

Nebraska Department of Insurance

COMMERCIAL CREDIT

Filing and Policy Requirements	Statutory and Regulatory Reference	Requirement Description
General Filing Requirements		
SERFF filing required	Guidance Document IGD-C9	As of May 1, 2010, all filings submitted to Nebraska are required to be submitted electronically, using the NAIC System for Electronic Rate and Form Filing. Contact person: Connie Van Slyke, 402-471-4647
Retaliatory Fees	NE Statute 44-150	Nebraska is a retaliatory state and all fees, premiums taxes, deposits, and other charges will be charged at the rate in Nebraska law or the rate charged by the domiciliary state, whichever is higher.
Unfair Trade Practices Act	NE Statute 44-1521 to 44-1535	Purpose is to regulate unfair trade practices in the business of insurance, in accordance with the intent of the Congress of the United States as expressed in Public Law 79-15, by defining, or providing for the determination of, all acts and practices in this state which constitute unfair trade practices and by prohibiting the acts and practices so defined or determined.
Credit Life, Accident & Health Insurance	Title 210, Chapter 22	Credit Life and Credit Health and Accident Insurance Act.
Credit Insurance	Guidance Document IGD-C1	The practice of effecting the transfer of group credit insurance without prior consent and re-enrollment of the individual debtor – certificate holders and often times with an incomplete comparison of the policy terms, conditions, and benefits would be in violation of Nebraska insurance law.
Form Filing Requirements		
Forms	NE Statute 44-7508 NE Statute 44-7513	Forms must be filed and approved prior to use.
Filings Standards	Guidance Document IGD-C9 NE Statute 44-7501 – 44-7535	Nebraska Filing Bulletin – When revising currently approved forms, a comparison of the existing form should be included with all changes clearly identified (red-lined copies). An insurer does not need to file forms and endorsements that an advisory organization has filed on its behalf. Submit forms lists whenever forms are changed, added, or removed. See Nebraska Rate and Form Act.
Applications	NE Statute 44-7513 Guidance Document IGD-C2	Must be filed if coverage is bound. Cannot refuse to write based solely on previous cancellation.
Arbitration	NE Statute 25-2602.01	Uniform Arbitration

Cancellation & Non-Renewal	NE Statute 44-522	Sixty-day notice is required for cancellation or non-renewal. Ten-day notice is required for nonpayment of premium.
Loss Settlement	Title 210, Chapter 60	Unfair Property and Casualty Settlement Practices Rule
Rate Filing Requirements		
Rates	NE Statute 44-7506 NE Statute 44-7510 NE Statute 44-7511	All rates and rules must be filed and approved prior to use.
Credit Life Insurance & Credit Accident Health Rates	Guidance Document IGD-A2	Prima Facie Rates
Additional Criteria Required	NE Statute 44-7508	Include any necessary information (i.e., loss development, trend, market analyses, etc.) necessary to explain and justify the changes made. Clearly show the requested change versus the indicated change and provide an adequate explanation when the request differs significantly from the indicated.