

By: Guillen

H.B. No. 3636

A BILL TO BE ENTITLED

AN ACT

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

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

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

SUBCHAPTER F. PROHIBITED CONDUCT

Sec. 4101.251. CERTAIN ~~[ROOFING]~~ CONTRACTOR-RELATED BUSINESS PROHIBITED. (a) An insurance adjuster licensed under this chapter may not adjust a loss related to ~~[roofing]~~ property damage on behalf of an insurer if the adjuster is a ~~[roofing]~~ contractor or otherwise provides ~~[roofing]~~ contracting services for compensation, or is a controlling person in a ~~[roofing]~~ contracting-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, Section [4102.163](#), Insurance Code, is amended to read as follows:

Sec. 4102.163. CERTAIN ~~[ROOFING]~~ CONTRACTOR-RELATED

1 BUSINESS PROHIBITED. (a) A [~~roofing~~] contractor may not act as a
2 public adjuster or advertise to adjust claims for any property for
3 which the contractor is providing or may provide [~~roofing~~]
4 contracting services, regardless of whether the contractor holds a
5 license under this chapter.

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

8 SECTION 3. This Act takes effect September 1, 2015.