

ONE HUNDRED THIRD LEGISLATURE - FIRST SESSION - 2013
COMMITTEE STATEMENT
LB213

Hearing Date: Monday January 28, 2013
Committee On: Banking, Commerce and Insurance
Introducer: Gloor
One Liner: Change provisions relating to financial institutions

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye:	7	Senators Campbell, Carlson, Christensen, Crawford, Gloor, Howard, Pirsch
Nay:	1	Senator Schumacher
Absent:		
Present Not Voting:		

Proponents:

Senator Mike Gloor
John Munn
Jerry Stilmock
Brandon Luetkenhaus

Representing:

Introducer
NE Department of Banking and Finance
NE Bankers Association
NE Credit Union League

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 213, introduced at the request of the Department of Banking and Finance, would amend various sections relating to financial institutions. The bill would provide, section by section, as follows:

BANKS

Section 1 would amend section 8-101.01 of the Nebraska Banking Act to incorporate new section 4 of the bill into the act.

Section 2 would amend section 8-103 of the Nebraska Banking Act as follows:

Within subsection (2), by updating the requirement that whenever the Director of the Department of Banking and Finance has a financial interest in any financial institution doing business in Nebraska, reports of examination conducted by the department or other financial institution regulators are to be transmitted to the Governor, to include the Consumer Financial Protection Bureau as one of the federal regulators whose reports would be transmitted; and within subsection (3), to provide that Department of Banking and Finance employees, who are permitted to borrow at the Nebraska State Employees Credit Union (NSECUCU), would be able to continue borrowing at a successor institution if NSECUCU merged with another state-chartered credit union.

Section 3 would amend section 8-108 of the Nebraska Banking Act to authorize the Department of Banking and Finance to share examination reports and other confidential information with the Consumer Financial Protection Bureau.

Section 4 would adopt a new section in the Nebraska Banking Act to allow banks to be members of limited liability companies (LLCs). The activities of the LLC would be limited to the business of banking or incidental to banking, and the LLC would be subject to examination by the Department of Banking and Finance. Other parameters of an LLC investment would be set by rule or order of the Department of Banking and Finance.

Section 5 would amend section 8-135 of the Nebraska Banking Act to adopt a January 1, 2013 reference to the Federal Electronic Fund Transfer Act, which is currently referenced to September 4, 2005.

Mike Gloor, Chairperson