

SESSION OF 2020

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 289**

As Amended by House Committee on Insurance

**Brief\***

SB 289, as amended, would amend the effective date specified in the Insurance Code for the risk-based capital (RBC) instructions promulgated by the National Association of Insurance Commissioners for property and casualty companies and for life insurance companies. The instructions currently specified became effective December 31, 2018. The bill would update the effective date on the RBC instructions to December 31, 2019.

The bill would be in effect upon publication in the *Kansas Register*.

**Background**

The bill was introduced by the Senate Committee on Financial Institutions and Insurance at the request of the Kansas Insurance Department (Department).

In the Senate Committee hearing, a Department representative stated the goal of the RBC law is to ensure each Kansas domestic company has the required amount of capital needed to support its overall business operations in consideration of its size and risk profile. The representative's testimony also indicated amendments to the effective date of the instructions have been made each year since 2009. (*Note:* In 2009, a legislative oversight process for updating the annual RBC instructions was established. This process allows the Department to update the requirements by rules

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

and regulations, unless one of two statutory conditions has been met.)

No neutral or opponent testimony was provided.

In the House Committee on Insurance hearing, the Department representative appeared in support of the bill. No other conferees provided testimony on the bill.

The House Committee amended the bill to change its effective date to upon publication in the *Kansas Register*.

According to the fiscal note prepared by the Division of Budget on the bill as introduced, the Department states enactment of the bill would have no fiscal effect.