

**PROPOSED REGULATION OF THE  
CHIEF OF THE HEARINGS DIVISION OF THE  
DEPARTMENT OF ADMINISTRATION**

**LCB File No. R074-26**

April 14, 2026

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

AUTHORITY: § 1, NRS 616C.310.

A REGULATION relating to industrial insurance; revising provisions governing discovery in hearings before appeals officers; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law governs the conduct of hearings before appeals officers relating to claims for compensation in contested cases relating to industrial insurance. (NRS 616C.315, as amended by section 21 of Senate Bill No. 317, chapter 503, Statutes of Nevada 2025, at page 3310) During the 2025 Legislative Session, the Legislature enacted Senate Bill No. 317, which revised provisions governing discovery in such hearings to provide that an appeals officer may authorize a party to conduct discovery only upon motion and for good cause shown. (NRS 616D.050, as amended by section 28 of Senate Bill No. 317, chapter 503, Statutes of Nevada 2025, at page 3317)

Existing regulations authorize a party to request permission from an appeals officer to conduct discovery and prescribe certain requirements and procedures governing such a request. (NAC 616C.305) **Section 1** of this regulation revises those provisions to conform to the changes made by Senate Bill No. 317. Specifically, **section 1** requires a party who seeks to conduct discovery in such a hearing to submit a written motion for approval to the appeals officer. **Section 1** also prescribes certain requirements for such a motion, including that the motion must: (1) include the information required by existing law; and (2) be accompanied by a copy of the proposed discovery request and any proposed order relating to the discovery. Finally, **section 1** removes provisions governing the submission and disposition of a request for discovery that are inconsistent with existing law.

**Section 1.** NAC 616C.305 is hereby amended to read as follows:

616C.305 1. A party who wishes an appeals officer to permit discovery by deposition, interrogatories or production of documents must ~~request such discovery at any prehearing~~

~~conference held in the matter or~~ submit a written ~~{application}~~ *motion for approval* to that officer at least 30 days before the hearing. The ~~{application}~~ *motion for approval* must:

- (a) Set forth the reason why the discovery is necessary; ~~{and}~~
- (b) *Include the information required by subsection 4 of NRS 616D.050, as amended by section 28 of Senate Bill No. 317, chapter 503, Statutes of Nevada 2025, at page 3317; and*
- (c) Be accompanied by *a copy of the discovery request to be served and* the appropriate orders for discovery.

2. ~~{The appeals officer shall approve or deny the application}~~ *A party who wishes to oppose a motion for approval may file a written opposition* within ~~{5 days after the receipt of}~~ the ~~{application.}~~ *time prescribed by subsection 4 of NRS 616D.050, as amended by section 28 of Senate Bill No. 317, chapter 503, Statutes of Nevada 2025, at page 3317.*