

LCB File No. R181-03

**PROPOSED REGULATION OF THE DIVISION OF INSURANCE
OF THE DEPARTMENT OF BUSINESS AND INDUSTRY**

**NOTICE OF WORKSHOPS TO SOLICIT COMMENTS ON
PROPOSED REGULATION**

The Department of Business and Industry, Division of Insurance (Division), is proposing new regulations pertaining to life insurance multiple policies, disclosure for small face amount life insurance policies, advertisement for individual health insurers, viatical/life settlements, and to repeal all regulations pertaining to the medical dental screening panel in chapter 41A of the Nevada Administrative Code (NAC). A workshop has been set for 9:00 a.m., on November 18, 2003, at the offices of the Division, 788 Fairview Drive, Suite 300, Carson City, Nevada 89701. Interested parties may also participate through a simultaneous video-conference conducted at the Bradley Building, 2501 East Sahara Avenue, Manufactured Housing Division Conference Room, 2nd Floor, Las Vegas, Nevada 89104. The purpose of the workshop is to solicit comments from interested persons on the following general topics addressed in the proposed regulations.

- 1. Life Insurance Multiple Policies. The proposed regulation would require insurers that are licensed to market life insurance to, upon receipt of a death claim, research their records to determine if there are other policies in their company for that person or alias names of that person. The proposed regulation will amend chapters 688A and 688B of the NAC.**
- 2. Disclosure for Small Face Amount Life Insurance Policies. The proposed regulation requires an insurer to disclose to the insured if the amount of premiums paid exceeds the death benefit of that policy. This applies to life insurance policies with a death benefit of \$15,000 or less. This regulation will amend chapters 688A and 688B of the NAC.**
- 3. Advertisement for Individual Health Insurers. The proposed regulation will extend the advertisement compliance to include licensed insurers marketing individual health insurance pursuant to chapter 689A by amending subsection 2 and adding subsection 3 to NAC 689A.270.**
- 4. Viatical/Life Settlements. The proposed regulation addresses requirements for viatical settlements regarding the standards for evaluation for reasonable payments, reporting requirements, requirements of insurers to coordinate policy benefit information and compensation to viatical entities.**
- 5. Medical Dental Screening Panel. The proposed regulation is needed to address the requirements of chapter 3, Statutes of Nevada, 2002 Special Session of the Nevada Legislature. This regulation repeals all sections of chapter 41A of the NAC that refer to the Medical Dental Screening Panel.**

A copy of this notice and the proposed regulations will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the proposed regulations will be available at the offices of the Division, 788 Fairview Drive, Suite 300, Carson City, Nevada 89701, and 2501 East Sahara Avenue, Suite 302, Las Vegas, Nevada 89104, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulations are also available in the **State of Nevada Register of Administrative Regulations** which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at **www.leg.state.nv.us**. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

This Notice of Workshop to Solicit Comments on Proposed Regulations has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations:

Department of Business and Industry
Division of Insurance
788 Fairview Drive, Suite 300
Carson City, NV 89701

Department of Business and Industry
Division of Insurance
2501 East Sahara Avenue, Suite 302
Las Vegas, NV 89104

