

ASSEMBLY BILL NO. 345—ASSEMBLYMEN GOLDWATER, PARKS,
OCEGUERA, BUCKLEY, MANENDO, GIBBONS, GIUNCHIGLIANI AND
LESLIE

MARCH 13, 2001

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing claims for compensation under industrial insurance for certain occupational diseases. (BDR 53-1267)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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

AN ACT relating to industrial insurance; requiring a county or city that is a self-insured employer to submit a written report concerning certain claims for compensation to the administrator of the division of industrial relations of the department of business and industry; authorizing certain hearing officers or appeals officers to award treble damages to a claimant under certain circumstances; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 617 of NRS is hereby amended by adding thereto
- 2 the provisions set forth as sections 2 and 3 of this act.
- 3 **Sec. 2. 1. *Each county or city that is a self-insured employer shall***
- 4 ***submit to the administrator a written report concerning each claim for***
- 5 ***compensation that is filed with the county or city for an occupational***
- 6 ***disease of the heart or lungs or any occupational disease that is***
- 7 ***infectious or relates to cancer. The written report must be submitted to***
- 8 ***the administrator within 30 days after the county or city accepts or denies***
- 9 ***the claim pursuant to NRS 617.356 and must include:***
- 10 ***(a) A statement specifying the nature of the claim;***
- 11 ***(b) A statement indicating whether the county or city accepted or***
- 12 ***denied the claim and the reasons for the acceptance or denial;***
- 13 ***(c) A statement indicating the estimated medical costs for the claim;***
- 14 ***and***
- 15 ***(d) Any other information required by the administrator.***
- 16 **2. *If a claim specified in subsection 1 is appealed or affirmed,***
- 17 ***modified or reversed on appeal, or is closed or reopened, the county or***
- 18 ***city shall notify the administrator of that fact in writing within 30 days***



1 *after the claim is appealed, affirmed, modified, reversed, closed or*
2 *reopened.*

3 *3. On or before February 1 of each year, the administrator shall*
4 *prepare and make available to the general public a written report*
5 *concerning claims specified in subsection 1. The written report must*
6 *include:*

7 *(a) The information submitted to the administrator by a county or city*
8 *pursuant to this section during the immediately preceding year; and*

9 *(b) Any other information concerning those claims required by the*
10 *administrator.*

11 **Sec. 3.** *A hearing officer of the hearings division of the department*
12 *of administration or an appeals officer appointed pursuant to NRS*
13 *616C.340 who conducts a hearing or appeal of a contested claim for*
14 *compensation specified in section 2 of this act may, in addition to any*
15 *other authority conferred upon him pursuant to the provisions of*
16 *chapters 616A to 617, inclusive, of NRS, award treble damages to the*
17 *claimant if the hearing officer or appeals officer finds that the county or*
18 *city denied the claim in violation of any provision of chapters 616A to*
19 *617, inclusive, of NRS or any regulation adopted by the administrator*
20 *pursuant to those provisions.*

21 **Sec. 4.** *The provisions of section 2 of this act do not apply to a claim*
22 *for compensation specified in that section that is filed with a county or city*
23 *before January 1, 2001.*

24 **Sec. 5.** *This act becomes effective on July 1, 2001.*

