

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 **avoidance** course, *of at least four hours in duration, approved*
15 ~~by the national safety council or a governmental state or federal agency~~
16 ~~such as the state board of education~~ **utilizing a nationally recognized**
17 **driver training curriculum or a curriculum approved by a state or**
18 **federal agency.** The rates, rating schedule or rating manuals required by
19 *this subsection (a)* shall be submitted to or filed with the commissioner of
20 insurance at the time of the next regular filing with the commissioner after
21 the effective date of this act. Any ~~discount~~ **premium reduction** used by an
22 insurer shall be presumed appropriate unless credible data demonstrates
23 otherwise. Only one ~~discount~~ **premium reduction** shall be allowed for ~~each~~
24 ~~qualified person~~ **the principal operator of a covered vehicle.**

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

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

1 (d) This section shall not apply in the event the approved course is
2 specified by an administrative order of the director of vehicles or by a
3 court order as a result of a moving traffic violation.

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

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 K.S.A. 40-1112a is hereby repealed.

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