

**BEFORE THE COMMISSIONER OF INSURANCE  
OF THE STATE OF KANSAS**

In the Matter of the Kansas Resident                    )  
Insurance Agent's License of                                )  
**AARON M. RICE**    )  
NPN: # 18767076    )

Docket No. 77957

**SUMMARY ORDER**  
(Pursuant to K.S.A. 40-4909, K.S.A. 77-501)

Pursuant to the authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 40-4909, the Commissioner hereby revokes the agent's license of Respondent, **AARON M. RICE** ("Respondent"). This Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period if no request for hearing is made, pursuant to K.S.A. 77-542.

**Findings of Fact**

The Commissioner finds the following facts:

1. Respondent was licensed as a Kansas resident insurance agent on May 30, 2018, and remains licensed to date.
2. The Kansas Insurance Department ("KID") found that Respondent was convicted of driving under the influence-3<sup>rd</sup> offense (felony) in Johnson County District Court (Case No. 2018-CR-01583).
  - a. Respondent's sentencing date was April 1, 2019.
  - b. Respondent was sentenced to probation with an underlying jail term of twelve months.
  - c. Respondent was ordered to serve ten days in custody followed by house arrest.

**Applicable Law**

- Pursuant to K.S.A. 40-4909(a), "The commissioner may deny, suspend, revoke or refuse renewal of any license issued under this act if the commissioner finds that the applicant or license holder has:
  - (6) Been convicted of a misdemeanor or felony." K.S.A. 40-4909(a)

**Policy Reasons**

1. It is in the public interest that the license of an agent who has recently been convicted of a felony involving substance abuse be revoked.
2. The interests of the public are not properly served by an agent who is on probation or under the terms of a court sentence for a felony conviction.

Conclusions of Law

1. The Commissioner has jurisdiction over **AARON M. RICE** as well as the subject matter of this proceeding, and such proceeding is held in the public interest.
2. The Commissioner finds that Respondent's Kansas license may be revoked because **AARON M. RICE** was recently convicted of a felony involving substance abuse.
3. The Commissioner finds, pursuant to K.S.A. 40-4909(b), that the interests of the public are not properly served under Respondent's license.
4. Accordingly, the Commissioner concludes that sufficient grounds exist for the revocation of the insurance agent's license of **AARON M. RICE**, pursuant to K.S.A. 40-4909(a) and (b).

**IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:**


1. The Kansas resident Insurance Agent's License of **AARON M. RICE** is hereby **REVOKED** the effective date of this Order.
2. **IT IS FURTHER ORDERED** that **AARON M. RICE** shall **CEASE** and **DESIST** from the sale, solicitation or negotiation of insurance and/or receiving compensation deriving from the sale, solicitation or negotiation of insurance conducted after the effective date of this Order.

**IT IS SO ORDERED THIS 16<sup>th</sup> DAY OF April, 2019, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**



Vicki Schmidt  
Commissioner of Insurance

BY:

  
Justin L. McFarland  
General Counsel

**NOTICE AND OPPORTUNITY FOR HEARING**

**AARON M. RICE**, within fifteen (15) days of service of this Summary Order, may file with the Kansas Insurance Department a written request for hearing on this Summary Order, as provided by K.S.A. 77-542. In the event a hearing is requested, such request should be directed to:

Justin L. McFarland, General Counsel  
Kansas Insurance Department  
420 S.W. 9<sup>th</sup> Street  
Topeka, Kansas 66612

Any costs incurred as a result of conducting any administrative hearing shall be assessed against the agent/agency who is the subject of the hearing as provided by K.S.A. 40-4909(f). Costs shall include witness fees, mileage allowances, any costs associated with reproduction of documents which become part of the hearing record, and the expense of making a record of the hearing.

If a hearing is not requested, this Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period for requesting a hearing. The Final Order will constitute final agency action in the matter.

In the event the Respondent files a petition for judicial review, the agency officer designated pursuant to K.S.A. 77-613(e) to receive service of a petition for judicial review on behalf of the Kansas Insurance Department is:


Justin L. McFarland, General Counsel  
Kansas Insurance Department  
420 S.W. 9<sup>th</sup> St.  
Topeka, Kansas 66612

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that he served the above and foregoing Summary Order on this 16 day of April, 2019, by causing the same to be deposited in the United States Mail, first class postage prepaid, addressed to the following:

Aaron M. Rice

██████████  
Lenexa, KS ██████████

  
Steven Lehwald  
Staff Attorney