

**PROPOSED REGULATION OF THE
COMMISSIONER OF INSURANCE**

LCB File No. R133-05

September 21, 2005

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

AUTHORITY: §§1-10, NRS 679B.130 and section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.

A REGULATION relating to insurance; establishing the requirements for an application for registration to engage in business as a medical discount plan; providing that certain requirements for such an application are deemed satisfied by certain applicants under certain circumstances; and providing other matters properly relating thereto.

Section 1. Chapter 695H of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 10, inclusive, of this regulation.

Sec. 2. *As used in this chapter, unless the context otherwise requires, the words and terms defined in sections 3 to 7, inclusive, of this regulation, have the meanings ascribed to them in those sections.*

Sec. 3. *“Administrator” has the meaning ascribed to it in section 2.3 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.*

Sec. 4. *“Affiliate of an insurer” has the meaning ascribed to it in section 2.5 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.*

Sec. 5. *“Division” means the Division of Insurance of the Department of Business and Industry.*

Sec. 6. *“Insurer” has the meaning ascribed to it in section 2.7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.*

Sec. 7. *“Medical discount plan” has the meaning ascribed to it in section 3 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.*

Sec. 8. *Except as otherwise provided in sections 9 and 10 of this regulation, an application for registration to engage in business as a medical discount plan must be accompanied by any fee and documentation required pursuant to subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.*

Sec. 9. *An administrator, insurer or affiliate of an insurer shall be deemed to have satisfied the requirements of paragraph (b) or (f) of subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101, if the administrator, insurer or affiliate of an insurer:*

- 1. Has a current license or certificate of authority issued by the Division; and*
- 2. Has previously submitted, pursuant to any other provision of title 57 of NRS or any regulation adopted pursuant thereto, information that is substantially similar to the information required pursuant to paragraph (b) or (f) of subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101, and the previously submitted information:*

(a) Is current and accurate;

(b) Involved the same person as is involved in the application for registration to engage in business as a medical discount plan; and

(c) Satisfies, at a minimum, the requirements set forth in paragraph (b) or (f) of subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.

Sec. 10. *An administrator, insurer or affiliate of an insurer shall be deemed to have satisfied the requirements of paragraph (c) of subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101, if the administrator, insurer or affiliate of an insurer:*

1. Has a current license or certificate of authority issued by the Division; and

2. Has previously submitted, pursuant to any other provision of title 57 of NRS or any regulation adopted pursuant thereto, biographical information that is substantially similar to the biographical information required pursuant to paragraph (c) of subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101, and the previously submitted biographical information:

(a) Is current and accurate;

(b) Involved the same person as is involved in the application for registration to engage in business as a medical discount plan; and

(c) Satisfies, at a minimum, the requirements set forth in paragraph (c) of subsection 1 of section 7 of Assembly Bill No. 338 of the 73rd Session of the Nevada Legislature, chapter 456, Statutes of Nevada 2005, at page 2101.