

By: Guillen

H.B. No. 1183

A BILL TO BE ENTITLED

AN ACT

relating to prohibited conduct by insurance adjusters and public insurance adjusters.

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) 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 license holder who is a roofing contractor or otherwise provides roofing services or roofing products for compensation, or is a controlling person in a roofing-related business, may not:

(1) act on behalf of an insured in negotiating for or effecting the settlement of a claim for loss related to roofing

1 damage; or

2 (2) on behalf of any other public insurance adjuster,
3 investigate, settle, or adjust or advise or assist an insured with a
4 claim for loss related to roofing damage.

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

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