

As Amended by Senate Committee

Session of 2023

HOUSE BILL No. 2096

By Committee on Insurance

1-19

1 AN ACT concerning insurance; relating to premium tax; adjusting the
2 basis upon which certain premium tax calculations are made; requiring
3 such premium taxes to be paid 90 days after each calendar year and
4 basing such premium taxes upon the gross premiums collected for the
5 previous calendar year; amending K.S.A. 12-2624 and 44-588 and
6 repealing the existing sections.
7

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

9 Section 1. K.S.A. 12-2624 is hereby amended to read as follows: 12-
10 2624. In addition to the fees required to be paid in K.S.A. ~~12-2622~~ 12-
11 2623, and amendments thereto, and as a condition precedent to the
12 continuation of the certificate of authority provided in this act, all group-
13 funded pools shall pay ~~no~~ not later than 90 days after the end of each ~~fiscal~~
14 *calendar* year a tax upon the annual Kansas gross premium collected by
15 the pool at the rate of 1% per annum applied to the collective premium
16 relating to all Kansas members of the pool for the preceding ~~fiscal~~
17 *calendar* year. In the computation of the tax, all pools shall be entitled to
18 deduct any annual Kansas gross premiums returned on account of
19 cancellation or dividends returned to members of such pools or
20 expenditures used for the purchase of specific and aggregate excess
21 insurance, as provided in ~~subsection (h)~~ of K.S.A. 12-2618(h), and
22 amendments thereto.

23 Sec. 2. K.S.A. 44-588 is hereby amended to read as follows: 44-588.
24 In addition to the fees required to be paid in K.S.A. 44-587, and
25 amendments thereto, and as a condition precedent to the continuation of
26 the certificate of authority provided in this act, all group-funded workers'
27 compensation funds shall pay ~~no~~ not later than 90 days after the end of
28 each ~~fiscal~~ *calendar* year a tax upon the annual Kansas gross premium
29 collected by the pool at the rate of 1% per annum applied to the collective
30 premium relating to all Kansas members of the pool for the preceding
31 ~~fiscal~~ *calendar* year. In the computation of the tax, all pools shall be
32 entitled to deduct any annual Kansas gross premiums returned on account
33 of cancellation or dividends returned to members of such pools or
34 expenditures used for the purchase of specific and aggregate excess
35 insurance, as provided in ~~subsection (a)~~ of K.S.A. 44-582(a), and
36 amendments thereto.

1 Sec. 3. K.S.A. 12-2624 and 44-588 are hereby repealed.

2 Sec. 4. This act shall take effect and be in force from and after its
3 publication in the ~~statute book~~ ***Kansas register***.