



NEVADA STATE CONTRACTORS BOARD

5390 KIETZKE LANE, SUITE 102, RENO, NEVADA, 89511 (775) 688-1141 FAX (775) 688-1271, INVESTIGATIONS (775) 688-1150
2310 CORPORATE CIRCLE, SUITE 200, HENDERSON, NEVADA, 89074 (702) 486-1100 FAX (702) 486-1190, INVESTIGATIONS (702) 486-1110
www.nscb.nv.gov

INFORMATIONAL STATEMENT OF ADOPTED REGULATION AS REQUIRED BY ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066 LCB FILE NO. R014-19

The following statement is submitted for adopted amendments to the Nevada Administrative Code (NAC) Chapter 624 in compliance with NRS 233B.066.

1. A clear and concise explanation of the need for the adopted regulation.

The purpose of the proposed regulation is to amend Chapter 624 of the Nevada Administrative Code to revise the Board's rules of practice which were reviewed in accordance with NRS 233B.050. As a result of this review, it was recognized that clarifying and streamlining changes would enhance the rules of practice, modernize some aspects of the rules to recognize trends and technology improvements, and to remove uncertainty. In addition, AB440 (2019) created an additional disciplinary action regarding builder's warranties. Thus, the regulation establishes an administrative fine range assessment for violating this provision as well as an administrative fine range for violating NRS 624.30165.

Amendments to the proposed regulation establish terms of probations and conditions related to fine payments.

2. A description of how public comment was solicited, a summary of the public response and an explanation of how other interested persons may obtain a copy of the summary.

The notice of workshop and notice of hearing to solicit comments on the proposed regulation was posted at various public locations, on the agency's website and on the Nevada Public Notice Website. Additionally the notice of workshop and hearing, and the proposed regulation were e-mailed electronically to approximately 454 individuals and organizations who have expressed interest in being kept informed of the Board's meetings. Public comment was solicited in the Notice of Workshop and Hearing which included the proposed regulation and small business impact statement.

Public comment was solicited at the workshop held on January 30, 2020 and at the hearing held on February 6, 2020. The public workshop and hearing took place at the office of the Board, 2310 Corporate Circle, Suite 200, Henderson, Nevada 89074 with simultaneous videoconferencing with the Board's office, 5390 Kietzke Lane, Suite 102, Reno, Nevada 89511. No public comments were received.

Public comment was solicited at a second public hearing on September 17, 2020. No public comments were received.

3. The number of persons who:

Attended each hearing: 1

Testified at each hearing: 0

Submitted to the agency written statements: 0

4. Names & Addresses of persons either submitting written statements or testimony:

None.

5. A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

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Public comment was solicited at a second public hearing on September 17, 2020. No public comments were received.

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The regulation was first adopted on February 20, 2020 without changing any part of the proposed regulation since no public comment was received at the workshop or hearing and no written comments were received by the agency.

Following review by the Legislative Commission's Subcommittee to Review Regulations, a second public hearing was held on September 17, 2020 to receive public comment on proposed amendments to adopted LCB File No. R014-19. R014-19 is proposed to be amended by the addition of language in Sec. 2A which sets forth terms of probation and revises Sec. 15 concerning conditions related to fine payments.

7. The estimated economic effect of the regulation on the business which it is to regulate and on the public.

A) Estimated economic effect on the businesses which they are to regulate.

The regulation should not result in any adverse economic effect on businesses in which they regulate. Clarification and streamlining of the rules of practice is likely to increase the public's trust in the Board's contested matter process thereby promoting business formation, operation, and expansion.

B) Estimated economic effect on the public which they are to regulate

The regulation should not result in any adverse economic effect on the general public. The regulatory revisions are expected to immediately and continuously reduce overall costs of practice before the Board to licensees and the Board with no expected reduction in the protections for the public's health, safety, and welfare.

8. The estimated cost to the agency for enforcement of the proposed regulation.

The proposed regulation will not result in any cost to the agency.

9. A description of any regulations of other State or governmental agencies which the regulation overlaps or duplicates and a statement why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

The proposed regulation does not overlap or duplicate any regulation.

10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

There are no federal regulations that apply.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not establish a new fee or increase an existing fee.