

**PROPOSED REGULATION OF THE ADMINISTRATOR OF
THE MANUFACTURED HOUSING DIVISION OF THE
DEPARTMENT OF BUSINESS AND INDUSTRY**

LCB File No. R009-12

August 22, 2012

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

AUTHORITY: §§1, 6-15, 24 and 35, NRS 489.231; §§2-5, NRS 489.231 and 489.262; §16, NRS 489.231, 489.241, 489.261 and 489.262; §§17-19, NRS 489.231, 489.241 and 489.262; §20, NRS 489.231 and 489.501; §21, NRS 489.231 and 489.305; §22, NRS 489.231, 489.262, 489.311, 489.325 and 489.341; §23, NRS 489.231 and 489.341; §25, NRS 489.231 and 489.481; §26, NRS 489.231, 489.251 and 489.262; §27, NRS 489.231, 489.251, 489.262, 489.591 and 489.597; §28, NRS 489.231, 489.262 and 489.263; §29, NRS 489.231 and 489.401; §30, NRS 489.231 and 489.272; §§31-34, NRS 489.231 and 489.541.

A REGULATION relating to manufactured housing; making various changes concerning portable buildings; and providing other matters properly relating thereto.

Section 1. Chapter 489 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this regulation.

Sec. 2. *If a standard for the installation of a portable building is not provided in the Nevada Manufactured Home, Mobile Home and Commercial Coach Installation Standards, adopted by reference in NAC 489.416, the portable building may be installed in accordance with plans, specifications or drawings that are:*

- 1. Stamped and signed by a professional engineer licensed pursuant to chapter 625 of NRS; and*
- 2. Approved by the Division.*

Sec. 3. 1. *The owner of a single-section portable building who wishes to obtain an annual certificate of installation for the portable building must submit to the Division:*

(a) An application on a form prescribed by the Division. The application must include, without limitation:

(1) The serial number or other information that uniquely identifies the portable building; and

(2) The current physical location of the portable building.

(b) Plans, specifications or drawings that set forth in detail the method of installation to be used in the installation of the portable building. The plans, specifications and drawings must be stamped and signed by a professional engineer licensed pursuant to chapter 625 of NRS.

(c) The fee set forth in NAC 489.380.

2. *As a condition for obtaining an annual certificate of installation for the portable building, the applicant must agree:*

(a) To maintain in the portable building at all times that it is occupied a copy of all plans, specifications and drawings submitted with the application.

(b) To install the portable building:

(1) In accordance with the method of installation set forth in the plans, specifications and drawings submitted with the application.

(2) Under the direction of the owner of the portable building or a person licensed pursuant to this chapter and chapter 489 of NRS as a manufacturer, general serviceperson or specialty serviceperson.

(c) To remove any annual label of installation affixed to the portable building promptly upon its expiration or revocation.

(d) If requested in writing by the Division, to submit to the Division, not later than 3 business days after receiving the request, a statement that sets forth the serial number or other identifying information and the current physical location of each portable building owned by the applicant.

3. If the application is complete and the Division approves the method of installation set forth in the plans, specifications or drawings submitted with the application, the Division will issue an annual certificate of installation and matching label for the portable building.

4. Unless earlier revoked pursuant to subsection 5, an annual certificate of installation for a portable building expires 12 months after the date of issuance set forth on the certificate.

5. The Division may revoke an annual certificate of installation for a portable building if the holder of the certificate fails to comply with the requirements for issuance of the certificate set forth in this section.

Sec. 4. *The component of the electrical system of a portable building that allows for the quick connection or disconnection of the electrical system to a source of electricity must:*

1. Enable a person to effect the connection or disconnection without using a tool;
2. Be able to effect a complete physical disconnection between the portable building and the source of electricity;

3. Be listed by Underwriters Laboratories, Inc., or an equivalent organization; and

4. Be used in a manner that:

(a) Is consistent with its listing; and

(b) Complies with the National Electrical Code, as adopted by reference in NAC 489.177.

Sec. 5. *The provisions of this chapter do not apply to a portable building that is not designed or equipped for human occupancy.*

Sec. 6. NAC 489.015 is hereby amended to read as follows:

489.015 “Advertising” means any attempt by publication, dissemination, solicitation or circulation that:

1. Offers title to or any interest in a manufactured home, mobile home, *portable building*, commercial coach or travel trailer;
2. Causes, directly or indirectly, any person to acquire title to or any interest in a manufactured home, mobile home, *portable building*, commercial coach or travel trailer;
3. Solicits repairs or installing service for manufactured homes, mobile homes, *portable buildings* or commercial coaches;
4. Offers a course of continuing education to members of the general public; or
5. Causes, directly or indirectly, any person to enroll in or attend a course of continuing education.

Sec. 7. NAC 489.030 is hereby amended to read as follows:

489.030 “Authorized inspection agency” means any governing body, other agency or person which has assumed inspection responsibilities for manufactured homes, mobile homes, *portable buildings* or commercial coaches under agreement with the Division.

Sec. 8. NAC 489.045 is hereby amended to read as follows:

489.045 “Certificate of installation” means a certificate issued by the Division which certifies that a manufactured home, mobile home, *portable building* or commercial coach has been installed in compliance with the provisions of this chapter.

Sec. 9. NAC 489.050 is hereby amended to read as follows:

489.050 “Consumer” means any person who purchases a manufactured home, mobile home , *portable building* or commercial coach for his or her own use and who does not intend to resell it.

