

SESSION OF 2024

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 339**

As Amended by House Committee on Insurance

**Brief\***

SB 339, as amended, would amend the effective date specified in the Insurance Code for the risk-based capital (RBC) instructions promulgated by the National Association of Insurance Commissioners for property and casualty companies and for life insurance companies. The instructions currently specified became effective on December 31, 2022. The bill would update the effective date of the RBC instructions to December 31, 2023.

The bill would be in effect upon publication in the *Kansas Register*.

**Background**

The bill was introduced by the Senate Committee on Financial Institutions and Insurance at the request of the Kansas Insurance Department (Department).

[*Note:* A companion bill, HB 2531, has been introduced in the House.]

***Senate Committee on Financial Institutions and Insurance***

In the Senate Committee hearing, a representative of the Department provided **proponent** testimony, stating the goal of the RBC law is to ensure each Kansas domestic

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

insurance company has the required amount of capital needed to support its overall business operations in consideration of its size and risk profile. The representative also noted amendments to the effective date have been made each year since 2009.

[*Note:* In 2009, a legislative oversight process for updating the annual RBC instructions was established. This process allows the Department to update the requirements by rules and regulations unless one of the two statutory triggers has been met.]

No other testimony was provided.

### ***House Committee on Insurance***

In the House Committee hearing, **proponent** testimony was provided by a representative of the Department, who stated the bill updates the version of the RBC instructions that companies are required to utilize as they calculate and report RBC.

The House Committee amended the bill to change the enactment of the bill to upon publication in the *Kansas Register*.

### **Fiscal Information**

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, the Department indicated enactment of the bill would have no fiscal effect.

Insurance; risk-based capital; NAIC; reporting