

**PROPOSED REGULATION OF
THE COMMISSIONER OF INSURANCE**

LCB File No. R111-98

July 16, 1998

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

AUTHORITY: §2, NRS 679B.130, §§3 and 4, NRS 616B.030, §5 and 6, NRS 616B.036, §7, NRS 616B.030 and 616B.036.

Section 1. Chapter 616B of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this regulation.

Sec. 2. *As used in sections 3 and 4 of this regulation, unless the context otherwise requires, “advisory organization” has the meaning ascribed to it in NRS 686B.1752.*

Sec. 3. *1. Except as otherwise provided in subsection 2, an insurer shall file a form for a policy of industrial insurance and any change or amendment to such a form with the commissioner not less than 60 days before the form, change or amendment will become effective.*

2. An insurer may make changes or amendments to a form for a policy of industrial insurance that was filed by the advisory organization pursuant to NRS 686B.1765 and approved by the commissioner without filing the form pursuant to subsection 1 if:

(a) The form and any use of the form are consistent with:

(1) The rating rules that were filed by the advisory organization pursuant to NRS 686B.177 and approved by the commissioner; and

(2) The manual of rules that was filed by the advisory organization pursuant to NRS 686B.1765 and approved by the commissioner.

(b) The modification or amendment is limited to:

(1) The inclusion of the name or logo of the company on the form; or

(2) The format of the form, including, without limitation, the size of the font or the type used on the form.

Sec. 4. *Each private carrier shall use the basic policy of industrial insurance that was filed by the advisory organization pursuant to NRS 686B.1765 and approved by the commissioner pursuant to NRS 686B.030.*

Sec. 5. *The system or a private carrier may provide industrial insurance to an organization or association of employers as a group pursuant to NRS 616B.036 if the organization or association files with the commissioner or his designated representative:*

1. A copy of the agreement of organization or association of the employers as a group that has been certified by the custodian of the original; and

2. A written statement from the organization or association of employers that establishes a committee on safety which, by the utilization of a program for loss control, education or by any other means, will seek to reduce the incidence and severity of accidents.

Sec. 6. *The system or a private carrier may combine the experience of an organization or association of employers as a group for whom the system or private carrier provides coverage for industrial insurance for the purpose of making dividend payments to the organization or association.*

Sec. 7. *This regulation becomes effective on July 1, 1999.*