

City _____ State _____ Zip _____

TRANSIT/ABA NUMBER: _____

Account Number: _____

This authority is to remain in full force and effect until EXIM has received written notification from me of its termination in such time and in such manner as to afford EXIM a reasonable opportunity to act on it.

BROKER NAME _____

SIGNATURE: _____ DATE: _____

PLEASE ATTACH A VOIDED CHECK FOR THE ACCOUNT NAMED ABOVE

FOR EXIM USE ONLY

DATE RECEIVED

PROCESSED BY

Return to: Export-Import Bank of the United States

Broker Account Management Group

brokers@exim.gov

Export-Import Bank of the United States

BROKER COMMISSION SCHEDULE FOR EXPORT CREDIT INSURANCE POLICIES

BROKER ELIGIBILITY

Insurance brokers and agents are eligible for commission payments under EXIM export credit insurance policies if the broker or agent is registered with EXIM and is appointed as broker-of-record by the policyholder. The policyholder reserves the right to appoint, delete or change the broker of record at any time.

If a brokerage does not bind or renew any EXIM policies within 1-year from the date of their registration confirmation letter, the EXIM broker registration and the registration of any individual brokers within that firm will be withdrawn by EXIM. As well, if the firm does not continue to bind or renew at least one policy in each 1-year period going forward, the EXIM broker registration and the registration of any other individual brokers within the firm will be withdrawn by EXIM.

COMMISSION RATES

Commission rates paid by EXIM are based on the type of policyholder to which the policy is issued, as shown in the chart below. In addition, brokers that meet certain production targets may qualify for an additional annual commission incentive calculated as a percentage of total commissions earned during the applicable production period.

Type of Policyholder Commission Rate (percentage of premium)

Policyholder	Policy Type		
	Short Term Multi-Buyer	Short Term Single Buyer	Medium-Term
SBA Small Business	15%	15%	10%
SBA Small Business + EXIM or SBA Working Capital Loan	20%	15%	10%
SBA Small Business + 3- year average annual export credit sales ≤ \$10 million	40%	15%	10%
SBA Small Business + 3- year average annual export credit sales ≤ \$10 million + EXIM or SBA Working Capital Loan	50%	15%	10%
Not SBA Small Business	15%	10%	10%
All Financial Institutions	8%	8%	8%

COMMISSION PAYMENTS

- The gross premium is payable by the insured policyholder directly to EXIM Bank.
- Commission payments will be made monthly.
- No commission payments will be made on Minimum Annual Premium or Deposit Premium, unless otherwise indicated by EXIM.

Who To Contact: For additional information, contact EXIM using the contact information below and ask for Broker Account Management Group.

General Inquiries: TEL. 1.800.565.EXIM (3946); www.exim.gov; brokers@exim.gov

Paperwork Reduction Act Statement: We estimate that it will take you about 1/4 hour to complete this form. This includes the time it will take to read the instructions, gather the necessary facts and fill out the form. However, you are not required to provide information requested unless a valid OMB control number is displayed on the form. If you have comments or suggestions regarding the above estimate or ways to simplify this form, forward correspondence to EXIM and the Office of Management and Budget, Paperwork Reduction Project OMB# 3048-0024; Washington, D.C. 20503.