

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

March 22, 2000 LB 1119

they are paid monthly or quarterly, whether there would be a 10 percent or a 15 percent penalty if for...if they were a late payer for their premiums, those contract terms would not be reviewed by the state of Nebraska for approval for commercial lines paying \$50,000 or more of premium in one year. What else? The general notion here is to move to file and use for these large types of commercial entities. Should the Director of Insurance come to believe that there is no competition or there is not an active market, then the Director is authorized to go back in and apply prior approval rules should there not be an active marketplace. One of the reasons that we did this bill is because it has a track record elsewhere, and the track record is generally this. For states that have done away with this level of bureaucracy and oversight, there is an influx of insurance companies doing business. Where there is an influx of insurance companies doing business, rates fall. That's demonstrated in the behavior of one of the earliest states to deregulate which is the state of Illinois--much higher participation by companies and a falling of rates because of the competitive power of the marketplace. Understand right now, we are slowing down that process by doing this prior approval and doing the prior approval later than what statutorily we are actually authorized to do. That's the basic concept of the bill, which is to move from prior approval to file and use for large commercial entities who are insured for their commercial lines, and in the event there is not a sufficient marketplace, we can go back to our existing rules. That's the underlying direction of the bill. There are some committee amendments and we do get into the second topic which is a worker's comp assigned risk pool. But since that comes out in one of the amendment processes later, I think I will stop here and perhaps we could take a little bit of debate or questions on this part of the bill, and then move to the committee amendments, if...at the point of which we have a chance to talk about that. I'll explain the committee amendments and then I'll get to the floor amendments that we have. Thank you.

SENATOR CUDABACK: Thank you, Senator Landis. (Visitors introduced.) Senator Chambers or Senator Landis, as Chairman of Banking, Commerce and Insurance Committee, you're recognized to open on the committee amendments. (AM2113, Legislative Journal page 461.)