

**PROPOSED REGULATION OF
THE COMMISSIONER OF INSURANCE**

LCB File No. R080-07

August 24, 2007

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

AUTHORITY: §1, NRS 679B.130 and 679B.310.

A REGULATION relating to insurance; authorizing a hearing officer designated by the Commissioner of Insurance to take certain actions if a party who has received notice of a hearing fails to appear at the hearing; and providing other matters properly relating thereto.

Section 1. NAC 679B.321 is hereby amended to read as follows:

679B.321 *1.* If a party requesting a hearing fails to appear at the time and place set for the hearing, the hearing officer may ~~⌋~~

~~⌋~~ , *if satisfied that the party has received appropriate notice of the hearing pursuant to NRS 679B.320:*

(a) Proceed with the hearing without the party;

~~⌋~~ *(b)* Dismiss the proceeding with or without prejudice; or

~~⌋~~ *(c)* Recess the hearing to a time set by him to enable the party to attend.

2. If a party who has been ordered to appear at a hearing by written order or by notice of a hearing fails to appear at the time and place set for the hearing, the hearing officer may, if satisfied that the party has received appropriate notice of the hearing pursuant to NRS 679B.320:

(a) Proceed with the hearing without the party;

(b) Recess the hearing to a time set by him to enable the party to attend; or

(c) Refer the matter to the Attorney General in accordance with the provisions of NRS

679B.180.