



DEPARTMENT OF COMMERCE & INSURANCE

P.O. Box 690, Jefferson City, Mo. 65102-0690

In Re:)
)
Kansas City Life Insurance Company) Market Conduct Investigation No. 401576
(NAIC #65129))

ORDER OF THE DIRECTOR

NOW, on this 29th day of June, 2023, Director, Chlora Lindley-Myers, after consideration and review of the Stipulation of Settlement and Voluntary Forfeiture (hereinafter “Stipulation”) entered into by the Division of Insurance Market Regulation (hereinafter “Division”), and Kansas City Life Insurance Company (NAIC #65129) (hereinafter “KC Life”), relating to the market conduct investigation no. 401576, does hereby issue the following orders:

This order, issued pursuant to §374.046.15¹ and §374.280 is in the public interest.

IT IS THEREFORE ORDERED that KC Life and the Division having agreed to the Stipulation, the Director does hereby approve and agree to the Stipulation.

IT IS FURTHER ORDERED that KC Life shall not engage in any of the violations of statutes and regulations set forth in the Stipulation, shall implement procedures to place it in full compliance with the requirements in the Stipulation and the statutes and regulations of the State of Missouri, and to maintain those corrective actions at all times, and shall fully comply with all terms of the Stipulation.

IT IS SO ORDERED.

¹ All references, unless otherwise noted, are to Revised Statutes of Missouri 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office in Jefferson City, Missouri, this 09th day of June, 2023.



Chlora Lindley-Myers
Chlora Lindley-Myers
Director

**IN THE DEPARTMENT OF COMMERCE AND INSURANCE
STATE OF MISSOURI**

In Re:)
)
KANSAS CITY LIFE INSURANCE) **Market Conduct Investigation**
COMPANY (NAIC #65129)) **No. 401576**
)

STIPULATION AND SETTLEMENT

It is hereby stipulated and agreed by the Division of Insurance Market Regulation (the “Division”), and Kansas City Life Insurance Company (NAIC #65129) (“KC Life”), as follows:

WHEREAS, the Division is a unit of the Missouri Department of Commerce and Insurance (the “Department”), an agency of the State of Missouri, created and established for administering and enforcing all laws in relation to insurance companies doing business in the State of Missouri; and

WHEREAS, KC Life has been granted a certificate of authority to transact the business of insurance in the State of Missouri; and

WHEREAS, the Division conducted a Market Conduct Investigation of KC Life, Investigation #401576; and

WHEREAS, based on the Market Conduct Investigation of KC Life, the Division alleges that:

1. KC Life issued, continued or renewed excepted health benefit plans¹ without the rates being filed with the Director in violation of § 376.465.5.²

WHEREAS, the Division and KC Life have agreed to resolve the issues raised in the Market Conduct Investigation as follows:

¹ As defined in § 376.465.3(2).

² All references, unless otherwise noted, are to Missouri Revised Statutes 2016, as amended.

A. **Scope of Agreement.** This Stipulation of Settlement (“Stipulation”) embodies the entire agreement and understanding of the signatories with respect to the subject matter contained herein. The signatories hereby declare and represent that no promise, inducement, or agreement not herein expressed has been made, and acknowledge that the terms and conditions of this agreement are contractual and not a mere recital.

B. **Remedial Action.** KC Life agrees to take remedial action bringing it into compliance with the statutes and regulations of Missouri and agrees to maintain those remedial actions at all times. Such remedial actions shall include, but are not limited to, the following:

1. To the extent it has not already done so, KC Life agrees to submit rate filings to the DCI in accordance with § 376.465.5.

2. KC Life agrees not to deliver, issue for delivery, continue or renew the following plans until rates have been filed with the Director:

Disability Income

L-1300(1287)

L-2014 (1197) MO

Group Accident Insurance

PJ145-MO, CJ145-MO

PJ146-MO, CJ146-MO

Group Short Term Disability

901300

PJ106, CJ106

PJ118, CJ118

PJ133-MO, CJ133-MO

PJ139-MO, CJ139-MO

Group Long Term Disability

PJ101, CJ101

PJ117, CJ117

Group Dental Insurance

PJ105, CJ105

PJ112, CJ112

PJ114, CJ114

PJ123-A, CJ123-A
PJ135-MO, CJ135-MO
PJ143-MO, CJ143-MO

KC Life agrees to submit such rate filings in accordance with the provisions of § 376.465.5.

KC Life further agrees to continue to comply with § 376.465 on a going forward basis.

3. KC Life agrees not to deliver, issue for delivery, continue or renew any health benefit plans or excepted health benefit plans until rates have been filed as required under § 376.465 on a going forward basis.

C. **Compliance.** KC Life agrees to file documentation with the Division, in a format acceptable to the Division, within ninety days of the entry of a final order of any actions taken pursuant to Paragraph B to demonstrate compliance with the terms of this Stipulation. Such documentation is provided under § 374.190.

D. **Non-Admission.** Nothing in this Stipulation shall be construed as an admission by KC Life, this Stipulation being part of a compromise settlement to resolve disputed factual and legal allegations arising out of the above referenced Market Conduct Investigation.

E. **Waivers.** KC Life, after being advised by legal counsel, does hereby voluntarily and knowingly waive any and all rights for procedural requirements, including notice and an opportunity for a hearing, and review or appeal by any trial or appellate court, which may have otherwise applied to the Market Conduct Investigation #401576.

F. **Changes.** No changes to this Stipulation shall be effective unless made in writing and agreed to by representatives of the Division and KC Life.

G. **Counterparts.** This Stipulation may be executed in one or more counterparts, all of which shall be deemed an original and all of which, when taken together, shall constitute one and the same Stipulation. Execution and delivery of this Stipulation may be performed by e-mail or facsimile transmission.

H. **Governing Law.** This Stipulation shall be governed and construed in accordance with the laws of the State of Missouri.

I. **Authority.** The signatories below represent, acknowledge, and warrant that they are authorized to sign this Stipulation on behalf of the Division and KC Life respectively.

J. **Effect of Stipulation.** This Stipulation shall not become effective until entry of a Final Order by the Director of the Department (the "Director") approving this Stipulation.

K. **Request for an Order.** The signatories below request that the Director issue an Order approving this Stipulation and ordering the relief agreed to in the Stipulation, and consent to the issuance of such Order.

DATED: May 25, 2023



Teresa Kroll
Chief Examiner, Market Conduct

DATED: May 22, 2023



Malika Simmons
Asst. General Counsel & Chief
Compliance Officer
Kansas City Life Insurance Company