

NRS 616C.340 Appointment, term, qualifications and salary of appeals officers and special appeals officers; deemed civil officers of this State; conflicts of interest; removal; finality of decision by appeals officer.

1. The Governor shall appoint one or more appeals officers to conduct hearings and appeals as required pursuant to [chapters 616A to 617](#), inclusive, of NRS. Each appeals officer appointed by the Governor is deemed to be a civil officer of this State for the purposes of [Section 4 of Article 7](#) of the Nevada Constitution. Each appeals officer shall hold office for 2 years after the date of his or her appointment and until the successor of the appeals officer is appointed and has qualified. Each appeals officer is entitled to receive an annual salary in an amount provided by law and is in the unclassified service of the State.

2. Each appeals officer must be an attorney who has been licensed to practice law before all the courts of this State for at least 2 years. Except as otherwise provided in [NRS 7.065](#), an appeals officer shall not engage in the private practice of law.

3. If an appeals officer determines that he or she has a personal interest or a conflict of interest, directly or indirectly, in any case which is before him or her, the appeals officer shall disqualify himself or herself from hearing the case.

4. The Governor may appoint one or more special appeals officers to conduct hearings and appeals as required pursuant to [chapters 616A to 617](#), inclusive, of NRS. Each special appeals officer appointed by the Governor is deemed to be a civil officer of this State for the purposes of [Section 4 of Article 7](#) of the Nevada Constitution. The Governor shall not appoint an attorney who represents persons in actions related to claims for compensation to serve as a special appeals officer.

5. A special appeals officer appointed pursuant to subsection 4 is vested with the same powers as a regular appeals officer. A special appeals officer may hear any case in which a regular appeals officer has a conflict, or any case assigned to the special appeals officer by the senior appeals officer to assist with a backlog of cases. A special appeals officer is entitled to be paid at an hourly rate, as determined by the Department of Administration.

NAC 616C.26942 Appeals officer: Training requirements. ([NRS 616C.295](#))

1. To the extent that money is made available to the Hearings Division for the purpose of training appeals officers, an appeals officer must successfully complete annually at least 20 hours of training, which may include, without limitation, training in:

- (a) Adjudication of administrative law hearings;
- (b) Industrial insurance law and practice, including, without limitation:
 - (1) The provisions of [chapters 616A to 617](#), inclusive, of NRS; and
 - (2) The provisions of [chapters 616A to 617](#), inclusive, of NAC;
- (c) Mediation and other techniques for the resolution of disputes;
- (d) Recent relevant statutory and regulatory changes and judicial decisions;
- (e) Writing, evidence and ethics;
- (f) Any other similar subjects approved by the senior appeals officer; and
- (g) Subjects taught in courses:

(1) Offered by the National Judicial College or the National Association of Administrative Law Judiciary or attended by an appeals officer to meet the requirements of the State Bar of Nevada for continuing legal education; and

(2) Approved for the purposes of this section by the senior appeals officer, including, without limitation, any training provided by the Hearings Division.

2. Excess hours of training earned during a 12-month period may be carried over to the following year.

3. The senior appeals officer shall review the past experience of each newly appointed appeals officer to determine the training, if any, that is required immediately for that particular officer to carry out his or her duties and, if necessary, shall develop a plan for such training after consulting with the appeals officer.

(Added to NAC by Hearings Div. by R184-07, eff. 9-29-2008)

NAC 616C.2695 Special appeals officer: Qualifications; determination of assignment. ([NRS 616C.295](#), [616C.310](#))

1. Each special appeals officer appointed by the Governor pursuant to subsection 4 of [NRS 616C.340](#) must be an attorney who has been licensed to practice law before all the courts of this State for at least 2 years.

2. The senior appeals officer shall:

(a) Create and maintain a list of persons who have been appointed as special appeals officers by the Governor pursuant to subsection 4 of [NRS 616C.340](#).

(b) Assign cases to special appeals officers from the list described in paragraph (a).

(c) If he or she assigns a particular case to a special appeals officer, provide to each party involved in that case the name of the special appeals officer to whom the case has been assigned.

(d) In determining the particular special appeals officer to whom a case will be assigned, consider:

(1) The venue in which the case will be heard;

(2) The relative workloads of the special appeals officers who are otherwise available to hear the case;

(3) Whether the special appeals officers who are otherwise available to hear the case have promptly settled and decided cases that have been assigned to them in the past;

(4) The particular expertise of the special appeals officers who are otherwise available to hear the case; and

(5) Any other factor that the senior appeals officer determines to be relevant.

(Added to NAC by Hearings Div. by R055-98, eff. 8-12-98)

Nevada Supreme Court Rule 210. Minimum continuing legal education requirements; credit for pro bono cases. To meet the annual minimum continuing legal education requirements imposed by these rules, each attorney subject to these rules must timely: submit required fees, complete the requisite number of credit hours, and provide such other information as the board may require.

1. **Annual fee.** The amount of the annual fee will be determined by the board, but will not exceed \$40. The annual fee must be paid on or before March 1 of the year for which the fee is required to be paid.

2. **Credit hours.**

(a) Subject to the carry forward provisions of subparagraph (b), a minimum of thirteen (13) hours of accredited educational activity, as defined by the regulations adopted by the board, must be completed by December 31 of each year. Of the thirteen (13) hours, at least two (2) shall be exclusively in the area of ethics and professional conduct and one (1) shall be exclusively in the

area of substance abuse, addictive disorders and/or mental health issues that impair professional competence. Attorneys entitled to an exemption pursuant to Rule 214(1)(a) must complete the requirement within the same calendar year in which they are first subject to continuing legal education requirements.

(b) Any attorney subject to these rules who completes more than thirteen (13) hours of accredited educational activity in any calendar year may carry forward up to twenty (20) hours of excess credit and apply the same to the attorney's general educational requirement for the next two (2) calendar years. Likewise, any attorney subject to these rules who completes more than two (2) hours of ethics and professional conduct credit in any calendar year may carry forward up to four (4) hours of excess credit and apply the same to the attorney's ethics and professional conduct educational requirement for the next two (2) calendar years.

(c) Any attorney subject to these rules who completes more than one (1) hour in the area of substance abuse, addictive disorders and/or mental health issues that impair professional competence may carry forward up to two (2) hours of excess credit and apply the same to the attorney's substance abuse, addictive disorders and/or mental health issues requirement for the next two (2) calendar years.