AN ACT relating to persons involved in the administration of insurance; requiring claims examiners for third-party administrators to be licensed; requiring vocational rehabilitation counselors for third-party administrators to be licensed; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires a third-party administrator for an insurer to have a certificate of registration issued by the Commissioner of Insurance. (NRS 616B.500, 616B.503, 683A.085)

Section 7 of this bill prohibits a claims examiner or a vocational rehabilitation counselor from working for a third-party administrator without a license. Sections 8 and 9 of this bill provide the application process for such a license. Section 10 of this bill provides that such a license expires after 3 years and may be renewed. Sections 1 and 2 of this bill provide the fees for the application for and the renewal of such a license. Section 11 of this bill provides for disciplinary action against a licensee. Section 12 of this bill provides a penalty for working without such a license. Section 13 of this bill provides a penalty for a third-party administrator for hiring or retaining an unlicensed claims examiner or vocational rehabilitation counselor or for failing to conduct a reasonable investigation as to whether a prospective employee is licensed.

Section 17 of this bill requires the Administrator of the Division of Industrial Relations of the Department of Business and Industry to prescribe by regulation the qualifications for a claims examiner or vocational rehabilitation counselor.
THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 680B.010 is hereby amended to read as
follows:

680B.010 The Commissioner shall collect in advance and
receipt for, and persons so served must pay to the Commissioner,
fees and miscellaneous charges as follows:

1. Insurer’s certificate of authority:
   (a) Filing initial application ................................................ $2,450
   (b) Issuance of certificate:
       (1) For any one kind of insurance as defined in
           NRS 681A.010 to 681A.080, inclusive ......................... 283
       (2) For two or more kinds of insurance as so
           defined ........................................................................... 578
       (3) For a reinsurer .................................................. 2,450
   (c) Each annual continuation of a certificate .................. 2,450
   (d) Reinstatement pursuant to NRS 680A.180, 50
       percent of the annual continuation fee otherwise required.
   (e) Registration of additional title pursuant to
       NRS 680A.240 ................................................................ 50
   (f) Annual renewal of the registration of additional
       title pursuant to NRS 680A.240 ...................................... 25

2. Charter documents, other than those filed with an
   application for a certificate of authority. Filing
   amendments to articles of incorporation, charter, bylaws,
   power of attorney and other constituent documents of the
   insurer, each document ......................................................... 10

3. Annual statement or report. For filing annual
   statement or report ......................................................... 25

4. Service of process:
   (a) Filing of power of attorney ......................................... $5
   (b) Acceptance of service of process .............................. 30

5. Licenses, appointments and renewals for producers
   of insurance:
   (a) Application and license .............................................. 125
   (b) Appointment fee for each insurer .......................... 15
   (c) Triennial renewal of each license .............................. 125
   (d) Temporary license ................................................... 10
   (e) Modification of an existing license .......................... 50

6. Surplus lines brokers:
   (a) Application and license .............................................. 125
   (b) Triennial renewal of each license .............................. 125
7. Managing general agents’ licenses, appointments and renewals:
   (a) Application and license.................................................... $125
   (b) Appointment fee for each insurer ........................................ 15
   (c) Triennial renewal of each license ...................................... 125

8. Adjusters’ licenses and renewals:
   (a) Independent and public adjusters:
      (1) Application and license .............................................. $125
      (2) Triennial renewal of each license .................................... 125
   (b) Associate adjusters:
      (1) Application and license .............................................. 125
      (2) Triennial renewal of each license .................................... 125

9. Licenses and renewals for appraisers of physical damage to motor vehicles:
   (a) Application and license.................................................... $125
   (b) Triennial renewal of each license ...................................... 125

10. Additional title and property insurers pursuant to NRS 680A.240:
    (a) Original registration............................................................ $50
    (b) Annual renewal.................................................................... 25

11. Insurance vending machines:
    (a) Application and license, for each machine ...................... $125
    (b) Triennial renewal of each license ...................................... 125

12. Permit for solicitation for securities:
    (a) Application for permit...................................................... $100
    (b) Extension of permit.............................................................. 50

13. Securities salespersons for domestic insurers:
    (a) Application and license...................................................... $25
    (b) Annual renewal of license .................................................. 15

14. Rating organizations:
    (a) Application and license...................................................... $500
    (b) Annual renewal.................................................................... 500

