

**ADOPTED REGULATION OF THE
COMMISSIONER OF INSURANCE**

LCB File No. R115-26

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

AUTHORITY: §§ 1 and 2, NRS 679B.130 and 680C.110.

A REGULATION relating to insurance; revising the amount of the annual fee that certain insurers are required to pay; repealing certain provisions that require the Commissioner of Insurance to hold certain public meetings; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires each insurer who is authorized to transact casualty insurance, health insurance, life insurance or property insurance and each title insurer, fraternal benefit society, corporation that operates a hospital, medical or dental service plan, health maintenance organization, organization for dental care and prepaid limited health service organization to pay to the Commissioner of Insurance an initial fee of \$1,000 and an annual fee that has been determined by the Commissioner. (NRS 680C.110) Existing regulations establish the amount of that annual fee, which varies based on the amount of direct written premiums of the insurer. (NAC 680C.200) **Section 1** of this regulation increases the amount of that annual fee.

Existing regulations provide that the Commissioner will: (1) hold a public meeting on or before April 30 of each even-numbered year to present his or her preliminary budget request; and (2) hold an annual public meeting to present the budget of the Division of Insurance of the Department of Business and Industry, as approved by the Legislature, and the proposed amount of the annual fee. (NAC 680C.250, 680C.260) **Section 2** of this regulation repeals those provisions.

Section 1. NAC 680C.200 is hereby amended to read as follows:

680C.200 1. Each insurer described in subsection 5 of NRS 680C.110 shall pay the following annual fee that is determined by the Commissioner pursuant to subsection 6 of NRS 680C.110 and is based on the direct written premiums reported to the Commissioner by the insurer during the previous year:

(a) Less than ~~[\$1]~~ ***\$50,000*** in direct written premiums ~~[\$1,500]~~ ***\$3,000***

- (b) At least ~~[\$1]~~ **\$50,000** but not more than \$100,000 in direct written premiums.....~~[\$1,800]~~ **\$3,500**
- (c) More than \$100,000 but not more than \$1,000,000 in direct written premiums.....~~[\$2,100]~~ **\$4,000**
- (d) More than \$1,000,000 but not more than \$5,000,000 in direct written premiums.....~~[\$2,800]~~ **\$4,250**
- (e) More than \$5,000,000 in direct written premiums~~[\$3,600]~~ **\$4,750**
2. The insurer shall pay the annual fee required in subsection 1 pursuant to NAC 680C.220.
- Sec. 2.** NAC 680C.250 and 680C.260 are hereby repealed.

TEXT OF REPEALED SECTIONS

680C.250 Public meeting of Commissioner to present preliminary budget request for inclusion in executive budget; notice of meeting and opportunity to comment; required contents of budget request. [Effective July 1, 2019.]

1. On or before April 30 of each even-numbered year, the Commissioner will hold a public meeting to present his or her preliminary budget request to be submitted for inclusion in the executive budget pursuant to the guidelines determined by the Office of Finance. Notice of the meeting must be posted at least 5 working days before the meeting.
2. The preliminary budget request presented by the Commissioner must:

(a) To the extent practicable, contain:

(1) Base budget expenditures, including, without limitation, expenditures relating to personnel, operations, equipment and technology and other expenses necessary for the efficient and effective functioning of the Division as a regulatory agency; and

(2) Recommended enhancements to the budget.

(b) Provide any estimated change to the annual fee set forth in NAC 680C.200 and the reason therefor.

3. The public meeting held pursuant to this section must provide all interested parties with an opportunity to comment on the preliminary budget request.

680C.260 Public meeting of Commissioner to present legislatively approved budget and proposed amount of annual fee; required notice of meeting. [Effective July 1, 2019.]

1. Each year before the amount of the annual fee is determined by the Commissioner pursuant to subsection 6 of NRS 680C.110 and set forth in NAC 680C.200, the Commissioner will hold a public meeting to present the budget of the Division as approved by the Legislature and the proposed amount of the annual fee. Notice of the meeting must be posted:

(a) At least 5 working days before the meeting; and

(b) At a minimum:

(1) At the Grant Sawyer Office Building located at 555 East Washington Avenue, Las Vegas, Nevada, the Legislative Building and all offices of the Division; and

(2) In the location established on the official website of the State pursuant to NRS 232.2175 and on the official website of the Division.

2. In addition to the notice posted pursuant to subsection 1, the Commissioner will also send a notice of the meeting to each person included on the mailing list that the Division is required to maintain pursuant to paragraph (e) of subsection 1 of NRS 233B.0603.