

110TH CONGRESS  
1ST SESSION

# S. 618

To further competition in the insurance industry.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 15, 2007

Mr. LEAHY (for himself, Mr. SPECTER, Mr. LOTT, Mr. REID, and Ms. LANDRIEU) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To further competition in the insurance industry.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Insurance Industry  
5       Competition Act of 2007”.

6       **SEC. 2. ANTITRUST ENFORCEMENT AUTHORITY.**

7       (a) IN GENERAL.—The Act of March 9, 1945 (59  
8       Stat. 33; 15 U.S.C. 1011 et seq.) (commonly known as  
9       the McCarran-Ferguson Act) is amended—

10       (1) in section 2(b) (15 U.S.C. 1012(b)), by—

1 (A) inserting “as it relates to unfair meth-  
2 ods of competition,” after “Commission Act, as  
3 amended,”; and

4 (B) striking “to the extent that such busi-  
5 ness is not regulated by State law” and insert-  
6 ing “The Federal Trade Commission Act, as it  
7 relates to areas other than unfair methods of  
8 competition, shall be applicable to the business  
9 of insurance to the extent that such business is  
10 not regulated by State law.”; and

11 (2) by striking section 3 (15 U.S.C. 1013).

12 (b) FEDERAL TRADE COMMISSION ACT.—Section 6  
13 of the Federal Trade Commission Act (15 U.S.C. 46) is  
14 amended by striking the third undesignated paragraph fol-  
15 lowing subsection (i).

16 **SEC. 3. JOINT ENFORCEMENT POLICY STATEMENT.**

17 The Department of Justice and the Federal Trade  
18 Commission may issue joint statements of their antitrust  
19 enforcement policies regarding joint activities in the busi-  
20 ness of insurance.

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