

**STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY
DIVISION OF INSURANCE**

**Determination of Necessity of Small Business Impact Statement
NRS 233B.0608(1)**

EXECUTIVE ORDER 2023-008
R132-24

EFFECTIVE DATE OF REGULATION:
Upon filing with the Nevada Secretary of State

1. BACKGROUND.

On June 30, 2023, Governor Lombardo issued Executive Order 2023-008, causing all agencies subject to Executive Orders 2023-003 and/or 2023-004 to begin the process of “repealing, streamlining, clarifying, reducing, or otherwise improving” regulations previously identified by the agencies. The Division of Insurance (Division) was subject to Executive Order 2023-003 and this regulation repeals and simplifies the items identified in response to that Executive Order along with additional provisions later identified as eligible for repeal or simplification.

The regulation proposes to repeal NAC 680A.405, 680A.410, 680B.010, 680B.095, 687B.057, 687B.069, 687B.283, 690B.400, 691D.300 and 695C.275 as the Division has identified them as no longer necessary. These provisions primarily concern reports that the Division no longer deems necessary to receive.

The regulation proposes to amend NAC 685A.420, 686B.351, 686B.371, 686B.501, 686B.610, 686B.720, 686B.843, 687B.230, 690B.540 and 694C.210 to remove provisions which the Division views as no longer necessary while keeping the remainder of the specific regulations intact. Many of the amendments concern outdated requirements such as providing reporting on “diskette;” not only is this burdensome on reporters but the Division no longer has resources able to readily handle such submissions.

2. DETERMINATION OF SMALL BUSINESS IMPACT. NRS 233B.0608(1).

The Division did not conduct an extensive solicitation to see how the proposed regulation would affect small businesses. The regulation repeals by amendment or repeals entirely several reporting requirements that are no longer necessary, as detailed in the Explanation for Proposed Regulation. It is not anticipated that repealing reporting requirements will impose a direct and significant economic burden as reducing administrative tasks should inherently reduce the economic burden and not increase it.

- A. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business?

NO YES, see the Small Business Impact Statement.

B. Does the proposed regulation directly restrict the formation, operation, or expansion of a small business?

NO YES, see the Small Business Impact Statement.

C. What methods did the agency use to determine the impact of the proposed regulation on a small business?


The Division evaluated the businesses that are subject to the regulations as they currently exist and determined that the regulations do not apply to any business that is not regulated by the Division of Insurance.

D. What are the reasons for the agency's conclusions?

The proposed regulation seeks to amend and repeal reporting requirements currently imposed on insurers that the Division, through its daily activities, has identified as no longer having value commensurate with the labor associated with their development, collection, and retention. Only insurance entities subject to these reporting requirements (i.e., insurers with corporate or holding company structures) are affected by the proposed regulations, and none qualifies as a small business as defined in NRS 233B.0382. Even if insurers or persons would qualify as small businesses under the statute, and (2) would be directly affected by this proposed regulation, the repeal of reporting requirements or elimination of provisions superseded by statute reduce administrative burdens. None of the regulations being proposed for amendment or repeal is deemed to have a significant impact on any aspect of the insurance industry in general or any participant individually, let alone non-insurance businesses.

I, SCOTT J. KIPPER, Commissioner of Insurance for the State of Nevada, hereby certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this statement is accurate. (NRS 233B.0608(3))

June 18, 2024
(DATE)



SCOTT J. KIPPER
Commissioner of Insurance