

ONE HUNDRED FIRST LEGISLATURE - SECOND SESSION - 2010
COMMITTEE STATEMENT
LB912

Hearing Date: Monday February 01, 2010
Committee On: Banking, Commerce and Insurance
Introducer: Pahls
One Liner: Prohibit occupant recovery limits in uninsured and underinsured motorist coverage

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye:	6	Senators Christensen, Langemeier, McCoy, Pankonin, Pirsch, Utter
Nay:		
Absent:	2	Senators Gloor, Pahls
Present Not Voting:		

Proponents:

William Marienau
Ann Frohman
Jim Cavanaugh
Jim Dobler
Tac Fraizer

Representing:

Introducer for Senator Rich Pahls
NE Department of Insurance
Independent Insurance Agents
Farmers Mutual of NE
American Insurance Association

Opponents:

Korby Gilbertson

Representing:

Property and Casualty Insurers Association

Neutral:

Representing:

Summary of purpose and/or changes:

LB 912 (Pahls) would amend the Uninsured (UM) and Underinsured (UIM) Motorist Insurance Coverage Act and the Property and Casualty Insurance Rate and Form Act to restrict the ability of motor vehicle insurance companies to provide UM and UIM coverages to unrelated passengers and liability coverage to permissive users on a "step down limits basis" regardless of any higher limits requested by the named insured.

The bill would provide, section by section, as follows:

Section 1 would amend section 44-6413 of the Uninsured and Underinsured Motorist Insurance Coverage Act to provide that the UM and UIM motorist coverage limits of a motor vehicle liability insurance policy shall be provided on the same basis for all persons occupying the insured motor vehicle. This section would provide that these amendments shall not limit application of a per person or per accident limitation to a covered occupant.

Sections 2 and 3 would amend section 44-7501 of the Property and Casualty Insurance Rate and Form Act and enact a new section in the act to provide that the liability limits of a motor vehicle liability insurance policy shall provide liability insurance protection on the same basis for all persons insured under such coverage. Section 3 would further provide that these amendments shall not limit application of a per person or per accident limitation to a covered occupant.

Section 4 would provide for repealers of the amendatory sections.

Sections 5 would provide for the emergency clause.

Rich Pahls, Chairperson