

STATE OF NEVADA

JOE LOMBARDO  
*Governor*



DR. KRISTOPHER SANCHEZ  
*Director*

NED GAINES  
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY  
DIVISION OF INSURANCE

NOTICE OF INTENT TO ACT UPON REGULATION  
LCB File No. R134-24  
AND HEARING AGENDA

The Nevada Division of Insurance ("Division") is proposing the adoption of a regulation pertaining to chapter(s) 686B of the Nevada Administrative Code ("NAC"). The hearing shall take place as follows:

Date: **November 7, 2025**  
Time: **10:00 a.m. PST**  
Location: **This hearing will be held virtually via Microsoft Teams and in person. See options below.** (For help using Teams, visit [Need help?](#))

To join by Teams, click on the URL and enter the meeting number when prompted.

URL: [Join the meeting here](#)

Meeting Number: 278 185 176 236 1

To join by telephone, call the number below and enter the access code when prompted.

Phone-in Access: 1-775-321-6111 United States

Access Code: 303 594 449#

To attend in person, the following physical locations are being made available:

Nevada Division of Insurance  
1818 E. College Pkwy., Ste. 103  
Carson City, NV 89706

Nevada Division of Insurance  
3300 W. Sahara Ave.  
Red Rock Room, 4th Fl., Ste. 440  
Las Vegas, NV 89102

Live public comment and written public comment will be taken as designated in the Hearing Agenda.

The purpose of the hearing is to solicit comments from interested persons on the general topic(s) that may be addressed in the proposed regulation; and to assist in determining whether the proposed regulation is likely to impose a direct and significant burden upon a small business or directly restricts the formation, operation, or expansion of a small business.

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## HEARING AGENDA

1. Open Hearing: R134-24
2. Presentation of Proposed Regulation.

### LCB FILE NO. R134-24 – DENTAL LOSS RATIO

A REGULATION relating to insurance; interpreting certain terms for the purpose of establishing the types of entities that are required to submit certain reports relating to coverage for dental care; prescribing certain requirements governing such reports; and providing other matters properly relating thereto.

3. Public Comment.

The hearing officer will indicate when live public comment will be taken. Public comment may be limited to three minutes per speaker.

4. Close Hearing: R134-24

Note: Any agenda item may be taken out of order; items may be combined for consideration by the public body; items may be pulled or removed from the agenda at any time; and discussion relating to an item may be delayed or continued at any time. The hearing officer, within his/her discretion, may allow for public comment on individual agenda items.

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A copy of all materials relating to this proposed regulation may be obtained by visiting the Division's internet website at <https://doi.nv.gov/News-Notices/Regulations/> or by contacting the Division by email to [regs@doi.nv.gov](mailto:regs@doi.nv.gov). Members of the public who would like additional information about a proposed regulation may contact the Division by email to [regs@doi.nv.gov](mailto:regs@doi.nv.gov). Members of the public are encouraged to submit written comments for the record no later than October 30, 2025. Written comments may be emailed to [regs@doi.nv.gov](mailto:regs@doi.nv.gov) or mailed to 1818 E. College Parkway, Suite 103, Carson City, Nevada 89706.

We are pleased to make reasonable accommodations for attendees with disabilities. Please notify the Division of your request for reasonable accommodation in writing no later than five (5) working days before the hearing via email to [regs@doi.nv.gov](mailto:regs@doi.nv.gov).

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.

The following information is provided pursuant to the requirements of Nevada Revised Statutes (“NRS”) 233B.0603:

- (1) Why is the regulation necessary and what is its purpose?

This regulation is necessary as it is mandated to be promulgated under state law as outlined in NRS 686B.125 as amended by Senate Bill 393 (“SB 393”) of the 82<sup>nd</sup> legislative session. Insurers and other entities are required to file annual reports with the Commissioner detailing the losses incurred and premiums earned for the reporting year. The proposed regulation establishes the provisions for insurers and other entities to be able to fulfill the reporting requirements of the bill.

- (2) What are the terms or substance of the proposed regulation? Provide a description of the subjects, issues and problems involved.