15. Certificates and renewals for administrators licensed pursuant to chapter 683A of NRS:
   (a) Application and certificate of registration for administrators ........................................ $125
   (b) Application and license for claims examiners and vocational rehabilitation counselors ........................................ 125
   (c) Triennial renewal of certificate of registration or license .................................................. 125

16. For copies of the insurance laws of Nevada, a fee which is not less than the cost of producing the copies.
17. Certified copies of certificates of authority and licenses issued pursuant to the Code .........................................................$10
18. For copies and amendments of documents on file in the Division, a reasonable charge fixed by the Commissioner, including charges for duplicating or amending the forms and for certifying the copies and affixing the official seal.
19. Letter of clearance for a producer of insurance or other licensee if requested by someone other than the licensee ............................................................................................................$10
20. Certificate of status as a producer of insurance or other licensee if requested by someone other than the licensee ............................................................................................................$10
21. Licenses, appointments and renewals for bail agents:
   (a) Application and license .......................................................$125
   (b) Initial appointment by each surety insurer .............................15
   (c) Triennial renewal of each license ....................................125
22. Licenses and renewals for bail enforcement agents:
   (a) Application and license .......................................................$125
   (b) Triennial renewal of each license ....................................125
23. Licenses, appointments and renewals for general agents for bail:
   (a) Application and license .......................................................$125
   (b) Initial appointment by each insurer .....................................15
   (c) Triennial renewal of each license ....................................125
24. Licenses and renewals for bail solicitors:
   (a) Application and license .......................................................$125
   (b) Triennial renewal of each license ....................................125
25. Licenses and renewals for title agents and escrow officers:
   (a) Application and license .......................................................$125
   (b) Triennial renewal of each license ....................................125
   (c) Appointment fee for each title insurer .................................15
   (d) Change in name or location of business or in association .................................................................10
26. Certificate of authority and renewal for a seller of prepaid funeral contracts .........................................................$125
27. Licenses and renewals for agents for prepaid funeral contracts:
   (a) Application and license .......................................................$125
   (b) Triennial renewal of each license ....................................125
28. Licenses, appointments and renewals for agents for fraternal benefit societies:
   (a) Application and license .................................................... $125
   (b) Appointment for each insurer .............................................. 15
   (c) Triennial renewal of each license ...................................... 125

29. Reinsurance intermediary broker or manager:
   (a) Application and license .................................................... $125
   (b) Triennial renewal of each license ...................................... 125

30. Agents for and sellers of prepaid burial contracts:
   (a) Application and certificate or license .............................. $125
   (b) Triennial renewal ............................................................... 125

31. Risk retention groups:
   (a) Initial registration ............................................................ $250
   (b) Each annual continuation of a certificate of registration ........ 250

32. Required filing of forms:
   (a) For rates and policies .........................................................$25
   (b) For riders and endorsements ............................................. 10

33. Viatical settlements:
   (a) Provider of viatical settlements:
      (1) Application and license ........................................... $1,000
      (2) Annual renewal ............................................................ 1,000
   (b) Broker of viatical settlements:
      (1) Application and license ............................................. 500
      (2) Annual renewal ............................................................ 500
   (c) Registration of producer of insurance acting as a viatical settlement broker ................................................................. 250

34. Insurance consultants:
   (a) Application and license .................................................... $125
   (b) Triennial renewal ............................................................... 125

35. Licensee’s association with or appointment or sponsorship by an organization:
   (a) Initial appointment, association or sponsorship, for each organization ................................................................. $50
   (b) Renewal of each association or sponsorship ....................... 50
   (c) Annual renewal of appointment ......................................... 15

36. Purchasing groups:
   (a) Initial registration and review of an application ............... $100
   (b) Each annual continuation of registration ......................... 100

37. In addition to any other fee or charge, all applicable fees required of any person, including, without limitation, persons listed in this section, pursuant to NRS 680C.110.
Sec. 2. NRS 680C.110 is hereby amended to read as follows:

680C.110. 1. In addition to any other fee or charge, the Commissioner shall collect in advance and receipt for, and persons so served must pay to the Commissioner, the fees required by this section.

2. A fee required by this section must be:
   (a) If an initial fee, paid at the time of an initial application or issuance of a license, as applicable;
   (b) If an annual fee, paid on or before March 1 of every year;
   (c) If a triennial fee, paid on or before the time of continuation, renewal or other similar action in regard to a certificate, license, permit or other type of authorization, as applicable; and
   (d) Deposited in the Fund for Insurance Administration and Enforcement created by NRS 680C.100.

