

**ADOPTED REGULATION OF THE  
COMMISSIONER OF INSURANCE**

**LCB File No. R055-12**

Effective November 1, 2012

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

AUTHORITY: §1, NRS 689.720.

A REGULATION relating to funeral services; repealing a provision requiring a certain minimum score to pass the examination for a license as an agent authorized to sell prepaid contracts for funeral services; and providing other matters properly relating thereto.

**Section 1.** NAC 689.010 is hereby repealed.

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**TEXT OF REPEALED SECTION**

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**689.010 Required score on examination for license as agent.** An applicant for a license as an agent authorized to sell prepaid contracts for funeral services must attain a score of 75 or more points out of 90 points in order to pass the examination.

**INFORMATIONAL STATEMENT**  
**LCB File No. R055-12, Division's Cause No. 12.0213**

**Proposed Regulation Relating to the Passing Score for a Funeral Agent Examination**

A workshop was held on September 17, 2012, and a hearing was held on September 26, 2012, at the hearing room of the Department of Business and Industry, Division of Insurance ("Division"), located at 1818 East College Parkway, Suite 103, Carson City, Nevada 89706, with a simultaneous videoconference conducted at the Bradley Building, 2501 E. Sahara Avenue, Las Vegas, Nevada 89104, in regard to adoption of the regulation concerning funeral agent exam scores.

Public comment was solicited by posting notices of the workshop and hearing in the following public locations: the Division's Web site, the Division's Carson City and Las Vegas offices, Carson City Courthouse, Office of the Attorney General, Capitol Building Lobby, Capitol Building Press Room, Blasdel Building, and Legislative Counsel Bureau; and by providing the notices of the workshop and hearing to: the Donald W. Reynolds Press Center, 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.

The Division maintains an e-mail list of interested parties, comprised mainly of insurance companies, agencies, and other persons regulated by the Division. These persons were notified of the workshop and hearing and that a copy of the regulation could be obtained from or examined on the Division's Internet Web site.

During the September 17, 2012 workshop, Joy Miller, Chief of the Producer Licensing Section, presented the proposed regulation on behalf of the Division. There were no interested members of the public in attendance in Carson City or Las Vegas. No prior written comments were received from the public, and no public testimony was given.

During the September 26, 2012 hearing, Sherri Abeyta, Assistant Chief of the Producer Licensing Section, presented the proposed regulation on behalf of the Division. There were no interested members of the public in attendance in Carson City or Las Vegas. No prior written comments were received from the public, and no public testimony was given.

Based upon the testimony provided at the workshop and hearing, the regulation, LCB File No. R055-12, was adopted, as proposed.

The economic impact of the regulation is as follows:

- (a) On the business it is to regulate: **Neutral effect**: No adverse effects are anticipated.
- (b) On the small businesses: **Neutral effect**: No adverse effects are anticipated.

(c) On the public: **Neutral effect:** No adverse effects are anticipated.

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

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