

2019

Reinsurance Intermediary Form

**REINSURANCE INTERMEDIARY ACT
K.S.A. 40-4501 et seq.**

THIS FORM IS REQUIRED FROM ALL KANSAS DOMESTIC INSURERS, HEALTH ENTITIES, AND FRATERNAL BENEFIT SOCIETIES.

Reporting Insurer's Name:

Address:

City:

State:

Zip:

This Form Was Completed By:

Telephone Number:

Date Completed:

1. Did your Company assume or cede business under a reinsurance transaction during 2019?

Yes No

2. Did your Company utilize a Reinsurance Intermediary during 2019?

Yes No

If No, it is not necessary to complete the remainder of this form.

3. If Item 2 is Yes, please list each Reinsurance Intermediary.

For each Reinsurance Intermediary listed, indicate whether the Reinsurance Intermediary is a Reinsurance Intermediary-Broker as defined in K.S.A. 40-4502(f) or a Reinsurance Intermediary-Manager as defined in K.S.A. 40-4502(g).

Additionally, provide information under Items 4 - 6 below as applicable for each Reinsurance Intermediary listed.

Name and type of each Reinsurance Intermediary:

Name

Type (Broker or Manager)

4. Pursuant to K.S.A. 40-4503(a) No person, firm association or corporation shall act as a reinsurance broker in this state if the reinsurance broker maintains an office either directly or as a member or employee of a firm or association, or as an officer, director or employee of a corporation:

- (1) In this state, unless such reinsurance broker is a licensed producer in this state; or
- (2) in another state, unless such reinsurance broker is a licensed producer in this state or another state having a law substantially similar to this act or such reinsurance broker is licensed in this state as a nonresident reinsurance intermediary.

Pursuant to K.S.A. 40-4503(b) No person, firm, association or corporation shall act as a reinsurance manager:

- (1) For a reinsurer domiciled in this state, unless such reinsurance manager is a licensed producer in this state;
- (2) in this state, if the reinsurance manager maintains an office either directly or as a member or employee of a firm or association, or an officer, director or employee of a corporation in this state, unless such reinsurance manager is a licensed producer in this state;
- (3) in another state for a nondomestic insurer, unless such reinsurance manager is a licensed producer in this state or another state having a law substantially similar to this act or such person is licensed in this state as a nonresident reinsurance intermediary.

Please specify the authority by which the Reinsurance Intermediary-Broker or Reinsurance Intermediary-Manager acts as such in Kansas (e.g. K.S.A. 40-4503(a)(1)).

Is the Reinsurance Intermediary a licensed producer in Kansas?

Yes No

Is the Reinsurance Intermediary a licensed producer in another state having a law substantially similar to this act?

Yes No

If yes, please indicate the state(s) in which they are licensed and provide evidence that at least one of the other states has laws that are substantially similar to Kansas' in this regard.

Is the Reinsurance Intermediary licensed in Kansas as a nonresident reinsurance intermediary?

Yes No

5. If a Reinsurance Intermediary utilized during 2019 was a Reinsurance Intermediary-Broker, the following information must be provided:

- The effective date of the written authorization between the Reinsurance Intermediary-Broker and the insurer.
- A copy of the written authorization. The written authorization may be uploaded to the Company Desktop.

K.S.A. 40-4504 outlines what should be included in the authorization between the insurer and the Reinsurance Intermediary-Broker.

6. If a Reinsurance Intermediary utilized during 2019 was a Reinsurance Intermediary-Manager, the following information must be provided:

- The effective date of the contract between the Reinsurance Intermediary-Manager and the reinsurer.
- A copy of the contract. The contract may be uploaded to the Company Desktop.
- A copy of any correspondence from the reinsurer to the Kansas Insurance Department requesting approval of the contract and a copy of any prior correspondence from the Kansas Insurance Department to the reinsurer granting approval/disapproval of the contract. The correspondence may be uploaded to the Company Desktop.

K.S.A. 40-4507 provides that, "...At least 30 days before such reinsurer assumes or cedes business through such producer, a true copy of the approved contract shall be filed with the commissioner for approval...."

K.S.A. 40-4507 also outlines what should be included in the contract between the reinsurer and the Reinsurance Intermediary-Manager.

If a company enters into a new contract with a Reinsurance Intermediary-Manager, then the company will need to provide two copies of the contract for our review. One copy should be a "clean" copy. The other copy should demonstrate that the contract is in compliance with the requirements set forth in K.S.A. 40-4507.