

**BILL SUMMARY**  
1<sup>st</sup> Session of the 55<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB439</b>
<b>Version:</b>	<b>CS</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Grau</b>
<b>Date:</b>	<b>4/17/2015</b>
<b>Impact:</b>	<b>\$0</b>

**Research Analysis**

SB 439 expands eligibility to apply for a nonresident insurance adjuster license. The measure would allow an applicant to qualify based on examination in a state that is not his or her home state, if they are licensed and in good standing in that state. The measure increases the surety bond required of a person applying for a public adjuster license to \$25,000.

The bill clarifies that it is the insured, and not the owner of the damaged property, who may cancel a compensation agreement with an adjuster, provided that anything of value given to the adjuster be returned within 15 business days of notice of that cancellation. Information required to be on a contract rendered by an adjuster is updated, and certain terms are not allowed to be in any such contract.

SB 439 restricts emergency adjuster licenses to a single, particular emergency. Emergency declarations could be made per zip code or per county. The measure limits compensation or reimbursement to a public adjuster in any settlement resulting from a catastrophe or disaster declared by the Commissioner.

The measure grants the Insurance Commissioner authority to censure an adjuster or deny or revoke a license for several new violations. Finally, new ethics requirements for public adjusters are added, including prohibition from misrepresenting themselves to a claimant, soliciting during a loss-producing event, acquiring interest in salvage of property subject to the contract without permission of the insured, or referring the insured to obtain repairs or service from another person or entity in which the adjuster has an interest.

Prepared By: Sean Webster

**Fiscal Analysis**

The CS on SB 439 has no fiscal or revenue considerations to the state.

Prepared By: Kristina King

**Other Considerations**

None.

