

By: Guillen

H.B. No. 1183

Substitute the following for H.B. No. 1183:

By: Eiland

C.S.H.B. No. 1183

A BILL TO BE ENTITLED

AN ACT

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

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

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

SUBCHAPTER F. PROHIBITED CONDUCT

Sec. 4101.251. CERTAIN ROOFING-RELATED BUSINESS

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

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

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

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

Sec. 4102.163. CERTAIN ROOFING-RELATED BUSINESS

PROHIBITED. (a) A roofing contractor may not act as a public 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.