SB 393 directs insurers and other entities providing dental coverage under Title 57 of Nevada Revised Statutes to provide a report to the Commissioner of Insurance detailing losses and premiums for each year. The bill does not outline specifics of this reporting such as the definition of various elements to be reported or the due date for the reporting. Instead, the bill directs the Commissioner of Insurance to promulgate regulation detailing the specific reporting requirements.

- (3) What is the anticipated impact of the regulation on the problem(s)?

This regulation will correct the issue of no specific guidance existing on how to fulfill the reporting requirements mandated by SB 393.

- (4) Do other regulations address the same problem(s)?

No, this regulation is specific to recent, newly introduced law.

- (5) Are alternate forms of regulation sufficient to address the problem(s)?

In this case no, as state law directs a regulation to be promulgated.

- (6) What value does the regulation have to the public?

The regulation allows insurers and other entities to fulfill the requirements of SB 393, reporting their losses and premiums towards the goal of reporting the ratio of these quantities (the “loss ratio”) to the public, through the Division of Insurance (“Division”).

This may allow the public to make more informed health care coverage decisions, as well as inform the Division that certain carriers and other entities offering dental coverage in the state may be out of compliance with the requirement to adhere to a loss ratio of 75%.

(7) What is the anticipated economic benefit of the regulation? Provide a statement as to potential beneficial impact on the following:

- a. Public
  - 1. Immediate: If a carrier exists that offers a product with rates expected to result in a loss ratio less than the currently mandated 75% loss ratio, the regulation will assist with the process of identifying the carrier and correcting the situation, ensuring that for consumers either benefits are increased, or premiums are reduced.
  - 2. Long Term: Same benefit
- b. Insurance Business
  - 1. Immediate: The proposed regulation will help the Division ensure that all insurers are meeting the statutory minimum loss ratio requirements. This should be a competitive and economic boost to insurers that already meet the minimum loss ratio requirements by prohibiting competitors from undercutting rates and benefits and profiting excessively.
  - 2. Long Term: Same benefit
- c. Small Businesses
  - 1. Immediate: Similar to the Public benefit, businesses may experience richer benefits or reduced premiums.
  - 2. Long Term: Same Benefit
- d. Small Communities
  - 1. Immediate: Same as Public Benefit
  - 2. Long Term: Same Benefit
- e. Government Entities
  - 1. Immediate: The regulation will assist with reporting requirements that will work towards enhanced regulatory enforcement of existing statute regarding dental loss ratios.
  - 2. Long Term: Same Benefit

(8) What is the anticipated adverse impact, if any? Provide a statement as to any anticipated adverse impact, including adverse economic effects, on the following:

- a. Public
  - 1. Immediate: There is no adverse impact anticipated.
  - 2. Long Term: There is no adverse impact anticipated.

- b. Insurance Business
  - 1. Immediate: There is no adverse impact anticipated.
  - 2. Long Term: There is no adverse impact anticipated.
- c. Small Businesses
  - 1. Immediate: There is no adverse impact anticipated.
  - 2. Long Term: There is no adverse impact anticipated.
- d. Small Communities
  - 1. Immediate: There is no adverse impact anticipated.
  - 2. Long Term: There is no adverse impact anticipated.
- e. Government Entities
  - 1. Immediate: There is no adverse impact anticipated.
  - 2. Long Term: There is no adverse impact anticipated.

(9) What is the anticipated cost of the regulation, both direct and indirect? Provide a statement as to the cost of:

- a. Enactment: There are no anticipated costs from enacting the regulation. The proposed regulation clarifies reporting requirements stipulated in statute and any additional work performed by DOI personnel is part of their regular duties.
- b. Enforcement: There are no anticipated costs from enforcing the regulation. The proposed regulation clarifies reporting requirements stipulated in statute and any additional work performed by DOI personnel is part of their regular duties.
- c. Compliance: There are no anticipated costs from complying with the regulation. The proposed regulation clarifies reporting requirements stipulated in statute and any additional work performed by industry personnel to comply has its root in compliance with the statute and not the specific requirements of the proposed regulation.

(10) Provide a statement indicating whether the regulation establishes a new fee or increases an existing fee.

The regulation does not establish a new fee or increase an existing fee.

(11) Provide a statement which identifies the methods used by the agency in determining the impact of the proposed regulation on a small business, prepared pursuant to subsection 3 of NRS 233B.0608.

