

Assembly Bill No. 322—Assemblymen Paul Anderson, Hardy, Fiore, Hambrick; Elliot Anderson, Duncan, Ellison, Flores, Grady, Hansen, Hickey, Kirner, Livermore, Munford, Oscarson, Stewart and Wheeler

Joint Sponsors: Senators Hammond;
Brower and Gustavson

CHAPTER.....

AN ACT relating to casualty insurance; revising provisions concerning the provision of medical reports, records and bills to a party against whom a claim is asserted for personal injury under a policy of motor vehicle insurance; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, a party against whom a claim is asserted for compensation or damages for personal injury under a policy of motor vehicle insurance covering a private passenger car may require any attorney representing the claimant to provide to the party and the insurer or attorney of the party, not more than once every 90 days, all medical reports, records and bills concerning the claim, or to provide to the party and the insurer or attorney of the party a written authorization to receive the reports, records and bills from the provider of health care. (NRS 690B.042) This bill extends the application of this provision to any passenger car by removing the term “private” from the phrase and newly provides that “passenger car” is defined, for the purposes of this provision, as a motor vehicle designed for carrying 10 persons or less, except a motorcycle or motor-driven cycle.

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

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

Section 1. NRS 690B.042 is hereby amended to read as follows:

690B.042 1. Except as otherwise provided in subsection 2, any party against whom a claim is asserted for compensation or damages for personal injury under a policy of motor vehicle insurance covering a ~~private~~ passenger car may require any attorney representing the claimant to provide to the party and the insurer or attorney of the party, not more than once every 90 days, all medical reports, records and bills concerning the claim.

2. In lieu of providing medical reports, records and bills pursuant to subsection 1, the claimant or any attorney representing the claimant may provide to the party or the insurer or attorney of the party a written authorization to receive the reports, records and



bills from the provider of health care. At the written request of the claimant or the attorney of the claimant, copies of all reports, records and bills obtained pursuant to the authorization must be provided to the claimant or the attorney of the claimant within 30 days after the date they are received. If the claimant or the attorney of the claimant makes a written request for the reports, records and bills, the claimant or the attorney of the claimant shall pay for the reasonable costs of copying the reports, records and bills.

3. Upon receipt of any photocopies of medical reports, records and bills, or a written authorization pursuant to subsection 2, the insurer who issued the policy specified in subsection 1 shall, upon request, immediately disclose to the insured or the claimant all pertinent facts or provisions of the policy relating to any coverage at issue.

4. As used in this section, "passenger car" has the meaning ascribed to it in NRS 482.087.

