

HOUSE COMMERCE COMMITTEE AMENDMENT #2

Amendment No. 3 to HB3676

Hargrove
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 3983

House Bill No. 3676*

by deleting in its entirety the last sentence of the amendatory language of Section 3, subsection (1) and substituting instead the following:

A catastrophic disaster shall be a single occurrence that damages twenty-five (25) or more residential dwellings;

AND FURTHER AMEND by adding the following language as a new subdivision at the end of Section 11, subsection (a):

(15) Failing to notify the insured, verbally and in writing, of the statutory requirements of this act as they pertain to solicitation, contracting, and rescission and the timeframes contained herein.

AND FURTHER AMEND by adding the following language as a new sentence in Section 14, subsection (a) after the sentence ending "settlement proceeds.":

Provided, however, a public adjuster shall charge no fee on any advance payment made for the purpose of reimbursement of living expenses to the insured.

AND FURTHER AMEND by adding the following language as a new sentence at the end of Section 14, subsection (a):

The provisions of this subsection shall not apply to commercial insurance.

AND FURTHER AMEND by deleting the amendatory language of Section 15, subsection (d)(2) in its entirety and substituting instead the following:

(2) Requires or requests the public adjuster's name on the issuance of the check;

AND FURTHER AMEND by adding the following language as a new subsection at the end of Section 15:

(k) Nothing in this act shall prevent a public adjuster from requesting an insured to request the insurer to include the public adjuster's name as a payee on any check. AND FURTHER AMEND by deleting the amendatory language of Section 18, subsection (b) in its entirety and by substituting instead the following:

(b) A public adjuster shall not solicit an insured for two (2) days after any loss and shall not contract with an insured for an additional three (3) days. For catastrophic losses, as defined herein, a public adjuster shall not solicit an insured for seven (7) days after the loss. The provisions of this subsection shall not apply to commercial insurance.