

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office  
FLOOR DEBATE

March 5, 2002 LB 58

you did not pay the...for the full...full claim here on this personal property. That if you did not...if you cannot show...you, the insurance company, having the burden now to show that the amount that was really due was less than that amount, then you can be deemed in bad faith.

SENATOR COORDSEN: The only way, Senator, that the insurance company would come up with that is if they had an inventory by the policyholder, and it did not come up to the amount of contents as valued on a valued policy. Otherwise, what...what really this bill is more about is having to do an inventory when everyone involved, the insurance adjuster, the agent, the customer, knows that from...from their experience or their investment, that there's more than enough, more than enough personal property that there...they don't have to do an inventory under those situations.

SENATOR RAIKES: But...but wouldn't that eventuality be covered by what is now in (a)?

SENATOR COORDSEN: It should be but it isn't.

SENATOR RAIKES: So putting more words there in the form...

SENATOR CUDABACK: One minute.

SENATOR RAIKES: ...of (b) you think will fix that?

SENATOR COORDSEN: Absolutely. More words are always better, Senator.

SENATOR RAIKES: Okay. I'll have to mull that for a while. But thank you, Senator Coordsen. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Raikes. Senator Janssen on AM2811.

SENATOR JANSSEN: Thank you, Senator Cudaback, members of the body. I...the bill with the amendment now is, I think, relieves a lot of concerns that were before us on General File. I just, I wonder, though, whether we're going to see more impasses come