

# MAINE STATE LEGISLATURE

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SMS  
R. & S

Date: 5/25/2017

(Filing No. S-149 )

LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

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STATE OF MAINE  
SENATE  
128TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 323, L.D. 984, Bill, "An Act To Separate the Authorities under the Licenses for Property and Casualty Insurance Adjusters and Workers' Compensation Insurance Adjusters"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

Sec. 1. 24-A MRSA §1402, sub-§1, ¶B, as amended by PL 2009, c. 511, Pt. C, §1, is further amended to read:

B. Property and casualty insurance adjusters who are employees of insurers or workers' compensation insurance adjusters who are employees of insurers;

Sec. 2. 24-A MRSA §1402, sub-§11-A, as enacted by PL 2009, c. 511, Pt. C, §3, is amended to read:

11-A. Property and casualty insurance adjuster. "Property and casualty insurance adjuster" means a person who adjusts property and casualty claims of any kind except for multiple peril crop insurance claims and workers' compensation claims.

Sec. 3. 24-A MRSA §1402, sub-§11-B is enacted to read:

11-B. Workers' compensation insurance adjuster. "Workers' compensation insurance adjuster" means a person who adjusts workers' compensation claims governed by Title 39 or 39-A. Notwithstanding any provision of law to the contrary, a person who on January 1, 2018 is licensed as a property and casualty insurance adjuster is automatically granted workers' compensation authority on that date.

Sec. 4. 24-A MRSA §1415, sub-§3, as amended by PL 2009, c. 511, Pt. C, §5, is further amended to read:

3. Adjuster authorities. A resident or nonresident adjuster may receive the following authorities under the license:

- A. Property and casualty insurance adjuster; and
- B. Multiple peril crop insurance adjuster; and

COMMITTEE AMENDMENT

H. 288.

1 C. Workers' compensation insurance adjuster.

2 **Sec. 5. Effective date.** This Act takes effect January 1, 2018.'

3 **SUMMARY**

4 This amendment replaces the bill. It separates the authorities under the licenses for  
5 property and casualty insurance adjusters and workers' compensation insurance adjusters,  
6 beginning January 1, 2018. It removes the 5-year experience requirement in the bill for  
7 property and casualty insurance adjusters to be deemed workers' compensation insurance  
8 adjusters and provides that those individuals licensed as property and casualty insurance  
9 adjusters on January 1, 2018 will be granted both property and casualty and workers'  
10 compensation authorities. This amendment also extends the exemption in current law  
11 applicable to licensure for property and casualty insurance adjusters who are employees  
12 of insurers to include workers' compensation insurance adjusters. The amendment also  
13 adds an effective date of January 1, 2018.

FISCAL NOTE REQUIRED  
(See Attached)



# 128th MAINE LEGISLATURE

LD 984

LR 1597(02)

**An Act To Separate the Authorities under the Licenses for Property and Casualty Insurance Adjusters and Workers' Compensation Insurance Adjusters**

**Fiscal Note for Bill as Amended by Committee Amendment "A" (S-149)**  
**Committee: Labor, Commerce, Research and Economic Development**  
**Fiscal Note Required: Yes**

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## Fiscal Note

Minor revenue increase - Other Special Revenue Funds

### Fiscal Detail and Notes

This bill would split the current adjuster's license into two separate categories. The broad category would remain, however there would be a workers' compensation adjuster only license. For anyone who took advantage of this new license who wasn't otherwise licensed, the Bureau of Insurance (BOI), within the Department of Professional and Financial Regulation, would receive a license fee. The increase in revenue from the increase in licenses is expected to be minor.