

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

**In the Matter of the Kansas Nonresident)
Insurance Producer's License of)
LAYLA ESPINEL)
NPN # 20407181)**

Docket No. 114717

**SUMMARY ORDER
REFUSAL TO RENEW AND REVOCATION
(Pursuant to K.S.A. 40-4909 and K.S.A. 77-501 *et seq.*)**

Pursuant to the authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 40-4909 and K.S.A. 77-501 *et seq.*, the Commissioner hereby **REFUSES RENEWAL AND REVOKES** the Kansas nonresident insurance producer's license of **LAYLA ESPINEL** ("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 a hearing is made.

Findings of Fact

1. Respondent was licensed as a Kansas nonresident insurance producer on February 21, 2023, and expired on April 30, 2025. The expiration date is extended pending this matter.
2. Respondent's address of record listed on her renewal application is 8600 NW S. River Dr., Miami, FL 33166. Respondent's address on file with the Kansas Department of Insurance ("Department") is [REDACTED] Doral, FL 33178 [REDACTED]
3. On February 4, 2025, Respondent submitted a Kansas nonresident insurance producer license renewal application ("Application") to the Department.
4. You answered "No" to Background Question 2 of the application which asks, "Have you ever been named or involved as a party in an administrative proceeding, including FINRA sanction or arbitration proceeding regarding any professional or occupational license or registration, which has not been previously reported to this department?"

5. Information revealed that Respondent failed to disclose and report to the Department two administrative/disciplinary actions within the 30 days. These actions were reported after the Department specifically directed the Respondent to upload the documents as a Reporting of Action to the NIPR Attachments Warehouse.

6. Specifically, Respondent's producer license was refused renewal/denied by the South Dakota Department of Labor & Regulation on June 11, 2024, based on allegations arising out of an insurer terminating your appointments for cause for assisting in the submission of insurance applications without consent of the applicant. The South Dakota Department reached out to you requesting an explanation of the termination for cause multiple times and you failed to respond. Ultimately, South Dakota refused/denied the renewal of your license for violation of the insurance laws or rules, misrepresenting the terms of an actual or proposed insurance contract or application for insurance, using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business of this state and by failing to respond to the department. Your insurance producer license was also revoked by the Delaware Insurance Department on November 12, 2024, based on failing to respond to regulatory inquiries.

7. The Department finds based on the Respondent's providing incorrect, misleading, incomplete or untrue information in the license application process, the failure to timely report administrative/disciplinary actions against their insurance license, the violations of states' insurance laws and regulations, and having an insurance license or its equivalent revoked or denied in other states the insurable interests of the public are no longer served by the Respondent's insurance producer license.

Applicable Law

K.S.A. 40-4909(a)(1) provides:

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 provided incorrect, misleading, incomplete or untrue information in the license application.

K.S.A. 40-4905(f)(1)(A) provides:

Each person or entity licensed in this state as an insurance agent shall report the following to the commissioner within 30 calendar days of occurrence: Each disciplinary action on the agent's license or licenses by the insurance regulatory agency of any other state or territory of the United States.

K.S.A. 40-4909(a)(2)(A) provides:

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 violated any provision of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any rules and regulations promulgated thereunder.

K.S.A. 40-4909(a)(2)(C) provides:

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 violated any insurance law or regulation of another state.

K.S.A. 40-4909(a)(9) provides:

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 had an insurance agent license, or its equivalent, denied, suspended or revoked in any state, district or territory.

K.S.A. 40-4909(b) provides:

The Commissioner may deny, suspend, revoke or refuse renewal of any license issued under this act if the Commissioner finds that the interests of the insurer or the insurable interests of the public are not properly served under such license.

Policy Reasons

1. It is in the public interest that the license of a producer who has provided incorrect, misleading, incomplete or untrue information in the license application process be refused renewal and revoked.
2. It is in the public interest that the license of a producer who has failed to report disciplinary actions in violation of the Kansas Insurance Code be refused renewal and revoked.
3. It is in the public interest that the license of a producer who has violated the insurance laws and/or regulations of another state be refused renewal and revoked.
4. It is in the public interest that the license of a producer who has had an insurance license or its equivalent denied or revoked in another state be refused renewal and revoked.

Conclusions of Law

1. The Commissioner has jurisdiction over **LAYLA ESPINEL** as well as the subject matter of this proceeding, and such proceeding is held in the public interest.
2. Pursuant to K.S.A. 40-4909(a) and (b), the Commissioner concludes that sufficient grounds exist for refusing to renew the Kansas nonresident insurance producer's license of **LAYLA ESPINEL**.
3. Pursuant to K.S.A. 40-4909(a) and (b), the Commissioner concludes that sufficient grounds exist for revocation of the Kansas nonresident insurance producer's license of **LAYLA ESPINEL**.

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:

1. The Kansas nonresident insurance producer's license of **LAYLA ESPINEL** is hereby **REFUSED RENEWAL** the effective date of this Order.

2. The Kansas nonresident insurance producer's license of **LAYLA ESPINEL** is hereby **REVOKED** the effective date of this Order.

3. **IT IS FURTHER ORDERED** that **LAYLA ESPINEL** shall **CEASE** and **DESIST** from the sale, solicitation or negotiation of insurance in Kansas and/or receiving compensation deriving from the sale, solicitation or negotiation of insurance in Kansas conducted after the effective date of this Order.

**IT IS SO ORDERED THIS 2nd DAY OF MAY 2025, IN THE CITY OF
TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**



VICKI SCHMIDT
COMMISSIONER OF INSURANCE

BY: *Kimberley Davenport Megrill*
Kimberley Davenport Megrill
Senior Attorney

NOTICE AND OPPORTUNITY FOR HEARING

LAYLA ESPINEL, within fifteen (15) days of service (plus 3 additional days for service by mail) of this Summary Order, you shall file with the Kansas Department of Insurance 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:

Mindy Forrer
Kansas Department of Insurance
1300 SW Arrowhead Rd.
Topeka, Kansas 66604

Or via email:

mindy.forrer@ks.gov

Any costs incurred as a result of conducting any administrative hearing shall be assessed against the producer/agency who is the subject of the hearing as provided by K.S.A. 40-4909(g). 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 (with an additional three (3) days for service by mail) period for requesting a hearing. The Final Order will constitute final agency action on 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 Department of Insurance is:

Steven A. Karrer, General Counsel
Kansas Department of Insurance
1300 SW Arrowhead Rd.
Topeka, Kansas 66604

Pursuant to K.S.A. 77-607 and 77-612, exhaustion of administrative remedies is a jurisdictional prerequisite to seeking judicial review.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served the above-and-foregoing Summary Order on this 2nd day of May 2025, by causing the same to be deposited in the United States Mail, certified, addressed to the following:

Layla Espinel

[REDACTED]
Miami, FL 33166

Layla Espinel

[REDACTED]
Doral, FL 33178-[REDACTED]

And via email to:

[REDACTED]



Sarah Cowan
Legal Assistant