Agency staff engaged in internal discussion regarding the impacts of the regulation to small businesses and determined that neither significant economic burdens nor direct restrictions would be imposed upon small business through the promulgation of this regulation.

(12) Provide a description of any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates, and a statement explaining why the

duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, state the name of the regulating federal agency.

The regulation does not overlap or duplicate any known local, state, or federal regulation.

(13) If the regulation is required pursuant to federal law, provide a citation and description of the federal law.

The regulation is not required pursuant to federal law.

(14) If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, provide a summary of such provisions.

There is no corresponding federal regulation.

Notice of the hearing has been provided as follows:

By email to all persons on the Division's email list for noticing of administrative regulations.  
By email for posting by the Nevada State Library, Archives and Public Records Administrator.  
By email for posting by the State of Nevada County Libraries.  
By email for posting by the Nevada Legislature.  
Published to the Nevada Legislature website: <https://leg.state.nv.us/>.  
Published to the Division of Insurance website: <https://doi.nv.gov/>.  
Published to the State of Nevada Public Notice website: <https://notice.nv.gov/>.

DATED this 7th day of October 2025.



NED GAINES  
Commissioner of Insurance

**STATE OF NEVADA  
DEPARTMENT OF BUSINESS & INDUSTRY  
DIVISION OF INSURANCE**

**Determination of Impact on Small Businesses**

**DENTAL LOSS RATIO**

**REG NO. R134-24**

**1. BACKGROUND.**

Senate Bill 393 of the 82<sup>nd</sup> Legislative Session of the State of Nevada directs the Commissioner of Insurance to promulgate regulation in order to provide specific direction to insurers and other entities on how to satisfy the requirements of the bill. The bill instructs insurers and other entities to file reports with the Commissioner reporting losses and premiums for the calendar year. The purpose of this reporting is to confirm compliance with existing statute directing certain insurers and other entities offering coverage for dental care to adhere to a "loss ratio" (defined as the ratio of claims to premiums) of no less than 75 percent.

**2. DETERMINATION AS TO SMALL BUSINESS IMPACT.**

- A. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business?

☒ NO                      ☐ YES, see the Small Business Impact Statement.

- B. Does the proposed regulation directly restrict the formation, operation, or expansion of a small business?

☒ NO                      ☐ YES, see the Small Business Impact Statement.

- C. What methods did the agency use to determine the impact of the proposed regulation on a small business?

Agency staff engaged in internal discussion regarding the impacts of the regulation to small businesses and determined that neither significant economic burdens nor direct restrictions would be imposed upon small business through the promulgation of this regulation.


- D. What are the reasons for the agency's conclusions?

This regulation imposes no requirements on insurers or other entities that extend beyond what is mandated in Senate Bill 393, and therefore the regulation itself will have no impact to small business. This regulation merely provides clarification to insurers and other entities on how to complete the reporting requirements of the bill.

I, SCOTT J. KIPPER, Commissioner of Insurance for the State of Nevada, hereby certify, to the best of my knowledge or belief, that a concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this Statement is accurate.

SCOTT J. KIPPER  
Commissioner of Insurance

12/26/24  
(DATE)

By:   
NICK STOSIC  
Deputy Commissioner  
With Delegation of Authority



STATE OF NEVADA

JOE LOMBARDO  
*Governor*



DR. KRISTOPHER SANCHEZ  
*Director*

SCOTT J. KIPPER  
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY  
DIVISION OF INSURANCE

MEMORANDUM

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**DATE:** December 23, 2024

**TO:** Nick Stosic – Deputy Commissioner

**FROM:** Scott J. Kipper – Insurance Commissioner

**SUBJECT:** Delegation of Authority in the Commissioner's Absence

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I hereby issue a Delegation of Authority for you to act on my behalf while I am out of the office from December 23rd to December 27th. You are empowered to exercise all authority necessary to handle matters coming before the Division of Insurance, unless otherwise delegated. This delegation can be superseded by an appointment of a new Commissioner or appointment of an acting Commissioner by Director of the Department of Business and Industry, Dr. Kristopher Sanchez.

A handwritten signature in blue ink, appearing to read "Scott J. Kipper", is written over a horizontal line.

SCOTT J. KIPPER  
Commissioner of Insurance