

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Insurance** recommends **HB 2107** be amended on page 1, in line 20, by striking "to a party directed to the" and inserting "of the posting, which shall be provided by"; in line 21, after "mail" by inserting "to the"; also in line 21, by striking "of the"; in line 22, by striking "posting" and inserting "or by any other delivery method that has been consented to by the party";

On page 3, following line 25, by inserting:

"(j) Notwithstanding any other provisions of this section, insurance policies and endorsements that do not contain personally identifiable information may be mailed, delivered or posted on the insurer's website. If the insurer elects to post insurance policies and endorsements on its website in lieu of mailing or delivering such policies and endorsements to the insured, such insurer shall comply with all of the following conditions:

(1) The policy and endorsements shall be easily accessible and remain that way for as long as the policy is in force;

(2) after the expiration of the policy, the insurer shall archive its expired policies and endorsements for seven years and make them available upon request;

(3) the policies and endorsements shall be posted in a manner that enables the insured to print and save the policy and endorsements using programs or applications that are widely available on the internet and free to use;

(4) the insurer shall provide notice, at the time of issuance of the initial policy forms and any renewal forms, of a method by which insureds may obtain, upon request and without

charge, a paper or electronic copy of their policy or endorsements;

(5) on each declarations page issued to an insured, the insurer shall clearly identify the exact policy and endorsement forms purchased by the insured; and

(6) the insurer shall provide notice of any changes to the forms or endorsements, and of the insured's right to obtain, upon request and without charge, a paper or electronic copy of such forms or endorsements.";

And by redesignating subsections accordingly;

Also on page 3, following line 35, by inserting:

"(l) This section shall not affect any obligation of the insurer to provide notice to any person other than the insured of any notice provided to the insured.";

Also on page 3, in line 38, after "106-229" by inserting ", or the provisions of the uniform electronic transactions act, K.S.A. 16-1601 et seq., and amendments thereto";

Also on page 3, following line 38, by inserting:

"(n) The provisions of this act shall not apply to any mutual insurance company organized pursuant to article 12a of chapter 40 of the Kansas Statutes Annotated, and amendments thereto."; and the bill be passed as amended.

Chairperson