

RESIDENT AND NONRESIDENT ADMINISTRATORS
RENEWAL INFORMATION

Pursuant to 2017 Kansas Senate Bill No. 22, effective March 9, 2017, upon publication in the Kansas Register, changes were made in the licensing and renewal requirements of third party administrators. Kansas Insurance Department Bulletin 2017-2, dated April 21, 2017, may be viewed at <http://www.ksinsurance.org/department/LegalIssues/bulletins.php>.

An administrator is defined as any person, defined as an individual or business entity, who directly or indirectly underwrites, collects charges or premiums from, or who adjusts or settles claims on, residents of Kansas in connection with life, annuity or health insurance coverage. An administrator that performs the duties of an administrator in Kansas must hold a resident or nonresident license. Senate Bill 22 and KID Bulletin 2017-2 state that a Kansas nonresident administrator with a home state other than those that have a law or regulation that is substantially similar to that of Kansas must either obtain a Kansas resident license or a resident license in one of the those states.

A review of third party administrator laws in all U.S. states and territories was conducted to determine which states have laws substantially similar to Kansas. Currently, the following states are determined to have substantially similar laws:

Alaska, Delaware, Florida, Idaho, Indiana, Missouri, New Hampshire, West Virginia

Non-resident third party administrators currently licensed in Kansas with a renewal date of June 1, 2017, through December 31, 2017, whose home state is not one of the 8 listed above, but does hold a nonresident administrator license in one of those 8 states, may renew their certificate by including, along with the usual requirements, a Certificate of Good Standing/Compliance from that state attesting to their licensure in that state. If none of above apply and the administrator does not take the appropriate steps as outlined below, the certificate will be cancelled.

The same instructions will apply to non-resident administrators currently licensed in Kansas with original renewal dates from January 1 through May 31st. However, beginning January 1, 2018, all administrators, both resident and non-resident, who are licensed in Kansas will be required to renew their certificates by December 31, 2018. The renewals are on a biennial basis. Additional information will be supplied at a future date.

Kansas resident administrators with renewal dates from June 1, 2017 through December 31, 2017, may renew their certificates as usual.

Beginning March 9, 2017, the effective date of Senate Bill 22, any new applications for nonresident TPAs must hold a resident TPA certificate in one of the 8 listed states. Non-resident application forms are located on the Kansas Insurance Department website.

A person applying for new licensure under must provide a certificate of good standing from one of the listed states verifying that the person holds a resident administrator license in the home state. If both the state in which a person is incorporated or maintains the person's principal place of business is not listed above, the person may:

- (1) If the person conducts business as an administrator in Kansas, declare Kansas to be the person's home state and apply for a Kansas resident administrator license; or
- (2) If the person conducts business in one of the listed states, declare one of the listed states as the person's home state, obtain a resident administrator in the state in which the administrator conducts business, and apply for a Kansas nonresident administrator license.