Stricken language would be deleted from and underlined language would be added to present law.

Act 754 of the Regular Session

89th General Assembly
Regular Session, 2013

By: Representative Wardlaw
By: Senator J. Woods

For An Act To Be Entitled

AN ACT TO REGULATE THE PROCEDURES FOR AN INSURANCE ADJUSTER LICENSE; AND FOR OTHER PURPOSES.

Subtitle

TO REGULATE THE PROCEDURES FOR AN INSURANCE ADJUSTER LICENSE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 23-64-102(4), concerning the definition of "adjuster" under the insurance laws of this state, is amended to add an additional subdivision to read as follows:

(F)(i) An individual who is an employee of or supervised by a licensed adjuster or agent who is exempt from licensure under subdivision (4)(D) of this section is not an adjuster if the individual, for purposes of portable electronic insurance claims:

(a) Collects claim information from an insured and claimants;

(b) Furnishes claim information to an insured or claimants; and

(c) Conducts data entry through an automated claims adjudication system.

(ii) A single licensed adjuster or licensed agent shall not supervise more than twenty-five (25) persons under this subdivision (4)(F).

(iii) As used in this subdivision (4)(F), "automated
claims adjudication system” means a preprogrammed computer system that is:

(a) Designed for the collection, data entry, calculation, and resolution of portable electronics insurance claims;

(b) Used only by:

(1) A licensed independent adjuster;

(2) A licensed agent; or

(3) A supervised individual operating under this chapter.

(c) Compliant with all claim payment requirements of the insurance laws of this state; and

(d) Certified as compliant by a licensed independent adjuster.

SECTION 2. Arkansas Code § 23-64-209(b)(2), concerning the qualifications for an adjuster’s license, is amended to read as follows:

(2)(A) Must be a resident of Arkansas, or resident of this state

or licensed by another state which permits residents of Arkansas to act as adjusters in the other state;

(B) A resident of another state or foreign country shall not be licensed as a nonresident independent adjuster in this state unless the person is licensed as an adjuster in another state;

/s/Wardlaw

APPROVED: 04/04/2013