

40-2504. Same; certificate of authority. (a) A person shall not render or agree to render automobile club services in this state without first procuring from the commissioner a certificate of authority to so act, as defined in K.S.A. 40-2502.

(b) The commissioner shall not issue a certificate of authority to any automobile club until:

(1) It files with him the following: (A) A formal application for the certificate in such form and detail as the commissioner requires, executed under oath by its president or other principal officer.

(B) A certified copy of its charter or articles of incorporation and its bylaws, if any.

(C) A verified statement showing all assets and liabilities and the number of members in all states or territories in which it operates as of December 31 of the preceding year.

(D) The location of the office of the automobile club in this state, if any, and the name of its registered agent in this state, which application shall be subscribed and sworn to by the president or a vice-president and the secretary or assistant secretary of the automobile club. Such application shall be accompanied by the irrevocable written consent of the automobile club that actions may be commenced against it in the proper court in any county in the state in which the cause of the action may arise or in which the plaintiff may reside by the service of process on the named resident agent mailed to him at his office. All notices and orders from the commissioner may also be served by mail upon the named registered agent.

(E) A copy of the service contract to be used, such contract complying with the provisions of K.S.A. 40-2507.

(F) Any other relevant document that is requested by the commissioner of insurance.

(2) It pays to the commissioner a license fee of one hundred sixty-five dollars (\$165).

(3) It complies with the deposit requirements set forth in K.S.A. 40-2503.

(4) Its name is approved by the commissioner under the provisions of K.S.A. 40-2503(e).

(c) The commissioner shall issue a certificate of authority to an automobile club upon compliance with subsection (b) above and upon receipt of proof satisfactory to the commissioner that the owners, members of the board of directors, officers and managers are of good reputation.

History: L. 1967, ch. 270, § 4; July 1.