

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

LCB File No. R059-15

July 14, 2015

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §1 and §2, NRS 616A.400 and 616C.495.

A REGULATION relating to industrial insurance; revising provisions relating to the eligibility to receive permanent partial disability compensation in a lump sum.

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

Eligibility to receive compensation in lump sum for injury incurred on or after January 1, 2016; installments. (NRS 616A.400, 616C.495) An employee injured on or after January 1, 2016, who incurs a permanent partial disability that:

- 1. Does not exceed 30 percent may elect to receive compensation in a lump sum.*
- 2. Exceeds 30 percent may elect to receive compensation in a lump sum equal to the present value of an award for a disability of 30 percent. If the injured employee elects to receive compensation in a lump sum pursuant to this subsection, the insurer shall pay in installments to the injured employee that portion of the injured employee's disability in excess of 30 percent.*

Section 2. NAC 616C.498 is hereby amended to read as follows:

NAC 616C.498 Eligibility to receive compensation in lump sum for injury incurred on or after July 1, 1995 *and before December 31, 2015*; installments. (NRS 616A.400, 616C.495) An employee injured on or after July 1, 1995, who incurs a permanent partial disability that:

1. Does not exceed 25 percent may elect to receive compensation in a lump sum.

2. Exceeds 25 percent may elect to receive compensation in a lump sum equal to the present value of an award for a disability of 25 percent. If the injured employee elects to receive compensation in a lump sum pursuant to this subsection, the insurer shall pay in installments to the injured employee that portion of the injured employee's disability in excess of 25 percent.