



DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF INSURANCE

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STATEMENT OF EMERGENCY
Pursuant to NRS 233B.0613.1

October 6, 2017

The Honorable Brian Sandoval
Governor of the State of Nevada
Executive Chambers
101 N. Carson Street, Suite 1
Carson City, Nevada 89701

HAND DELIVERED

Re: Emergency Regulation Concerning Employee Assistance in Response to Recent Tragic Shooting

Dear Governor Sandoval:

As the chief officer of the Division of Insurance, I have determined that an immediate need exists for an emergency regulation based on the recent tragedy in Las Vegas. Therefore, I present this Statement of Emergency for your endorsement as required by NRS 233B.0613.

The recent tragedy in Las Vegas has greatly impacted the community and the demand for counseling and mental health support services. Many Nevada employers rely upon counseling services for employees and family members provided through Employee Assistance Programs (“EAPs”). Existing Nevada regulation, Nevada Administrative Code 695F.500, limits the number of counseling sessions under an EAP to no more than three within a six-month period.¹ It has been determined that additional mental health services to employees and family members²

¹ Very recently, the Division had initiated the rulemaking process to amend the three-visit limit to six visits. However, this regulation will not be in effect soon enough to address the immediate mental health care need for employees in Las Vegas, and it does not allow for additional services if circumstances so require.

² Many of the employees and family members work in Las Vegas’ hospitality industry.

are needed to ensure employees and family members can receive the support services they need until they are able to transition into mental health care, if needed, through their insurance plan.

This emergency regulation will provide help sooner to restore health and functionality of employees and family members in Las Vegas, and allow them to re-engage in the community. Adoption of this emergency regulation will allow EAPs to provide more frequent interventions to help employees and family members heal from pain inflicted by this most disturbing and despicable assault on our community.

As this emergency regulation is necessary to provide immediate additional services for mental health and support due to the tragedy in Las Vegas, your endorsement is requested. Thank you for your consideration and assistance in this important matter.

Very truly yours,

BARBARA D. RICHARDSON
Commissioner of Insurance

Enclosures: Emergency Regulation
Informational Statement Pursuant to NRS 233B.066.1(a), (g)–(k), -2

cc: C.J. Manthe, Director, Department of Business & Industry
Kathryn Reynolds, General Counsel, Office of the Governor
Brenda Erdoes, Legislative Counsel, Legislative Counsel Bureau
Administrator, State Library and Archives
Nick Stosic, Insurance Regulation Liaison
Mackay Moore, Chief Insurance Examiner, Life and Health Section