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FLOOR DEBATE

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LB 146

professionals are required to pay and remit such surcharges to the Department of Insurance, which then maintains the fund. You may recall that part of LB 146 requires the malpractice insurance carriers or providers rather than the medical professionals and are collected...and are to collect the surcharge for the Excess Liability Fund. As currently written, the bill appears to require the malpractice insurance provider to deposit the collected surcharge directly into the fund. As the fund is managed by the Department of Insurance, it's more accurate to state that the insurance providers are to remit the surcharges to the Department of Insurance for deposit to the fund. The amendment before you provides for such. The amendment is entirely consistent with the intent of the bill, and simply fell beyond the scope of Enrollment and Review amendment. I urge the body to adopt the amendment and to advance the bill, and I would be pleased to answer any questions. Thank you.

SENATOR CUDABACK: Thank you, Senator Pederson. You've heard the opening on AM1463 by Senator Brashear and presented by Senator Don Pederson. Open for discussion on that amendment. There are no lights on. Senator Pederson, did you wish to close on the amendment? He waives the opportunity to close. The question before the body is adoption of AM1463 to LB 146. All in favor of the motion vote aye, opposed nay. The motion before the body is AM1463 to LB 146. Have you all voted who care to? Record, please, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Mr. President, on the adoption of Senator Pederson...Brashear's amendment as offered by Senator Pederson.

SENATOR CUDABACK: The motion was successful. The amendment has been adopted.

CLERK: Senator Brown would move to amend. (AM1487, Legislative Journal page 1886.)

SENATOR CUDABACK: Senator Brown, you're recognized to open on your amendment, AM1487 to LB 146.