

SENATE BILL No. 94

By Committee on Transportation

2-5

1 AN ACT concerning motor vehicle insurance; relating to reductions in
2 premiums; approved motor vehicle accident prevention courses;
3 pertaining to course duration and approving entities; amending K.S.A.
4 40-1112a and repealing the existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 40-1112a is hereby amended to read as follows: 40-
8 1112a. (a) Any rates, rating schedules, or rating manuals for the liability,
9 personal injury protection, and collision coverages of a motor vehicle
10 insurance policy submitted to or filed with the insurance commissioner
11 shall provide for an appropriate reduction in premium charges as to such
12 coverages for a three-year period after the principal operator of the
13 covered vehicle successfully completes a motor vehicle accident
14 prevention course, *of at least four hours in duration*, approved by the
15 national safety council or a ~~governmental state or federal agency such as~~
16 ~~the state board of education~~. The rates, rating schedule or rating manuals
17 required by *this subsection (a)* shall be submitted to or filed with the
18 commissioner of insurance at the time of the next regular filing with the
19 commissioner after the effective date of this act. Any ~~discount~~ *premium*
20 *reduction* used by an insurer shall be presumed appropriate unless credible
21 data demonstrates otherwise. Only one ~~discount~~ *premium reduction* shall
22 be allowed for ~~each qualified person~~ *the principal operator of a covered*
23 *vehicle*.

24 (b) The premium reduction required by this section shall be effective
25 for ~~an insured~~ *the principal operator of a covered vehicle* for a three-year
26 period after successful completion of the approved course, except that the
27 insurer may require, as a condition of providing and maintaining the
28 discount, that the ~~insured for a three-year period after course completion~~
29 *principal operator of a covered vehicle* not be involved in an accident for
30 which the ~~insured operator~~ is at fault, nor be convicted of more than one
31 moving violation *for a three-year period after course completion*.

32 (c) ~~Upon Individuals who successfully completing~~ *complete* the
33 approved course, ~~each person~~ shall be issued a certificate by the
34 organization offering the course ~~which that~~ shall be used to qualify for the
35 premium ~~discount~~ *reduction* required by this section.

36 (d) This section shall not apply in the event the approved course is

1 specified by an administrative order of the director of vehicles or by a
2 court order as a result of a moving traffic violation.

3 (e) Each ~~participant~~ *principal operator of a covered vehicle* shall ~~take~~
4 *successfully complete* an approved course every three years to continue to
5 be eligible for the ~~reduction in premiums~~ *premium reduction required by*
6 *this section.*

7 Sec. 2. K.S.A. 40-1112a is hereby repealed.

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