

**Amendment No. 197**

Assembly Amendment to Assembly Bill No. 254

(BDR 53-1080)

**Proposed by:** Committee on Commerce and Labor**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will MAINTAIN a 2/3s majority vote requirement for final passage of AB254 (§ 2).

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 2, by deleting lines 5 and 6 and inserting:

“determined that a violation of any of the provisions of paragraphs (a) to (e), inclusive, *or (h)* of subsection 1 of NRS 616D.120 has”.

Amend the bill as a whole by deleting sections 2 through 5 and renumbering sec. 6 as sec. 2.

Amend sec. 6, page 5, by deleting line 29 and inserting:

“**\$1,500** for each initial violation, or a fine of ~~[\$10,000]~~ **\$15,000** for a”.

Amend sec. 6, page 6, line 15, by deleting “**\$500**” and inserting “**\$375**”.Amend sec. 6, page 6, line 16, by deleting “**\$2,000**” and inserting “**\$1,500**”.

Amend sec. 6, page 6, by deleting lines 20 and 21 and inserting:

SEG/JRS

Date: 4/18/2005

A.B. No. 254—Revises provisions governing industrial insurance.

“3. If the Administrator determines that a violation of any of the provisions of paragraphs (a) to (e), inclusive, **or (h)** of subsection 1”.

Amend sec. 6, page 6, line 25, by deleting “\$50,000.” and inserting “\$37,500.”.

Amend sec. 6, page 6, by deleting lines 28 and 29 and inserting:

“employee or his dependents as a result of the violation of paragraph (a), (b), (c), (d), ~~for~~ (e) **or (h)** of subsection 1, the amount of compensation”.

Amend sec. 6, page 6, by deleting lines 38 and 39 and inserting:

“employee or his dependents as a result of the violation of paragraph (a), (b), (c), (d), ~~for~~ (e) **or (h)** of subsection 1. Except as otherwise provided”.

Amend sec. 6, page 7, line 21, by deleting “\$20,000.” and inserting “\$15,000.”.

Amend the title of the bill by deleting the first through fourth lines and inserting:

“AN ACT relating to industrial insurance; increasing the maximum amount of certain”.

**If this amendment is adopted, the Legislative  
Counsel's Digest will be changed to read as follows:**

**Legislative Counsel's Digest:**

Existing law authorizes the Administrator of the Division of Industrial Relations of the Department of Business and Industry to impose administrative fines or benefit penalties against an insurer, managed care organization, health care provider, third-party administrator or employer for violating certain provisions of existing law. (NRS 616D.120) A benefit penalty is an additional amount of money payable to a claimant if the Administrator has determined that certain violations have occurred. (NRS 616A.070, 616D.120)

This bill increases the maximum administrative fines and benefit penalties that the Administrator may impose. This bill also expands the violations for which a benefit penalty may be imposed.