3. The fees required pursuant to this section are not refundable.

4. The following fees must be paid by the following persons to the Commissioner:
   (a) Associations of self-insured private employers, as defined in NRS 616A.050:
      (1) Initial fee ...............................................................$1,300
      (2) Annual fee ............................................................$1,300
   (b) Associations of self-insured public employers, as defined in NRS 616A.055:
      (1) Initial fee ...............................................................$1,300
      (2) Annual fee ............................................................$1,300
   (c) External review organizations, as provided for in NRS 616A.469 or 683A.371, or both:
      (1) Initial fee ...............................................................$60
      (2) Annual fee ............................................................$60
   (d) Insurers not otherwise provided for in this subsection:
      (1) Initial fee ...............................................................$1,300
      (2) Annual fee ............................................................$1,300
   (e) Producers of insurance, as defined in NRS 679A.117:
      (1) Initial fee ...............................................................$60
      (2) Triennial fee ...........................................................$60
   (f) Accredited reinsurers, as provided for in NRS 681A.160:
      (1) Initial fee ...............................................................$1,300
      (2) Annual fee ............................................................$1,300
   (g) Intermediaries, as defined in NRS 681A.330:
      (1) Initial fee ...............................................................$60
      (2) Triennial fee ...........................................................$60
(h) Reinsurers, as defined in NRS 681A.370:
   (1) Initial fee.............................................................$1,300
   (2) Annual fee .......................................................$1,300

(i) Administrators, as defined in NRS 683A.025, claims examiners, as defined in section 5 of this act, and vocational rehabilitation counselors, as defined in section 6 of this act:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(j) Managing general agents, as defined in NRS 683A.060:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(k) Agents who perform utilization reviews, as defined in NRS 683A.376:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(l) Insurance consultants, as defined in NRS 683C.010:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(m) Independent adjusters, as defined in NRS 684A.030:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(n) Public adjusters, as defined in NRS 684A.030:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(o) Associate adjusters, as defined in NRS 684A.030:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(p) Motor vehicle physical damage appraisers, as defined in NRS 684B.010:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(q) Brokers, as defined in NRS 685A.030:
   (1) Initial fee.............................................................$60
   (2) Triennial fee.......................................................$60

(r) Eligible surplus line insurers, as provided for in NRS 685A.070:
   (1) Initial fee.............................................................$1,300
   (2) Annual fee .......................................................$1,300

(s) Companies, as defined in NRS 686A.330:
   (1) Initial fee.............................................................$1,300
   (2) Annual fee .......................................................$1,300
(t) Rate service organizations, as defined in NRS 686B.020:
(1) Initial fee................................................................. $1,300
(2) Annual fee ............................................................. $1,300

(u) Brokers of viatical settlements, as defined in NRS 688C.030:
(1) Initial fee................................................................. $60
(2) Annual fee ............................................................. $60

(v) Providers of viatical settlements, as defined in NRS 688C.080:
(1) Initial fee................................................................. $60
(2) Annual fee ............................................................. $60

(w) Agents for prepaid burial contracts subject to the provisions of chapter 689 of NRS:
(1) Initial fee................................................................. $60
(2) Triennial fee........................................................... $60

(x) Agents for prepaid funeral contracts subject to the provisions of chapter 689 of NRS:
(1) Initial fee................................................................. $60
(2) Triennial fee........................................................... $60

(y) Sellers of prepaid burial contracts subject to the provisions of chapter 689 of NRS:
(1) Initial fee................................................................. $60
(2) Triennial fee........................................................... $60

(z) Sellers of prepaid funeral contracts subject to the provisions of chapter 689 of NRS:
(1) Initial fee................................................................. $60
(2) Triennial fee........................................................... $60

(aa) Providers, as defined in NRS 690C.070:
(1) Initial fee................................................................. $1,300
(2) Annual fee ............................................................. $1,300

(bb) Escrow officers, as defined in NRS 692A.028:
(1) Initial fee................................................................. $60
(2) Triennial fee........................................................... $60

(cc) Title agents, as defined in NRS 692A.060:
(1) Initial fee................................................................. $60
(2) Triennial fee........................................................... $60

(dd) Captive insurers, as defined in NRS 694C.060:
(1) Initial fee................................................................. $250
(2) Annual fee ............................................................. $250

