

Nebraska Department of Insurance

INDIVIDUAL CANCER ONLY FORM and RATE FILING REQUIREMENTS

Filing and Policy Requirements	Statutory and Regulatory Reference	Requirement Description
SERFF filing required	NE CB 53	As of May 1, 2010 all health policies, riders, endorsements and applications must be filed electronically, using the NAIC System for Electronic Rate and Form Filing. Contact person: Deb Maher, 402-471-4551
Rate and Form Filing Required	NE Statute 44-710	Include for health rates, an actuarial memorandum certified and signed by a qualified actuary and subject to the actuarial standards of practice developed by the Actuarial Standards Board. The memorandum should describe the methodology and assumptions used to determine the rates. Any rate increase request must prove that request is actuarially justified. Rates are filed separately in SERFF from the forms.
Officer's signature	NE Statute 44-710.03	An officer's signature required on face page of form. The Department has decided to eliminate the requirement that policies be refiled when the only reason for refiling is a change in company officers. If officers whose signatures appear on insurance policies cease to be officers before the policies are sold, the officers' signatures will nevertheless be valid.
Policy Title	NE Statute 44-710.01	Title on face page describing the policy.
Company Name	NE Statute 44-350	Name of Company and its address must appear on the face page.
Free Look	NE Statute 44-710.18	10 day free look period for all policies.
Form Number	NE Statute 44-710.01	Each form filed must have a unique form number located in the lower left corner, on the face page or the first page of the form.
Entire money	NE Statute 44-710.01	Entire money/consideration expressed therein/only officer can change policy.
Effective/termination	NE Statute 44-710.01	The timeframe the insurance is effective and when the insurance terminates is expressed in the policy.
Insure one person	NE Statute 44-710.01	Insure one person and family
Exceptions	NE Statute 44-710.01	Exceptions and reductions in policy (if specific to a benefit, included with benefit)
Charter	NE Statute 44-710.01	Can't make charter, rules, constitution or bylaws part of policy unless it is set forth in full in the policy

Entire contract, changes	NE Statute 44-710.03	Policy, endorsements and any attached papers constitutes the entire contract. No change is valid until approved by an officer and attached. No agent has authority to change the policy or to waive any of its provisions.
Time limit on certain defenses	NE Statute 44-710.03	2 Year Incontestability provision is included
Grace period	NE Statute 44-710.03	Grace period provision: 7 days for weekly premiums; 10 days for monthly; 31 days for all other policies.
Reinstatement	NE Statute 44-710.03	Provision indicating the reinstatement of the policy.
Notice of claim	NE Statute 44-710.03	Written notice of a claim given to the insurer within 20 days after occurrence.
Claim forms	NE Statute 44-710.03	Insurer must furnish within 15 days or claimant deemed to comply.
Proof of loss	NE Statute 44-710.03	Written proof within 90 days or as soon as possible - no later than 1 year after first 90 days, except in absence of legal capacity.
Time of payment of claims	NE Statute 44-710.03	Provision indicating immediate payment of claim upon receipt of written proof of loss.
Payment of claims	NE Statute 44-710.03	Provision indicating that benefits are payable according with beneficiary designation.
Physical exam and autopsy	NE Statute 44-710.03	Physical Exam and autopsy paid for by insurer.
Legal actions	NE Statute 44-710.03	No action at law prior to 60 days; within 3 years.
Change of beneficiary	NE Statute 44-710.03	Right to change beneficiary unless irrevocable.
Conformity with state and federal law	NE Statute 44-710.03	Any provision in conflict with law of the federal government or state in which the insured resides on such date amended to conform with minimum requirements of law.

INDIVIDUAL CANCER ONLY FORM PERMISSIVE PROVISIONS

Filing and Policy Requirements	Statutory and Regulatory Reference	Requirement Description
Misstatement of age	NE Statute 44-710.04	If the insured's age is misstated, amounts payable will be as the premium would have purchased at the correct age.
Other insurance in this insurer	NE Statute 44-710.04	Excess insurance is void and premiums refunded to the insured.

Insurance with other insurers	NE Statute 44-710.04	Other valid coverage providing benefits for the same loss. "EXPENSE INCURRED BENEFITS"
Insurance with other insurers	NE Statute 44-710.04	Other valid coverage providing benefits for the same loss on other than an expense-incurred basis. "OTHER BENEFITS"
Unpaid premium	NE Statute 44-710.04	Any premium that is due and unpaid may be deducted from the payment of the claim.
Cancellation	NE Statute 44-710.04	Written notice delivered to the insured's last known address.
Illegal Occupation	NE Statute 44-710.04	Insurer is not liable for any loss to which a contributing cause was the commission of or attempt to commit a felony or engage in an illegal occupation.
Intoxicants & Narcotics	NE Statute 44-710.04	Insurer will not be liable for loss sustained by the insured being intoxicated or under influence of any narcotic unless administered on the advice of a physician.