

up to \$15 for a bad check charge. Can be less than that, can't be more than that. That is about the fee that most of the states around us have. Three changes in this bill, the use of nonfiling insurance rather than taking a lien, extending or expanding on the late payment penalty from the, instead of our current formula of 5 percent or \$5, whichever is lower, to 5 percent or up to \$25, whichever is lower and, third, a bad check charge of up to \$15. Who wins in this situation? Well the small loan companies win generally. They get a late check charge, they get a better late penalty charge. On the other hand, consumers get two wins in this situation. Number one, I think nonfiling insurance is less onerous than a lien because oftentimes people fail to go down and release liens and they stay on your record. So I think a consumer gets a win there. Secondly, the consumer will get an expansion from 10 to 15 days in their grace period for late payments. But generally speaking, this helps small loan companies. It arrives at the standard that many of the states around us have. It also probably brings them much closer in line in what other financial institutions are able to charge for bad checks and late payments. I move the adoption of the committee amendments.

SPEAKER BARRETT: Senator Landis... Senator Landis, excuse me, were you discussing the amendment to the committee amendment or the committee amendment?

SENATOR LANDIS: If it is appropriate to make a motion to the amendment to the amendment, let me do that by just simply saying the amendment to the amendment is the extension from 10 to 15 days for the grace period for consumers who are making late payments. This, by the way, has been agreed to by the small loan industry and I would offer that amendment at this time.

SPEAKER BARRETT: The amendment to the committee amendment.

SENATOR LANDIS: Thank you.

SPEAKER BARRETT: Before proceeding to a discussion, the Chair is very pleased to announce a special guest of Senator Elmer under the south balcony from McCook, Mr. Ray Kunkee who is recovering from a heart transplant on December 20 and feeling great and his friend, Dennis Schnider from Lincoln. Would you gentlemen please stand and be recognized. Thank you for being with us this morning. Discussion on the amendment to the committee amendments. There are no lights on. The Chair