

## 2016 Kansas Statutes

**40-2209g. Same; establishment of business classes by carrier; limitation.** From and after January 1, 1993: (a) A small employer carrier may establish a class of business only to reflect substantial differences in expected claims experience or administrative costs related to the following reasons:

- (1) The small employer carrier uses more than one type of system for the marketing and sale of health benefit plans to small employers;
  - (2) the small employer carrier has acquired a class of business from another small employer carrier; or
  - (3) the small employer carrier provides coverage to one or more association groups that meet the requirements of subsection (f)(5) of K.S.A. 40-2209, and amendments thereto.
- (b) A small employer carrier may establish up to nine separate classes of business under subsection (a).
- (c) The commissioner may adopt rules and regulations to provide for a period of transition in order for a small employer carrier to come into compliance with subsection (b) in the instance of acquisition of an additional class of business from another small employer carrier.
- (d) The commissioner may approve the establishment of additional classes of business upon application to the commissioner and a finding by the commissioner that such action would enhance the efficiency and fairness of the small employer marketplace.

**History:** L. 1992, ch. 200, § 6; L. 1998, ch. 174, § 9; July 1.