

(Reprinted with amendments adopted on April 18, 2003)

FIRST REPRINT

A.B. 438

ASSEMBLY BILL NO. 438—ASSEMBLYMEN CHRISTENSEN, KNECHT, OHRENSCHALL, ANDONOV, KOIVISTO, ANDERSON, ANGLE, ARBERRY, ATKINSON, BEERS, BROWN, CARPENTER, CHOWNING, CLABORN, COLLINS, CONKLIN, GEDDES, GIBBONS, GIUNCHIGLIANI, GOICOECHEA, GOLDWATER, GRADY, GRIFFIN, HARDY, HETTRICK, HORNE, LESLIE, MANENDO, MARVEL, MCCLAIN, MCCLEARY, MORTENSON, OCEGUERA, PARKS, PERKINS, PIERCE, SHERER, WEBER AND WILLIAMS

MARCH 17, 2003

JOINT SPONSORS: SENATORS TOWNSEND, RAWSON AND WASHINGTON

Referred to Committee on Commerce and Labor

SUMMARY—Requires annual increase in amount of compensation that claimant or dependent of claimant is entitled to receive for permanent total disability under industrial insurance. (BDR 53-1162)

FISCAL NOTE: Effect on Local Government: Yes.  
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 an annual increase in the amount of compensation that a claimant or a dependent of a claimant is entitled to receive for a permanent total disability under industrial insurance; 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 616C of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3       1. *If a claimant or a dependent of a claimant is entitled to*  
4 *receive compensation pursuant to chapters 616A to 617, inclusive,*  
5 *of NRS for a permanent total disability caused by an industrial*  
6 *injury or a disablement from an occupational disease that occurs*  
7 *on or after January 1, 2004, the claimant or dependent is entitled*  
8 *to an annual increase in that compensation in the amount of 2.3*  
9 *percent. The compensation must be increased pursuant to this*  
10 *section:*

11       (a) *On January 1 of the year immediately after the year in*  
12 *which the claimant or dependent becomes entitled to receive that*  
13 *compensation; and*

14       (b) *On January 1 of each successive year after the year*  
15 *specified in paragraph (a) in which the claimant or dependent is*  
16 *entitled to receive that compensation.*

17       2. *Any increase in compensation provided pursuant to this*  
18 *section is in addition to any increase in compensation to which a*  
19 *claimant or a dependent of a claimant is otherwise entitled by law.*

20       **Sec. 2.** This act becomes effective on January 1, 2004.

