

**ADOPTED REGULATION OF THE
COMMISSIONER OF INSURANCE**

LCB File No. R120-07

Effective January 30, 2008

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

AUTHORITY: §1, NRS 679B.130.

A REGULATION relating to insurance; revising a provision relating to the type of applications which constitute a filing of a rate and require the assessment of a filing fee; and providing other matters properly relating thereto.

Section 1. NAC 680B.040 is hereby amended to read as follows:

680B.040 1. In submitting the rates for a policy previously approved by the Commissioner, an insurer may include any number of changes to the rates and to the classifications and rules for the rates for a single filing fee.

2. For the purpose of assessing a filing fee:

(a) An application which is submitted to the Commissioner pursuant to NAC 686B.520 for consent to charge an insured a ~~higher~~ *different* rate for a specific risk than the rate previously approved by the Commissioner constitutes the filing of a rate.

(b) Any filing with the Commissioner of schedules of premiums, dues, fees or other charges pursuant to chapter 686B, 690A, 695B or 695C of NRS is a filing of rates.

NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R120-07

The Commissioner of Insurance adopted regulations assigned LCB File No. R120-07 which pertain to chapter 680B of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

A workshop was held on November 27, 2007, and a hearing was held on November 28, 2007, at the offices of the Department of Business and Industry, Division of Insurance (“Division”), 788 Fairview Drive, Suite 300, Carson City, Nevada 89701, with a simultaneous video-conference conducted at the Bradley Building, 2501 E. Sahara Avenue, Real Estate Division Conference Room, 2nd Floor, Las Vegas, Nevada 89104, regarding the adoption of the regulation concerning administrative procedures for consent to rate filings.

Public comment was solicited by posting notice of the hearing in the following public locations: the Division’s Carson City and Las Vegas offices, Carson City Courthouse, Office of the Attorney General, the Donald W. Reynolds Press Center, Capitol Building Lobby, Capitol Building Press Room, Blasdel Building, Legislative Counsel Bureau, Nevada State Library, Carson City Library, Churchill County Library, Clark County District Library, Douglas County Library, Elko County Library, Esmeralda County Library, Eureka Branch Library, Humboldt County Library, Lander County Library, Lincoln County Library, Lyon County Library, Mineral County Library, Pershing County Library, Storey County Library, Tonopah Public Library, Washoe County Library, and White Pine County Library.

In addition, the Division maintains a general list of interested parties, comprised mainly of insurance companies, agencies and other persons regulated by the Division. These persons were also notified of the hearing and that copies of the regulation could be obtained from or examined at the offices of the Division in Carson City.

The hearing was attended by nine persons in Carson City and two persons in Las Vegas.

There was one public comment at the workshop that was held on November 27, 2007. There were no public comments at the hearing. After considering the public comment at the workshop, the Commissioner of Insurance has issued an order adopting the proposed regulation, LCB File No. R120-07, as a permanent regulation of the Division.

The economic impact of the regulation is as follows:

- (a) On the business it is to regulate: None.
- (b) On small businesses: None.
- (c) On the public: None.

The Division will not incur any additional expense to enforce the proposed regulation.

The Division is not aware of any overlap or duplication of the regulation with any state, local or federal regulation.