

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.