

*I Mina'trentai Siette Na Liheslaturan Guåhan*  
**BILL STATUS**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
123-37 (COR) As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning; and substituted on the Floor	Sabina Flores Perez Therese M. Terlaje Joanne Brown	AN ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 15 OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING INSURANCE ADJUSTER LICENSING REQUIREMENTS.	5/16/23 2:40 p.m.	5/18/23	Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning	Request: 5/18/23  6/8/23	9/21/23 8:30 a.m.	11/13/23 3:57 p.m.	Additional Testimonies 11/27/23
	<b>SESSION DATE</b>	<b>TITLE</b>	<b>DATE PASSED</b>	<b>TRANSMITTED</b>	<b>DUE DATE</b>	<b>PUBLIC LAW NO.</b>	<b>DATE SIGNED</b>	<b>NOTES</b>	
	11/27/23	AN ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 15 OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING INSURANCE ADJUSTER LICENSING REQUIREMENTS.	11/30/23	12/1/23	12/13/23	37-55	12/13/23	Received: 12/13/23 Messages and Communications Doc. No. 37GL-23-1338	

LOURDES A. LEON GUERRERO  
GOVERNOR



JOSHUA F. TENORIO  
LT. GOVERNOR

UFISINAN I MAGA'HĀGAN GUĀHAN  
OFFICE OF THE GOVERNOR OF GUAM

**Transmitted via email to: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)**

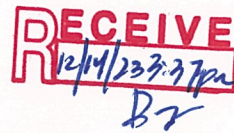
December 13, 2023

**HONORABLE THERESE M. TERLAJE, Speaker**  
*I Mina'trentai Siette Na Liheslaturan Guåhan*  
37<sup>th</sup> Guam Legislature  
Guam Congress Building  
163 Chalan Santo Papa  
Hagåtña, Guam 96910

37GL-23-1337  
37GL-23-1338  
OFFICE OF THE SPEAKER  
THERESE M. TERLAJE

DEC 13 2023

Time: 4:54 pm  
Received: SW



**Re: Substitute Bill No. 122-37 (COR) - AN ACT TO ADD NEW §§ 15310.1, 15310.2, and 15310.3 TO ARTICLE 3 OF CHAPTER 15, TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO THE DECLARATION OF INSURANCE DIVIDENDS, LOANS, AND ADVANCES**

**Substitute Bill No. 123-37 (COR) - AN ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 15 OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING INSURANCE ADJUSTER LICENSING REQUIREMENTS**

*Håfa Adai* Madame Speaker,

Substitute Bills Nos. 122-37 and 123-37 seek to strengthen the stability and credibility of our island's insurance industry, with the ultimate goal of prioritizing and protecting consumers. Bill No. 122-37 imposes administrative review and approval of the distribution of extraordinary dividends, loans and advances by insurance companies, while Bill No. 123-37 delineates stricter and clearer licensing requirements for insurance adjusters, and creates temporary licensure processes for foreign adjusters deployed in the event of natural disasters or catastrophes.

The remittance of shareholder dividends and distributions is regulated throughout the nation to ensure the solvency of insurance companies and the stability of the overall insurance market. Bill No. 122-37 gives Guam's Commissioner of Banking and Insurance oversight over the distribution of extraordinary insurance dividends, loans and advances, empowering our Commissioner to consider insurer income, surplus, and earned surplus in determining if the distribution of the extraordinary insurance dividends, loans and advances are appropriate. While it is impossible to predict the future of an insurance company's finances, the occurrence of natural disasters, or the potential for another global pandemic, by imposing these regulations, we endeavor to safeguard Guam's insurance industry's current health and future stability.

