

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

**In the Matter of the Kansas Nonresident)
Insurance Producer's License of)
HEIDI PORTER)
NPN # 6068605)**

Docket No. 103622

**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 **REVOKES** and **REFUSES RENEWAL OF** the Kansas nonresident insurance producer's license of **HEIDI PORTER** ("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 May 24, 2019, and her license expired September 30, 2023.
2. Respondent's address of record listed on her renewal application is [REDACTED].
3. On September 11, 2023, Respondent submitted a Kansas nonresident insurance producer license renewal application ("Application") to the Kansas Insurance Department ("Department").
4. Respondent answered "Yes" to Question 1b of the Background Questions on the Application which asks, "Have you been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony, which has not been previously reported to this insurance department?"

5. On February 14, 2023, Respondent entered a guilty plea to the offense of [REDACTED] a felony, in the Tulsa County District Court, Oklahoma, in Case Number [REDACTED]-[REDACTED]. The court deferred the sentence until February 9, 2026.

6. The information provided in the documents provided to the Department and the nature of the conduct underlying the criminal charges indicate that the insurable interests of the public are no longer served by the Respondent's license.

Applicable Law

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

It is in the public interest that the license of a producer be refused renewal and revoked when an individual has pled guilty and was placed on a deferred sentence for a felony of these types and circumstances be revoked, as the insurable interest of the public is no longer served by this license.

Conclusions of Law

1. The Commissioner has jurisdiction over **HEIDI PORTER** 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(b), the Commissioner finds that the insurable interests of the public are no longer properly served under the Kansas nonresident insurance producer's license of **HEIDI PORTER**.

3. Pursuant to K.S.A. 40-4909(b), the Commissioner concludes that sufficient grounds exist for revocation of the Kansas nonresident insurance producer's license of **HEIDI PORTER**.

4. Pursuant to K.S.A. 40-4909(b), the Commissioner concludes that sufficient grounds exist for refusing to renew the renewal application for the Kansas nonresident insurance producer's license of **HEIDI PORTER**.

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:

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

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

3. **IT IS FURTHER ORDERD** that **HEIDI PORTER** 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 21st **DAY OF** November **2023, 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

HEIDI PORTER, within fifteen (15) days of service (plus 3 additional days for mailing) of this Summary Order, you 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:

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

Or via email to: 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(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 (plus 3 additional days for mailing) 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 with the District Court, 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
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 Refusal to Renew and Revocation on this 21st day of November 2023, by causing the same to be deposited in the United States Mail, certified, addressed to the following:

Heidi Porter
[REDACTED]

And via email to:
[REDACTED]



Sarah Cowan
Legal Assistant