BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

IN THE MATTER OF THE NEBRASKA HOSPITAL-MEDICAL LIABILITY AND SURCHARGE FOR 2005	)))	SURCHARGE DETERMINATION FOR THE YEAR OF 2005

The Director of Insurance for the State of Nebraska as Administrator of the Excess Liability Fund conducted a public hearing on Thursday, November 18, 2004, as required by Neb. Rev. Stat. §44-2830 to consider adjusting the amount of the surcharge for the year 2005. Pursuant to §44-2830, the Director is to adjust the amount of the surcharge provided for under §44-2829 on January 1 of each succeeding year to maintain the Excess Liability Fund at a level which is sufficient to pay all anticipated claims for the next year and to maintain an adequate reserve for future claims. On the basis of the public hearing giving due regard to the size of the existing Fund, the number and size of potential claims against the fund, the number of participating providers, change in the cost of living, and sound actuarial principles the Director hereby sets the surcharge for the year 2005, effective January 1, 2005, at fifty percent (50%) for all health care providers.

Dated this 19th day of November 2004.

L. TIM WAGNER
Director of Insurance for the State of Nebraska and Administrator of the Excess Liability Fund