

1 AN ACT

2 relating to prohibited conduct by insurance adjusters, public
3 insurance adjusters, and roofing contractors.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 4101, Insurance Code, is amended by
6 adding Subchapter F to read as follows:

7 SUBCHAPTER F. PROHIBITED CONDUCT

8 Sec. 4101.251. CERTAIN ROOFING-RELATED BUSINESS

9 PROHIBITED. (a) An insurance adjuster licensed under this chapter
10 may not adjust a loss related to roofing damage on behalf of an
11 insurer if the adjuster is a roofing contractor or otherwise
12 provides roofing services or roofing products for compensation, or
13 is a controlling person in a roofing-related business.

14 (b) A roofing contractor may not act as an adjuster or
15 advertise to adjust claims for any property for which the
16 contractor is providing or may provide roofing services, regardless
17 of whether the contractor holds a license under this chapter.

18 (c) The commissioner shall adopt rules necessary to
19 implement and enforce this section.

20 SECTION 2. Subchapter D, Chapter 4102, Insurance Code, is
21 amended by adding Section 4102.163 to read as follows:

22 Sec. 4102.163. CERTAIN ROOFING-RELATED BUSINESS

23 PROHIBITED. (a) A roofing contractor may not act as a public
24 adjuster or advertise to adjust claims for any property for which

1 the contractor is providing or may provide roofing services,
2 regardless of whether the contractor holds a license under this
3 chapter.

4 (b) The commissioner shall adopt rules necessary to
5 implement and enforce this section.

6 SECTION 3. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 1183 was passed by the House on May 8, 2013, by the following vote: Yeas 145, Nays 2, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1183 was passed by the Senate on May 20, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor