

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H3/18/13

A Bill

HOUSE BILL 1936

5 By: Representative Wardlaw
6

For An Act To Be Entitled

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

Subtitle

11 TO REGULATE THE PROCEDURES FOR AN
12 INSURANCE ADJUSTER LICENSE.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 23-64-102(4), concerning the definition of
20 "adjuster" under the insurance laws of this state, is amended to add an
21 additional subdivision to read as follows:

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

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

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

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

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

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



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

3 (b) Used only by:
4 (1) A licensed independent adjuster;
5 (2) A licensed *agent*; or
6 (3) A supervised individual operating
7 *under this chapter.*

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

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

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

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

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

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24 /s/Wardlaw
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