Bill No. 123-37 further imposes licensing requirements for insurance adjusters, which prior Guam law did not specifically address. This bill requires insurance adjusters to comply with continuing education requirements, and to pass pre-licensing and final licensing examinations. Bill No. 123-37 provides a two (2)-year licensure period for eligible individual insurance and business entity adjusters,

To: Therese M. Terlaje, *Speaker*, 37<sup>th</sup> Guam Legislature  
Fr: Lourdes A. Leon Guerrero, *Governor of Guam*  
Date: December 13, 2023  
Re: Substitute Bill No. 122-37 (COR) nka P.L. 37-54; Substitute Bill No. 123-37 (COR) nka P.L. 37-55

Page 2 of 2

and authorizes temporary licensure for adjusters deployed for emergency or catastrophic claims for an initial period of one hundred twenty (120) days, with an opportunity to extend.

Given the prevalence of natural disasters in our region, we must take steps to develop the regulatory framework governing the provision of insurance services on our island, to help prepare and protect our community in the event of future calamities.

For these reasons, I am signing Substitute Bill No. 122-37 (COR) and Substitute Bill No. 123-37 (COR) into law as **Public Law No. 37-54** and **Public Law No. 37-55**, respectively.

*Senseramente,*



**LOURDES A. LEON GUERRERO**

*Maga'hågan Guåhan*

Governor of Guam

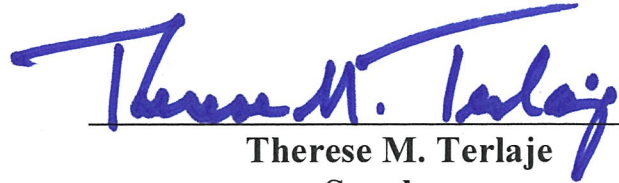
Enclosure: Substitute Bill No. 122-37 (COR) nka P.L. 37-54  
Substitute Bill No. 123-37 (COR) nka P.L. 37-55

cc via email: *Honorable Joshua F. Tenorio, Sigundo Maga'låhen Guåhan*, Lt. Governor of Guam  
Compiler of Laws

*I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN*  
2023 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'HÅGAN GUÅHAN*

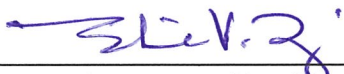
This is to certify that **Substitute Bill No. 123-37 (COR)**, “AN ACT TO *ADD A NEW ARTICLE 9 TO CHAPTER 15 OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING INSURANCE ADJUSTER LICENSING REQUIREMENTS,*” was on the 30<sup>th</sup> day of November 2023, duly and regularly passed.

  
Therese M. Terlaje  
Speaker

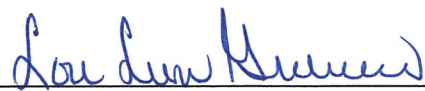
Attested:

  
Amanda L. Shelton  
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 1st day of Dec,  
2023, at 3:23 o'clock P.M.

  
Assistant Staff Officer  
*Maga'håga's Office*

APPROVED:

  
Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*

Date: 12/13/23

Public Law No. 37-55

2023-20409  
OFFICE OF THE GOVERNOR  
CENTRAL FILES  
Elaine Tajalle  
RECEIVED BY  
TIME 3:23 pm 12/01/23

***I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN***  
**2023 (FIRST) Regular Session**

**Bill No. 123-37 (COR)**

As amended by the Committee on Environment,  
Revenue and Taxation, Labor, Procurement,  
and Statistics, Research, and Planning; and  
substituted on the Floor.

Introduced by:

Sabina Flores Perez  
Therese M. Terlaje  
Joanne Brown  
Chris Barnett  
Frank Blas, Jr.  
Christopher M. Dueñas  
Thomas J. Fisher  
Jesse A. Lujan  
Tina Rose Muña Barnes  
William A. Parkinson  
Roy A. B. Quinata  
Joe S. San Agustin  
Dwayne T.D. San Nicolas  
Amanda L. Shelton  
Telo T. Taitague

