



**INFORMATIONAL MEMORANDUM
DFS-20-2006
ISSUED
September 28, 2006
Department of Financial Services
Tom Gallagher, CFO**

ALL LICENSED PUBLIC ADJUSTERS - PROHIBITION OF CONFLICT OF INTEREST

During the 2006 Legislative Session, Section 626.8795, Florida Statutes, was created and became law on May 16, 2006. Below is the text of the Statute for your review and future reference.

626.8795 Public adjusters; prohibition of conflict of interest.

A public adjuster may not participate, directly or indirectly, in the reconstruction, repair, or restoration of damaged property that is the subject of a claim adjusted by the licensee; may not engage in any other activities that may be reasonably construed as a conflict of interest, including soliciting or accepting any remuneration from, of any kind or nature, directly or indirectly; and may not have a financial interest in any salvage, repair, or any other business entity that obtains business in connection with any claim that the public adjuster has a contract or an agreement to adjust.

Any public adjuster in violation of this law will be subject to an administrative fine of up to \$5,000 per act, in addition to the possibility of licensure suspension or revocation.

If you have any questions regarding this memorandum please contact Barry K. Lanier, FLMI, CLU, Chief, Bureau of Investigation at (850) 413-5601 or e-mail at Barry.Lanier@fldfs.com