Legislative Counsel Bureau
Capitol Complex
Carson City, NV 89710

Blasdel Building
Capitol Complex
Carson City, NV 89710

State Capitol
Capitol Complex
Carson City, NV 89710

Capitol Press Room
State Capitol Basement
Carson City, NV 89710

County Clerk
Courthouse
Carson City, NV 89710

Nevada State Library & Archives
Capitol Complex
Carson City, NV 89710

Carson City Library
900 North Roop Street
Carson City, NV 89701

Churchill County Library
553 South Maine Street
Fallon, NV 89406

Las Vegas Library
833 Las Vegas Blvd. North
Las Vegas, NV 89101

Douglas County Library
1625 Library Lane
P.O. Box 337
Minden, NV 89423

Elko County Library

Goldfield Public Library

720 Court Street
Elko, NV 89801

Fourth & Cook Street
P.O. Box 430
Goldfield, NV 89013

Eureka Branch Library
10190 Monroe Street
P.O. Box 293
Eureka, NV 89316

Humboldt County Library
85 East 5th Street
Winnemucca, NV 89445

Battle Mountain Branch Library
P.O. Box 141
Battle Mountain, NV 89820

Lincoln County Library
93 Main Street
P.O. Box 330
Pioche, NV 89043

Lyon County Library
20 Nevin Way
Yerington, NV 89447

Mineral County Library
First & A Street
P.O. Box 1390
Hawthorne, NV 89415

Tonopah Public Library
171 Central Street
P.O. Box 449
Tonopah, NV 89049

Pershing County Library
1125 Central Avenue
P.O. Box 781
Lovelock, NV 89419

Storey County Library
95 South R Street
P.O. Box 14
Virginia City, NV 89440

Washoe County Library
ATTN: Reference
P.O. Box 2151
Reno, NV 89505-2151

White Pine County Library
950 Campton Street
Ely, NV 89301

Clark County Library
1401 East Flamingo Road
Las Vegas, NV 89119

Members of the public who are disabled and require special accommodations or assistance at the hearing are requested to notify the Commissioner's secretary in writing at 788 Fairview Drive, Suite 300, Carson City, Nevada 89701, or by calling no later than 5 working days prior to the hearing, (775) 687-4270, extension 260.

DATED this _____ day of October, 2003.

By:

ALICE A. MOLASKY-ARMAN
Commissioner of Insurance

LCB File No. R181-03

**PROPOSED REGULATION OF THE DIVISION OF INSURANCE
OF THE DEPARTMENT OF BUSINESS AND INDUSTRY**

**NOTICE OF INTENT TO ACT UPON REGULATIONS
Notice of Hearing for the Adoption of Regulations
of the Department of Business and Industry, Division of Insurance**

The Department of Business and Industry, Division of Insurance (Division) will hold a public hearing at 9:00 a.m., on November 18, 2003, immediately following a public workshop, at the offices of the Division, 788 Fairview Drive, Suite 300, Carson City, Nevada 89701. Interested persons may also participate through a simultaneous video-conference conducted at the Bradley Building, 2501 East Sahara Avenue, Manufactured Housing Division Conference Room, 2nd Floor, Las Vegas, Nevada 89104. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of:

**THE REPEAL OF THE MEDICAL DENTAL SCREENING
PANEL REGULATIONS**

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The proposed regulation is needed to address the requirements of chapter 3, Statutes of Nevada, 2002 Special Session of the Nevada Legislature.
2. This regulation repeals all sections of chapter 41A of the Nevada Administrative Code (NAC) that refer to the Medical Dental Screening Panel.
3. Estimated economic effect of the regulation:

On the business which is to be regulated: None
On the public: None
4. The Division will not incur any costs.
5. The Division is not aware of any overlap or duplication of the regulation with any state, local or federal regulation.
6. This regulation is not pursuant to federal law.
7. There are no federal regulations regarding these activities.
8. This regulation does not require a new fee or increase of an existing fee.

Persons wishing to comment upon the proposed action of the Division may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Division, 788 Fairview Drive, Suite 300, Carson City, Nevada 89701. Written submissions must be received by the Division on or before November 12, 2003. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Division may proceed immediately to act upon any written submissions.

A copy of this notice and the proposed regulation will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the proposed regulation will be available at the offices of the Division, 788 Fairview Drive, Suite 300, Carson City, Nevada 89701, and 2501 East Sahara Avenue, Suite 302, Las Vegas, Nevada 89104, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the **State of Nevada Register of Administrative Regulations** which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will 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.

This notice of hearing has been posted at the following locations:

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Division of Insurance
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Yerington, NV 89447

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Lovelock, NV 89419

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ATTN: Reference
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DATED this _____ day of October, 2003.

By:

ALICE A. MOLASKY-ARMAN
Commissioner of Insurance

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**PROPOSED REGULATION OF THE DIVISION OF INSURANCE
OF THE DEPARTMENT OF BUSINESS AND INDUSTRY**

Explanation: The screening panel was abolished by the 2002 Special Session requiring the repeal of the provisions of chapter 41A of the Nevada Administrative Code.

Authority: Chapter 41A of NRS; NRS 679B.130; and chapter 3, Statutes of Nevada, 2002 Special Session of the Nevada Legislature

Section 1. NAC 41A.011, 41A.018, 41A.020, 41A.031, 41A.040, 41A.042, 41A.043, 41A.0435, 41A.044, 41A.045, 41A.050, 41A.055, 41A.060, 41A.065, 41A.067, 41A.069, 41A.070, 41A.075, 41A.080, 41A.082, 41A.085, 41A.088, 41A.091, 41A.095, 41A.100, 41A.111, 41A.121 and 41A.131 are hereby repealed.