**AN ACT TO *ADD* A NEW ARTICLE 9 TO CHAPTER 15  
OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE  
TO ESTABLISHING INSURANCE ADJUSTER  
LICENSING REQUIREMENTS.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1.** A new Article 9 is hereby *added* to Chapter 15 of Title 22, Guam  
3 Code Annotated, to read as follows:

4 **“ARTICLE 9**

5 **INSURANCE ADJUSTER LICENSING**

- 1       § 15901.    Purpose and Scope.
- 2       § 15902.    Definitions.
- 3       § 15903.    License Requirement.
- 4       § 15904.    Exceptions to License Requirement.
- 5       § 15905.    License Application.
- 6       § 15906.    License Renewal and Fees.
- 7       § 15907.    Examination.
- 8       § 15908.    Exemptions from Examination.
- 9       § 15909.    Nonresident Adjuster Licenses Prohibited.
- 10      § 15909.1. Temporary Licensure or Registration for Emergency
- 11 Independent Adjusters.
- 12      § 15910.    License Refusal, Non-Renewal, or Revocation.
- 13      § 15911.    Continuing Education.
- 14      § 15912.    Reporting of Actions.
- 15      § 15913.    Regulations.
- 16      § 15914.    Severability.
- 17      § 15915.    Penalty.
- 18      **§ 15901.    Purpose and Scope.**

19           This Article governs the qualifications and procedures for the licensing of  
20 insurance adjusters. It specifies the duties of and restrictions on adjusters.

21      **§ 15902.    Definitions.**

22           (a)    *Adjuster* means an individual, a business entity, an independent  
23 contractor, or an employee of a contractor, who contracts for compensation  
24 with insurers or self-insurers, and who investigates, negotiates, or settles  
25 claims for insurers or for self-insurers.

26           (b)    *Appraiser* means an individual who is able to estimate the  
27 monetary value of, determine the worth of, or assess.

1 (c) *Business entity* means a corporation, association, partnership,  
2 limited liability company, limited liability partnership, or other legal entity.

3 (d) *Catastrophe* means an event that results in large numbers of  
4 deaths or injuries; causes extensive damage or destruction of facilities that  
5 provide and sustain human needs; produces an overwhelming demand on state  
6 and local response resources and mechanisms; causes a severe long-term  
7 effect on general economic activity; or severely affects the local government  
8 and private sector capabilities to begin and sustain response activities. A  
9 catastrophe shall be declared by the Governor of Guam.

10 (e) *Claim authority* means the authority to make decisions and  
11 determinations related to claims, but shall specifically exclude any  
12 responsibilities related to the adjustment of claims.

13 (f) *Individual* means a natural person.

14 (g) *Insurer* means the person who undertakes to indemnify another  
15 by insurance.

16 (h) *Person* means an individual or business entity.

17 (i) *Uniform Individual Application* means the current version of the  
18 National Association of Insurance Commissioners (NAIC) Uniform  
19 Individual Application for individuals.

20 (j) *Uniform Business Entity Application* means the current version  
21 of the National Association of Insurance Commissioners (NAIC) Uniform  
22 Business Entity Application for business entities.

23 **§ 15903. License Requirement.**

24 No person shall make any adjustment under an insurance policy  
25 covering any hazards which are insured on Guam, unless he or she shall hold  
26 a license in accordance with this Article, or is exempt from licensure as an  
27 adjuster under this Article.

1           **§ 15904.    Exceptions to License Requirement.**

2           The definition of adjuster shall not be deemed to include, and a license  
3 as an adjuster shall not be required of the following:

4                   (a)   attorneys-at-law admitted to practice on Guam, when  
5 acting in their professional capacity as an attorney;

6                   (b)   a person employed solely to obtain facts surrounding a  
7 claim or to furnish technical assistance to a licensed adjuster;

8                   (c)   an individual who is employed to investigate suspected  
9 fraudulent insurance claims but who does not adjust losses or determine  
10 claims payments;

