



**Hundredth Legislature - First Session - 2007  
Committee Statement  
LB 149**

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**Hearing Date:** January 30, 2007  
**Committee On:** Banking, Commerce and Insurance

**Introducer(s):** (Gay, 14)  
**Title:** Change provisions relating to the unauthorized use of the word bank

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**Roll Call Vote – Final Committee Action:**

- X Advanced to General File
  - Advanced to General File with Amendments
  - Indefinitely Postponed
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**Vote Results:**

8	Yes	Senators Pahls, Langemeier, Carlson, Christensen, Gay, Hansen, Pankonin, Pirsch
	No	
	Present, not voting	
	Absent	

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**Proponents:**

Senator Tim Gay  
Larry Ruth  
Mike Cronin  
Robert J Hallstrom

**Representing:**

Introducer  
Modern Banking Systems, Inc.  
Modern Banking Systems, Inc.  
NE Bankers Association

**Opponents:**

**Representing:**

**Neutral:**

Brandon Leutkenhaus

**Representing:**

NE Credit Union League

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**Summary of purpose and/or changes:**

LB 149 (Gay) would amend section 8-113 of the Nebraska Banking Act which provides that no individual, firm, company, corporation, or association, other than a bank, building and loan association, savings and loan association, or savings bank, shall use the word “bank” or any derivative thereof as any part of a title or description of any business activity. The bill would expand the list of entities to which this section does not apply to include (1) affiliates or subsidiaries of a bank, a building and loan association, savings and loan association, or savings bank, or a bank holding company and (2) organizations substantially owned by a bank, a building and loan association, savings and loan association, or savings bank, a bank holding

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company, or a combination of banks, building and loan associations, savings and loan associations, savings banks, or bank holding companies. The bill would further amend the existing list of entities to which this section does not apply by providing that it does not apply to firms, companies, corporations, or associations as have been in existence and doing business under a name composed in part of the word bank or some derivative thereof prior to “December 1, 1975,” rather than “for a period of ten years or more prior to October 19, 1963”.

**Explanation of amendments, if any:**

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**Senator Rich Pahls, Chairperson**