

**PROPOSED REGULATION OF
THE DIVISION OF INDUSTRIAL RELATIONS OF
THE DEPARTMENT OF BUSINESS AND INDUSTRY**

LCB File No. R177-12

August 23, 2012

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

AUTHORITY: §1, NRS 616A.400 and 616C.140.

A REGULATION relating to industrial insurance; authorizing an insurer or employer to forgo providing notice of a requested medical examination if an injured employee waives such notice; and providing other matters properly relating thereto.

Section 1. NAC 616C.1162 is hereby amended to read as follows:

616C.1162 1. If an insurer or employer requests that an injured employee who has filed a claim for compensation submit to a medical examination pursuant to NRS 616C.140, the insurer or employer shall notify the injured employee, in writing, of the time and place of the medical examination:

(a) At least 10 days before the date of the medical examination, if the employee resides within the state in which the medical examination will be conducted; or

(b) At least 15 days before the date of the medical examination, if the employee resides outside of the state in which the medical examination will be conducted ~~[]~~,

↳ *unless the injured employee or his or her representative has waived the notification required by this subsection. Such a waiver must be confirmed in writing, sent to the injured employee or his or her representative and documented in the claim file.*

2. An insurer that requests an injured employee to submit to a medical examination pursuant to NRS 616C.140 shall provide a copy of the written notification required pursuant to subsection 1 to the employer of the injured employee at the same time at which written notification is provided to the injured employee.

3. An employer that requests an injured employee to submit to a medical examination pursuant to NRS 616C.140 shall provide a copy of the written notification required pursuant to subsection 1 to the insurer of the employer at the same time at which written notification is provided to the injured employee.