

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

LCB File No. R147-07

Effective April 17, 2008

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

AUTHORITY: §1, NRS 624.100 and 624.220.

A REGULATION relating to contractors; establishing a limit on asbestos removal for a licensed contractor not licensed for abatement or removal of asbestos; and providing other matters properly relating thereto.

Section 1. Chapter 624 of NAC is hereby amended by adding thereto a new section to read as follows:

1. If a licensed contractor who is engaging in activity for the abatement of asbestos has not obtained a contractor's license which is classified for the removal of asbestos (subclassification A-23), the licensed contractor may not:

(a) Remove more than 25 linear feet or 10 square feet of asbestos-containing material, as defined in 29 C.F.R. § 1926.1101(b); or

(b) Exceed the federal standards for permissible exposure limits established in 29 C.F.R. § 1926.1101.

2. The provisions of this section do not authorize a licensed contractor to engage in activity for the abatement of asbestos unless the licensed contractor has complied with all other applicable statutes and regulations.

3. As used in this section, "activity for the abatement of asbestos" has the meaning ascribed to it in NAC 618.854.

**NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R147-07**

The State Contractors' Board adopted regulations assigned LCB File No. R147-07 which pertain to chapter 624 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

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

A workshop and hearing notice to amend NAC 624 was posted November 2, 2007 at the following locations: Washoe County Court House; Washoe County Library; Reno City Hall; Las Vegas City Hall; Sawyer State Building; Clark County Library and Offices of the Contractors' Board in Reno and Las Vegas. In addition, the notice was posted on the agency's web site and mailed to approximately 135 interested individuals. The workshop was held December 11, 2007 and the hearing held December 13, 2007. One person attended the workshop and testified in support of the regulation as written. Any interested person may write to the Board at 9670 Gateway Drive, Suite 100, Reno, Nevada to obtain any documents relating to the workshop or hearing.

2. The number of persons who:

- (a) Attended each workshop & hearing: 1 (workshop); 0 (hearing)
- (b) Testified at each workshop: 0
- (c) Testified at hearing: 0
- (c) Submitted to the agency written comments: 0

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

Comments were solicited from affected businesses by the notice posting, web site and direct mail.

4. 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 adopted without change because there was no opposition to the regulation as written. This regulation establishes a limit on asbestos removal for a licensed contractor not licensed for abatement or removal of asbestos to comply with changes to NRS 624.220(5).

5. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public. These must be stated separately, and each case must include:

- (a) Both adverse and beneficial effects; and
- (b) Both immediate and long-term effects

- (a) The proposed revisions should have no adverse economic effect on the industry both immediately and long-term.
- (b) The estimated effect on the public both immediate and long term should minimal.

6. The estimated cost to the agency for enforcement of the adopted regulation.

The cost to the agency for enforcement of the proposed regulation should be minimal.

7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

There are no other state or government agency regulations which the proposed amendments duplicate.