11                   (d)   a person who solely performs executive, administrative,  
12 managerial or clerical duties, or any combination thereof, and who does  
13 not investigate, negotiate or settle claims with policyholders, claimants  
14 or their legal representative;

15                   (e)   a licensed health care provider or any of its employees  
16 who provides managed care services so long as the services do not  
17 include the determination of compensability;

18                   (f)   a managed care organization or any of its employees or an  
19 employee of any organization providing managed care services so long  
20 as the services do not include the determination of compensability;

21                   (g)   a person who settles only reinsurance or subrogation  
22 claims;

23                   (h)   an officer, director, manager, or employee of an authorized  
24 insurer, surplus lines insurer, a risk retention group, or an attorney-in-  
25 fact of a reciprocal insurer;

26                   (i)   a U.S. Manager of the United States branch of an alien  
27 insurer;



1 (j) an employee who coordinates with a licensed adjusting  
2 firm acting as a Third-Party Administrator (TPA) for a self-insured  
3 arrangement, and who does not engage in the direct adjustment of  
4 claims;

5 (k) a licensed insurance producer, attorney-in-fact of a  
6 reciprocal insurer, or a managing general agent of the insurer to whom  
7 claim authority has been granted by the insurer; or

8 (l) an “appraiser” who is employed by an insurer specifically  
9 for the purpose of valuing damage resulting from claims related to a  
10 declared “catastrophe” to alleviate the immediate and substantial  
11 workload placed on the licensed adjusting staff due to the effects of a  
12 catastrophe.

13 **§ 15905. License Application.**

14 (a) An individual applying for an adjuster license shall submit an  
15 application to the Commissioner of Banking and Insurance on the appropriate  
16 National Association of Insurance Commissioners (NAIC) Uniform  
17 Individual Application, or other application prescribed by the Commissioner  
18 of Banking and Insurance, and declare under penalty of suspension,  
19 revocation, or refusal of the license that the statements made in the application  
20 are true, correct, and complete to the best of the individual’s knowledge and  
21 belief. Before approving the application, the Commissioner of Banking and  
22 Insurance shall find that the individual:

23 (1) is at least eighteen (18) years of age;

24 (2) is a resident of Guam;

25 (3) has not committed any act that is a ground for  
26 probation, suspension, revocation, or refusal of an adjuster’s  
27 license as set forth in § 15910 of this Article;

1 (5) has successfully passed the Guam examination for  
2 the line(s) of authority for which the person has applied; and

3 (6) has paid the fees set forth in this Article.

4 (b) A business entity applying for an adjuster license shall make  
5 application to the Commissioner of Banking and Insurance on the appropriate  
6 National Association of Insurance Commissioners (NAIC) Uniform Business  
7 Entity Application, or other application prescribed by the Commissioner of  
8 Banking and Insurance, and declare under penalty of suspension, revocation,  
9 or refusal of the license that the statements made in the application are true,  
10 correct, and complete to the best of the business entity's knowledge and belief.  
11 Before approving the application, the Commissioner of Banking and  
12 Insurance shall find that the business entity:

13 (1) is a resident of Guam;

14 (2) has designated a licensed individual adjuster  
15 responsible for the business entity's compliance with the  
16 insurance laws, rules, and regulations of Guam;

17 (3) has not committed an act that is a ground for  
18 probation, suspension, revocation, or refusal of an adjuster's  
19 license as set forth in § 15910 of this Article; and

20 (4) has paid the fees set forth in this Article.

21 (c) The Commissioner of Banking and Insurance may require any  
22 documents reasonably necessary to verify the information contained in the  
23 application.

24 **§ 15906. License Renewal and Fees.**

25 (a) Unless denied licensure pursuant to § 15910 of this Article,  
26 persons who have met the requirements of § 15905 of this Article shall be

1 issued an adjuster license. An adjuster may qualify for a license for any lines  
2 of authority which are authorized under the laws of Guam.

