AN ACT concerning the uniform insurance agents licensing act; relating to
appointment of agents; certification; amending K.S.A. 2017 Supp. 40-4912 and repealing the existing section.

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

Section 1. K.S.A. 2017 Supp. 40-4912 is hereby amended to read as
follows: 40-4912. (a) Any company authorized to transact business in this
state may, upon determining that the insurance agent is of good business
reputation and, if an individual, has had experience in insurance or will
immediately receive a course of instruction in insurance and on the
policies and policy forms of such company, appoint such insurance agent
as the insurance agent of the company under the license in effect for the
insurance agent. The appointment shall be made on a form prescribed by
the commissioner. Such form shall be sent to the commissioner within 30
days of the date the company appoints such insurance agent. A
nonrefundable appointment or certification fee set forth in K.S.A. 40-252,
and amendments thereto, shall be paid in accordance with the billing
procedures established by the commissioner. Such procedures shall require
payment of the fees annually, based on the number of insurance agents
appointed during the calendar year preceding the return. The certification
fees required by K.S.A. 40-252, and amendments thereto, shall be due for
all insurance agents appointed by the company during the preceding
calendar year, irrespective of the number of months the insurance agent
was appointed for that year. The certification fee shall not be returned for
any reason, and failure of the company to certify an insurance agent within
30 working days of such insurance agent's appointment shall subject the
company to a penalty of not more than $25 per calendar day from the date
the appropriate return was required from the date of appointment to the
date proper certification is recorded by the insurance department.

(b) Certification of other than an individual insurance agent will
automatically include each licensed insurance agent who is an officer,
director, partner, employee or otherwise legally associated with the
corporation, association, partnership or other legal entity appointed by the
company. The required annual certification fee shall be paid for each
licensed insurance agent certified by the company and the prescribed
reporting form shall be returned at the same time the company files its tax-
returns as required by K.S.A. 40-252, and amendments thereto.

(c) With respect to insurance on growing crops, evidence satisfactory
to the commissioner that the insurance agent is qualified to transact
insurance in accordance with standards or procedures established by any
branch of the federal government shall be deemed to be the equivalent of
certification by a company.

(d) (c) Duly licensed insurance agents transacting business in
accordance with the provisions of article 41 of chapter 40 of the Kansas
Statutes Annotated, and amendments thereto, shall be deemed to be
certified by a company for the kinds of insurance permitted under the
license in effect for the insurance agent.

Sec. 2. K.S.A. 2017 Supp. 40-4912 is hereby repealed.

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