(ee) Fraternal benefit societies, as defined in NRS 695A.010:
(1) Initial fee................................................................. $1,300
(2) Annual fee ............................................................. $1,300
(ff) Insurance agents for societies, as provided for in
NRS 695A.330:
(1) Initial fee.................................................................$60
(2) Triennial fee............................................................$60

(gg) Corporations subject to the provisions of chapter
695B of NRS:
(1) Initial fee.................................................................$1,300
(2) Annual fee .............................................................$1,300

(hh) Health maintenance organizations, as defined in
NRS 695C.030:
(1) Initial fee.................................................................$1,300
(2) Annual fee .............................................................$1,300

(ii) Organizations for dental care, as defined in
NRS 695D.060:
(1) Initial fee.................................................................$1,300
(2) Annual fee .............................................................$1,300

(jj) Purchasing groups, as defined in NRS 695E.100:
(1) Initial fee.................................................................$250
(2) Annual fee .............................................................$250

(kk) Risk retention groups, as defined in
NRS 695E.110:
(1) Initial fee.................................................................$250
(2) Annual fee .............................................................$250

(ll) Prepaid limited health service organizations, as
defined in NRS 695F.050:
(1) Initial fee.................................................................$1,300
(2) Annual fee .............................................................$1,300

(mm) Medical discount plans, as defined in
NRS 695H.050:
(1) Initial fee.................................................................$1,300
(2) Annual fee .............................................................$1,300

(nn) Club agents, as defined in NRS 696A.040:
(1) Initial fee.................................................................$60
(2) Triennial fee............................................................$60

(oo) Motor clubs, as defined in NRS 696A.050:
(1) Initial fee.................................................................$1,300
(2) Annual fee .............................................................$1,300

(pp) Bail agents, as defined in NRS 697.040:
(1) Initial fee.................................................................$60
(2) Triennial fee............................................................$60

(qq) Bail enforcement agents, as defined in
NRS 697.055:
(1) Initial fee.................................................................$60
(2) Triennial fee............................................................$60
(rr) Bail solicitors, as defined in NRS 697.060:

1. Initial fee: $60
2. Triennial fee: $60

(ss) General agents, as defined in NRS 697.070:

1. Initial fee: $60
2. Triennial fee: $60

Sec. 3. Chapter 683A of NRS is hereby amended by adding thereto the provisions set forth as sections 4 to 13, inclusive, of this act.

Sec. 4. As used in sections 4 to 13, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 5 and 6 of this act have the meanings ascribed to them in those sections.

Sec. 5. “Claims examiner” means a person employed by an administrator to administer claims for compensation filed pursuant to NRS 616C.020 and 617.344.

Sec. 6. “Vocational rehabilitation counselor” means a person who works as a certified vocational rehabilitation counselor as defined in NRS 616A.080 or as a vocational rehabilitation counselor pursuant to NRS 616C.540.

Sec. 7. 1. No person may act as, offer to act as or hold himself or herself out to the public as a claims examiner for an administrator, unless the person has obtained a license as a claims examiner from the Commissioner pursuant to section 8 of this act.
2. No person may act as, offer to act as or hold himself or herself out to the public as a vocational rehabilitation counselor for an administrator, unless the person has obtained a license as a vocational rehabilitation counselor from the Commissioner pursuant to section 9 of this act.

Sec. 8. 1. Except as otherwise provided in subsection 2 or 3, the Commissioner shall issue a license as a claims examiner to an applicant who:
   (a) Submits an application on a form prescribed by the Commissioner; and
   (b) Pays the fee for the issuance of a license prescribed in NRS 680B.010 and, in addition to any other fee or charge, all applicable fees required pursuant to NRS 680C.110.
2. The Commissioner may refuse to issue a license as a claims examiner to an applicant if the Commissioner determines that the applicant:
   (a) Is not competent to act as a claims examiner;
   (b) Does not have a good personal or business reputation;
   (c) Has had a license or certificate as a claims examiner denied for cause, suspended or revoked in this State or any other state; or
(d) Has failed to comply with any provision of this chapter.

3. The Commissioner shall submit the information supplied by an applicant pursuant to subsection 1 to the Division of Industrial Relations of the Department of Business and Industry for final approval in accordance with the regulations adopted pursuant to subsection 9 of NRS 616A.400. Unless the Division provides final approval for the applicant to the Commissioner, the Commissioner shall not issue a license as a claims examiner to the applicant.