3 (b) An adjuster license shall remain in effect unless probated,  
4 suspended, revoked, or refused as long as the request for renewal and fee set  
5 forth in this Section is paid and all other requirements for license renewal are  
6 met by the due date, otherwise the license expires.

7 (d) An individual adjuster shall not simultaneously have an  
8 insurance producer license to avoid conflict in carrying out his/her duties as  
9 such.

10 (e) An adjuster who is unable to comply with license renewal  
11 procedures and requirements due to long-term medical disability or some  
12 other extenuating circumstance may request a waiver of the same and a waiver  
13 of any examination requirement, fine, or other sanction imposed for failure to  
14 comply with renewal procedures.

15 (f) The fee for each type of license and the renewal thereof shall be  
16 as follows:

17 (1) Individual Adjuster - One Hundred Dollars (\$100.00) for  
18 each two (2)-year period.

19 (2) Business Entity Adjuster - One Hundred Dollars  
20 (\$100.00) for each two (2)-year period.

21 (g) An individual adjuster license and renewal thereof shall be for a  
22 term of two (2) years expiring the first (1<sup>st</sup>) day of July occurring after  
23 issuance.

24 (h) A business entity's adjuster's license and renewal thereof shall  
25 be for a term of two (2) years expiring the first (1<sup>st</sup>) day of July occurring after  
26 issuance. However, if, for any reason, the individual adjuster's licenses of all  
27 employees should lapse during the term of the business entity's adjuster's

1 license, then the business entity's license shall also lapse on the day that its  
2 last employee's license lapsed or expired.

3 (i) The adjuster shall inform the Commissioner of Banking and  
4 Insurance of any change in residence or business address(es) for Guam or in  
5 legal name within thirty (30) days of the change.

6 (j) The license shall contain the licensee's name, address, personal  
7 identification number, the date of issuance and expiration and any other  
8 information the Commissioner of Banking and Insurance deems necessary.

9 **§ 15907. Examination.**

10 (a) An individual applying for an adjuster license shall pass a pre-  
11 licensing test and present a certificate of completion of thirty (30) credit hours  
12 of pre-licensing adjuster courses to the proctor prior to taking licensing  
13 examination.

14 (b) An individual applying for an adjuster license under this Article  
15 shall pass a written examination unless exempt pursuant to § 15908 of this  
16 Article. The examination shall test the knowledge of the individual concerning  
17 the lines of authority for which application is made, the duties and  
18 responsibilities of an adjuster, and the insurance laws and regulations of  
19 Guam. Examinations required by this Section shall be developed and  
20 conducted under rules and regulations prescribed by the Commissioner of  
21 Banking and Insurance.

22 (c) The Commissioner of Banking and Insurance is authorized to  
23 procure testing services for the purposes of administering examinations.

24 (d) Each individual applying for an examination shall remit a non-  
25 refundable examination fee as may be established by the Commissioner of  
26 Banking and Insurance.

1           (e) An individual who fails to appear for the examination as  
2 scheduled or fails to pass the examination shall reapply for an examination  
3 and remit all required fees and forms before being rescheduled for another  
4 examination.

5           **§ 15908. Exemptions from Examination.**

6           (a) An individual who applies for an adjuster license in Guam who  
7 is licensed in another state for the same line(s) of authority and who plans to  
8 reside in Guam is exempt from taking the general section of Adjuster's exam  
9 but is not exempt from taking the Guam specific exam pertaining to the Guam  
10 Adjuster's Law. This exemption is applicable only if the person is currently  
11 licensed in another state or if that state license has expired and the application  
12 is received by Guam within ninety (90) days of expiration. The applicant must  
13 provide certification from the other state that the applicant's license is  
14 currently in good standing at the time of expiration or certification from the  
15 other state that its Producer Database records, maintained by the appropriate  
16 National Association of Insurance Commissioners (NAIC), its affiliates or  
17 subsidiaries, and indicate that the applicant or their company is licensed in  
18 good standing. The certification must be of a license with the same line of  
19 authority for which the individual has applied.

