

1 State of Arkansas *As Engrossed: H3/18/13 S4/1/13*

2 89th General Assembly

A Bill

3 Regular Session, 2013

HOUSE BILL 1936

4

5 By: Representative Wardlaw

6 By: Senator J. Woods

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For An Act To Be Entitled

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

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12

13

Subtitle

14

TO REGULATE THE PROCEDURES FOR AN

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INSURANCE ADJUSTER LICENSE.

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

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

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(F)(i) An individual who is an employee of or supervised

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by a licensed adjuster or agent who is exempt from licensure under

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subdivision (4)(D) of this section is not an adjuster if the individual, for

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purposes of portable electronic insurance claims:

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(a) Collects claim information from an insured

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and claimants;

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(b) Furnishes claim information to an insured

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or claimants; and

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(c) Conducts data entry through an automated

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claims adjudication system.

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(ii) A single licensed adjuster or licensed agent

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shall not supervise more than twenty-five (25) persons under this subdivision

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(4)(F).

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(iii) As used in this subdivision (4)(F), "automated



1 claims adjudication system” means a preprogrammed computer system that is:

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

4 (b) Used only by:

5 (1) A licensed independent adjuster;

6 (2) A licensed *agent*; or

7 (3) A supervised individual operating
8 *under this chapter.*

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

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

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

16 (2)(A) Must be a resident of Arkansas, or resident of this state
17 or licensed by another state which will permit that permits residents of
18 Arkansas this state to act as adjusters in the other state.

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

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23 /s/Wardlaw

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26 **APPROVED: 04/04/2013**