

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

As Engrossed: S3/21/11

A Bill

SENATE BILL 378

5
6 By: Senators Elliott, S. Harrelson

7 Filed with: Interim Senate Committee on Insurance and Commerce
8 pursuant to A.C.A. §10-3-217.

9 For An Act To Be Entitled

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

13 Subtitle

14 TO AUTHORIZE PUBLIC ADJUSTING BY
15 PROVIDING INSURANCE CONSUMERS THE RIGHT
16 TO EMPLOY THEIR OWN INSURANCE ADJUSTER.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22
23 SECTION 1. Arkansas Code § 23-64-102(4), concerning the definition of
24 "adjuster", is amended to read as follows:

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

31 (i) The insurer; or

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