20           (b) A person licensed as an adjuster in another state based on an  
21 adjuster examination who establishes legal residency in Guam shall make  
22 application within ninety (90) days to become a resident adjuster licensee  
23 pursuant to § 15905 of this Article.

24           **§ 15909. Nonresident Adjuster Licenses Prohibited.**

25           Adjuster's licenses will not be granted to persons who are not residents  
26 of Guam, except as provided in § 15909.1 of this Article.

1           **§ 15909.1. Temporary Licensure or Registration for Emergency**  
2 **Independent Adjusters.**

3           (a) In the event of an emergency situation as declared by the  
4 Governor of Guam, claims arising out of the emergency or catastrophe may  
5 be adjusted by a licensed non-resident adjuster upon application with the  
6 Commissioner, if all of the following requirements are met:

7           (1) The work performed by the licensed non-resident adjuster  
8 is under the active direction, control, charge, or management of a  
9 licensed adjuster or an insurer authorized to do business in Guam.

10           (2) The licensee or insurer registers the licensed non-resident  
11 adjuster with the Commissioner no later than fifteen (15) calendar days  
12 from the date on which the licensed non-resident adjuster began claims  
13 adjusting activity in Guam.

14           (b) “Registration” or “register,” within this Section, shall mean  
15 securing a temporary adjuster license filing with the Commissioner in a format  
16 specified by the Commissioner, submitted by the supervising licensed adjuster  
17 or insurer, naming the licensed non-resident adjuster(s) and submitting a copy  
18 of their adjuster licenses held in other jurisdictions.

19           (c) Temporary adjuster license for claims adjusting activities arising  
20 out of an emergency or catastrophe is valid for a period of one hundred twenty  
21 (120) days from the date of the temporary license approval. Before the  
22 expiration of the temporary license, it can be extended for ninety (90) days by  
23 submitting another application with the fee and an explanation as to why an  
24 extension is being sought signed by the authority in charge and an estimate  
25 time of completion of the project.

26           (d) A temporary license is not valid unless a current registration is  
27 on file with the Commissioner.

1           **§ 15910. License Refusal, Non-Renewal, or Revocation.**

2           (a) The Commissioner of Banking and Insurance may place on  
3 probation, suspend, revoke, or refuse to issue or renew an adjuster's license  
4 or may levy a civil penalty in accordance with Guam law, or any combination  
5 of the above actions, for any one (1) or more of the following causes:

6                   (1) providing incorrect, misleading, incomplete or materially  
7 untrue information in the license application;

8                   (2) violating any insurance laws, regulations, subpoena or  
9 order of the Commissioner of Banking and Insurance or of another  
10 state's Commissioner of Banking and Insurance;

11                   (3) obtaining or attempting to obtain a license through  
12 misrepresentation or fraud;

13                   (4) improperly withholding, misappropriating, or converting  
14 any monies or properties received in the course of doing insurance  
15 business;

16                   (5) intentionally misrepresenting the terms of an actual or  
17 proposed insurance contract or application for insurance;

18                   (6) having been convicted of a felony;

19                   (7) having admitted or been found to have committed any  
20 insurance unfair trade practice or fraud;

21                   (8) using fraudulent, coercive, or dishonest practices, or  
22 demonstrating incompetence, untrustworthiness, or financial  
23 irresponsibility, in the conduct of insurance business in Guam or  
24 elsewhere;

25                   (9) having an insurance license, or its equivalent, probated,  
26 suspended, revoked, or refused in any other state, province, district, or  
27 territory;

1 (10) forging another person's name to any document related to  
2 an insurance transaction; or

3 (11) cheating, including improperly using notes or any other  
4 reference material, to complete an examination for an insurance license.

