

**PROPOSED REGULATION OF THE ADMINISTRATOR OF
THE DIVISION OF INDUSTRIAL RELATIONS OF THE
DEPARTMENT OF BUSINESS AND INDUSTRY**

Explanation – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted

AUTHORITY: Assembly Bill 186 § 2

Section 1. Chapter 616C of the NAC is hereby amended by adding thereto the provisions set forth as a new section to read as follows:

1. Each year the Administrator will use the following method to determine the equitable distribution of the income realized from the investment of the assets in the Uninsured Employers' Claim Account, up to a maximum of \$500,000:

(a) Each claimant or dependent of a claimant who, on July 1 of each year, is receiving compensation pursuant to chapters 616A to 617, inclusive, of NRS for a permanent total disability but is not entitled to an annual increase in that compensation pursuant to NRS 616C.473, is entitled to receive an amount equal to two-fifths of the amount of income realized pursuant to subsection ##, divided by the total number of claimants and dependents who are entitled to receive an amount pursuant to this subsection.

(b) In addition to the amount a claimant or dependent of a claimant is entitled to receive pursuant to subsection 1, a claimant or dependent who, on July 1 of each year, is receiving not less than \$1,000 and not more than \$1,500 per month in compensation for permanent total disability is entitled to receive an amount equal to one-fifth of the amount of income realized pursuant to subsection ##, divided by the total number of claimants and dependents who are entitled to receive an amount pursuant to this subsection.

(c) In addition to the amount a claimant or dependent of a claimant is entitled to receive pursuant to subsection 1, a claimant or dependent who, on July 1 of each year, is receiving less than \$1,000 per month in compensation for permanent total disability is entitled to receive an amount equal to two-fifths of the amount of income realized pursuant to subsection ##, divided by the total number of claimants and dependents who are entitled to receive an amount pursuant to this subsection.

2. The total annual payment may not exceed \$1,200 per claimant or dependent of a claimant.

3. Any insurer failing to provide the Administrator accurate and timely information that is related to a claimant and that is required to carry out the provisions of subsection ## of section ## of chapter 616C of Statutes of Nevada 2005, will be required to make the payment required by this section to that claimant and may be subject to an administrative fine.