

As Amended by House Committee

HOUSE BILL No. 2050

By Committee on Insurance

Requested by Eric Turek, Kansas Insurance Department

1-21

1 AN ACT concerning insurance; relating to the powers, duties and
 2 responsibilities of the commissioner of insurance; authorizing the
 3 commissioner of insurance to set the amount of certain fees; requiring
 4 the publication of certain fees in the Kansas register; amending K.S.A.
 5 40-205a, 40-218, 40-252, 40-2,133, 40-504, 40-956, 40-22a04, 40-
 6 2604, 40-2702, 40-3213, 40-3304, 40-3812, 40-3813, 40-3814, 40-
 7 4103, 40-4116, 40-4323, 40-4334, 40-4503, 40-5003 and 40-5509 and
 8 K.S.A. 2024 Supp. 40-3823, 40-3824, 40-4209, 40-4302 and 40-4903
 9 and repealing the existing sections; also repealing K.S.A. 40-3217.
 10

11 *Be it enacted by the Legislature of the State of Kansas:*

12 Section 1. K.S.A. 40-205a is hereby amended to read as follows: 40-
 13 205a. (a) No person shall ~~do~~ *perform* any act toward selling the stock of
 14 any insurance company or health maintenance organization unless such
 15 person first obtains from the commissioner of insurance written authority
 16 to engage in the business of selling the stock of such company. Such
 17 applicant shall first be appointed in writing by the president or secretary of
 18 the company for which such applicant intends to sell stock. The applicant
 19 for such license shall file with the commissioner of insurance the
 20 applicant's written application for a license authorizing the applicant to
 21 engage in the business of selling such stock. The applicant shall make
 22 sworn answers to such interrogatories as the commissioner of insurance
 23 shall require. The fee charged for the issuance of such license shall ~~be not~~
 24 exceed \$100 and shall be paid to the commissioner of insurance by the
 25 company requesting such license.

26 (b) *Not later than December 1 of each year, the commissioner shall*
 27 *set and cause to be published in the Kansas register the fee required*
 28 *pursuant to this section for the next calendar year.*

29 Sec. 2. K.S.A. 40-218 is hereby amended to read as follows: 40-218.
 30 (a) Every insurance company, or fraternal benefit society, on applying for
 31 authority to transact business in this state, and as a condition precedent to
 32 obtaining such authority, shall file in the insurance department its
 33 *irrevocable* written consent ~~irrevocable~~; that any action or garnishment
 34 proceeding may be commenced against such company or fraternal benefit
 35 society in the proper court of any county in this state in which the cause of

Proposed Amendment to HB 2050
 For Senate Committee on Financial Institutions and Insurance
 By Eileen Ma
 Office of Revisor of Statutes

1 to comply with those procedures.

2 (e) The public adjuster license shall contain the licensee's name, city
3 and state of business address, personal identification number, the date of
4 issuance, the expiration date and any other information the commissioner
5 deems necessary.

6 (f) In order to assist in the performance of the commissioner's duties,
7 the commissioner may contract with non-governmental entities, including
8 the NAIC, to perform any ministerial functions, including the collection of
9 fees and data related to licensing that the commissioner may deem
10 appropriate.

11 Sec. 27. K.S.A. 40-205a, 40-218, 40-252, 40-2133, 40-504, 40-956,
12 40-22a04, 40-2604, 40-2702, 40-3213, 40-3217, 40-3304, 40-3812, 40-
13 3813, 40-3814, 40-4103, 40-4116, 40-4323, 40-4334, 40-4503, 40-5003
14 and 40-5509 and K.S.A. 2024 Supp. 40-3823, 40-3824, 40-4209, 40-4302
15 and 40-4903 are hereby repealed.

16 Sec. 28. This act shall take effect and be in force from and after its
17 publication in the ~~statute book~~.

Kansas register