

LCB File No. T023-02

**ADOPTED TEMPORARY REGULATION OF THE BOARD OF
THE PUBLIC EMPLOYEES' BENEFITS PROGRAM**

Filed with the Secretary of State on 11/14/2002

Explanation: matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

Authority: NRS 287.043(2)(f)

=====

Section 1. NAC 287.100 is amended to read as follows:

NAC 287.100 "Plan year" defined. (NRS 287.043) "Plan year" means ~~[a calendar year]~~ *the period* starting on ~~[January]~~ *July* 1 and ending on the following ~~[December 31]~~ *June 30* in which program benefits and rates are offered for enrollment.

NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T023-02

The Public Employees' Benefits Program adopted regulations assigned LCB File No. T023-02 which pertains to chapter 287 of the Nevada Administrative Code on October 3, 2002. A copy of the regulation as adopted is attached hereto.

INFORMATIONAL STATEMENT

1. A description of how public comment was solicited, summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

The "Notice of Workshop to Solicit Comments on Proposed Regulation" was sent to 18 County Libraries for posting on August 30 2002. The notice was sent to all persons on the Public Employees' Benefits Program mailing list who have requested Board agendas and packets, all state agencies, and to the Blasdel Building, 209 East Musser Street, Carson City; Public Employees' Benefits Program, 400 W. King Street #300, Carson City; Motor Vehicles & Public Safety Bldg., 305 Galetti Way, Reno; Governor's Office-Las Vegas, 555 E. Washington Ave. Suite 5100, Las Vegas; Motor Vehicles & Public Safety, 2701 E. Sahara Ave., Las Vegas; UNLV - Human Resources Office, 4505 Maryland Pkway, Las Vegas; UNR - Artemesia Building, 70 Artemesia Way, Reno, Legislative Police, Carson City, Capitol Police, Las Vegas, the Legislative Counsel Bureau, Carson City, the Nevada State Library, 100 North Stewart Street, Carson City. The notice was posted on the PEBP website. The workshop was held on October 3, 2002.

The "Notice of Intent to Act Upon a Regulation" was sent to 18 County Libraries for posting on August 30 2002. The notice was sent to all persons on the Public Employees' Benefits Program mailing list who have requested Board agendas and packets, all state agencies, the Blasdel Building, 209 East Musser Street, Carson City; Public Employees' Benefits Program, 400 W. King Street #300, Carson City; Motor Vehicles & Public Safety Bldg., 305 Galetti Way, Reno; Governor's Office-Las Vegas, 555 E. Washington Ave. Suite 5100, Las Vegas; Motor Vehicles & Public Safety, 2701 E. Sahara Ave., Las Vegas; UNLV - Human Resources Office, 4505 Maryland Parkway, Las Vegas; UNR - Artemesia Building, 70 Artemesia Way, Reno, Legislative Police, Carson City, Capitol Police, Las Vegas, the Legislative Counsel Bureau, Carson City, the Nevada State Library, 100 North Stewart Street, Carson City. The notice was posted on the PEBP website. The action and adoption of the amendment occurred on October 3, 2002.

Public response focused on the possibility that the proposed revisions may have an immediate adverse effect in the form of requiring a deductible to be paid twice, rather than once, during the next calendar year.

A copy of the verbal comments may be obtained by calling Vicki Smerdon at the Public Employees' Benefits Program at 800-326-5496 or 775-684-7016, or by writing to the Public Employees' Benefits Program at 400 West King Street, Suite 300, Carson City, Nevada 89703.

2. **The number persons who:**
- (a) **Attended each hearing:** 46
 - (b) **Testified at each hearing:** 7
 - (c) **Submitted to the agency written comments:** There were no written comments submitted to the agency.

3. **A description of how comment was solicited from affected business, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**

Comments were not solicited from any particular business because there is no direct or significant impact on any business.

4. **If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**

Not applicable.

5. **The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be state separately, and each case must include:**

- (a) **Both adverse and beneficial effects; and**
- (b) **Both immediate and long term effects.**

(a) The proposed revisions may have an immediate adverse effect in the form of possibly requiring a deductible to be paid twice, rather than once, during the next calendar year.

(b) There are no other estimated economic effects on the public, either adverse or beneficial, nor immediate or long term.

6. **The estimated cost to the agency for enforcement of the adopted regulation**

Possible overtime cost for another open enrollment period.

7. **A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

There are none.

- 8. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.**

There are none.

- 9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

This regulation does not provide or involve a new fee.