

**STATE OF WEST VIRGINIA
OFFICES OF THE INSURANCE COMMISSIONER
MICHAEL D. RILEY, COMMISSIONER**

12-EO-05

IN THE MATTER OF: Proclamation of State of Emergency by Governor Earl Ray Tomblin, dated October 29, 2012.

EMERGENCY ADJUSTER ORDER

NOW COMES MICHAEL D. RILEY, Insurance Commissioner for the State of West Virginia (hereinafter "Commissioner"), by virtue of the authority vested in him pursuant to West Virginia Code Section 33-12B-11a, who does **FIND and DECLARE** as follows:

WHEREAS, severe storms due to Hurricane Sandy brought heavy rain and flooding, significant snowfall and blizzard conditions, and high winds throughout the State of West Virginia;

WHEREAS, the weather events associated with Hurricane Sandy caused heavy flooding, severe wind damage, and significant power outages;

WHEREAS, the storms produced by Hurricane Sandy pose a substantial and continuing threat to the health, safety, welfare, and property of the citizens of West Virginia;

WHEREAS, on the twenty-ninth day of October, Two Thousand Twelve, Governor Earl Ray Tomblin declared a State of Emergency in all fifty-five counties comprising the State of West Virginia, which are the counties of Barbour, Berkeley, Boone, Braxton, Brooke, Cabell, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hancock, Hardy, Harrison, Jackson, Jefferson, Kanawha, Lewis, Lincoln, Logan, Marion, Marshall, Mason, McDowell, Mercer, Mineral, Mingo, Monongalia, Monroe, Nicholas, Ohio, Pendleton, Pleasants, Pocahontas, Preston, Putnam, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Tyler, Upshur, Wayne, Webster, Wetzel, Wirt, Wood, and Wyoming;

WHEREAS, it is the opinion of the Commissioner that the weather events associated with Hurricane Sandy are reasonably likely to produce a volume of claims that significantly exceeds the number of claims normally arising in the aforementioned counties; and

WHEREAS, it is the opinion of the Commissioner that the number of licensed adjusters in the State of West Virginia is inadequate to properly meet the demand of the public during the emergency situation.

IT IS THEREFORE DECLARED that an insurance emergency exists in the aforementioned fifty-five counties comprising the State of West Virginia.

ACCORDINGLY, IT IS HEREBY ORDERED that the Commissioner authorizes the licensing of sufficient emergency adjusters to meet the demands of the public in the aforementioned counties;

IT IS FURTHER ORDERED that adjusters issued emergency licenses pursuant to this order shall be supervised by an adjuster licensed in this state or by an insurance company authorized to do business in this state;

IT IS FURTHER ORDERED that application shall be by submitting an emergency adjuster license application to the Commissioner by the supervising adjuster or insurance company within three (3) days of the date on which the non-licensed person begins adjusting activity in connection with the emergency situation;

IT IS FURTHER ORDERED that such registration is valid for ninety (90) days from the date of the registration letter; and

IT IS FURTHER ORDERED that an extension may be requested by the supervising adjuster or insurance company.

ORDERED this 31 day of October, 2012.



Michael D. Riley
Insurance Commissioner of the
State of West Virginia