KANSAS OFFICE of
REVISOR of STATUTES
LEGISLATURE of THE STATE of KANSAS
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# MEMORANDUM

To: House Committee on Judiciary

From: Office of Revisor of Statutes

Date: January 29, 2026

Subject: Bill Brief for HB 2351 (As Introduced)

House Bill 2351 amends the uniform arbitration act of 2000 to make certain agreements to appraise or arbitrate in contracts of insurance invalid.

The bill amends K.S.A. 5-428, the statute in the uniform arbitration act that provides for the validity of agreements to arbitrate. Current law provides that an agreement contained in a record to submit to arbitration any existing or subsequent controversy arising between the parties is valid, enforceable and irrevocable, except upon a ground that exists at law or in equity for the revocation of a contract.

The bill would create an exception to that rule and provide that an agreement contained in a contract of insurance entered into or renewed after July, 1, 2025, to submit to appraisal or arbitration any existing or subsequent controversy arising between the parties to the agreement, except for those contracts between insurance companies, including reinsurance contracts, shall not be valid, enforceable or irrevocable, but shall be regarded as an offer by the insurance company to enter into binding or nonbinding arbitration.

The bill would take effect from and after publication in the statute book, July 1, 2026