Sec. 9. 1. Except as otherwise provided in subsection 2 or 3, the Commissioner shall issue a license as a vocational rehabilitation counselor to an applicant who:

(a) Submits an application on a form prescribed by the Commissioner; and

(b) Pays the fee for the issuance of a license prescribed in NRS 680B.010 and, in addition to any other fee or charge, all applicable fees required pursuant to NRS 680C.110.

2. The Commissioner may refuse to issue a license as a vocational rehabilitation counselor to an applicant if the Commissioner determines that the applicant:

(a) Is not competent to act as a vocational rehabilitation counselor;

(b) Does not have a good personal or business reputation;

(c) Has had a license or certificate as a vocational rehabilitation counselor denied for cause, suspended or revoked in this State or any other state; or

(d) Has failed to comply with any provision of this chapter.

3. The Commissioner shall submit the information supplied by an applicant pursuant to subsection 1 to the Division of Industrial Relations of the Department of Business and Industry for final approval in accordance with the regulations adopted pursuant to subsection 9 of NRS 616A.400. Unless the Division provides final approval for the applicant to the Commissioner, the Commissioner shall not issue a license as a vocational rehabilitation counselor to the applicant.

Sec. 10. 1. A license as a claims examiner or vocational rehabilitation counselor is valid for 3 years after the date on which the Commissioner issues the license.

2. A claims examiner or vocational rehabilitation counselor may renew a license if the claims examiner or vocational rehabilitation counselor submits to the Commissioner:

(a) An application on a form prescribed by the Commissioner; and
(b) The fee for the renewal of the license prescribed in NRS 680B.010 and, in addition to any other fee or charge, all applicable fees required pursuant to NRS 680C.110.

3. A license that is suspended or revoked must be surrendered immediately to the Commissioner.

Sec. 11. The Commissioner may place conditions, limitations or restrictions on a claims examiner’s or vocational rehabilitation counselor’s license, suspend the license, revoke or refuse to renew the license, issue a public reprimand or accept the voluntary surrender of the license, or may impose an administrative fine of not more than $1,000 or take any combination of the foregoing actions, if the Commissioner has determined, after notice and a hearing, that the claims examiner or vocational rehabilitation counselor has engaged in conduct which, if the claims examiner or vocational rehabilitation counselor were a third-party administrator to whom NRS 616D.120 applied, would violate the provisions of paragraphs (a) to (i), inclusive, of subsection 1 of NRS 616D.120 or subsection 2 of NRS 616D.120.

2. An order that imposes discipline pursuant to this section and the findings of fact and conclusions of law supporting that order are public records.

3. As used in this section, “third-party administrator” has the meaning ascribed to it in NRS 616A.335.

Sec. 12. Any person who acts as a claims examiner or vocational rehabilitation counselor for an administrator without having applied for and received from the Commissioner a license as a claims examiner or vocational rehabilitation counselor, as applicable, shall be fined:

1. For a first offense ....................................................... $1,000.
2. For a second offense .................................................. $2,000.
3. For a third or subsequent offense.............................. $5,000.

Sec. 13. An administrator who:

1. Hires a claims examiner or vocational rehabilitation counselor who is not licensed pursuant to section 8 or 9 of this act;
2. Fails to conduct a reasonable investigation as to whether a prospective employee is properly licensed; or
3. Allows a claims examiner or vocational rehabilitation counselor to remain employed as a claims examiner or vocational rehabilitation counselor after the expiration of his or her license, shall be fined not more than $5,000.

Sec. 14. NRS 683A.383 is hereby amended to read as follows:

683A.383 1. A natural person who applies for the issuance or renewal of a certificate of registration as an administrator or a
license as a producer of insurance, [or] managing general agent, claims examiner or vocational rehabilitation counselor shall submit to the Commissioner the statement prescribed by the Division of Welfare and Supportive Services of the Department of Health and Human Services pursuant to NRS 425.520. The statement must be completed and signed by the applicant.

2. The Commissioner shall include the statement required pursuant to subsection 1 in:
   (a) The application or any other forms that must be submitted for the issuance or renewal of the certificate of registration or license; or
   (b) A separate form prescribed by the Commissioner.

