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MEMORANDUM

To: House Committee on Judiciary

From: Office of Revisor of Statutes

Date: February 12, 2024

Subject: Bill Brief on HB 2593

HB 2593 amends the uniform arbitration act of 2000 to make certain agreements to arbitrate in contracts of insurance invalid and creates exceptions.

The bill amends K.S.A. 5-428, the statute in the uniform arbitration act that provides for the validity of agreements to arbitrate. Current law provides that an agreement contained in a record to submit to arbitration any existing or subsequent controversy arising between the parties is valid, enforceable and irrevocable except upon a ground that exists at law or in equity for the revocation of a contract.

This bill would create an exception to that rule and provide that an agreement contained in a contract of insurance to submit to arbitration any existing or subsequent controversy arising between the parties shall not be valid, enforceable or irrevocable unless it is contained in a contract between insurance companies.