

Approved: January 23, 2012

Date

MINUTES OF THE HOUSE INSURANCE COMMITTEE

The meeting was called to order by Chairman Clark Shultz at 3:30 p.m. on January 18, 2012, in Room 152-S of the Capitol.

All members were present except

Representative O'Hara – Excused

Representative Davis - Excused

Committee staff present:

David Wiese, Office of the Revisor of Statutes

Ken Wilke, Office of the Revisor of Statutes

Melissa Calderwood, Kansas Legislative Research Department

Cindy Lash, Kansas Legislative Research Department

Sue Fowler, Committee Assistant

Conferees appearing before the Committee:

William W. Sneed, MICA, Mortgage Insurance Companies of America and State Farm

Kris Kellim, Kansas Insurance Department

Others attending:

See attached list.

Representative Shultz introduced Committee Members and Staff

Introduction of Bills:

Kris Kellim, Kansas Insurance Department, (Attachment 1), requested the following five bill introductions:

H.M.O. examination period

This bill would increase the minimum examination period for H.M.O.'s from 3 years to 5 years to be consistent with the minimum examination period for other insurance companies.

Agent Response Requirement

This bill would require insurance agents to respond to lawful inquiries by the Department within 15 business days of the receipt of the inquiry.

Insurance holding company amendments

This bill would amend numerous sections of the insurance holding company act, and would create two new sections.

Agent Applicant Expungement Records

This bill would require insurance agent applicants to divulge expunged Kansas criminal history, and would allow the Department to obtain expunged Kansas criminal history, and would allow the Department to obtain expunged Kansas criminal history records of applicants.

CONTINUATION SHEET

Minutes of the House Insurance Committee at 3:30 p.m. on January 18, 2012, in Room 152-S of the Capitol.

Antifraud amendments

This bill would amend the definition of a “fraudulent insurance act” to include electronic and recorded “statements”; would clarify the requirement for insurer anti-fraud plans; and would require insurers to issue fraud warnings on all applications for insurance and written claim forms.

Representative Fawcett made a motion to introduce the five bills presented by Kris Kellim. Seconded by Representative Grant. Motion adopted to accept all five bills as committee bills.

William W. Sneed, MICA, Mortgage Insurance Companies of America, (Attachment 2), presented a request to introduce the attached piece of legislation. As to be explained at a later date, this bill is to eliminate K.S.A. 40-3508.

Representative Hermanson moved to accept the bill. Seconded by Representative Gregory. Motion Passed.

William W. Sneed, State Farm, (Attachment 3), reported last session, at our request, the House Insurance Committee introduced what became **HB 2307**. This bill commonly referred to as the “Residential Roofers' Bill”. By mid-session, it became clear that we could not complete our work, so we requested that the Chair hold the bill and allow the parties to finalize the language over the summer and fall. In an effort to keep the discussion and review of the language simple, the Chair suggested we introduce a new bill as opposed to merely amending **HB 2307**.

Representative Hermanson moved to adopt the bill. Seconded by Representative Grant. Motion Passed.

Next meeting is scheduled for Monday, January 23, 2012, 3:30 P.M. in Room 152-S in Capitol.

Meeting adjourned at 3:47 p.m.