As Amended by Senate Committee

Session of 2019

SENATE BILL No. 94

By Committee on Transportation

2-5

AN ACT concerning motor vehicle insurance; relating to reductions in premiums; approved motor vehicle accident prevention courses; pertaining to course duration and approving entities; amending K.S.A. 40-1112a and repealing the existing section.

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

Section 1. K.S.A. 40-1112a is hereby amended to read as follows: 40-1112a. (a) Any rates, rating schedules, or rating manuals for the liability, personal injury protection, and collision coverages of a motor vehicle insurance policy submitted to or filed with the insurance commissioner shall provide for an appropriate reduction in premium charges as to such coverages for a three-year period after the principal operator of the covered vehicle successfully completes a motor vehicle accident prevention avoidance course, of at least four hours in duration, approved by the national safety council or a governmental state or federal agency such as the state board of education utilizing a nationally recognized driver training curriculum or a curriculum approved by a state or federal agency. The rates, rating schedule or rating manuals required by this subsection (a) shall be submitted to or filed with the commissioner of insurance at the time of the next regular filing with the commissioner after the effective date of this act. Any discount premium reduction used by an insurer shall be presumed appropriate unless credible data demonstrates otherwise. Only one discount premium reduction shall be allowed for each qualified person the principal operator of a covered vehicle.

(b) The premium reduction required by this section shall be effective for an insured the principal operator of a covered vehicle for a three-year period after successful completion of the approved course, except that the insurer may require, as a condition of providing and maintaining the discount, that the insured operator be involved in an accident for which the insured operator is at fault, nor be convicted of more than one moving violation for a three-year period after course completion.

(c) Upon Individuals who successfully—completing complete the approved course, each person shall be issued a certificate by the organization offering the course which that shall be used to qualify for the premium discount reduction required by this section.
(d) This section shall not apply in the event the approved course is specified by an administrative order of the director of vehicles or by a court order as a result of a moving traffic violation.

(e) Each principal operator of a covered vehicle shall take successfully complete an approved course every three years to continue to be eligible for the premium reduction required by this section.

Sec. 2. K.S.A. 40-1112a is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.