5 (b) In the event the Commissioner of Banking and Insurance refuses  
6 the application for licensure or renewal of an existing license, the  
7 Commissioner of Banking and Insurance shall notify the applicant or licensee  
8 in writing, advising of the reason for the refusal. The applicant or licensee  
9 may make written demand upon the Commissioner of Banking and Insurance  
10 pursuant to Chapter 9, Title 5, Guam Code Annotated, for a hearing before  
11 the Commissioner of Banking and Insurance to determine the reasonableness  
12 of the refusal. The hearing shall be held pursuant to the terms of the  
13 Administrative Adjudication Law found in Chapter 9, Title 5, Guam Code  
14 Annotated.

15 (c) The license of a business entity may be probated, suspended,  
16 revoked, or refused if the Commissioner of Banking and Insurance finds, after  
17 a hearing, that its designated individual licensee's violation occurred while  
18 acting on behalf of or representing the business entity and that the violation  
19 was known or should have been known by one or more of the business entity's  
20 partners, officers, or managers, and that the violation was neither reported to  
21 the Commissioner of Banking and Insurance nor was corrective action taken.

22 (d) In addition to or in lieu of any applicable probation, suspension,  
23 revocation, or refusal, a person may, after a hearing, additionally be subject to  
24 a civil fine pursuant to § 15915 of this Article.

25 (e) The Commissioner of Banking and Insurance shall retain the  
26 authority to enforce the provisions of and impose any penalty or remedy  
27 authorized by this Article against any person who is under investigation for or



1 charged with a violation of this Article even if the person's license or  
2 registration has been surrendered or has expired by operation of law.

3 **§ 15911. Continuing Education.**

4 (a) Resident persons licensed to adjust losses on any or all of the  
5 following classes of insurance, such as fidelity and surety, fire, marine,  
6 motor vehicle, property damage and liability, workmen's compensation, and  
7 miscellaneous lines claims shall complete a total of fourteen (14) credit hours  
8 every two (2) years made up of two (2) hours of ethics, six (6) hours of license  
9 specific area, and six (6) additional approved hours, whether General CE or  
10 another license specific area. An individual who holds an adjuster's license  
11 for twenty-five (25) consecutive years shall not be required to participate in  
12 continuing education programs.

13 (b) This Section shall not apply to licensees not licensed for one (1)  
14 full year prior to the end of the applicable continuing education biennium.

15 **§ 15912. Reporting of Actions.**

16 (a) The adjuster shall report to the Commissioner of Banking and  
17 Insurance any administrative action taken against the adjuster in another  
18 jurisdiction or by another governmental agency in Guam within thirty (30)  
19 days of the final disposition of the matter. This report shall include a copy of  
20 the order, consent order, and any other relevant legal documents.

21 (b) The adjuster shall report to the Commissioner of Banking and  
22 Insurance any criminal action taken against the adjuster in this or any  
23 jurisdiction within thirty (30) days of the final disposition of the criminal  
24 matter. The report shall include a copy of the initial complaint filed, the final  
25 order issued by the court, and any other relevant legal documents.

26 **§ 15913. Regulations.**

1           The Commissioner of Banking and Insurance may, in accordance with  
2 the Administrative Adjudication Law found in Chapter 9, Title 5 Guam Code  
3 Annotated, promulgate regulations to carry out the purposes of this Article.

4           **§ 15914. Severability.**

5           If any provision of this Article or its application to any person or  
6 circumstance is found to be invalid or inorganic, such invalidity shall not  
7 affect other provisions or applications of this Article which can be given effect  
8 without the invalid provision or application, and to this end the provisions of  
9 this Article are severable.

10           **§ 15915. Penalty.**

11           Any person violating any of the provisions of this Article, or any of the  
12 regulations issued hereunder, or any lawful order of the Commissioner, shall  
13 be fined according to fees promulgated in accordance with the Administrative  
14 Adjudication Law.”

15           **Section 2. Effective Date.** This Act shall be effective upon enactment.