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March 27, 2003

Proposed Amendment to A.B. 294

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Delete lines 1-6 and replace with:

... of permanent total disability benefits that includes a restrictive endorsement.

New Section 2

Any restrictive endorsement placed upon a check for disability or rehabilitation maintenance benefits must accurately state the restrictive conditions and must not contain any condition or restriction not otherwise set forth under the provisions of chapters 616A to 616D inclusive or 617.

New Section 3

Any checks issued with restrictive endorsements in violation of this statute constitute an administrative violation under the terms of NRS 616D.120.

Prepared by: Kevin Higgins
Chief Deputy Attorney General

ASSEMBLY COMMERCE & LABOR 1082
DATE: 3/28/03 ROOM: 4100 EXHIBIT F
SUBMITTED BY: Kevin Higgins

NRS 616D.300 False statements or representations to obtain benefits; concealment of material fact to obtain benefits; penalty.

Unless a different penalty is provided pursuant to NRS 616D.370 to 616D.410, inclusive, a person who knowingly makes a false statement or representation, including, but not limited to, a false statement or representation relating to his identity or the identity of another person, or who knowingly conceals a material fact to obtain or attempt to obtain any benefit, including a controlled substance, or payment under the provisions of this chapter or chapter 616A, 616B, 616C or 617 of NRS, either for himself or for any other person, shall be punished as follows:

1. If the amount of the benefit or payment obtained or attempted to be obtained was less than \$250, for a misdemeanor.

2. If the amount of the benefit or payment obtained or attempted to be obtained was \$250 or more, for a category D felony as provided in NRS 193.130.

In addition to any other penalty, the court shall order the person to pay restitution.

[73:168:1947; 1943 NCL § 2680.73]—(NRS A 1957, 29; 1983, 646; 1989, 1190; 1993, 759; 1995, 171, 1307, 1328, 1874; 1997, 569; 1999, 229)