

**PROPOSED REGULATION OF THE
STATE CONTRACTORS' BOARD**

LCB File No. R221-03

December 18, 2003

EXPLANATION – Matter in *italics* is new; matter in brackets ~~{omitted material}~~ is material to be omitted.

AUTHORITY: §§1, 2, 4 and 5, NRS 624.100; §3, NRS 624.220.

Section 1. Chapter 624 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

Sec. 2. *The Board construes “construction manager who performs management and counseling services on a construction project,” as that term is used in NRS 624.020, to mean a person who, directly or indirectly:*

1. Advises on, coordinates, directs, manages, schedules or supervises any aspect of construction work in connection with the project, including, without limitation:

(a) The means, methods or techniques of such work;

(b) The labor of persons performing such work; or

(c) The performance of such work; or

2. Negotiates or enters into trade contracts in connection with the project.

Sec. 3. *The Board will grant to qualified applicants a license as a construction manager. The Board designates such a license as a “classification F” license. A construction manager who holds a “classification F” license may perform management and counseling services in connection with the performance of all the work described in subsections 2, 3 and 4 of NRS 624.215.*

Sec. 4. NAC 624.010 is hereby amended to read as follows:

624.010 The Board construes “professional fee” *as* used in ~~subsection 4 of~~ NRS 624.020 ~~for~~ *to mean any compensation* a construction manager who performs management and counseling services ~~as meaning any compensation he~~ receives for those services.

Sec. 5. NAC 624.603 is hereby amended to read as follows:

624.603 1. The Board may issue a conditional license to an applicant who does not satisfy the requirements for the issuance or renewal of a license in a classification set forth in NAC 624.140 to 624.580, inclusive, *and section 3 of this regulation* if:

(a) The Board determines that the issuance of a conditional license to the applicant is in the best interest of the public; and

(b) The applicant submits a written agreement to comply with each stated condition and limitation.

2. The Board ~~shall~~ *will* include on the conditional license a statement of each condition and limitation it determines is appropriate under the particular circumstances.

3. A conditional license issued pursuant to this section is automatically suspended if the licensee fails to comply with any condition or limitation stated on the license.