3. A certificate of registration as an administrator or a license as a producer of insurance, [or] managing general agent, claims examiner or vocational rehabilitation counselor may not be issued or renewed by the Commissioner if the applicant is a natural person who:
   (a) Fails to submit the statement required pursuant to subsection 1; or
   (b) Indicates on the statement submitted pursuant to subsection 1 that he or she is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.

4. If an applicant indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order, the Commissioner shall advise the applicant to contact the district attorney or other public agency enforcing the order to determine the actions that the applicant may take to satisfy the arrearage.

Sec. 15. NRS 683A.385 is hereby amended to read as follows:

683A.385 1. If the Commissioner receives a copy of a court order issued pursuant to NRS 425.540 that provides for the suspension of all professional, occupational and recreational licenses, certificates and permits issued to a person who is the holder of a certificate of registration as an administrator or a license as a producer of insurance, [or] managing general agent, claims examiner or vocational rehabilitation counselor, the Commissioner shall suspend the certificate of registration or license issued to that person at the end of the 30th day after the date on which the court order was issued unless the Commissioner receives a letter issued to the holder of the certificate of registration or
license by the district attorney or other public agency pursuant to NRS 425.550 stating that the holder of the certificate of registration or license has complied with the subpoena or warrant or has satisfied the arrearage pursuant to NRS 425.560.

2. The Commissioner shall reinstate a certificate of registration as an administrator or a license as a producer of insurance, managing general agent, claims examiner or vocational rehabilitation counselor that has been suspended by a district court pursuant to NRS 425.540 if the Commissioner receives a letter issued by the district attorney or other public agency pursuant to NRS 425.550 to the person whose certificate of registration or license was suspended stating that the person whose certificate of registration or license was suspended has complied with the subpoena or warrant or has satisfied the arrearage pursuant to NRS 425.560.

Sec. 16. NRS 683A.387 is hereby amended to read as follows:

683A.387 The application of a natural person who applies for the issuance of a certificate of registration as an administrator or a license as a producer of insurance, managing general agent, claims examiner or vocational rehabilitation counselor must include the social security number of the applicant.

Sec. 17. NRS 616A.400 is hereby amended to read as follows:

616A.400 The Administrator shall:

1. Prescribe by regulation the time within which adjudications and awards must be made.

2. Regulate forms of notices, claims and other blank forms deemed proper and advisable.

3. Prescribe by regulation the methods by which an insurer may approve or reject claims, and may determine the amount and nature of benefits payable in connection therewith.

4. Prescribe by regulation the method for reimbursing an injured employee for expenses necessarily incurred for travel more than 20 miles one way from the employee’s residence or place of employment to his or her destination as a result of an industrial injury.

5. Determine whether an insurer has provided adequate facilities in this State to administer claims and for the retention of a file on each claim.

6. Evaluate the services of private carriers provided to employers in:

   (a) Controlling losses; and

   (b) Providing information on the prevention of industrial accidents or occupational diseases.

7. Conduct such investigations and examinations of insurers as the Administrator deems reasonable to determine whether any
person has violated the provisions of chapters 616A to 616D, inclusive, or chapter 617 of NRS or to obtain information useful to enforce or administer these chapters.

8. Prescribe by regulation the qualifications for final approval by the Division of an applicant for a certificate of registration as an administrator pursuant to subsection 3 of NRS 683A.08524. The regulations must set forth qualifications which provide for the final approval of those applicants whose approval is in the best interests of the people of this State.

9. Prescribe by regulation the qualifications for final approval by the Division of an applicant for a license as a claims examiner pursuant to section 8 of this act or a vocational rehabilitation counselor pursuant to section 9 of this act. The regulations must set forth qualifications which provide for the final approval of those applicants whose approval is in the best interests of the people of this State.

10. Except with respect to any matter committed by specific statute to the regulatory authority of another person or agency, adopt such other regulations as the Administrator deems necessary to carry out the provisions of chapters 616A to 617, inclusive, of NRS.

Sec. 18. 1. This act becomes effective upon passage and approval for the purpose of adopting regulations and on January 1, 2012, for all other purposes.

2. Sections 14, 15 and 16 of this act expire by limitation on the date on which the provisions of 42 U.S.C. § 666 requiring each state to establish procedures under which the state has authority to withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

(a) Have failed to comply with a subpoena or warrant relating to a proceeding to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or

(b) Are in arrears in the payment for the support of one or more children,

are repealed by the Congress of the United States.