

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: S3/21/11
A Bill

SENATE BILL 378

5 By: Senators Elliott, S. Harrelson
6

7 **For An Act To Be Entitled**

8 AN ACT TO PROVIDE INSURANCE CONSUMERS THE RIGHT TO
9 EMPLOY THEIR OWN INSURANCE ADJUSTER; TO AUTHORIZE
10 PUBLIC ADJUSTING; AND FOR OTHER PURPOSES.
11

12 **Subtitle**

13 TO AUTHORIZE PUBLIC ADJUSTING BY
14 PROVIDING INSURANCE CONSUMERS THE RIGHT
15 TO EMPLOY THEIR OWN INSURANCE ADJUSTER.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 23-64-102(4), concerning the definition of
22 "adjuster", is amended to read as follows:

23 (4)(A) ~~An "adjuster" is~~ "Adjuster" means an individual, firm,
24 limited liability company, or corporation ~~who~~ that for compensation as an
25 independent contractor or as ~~the~~ an employee of an independent contractor ~~or~~
26 for a fee or commission investigates and negotiates, ~~on behalf of the~~
27 ~~insurer, the~~ settlement of claims arising under an insurance contracts
28 contract on behalf of:

29 (i) The insurer; or

30 (ii) An insured if the claim arises under an
31 insurance contract that insures the real property or personal property of the
32 insured.

33 *(B) A licensed attorney at law who is qualified to*
34 *practice law in this state is not deemed to be an "adjuster" for the purposes*
35 *of this chapter.*



