

KANSAS OFFICE of
REVISOR of STATUTES

LEGISLATURE of THE STATE of KANSAS
Legislative Attorneys transforming ideas into legislation.

300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Senate Committee on Financial Institutions and Insurance
From: Office of Revisor of Statutes
Date: March 7, 2023
Subject: Bill Brief, HB 2090

HB 2090 is the House version of SB 27. The bill amends K.S.A. 40-4905, 40-4906, and 40-5505, relating to certain fees charged by the insurance department. The bill would give the Commissioner of Insurance the ability to set the amount of these fees charged, with an upper limit provided by statute.

Under current law, K.S.A. 40-4905 requires that a person applying for a resident insurance agent pay a nonrefundable fee of \$30. HB 2090 would amend that provision to state that a person applying for a resident agent license would be required to pay a nonrefundable fee in an amount not to exceed \$30. The bill also would require that the Commissioner set the amount of the resident agent license fee for the next year and publish it in the Kansas register by December 1 of the year.

Similarly, under current law, K.S.A. 40-4906 requires that a nonresident person who is applying for a nonresident agent license of \$50. HB 2090 would amend the provision to state that the nonresident person would be required to pay a nonrefundable fee in an amount not to exceed \$50. And again, as with the previous statute, the Commissioner is required to set the amount of the nonresident agent license fee for the next year by December 1 of the year and publish it in the Kansas Register.

Finally, under current law, K.S.A. requires and applicant for a public adjuster license to pay an application fee of \$100. HB 2090 again would amend that provision to state that an applicant for a public adjuster license would be required to pay a fee in an amount not to exceed \$100. And again, as before, the Commissioner is required to set the amount of the public adjuster application fee for the next year by December 1 of the year and publish it in the Kansas Register.

If enacted, the bill would go into effect on July 1, 2023.

The House Committee of the Whole passed HB 2090 unanimously on February 21, 2023.