

STATE OF NEW MEXICO  
OFFICE OF SUPERINTENDENT OF INSURANCE



**SUPERINTENDENT OF INSURANCE**

Alice T. Kane

**Line of Authority Announcement**

**Beginning November 14, 2024**

**Question: What license types have lines of authority?**

- A. Insurance Producer
- B. Insurance Consultant
- C. Independent and Staff Adjuster

**Insurance Producer & Consultant Information**

1. Question: How does this change effect Title Producers?

- a. Answer: There will be examination for individuals who are only handling Escrow separate from those handling Title.
- b. Answer: This does NOT change Continuing Education requirements for any license types mentioned within this update.
- c. Answer: Beginning November 14, 2024, all Insurance Producer licenses with a Title LOA will remain the same.
- d. Answer: Individuals currently licensed with Title LOA, can then add Escrow at renewal or amend the license from Title to only Escrow.

2. Question: What is a Consultant License in New Mexico?

Answer: According to NMSA 1978, Section 59A-11-A-1, An individual, who, for a fee to be received, offer to examine, examine or aid in examining any policy of insurance or any annuity or pure endowment contract for the purpose of giving or offering to give any advice, counsel, recommendation or information in respect to the terms, conditions, benefits, coverage or premium of any such policy or contract or in respect to the expediency or advisability of altering, changing, exchanging, converting, replacing, surrendering, continuing, renewing or rejecting any such policy or contract or of accepting or procuring any such policy or contract from any company; or in or on advertisements, cards, signs, circulars or letterheads or elsewhere or in any other way or manner by which public announcements are made use the title "insurance consultant",

Main Office: 1120 Paseo de Peralta, Fourth Floor, Santa Fe, NM 87501

Satellite Office: 6200 Uptown Blvd NE, Suite 400, Albuquerque, NM 87110

Main Phone: (505) 827-4601 | Satellite Phone: (505) 322-2186 | Toll Free: (855) 4 - ASK - OSI

[www.osi.state.nm.us](http://www.osi.state.nm.us)

"insurance advisor," "insurance specialist," "insurance counselor," "insurance analyst," "policyholders' advisor," "policyholders' counselor" or any other similar title or any title, word or combination of words indicating that he gives or is engaged in the business of giving advice, counsel, recommendation or information to holders of policies of insurance or annuity or pure endowment contracts.

### **FAQ: Adjuster Licensing Types and Lines of Authority**

1. Question: What are the types of adjuster licenses offered beginning November 14, 2024?
  - a. Answer: The OSI will still offer the “Independent Adjuster,” “Staff Adjuster,” and “Public Adjuster” licenses.

Independent and Staff (also known as “Company Adjuster”) Adjuster will now have lines of authority:

- a. Property and Casualty
- b. Workers’ Compensation
- c. Public Entity (Public Entity line: This license is for adjusters handling public liability/risk funds under New Mexico Tort Claims Act. (Including New Mexico, City, State, and County adjusters)

Sponsoring Company information is required of an Adjuster who is solely working on behalf of one Insurer, at application submission and must be appointed within 30 days of license issuance.

Public Adjuster licenses will remain the same, prior to this change.

2. Question: What will change with current licenses?
  - a. Answer: Beginning November 14, 2024, Adjuster licenses will have P/C as an LOA.
  - b. Answer: If you are handling Workers Compensation, a signed statement form will be required. OSI will provide the form [here](#). Email the completed document to [Agents.Licensing@osi.nm.gov](mailto:Agents.Licensing@osi.nm.gov)
  - c. Answer: If you are a Public Entity Adjuster, a signed statement form will be required. OSI will provide the form [here](#). Email the completed document to [Agents.Licensing@osi.nm.gov](mailto:Agents.Licensing@osi.nm.gov)
3. Question: Is there a new process during renewals?
  - a. Answer: During the renewal process you will be given the option to select the LOA you qualify for.
  - b. Answer: If you select Public Entity or Workers Compensation you will need to complete the additional form found [here](#). It can be uploaded *during* the renewal process or emailed to us, at [Agents.Licensing@osi.nm.gov](mailto:Agents.Licensing@osi.nm.gov).

### **Current Licensees**

Question: How will my current adjuster license appear on November 14, 2024, in the Producer Database (PDB)?

- a) Answer: Staff and Independent Adjuster licenses will reflect P/C as the LOA beginning November 14, 2024.

- b) Answer: Public Adjuster license types will not be affected by this change.
- c) Answer: The option to renew 90-day prior to the expiration date will remain the same.
- d) Answer: Adjusters who do not need the P/C LOA will be allowed to surrender a line of authority and amend the license to add Workers' Compensation or the Public Entity LOA. The surrender form is found at: <https://a.storyblok.com/f/132761/x/e2330482c9/license-cancellation-and-loa-termination-request-form-206-5-2024.pdf>
- e) Answer: Adjusters handling workers compensation must hold the required LOA.
- f) Answer: An adjuster will be required to maintain at least one LOA during the life of the license.

### **Workers' Compensation Adjuster Exam (NM Residents or NM DHS licenses only)**

Question: When will the exam be available for the workers' compensation line of authority?

Answer: PSI is working diligently with OSI to phase in all examinations. The estimated date for this examination will be November 14, 2024.

Question: Who is required to take the workers' compensation adjuster examination?

Answer: A New Mexico resident who investigates, negotiates, settles or adjusts a loss or claim with respect to a workers' compensation insurance contract on behalf of an insurer, insured or self-insurer, for a fee, commission or other compensation.

### **Fingerprinting and Criminal Background Checks (New Mexico Residents or NM DHS licenses only)**

Question: If I obtain a new license type or add a license line of authority, will I need to be fingerprinted for a criminal background check?

Answer: Yes. You will need to be fingerprinted to undergo a national criminal background check with the Federal Bureau of Investigations and NM Dept of Public Safety. Procedures and locations can be found on our website at: <https://www.osi.state.nm.us/pages/bureaus/producers/license-information/fingerprints-requirement>

Question: How long are fingerprints valid?

Answer: The fingerprints are valid for 90 days. After 90 days, if you have not applied for/obtained a license you will need to be fingerprinted again.