Sec. 10. NAC 489.105 is hereby amended to read as follows:

489.105 “New manufactured home dealer” means any person who:

1. Is licensed under the provisions of this chapter and chapter 489 of NRS;
2. Has an authorized franchise, in a form approved by the Division, from a manufacturer to sell new manufactured homes; and
3. Is engaged in the business of selling or exchanging new and used manufactured homes, mobile homes, *portable buildings*, commercial coaches, manufactured buildings or factory-built housing.

Sec. 11. NAC 489.115 is hereby amended to read as follows:

489.115 “Purchaser” means any person who acquires or attempts to acquire an interest in any manufactured home, mobile home , *portable building* or commercial coach.

Sec. 12. NAC 489.120 is hereby amended to read as follows:

489.120 “Reconstruct” means to replace a substantial portion of a manufactured home, mobile home , *portable building* or commercial coach, or any major component of it.

Sec. 13. NAC 489.130 is hereby amended to read as follows:

489.130 “Sale” includes any exchange, lease, assignment or other transaction which is designed to convey an interest in a manufactured home, mobile home , *portable building* or commercial coach and is undertaken for profit.

Sec. 14. NAC 489.135 is hereby amended to read as follows:

489.135 “Seller” means any person or his or her agent who conveys any interest in a manufactured home, mobile home, *portable building*, commercial coach or manufactured building or factory-built housing.

Sec. 15. NAC 489.165 is hereby amended to read as follows:

489.165 “Used manufactured home dealer” means any person who is:

1. Engaged in the business of purchasing or exchanging used manufactured homes, mobile homes, *portable buildings* or commercial coaches for the purpose of resale;
2. Acting as an agent between a seller and a purchaser of a manufactured home, mobile home, *portable building* or commercial coach; or
3. Licensed as a used manufactured home dealer pursuant to this chapter and chapter 489 of NRS.

Sec. 16. NAC 489.177 is hereby amended to read as follows:

489.177 The Administrator hereby adopts by reference the following codes and standards for *portable buildings*, commercial coaches and accessory structures:

1. The *International Building Code*, ~~2006~~ 2012 edition, published by the International Code Council, with the following modifications:
 - (a) Any reference to the *International Plumbing Code* shall be deemed a reference to the *Uniform Plumbing Code*, ~~2006~~ 2012 edition;
 - (b) Any reference to the *International Electrical Code* shall be deemed a reference to the *National Electrical Code*, ~~2005~~ 2011 edition;
 - (c) Any reference to the *International Mechanical Code* shall be deemed a reference to the *Uniform Mechanical Code*, ~~2006~~ 2012 edition;

(d) The definition of “manufactured home” set forth in section G201.2 of Appendix G is deleted and replaced with “has the meaning ascribed to it in NRS 489.113”; and

(e) Section G501 of Appendix G is deleted.

↪ The *International Building Code*, ~~2006~~ 2012 edition, may be obtained from the International Code Council by mail at ~~4051 West Flossmoor Road, Country Club Hills,~~ 25442 Network Place, Chicago, Illinois ~~60478-5771,~~ 60673-1254, or at the Internet address <http://www.iccsafe.org>. The price is ~~\$78.75~~ \$91.50 for members and ~~\$105.00~~ \$122.00 for nonmembers.

2. The *Uniform Plumbing Code*, ~~2006~~ 2012 edition, published by the International Association of Plumbing and Mechanical Officials. This code may be obtained from the International Association of Plumbing and Mechanical Officials by mail at ~~5001~~ 4755 East Philadelphia Street, Ontario, California 91761-2816, or at the Internet address <http://www.iapmo.org>. The price is ~~\$74~~ \$88.80 for members and ~~\$93~~ \$111 for nonmembers.

3. The *Uniform Mechanical Code*, ~~2006~~ 2012 edition, published by the International Association of Plumbing and Mechanical Officials. This code may be obtained from the International Association of Plumbing and Mechanical Officials by mail at ~~5001~~ 4755 East Philadelphia Street, Ontario, California 91761-2816, or at the Internet address <http://www.iapmo.org>. The price is ~~\$74~~ \$88.80 for members and ~~\$93~~ \$111 for nonmembers.

4. The *National Electrical Code*, ~~2005~~ 2011 edition, published by the National Fire Protection Association. This code may be obtained from the National Fire Protection Association by mail at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471, or at the Internet address <http://www.nfpa.org>. The price is ~~\$67.50~~ \$80.55 for members and ~~\$75.00~~ \$89.50 for nonmembers.

5. The *NFPA 101: Life Safety Code*, ~~[2006]~~ **2012** edition, published by the National Fire Protection Association. The code may be obtained from the National Fire Protection Association by mail at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471, or at the Internet address <http://www.nfpa.org>. The price is ~~[\$67.50]~~ **\$80.55** for members and ~~[\$75.00]~~ **\$89.50** for nonmembers.

6. The *International Energy Conservation Code*, ~~[2006]~~ **2012** edition, published by the International Code Council. This code may be obtained from the International Code Council by mail at ~~[4051 West Flossmoor Road, Country Club Hills,]~~ **25442 Network Place, Chicago,** Illinois ~~[60478-5771,]~~ **60673-1254**, or at the Internet address <http://www.iccsafe.org>. The price is ~~[\$25.00]~~ **\$30** for members and ~~[\$32.50]~~ **\$40** for nonmembers.

Sec. 17. NAC 489.180 is hereby amended to read as follows:

489.180 1. The Division will administer and enforce the provisions of chapter 489 of NRS and the regulations adopted pursuant thereto, the Manufactured Home Construction and Safety Standards, 24 C.F.R. Part 3280, and the Manufactured Home Procedural and Enforcement Regulations, 24 C.F.R. Part 3282, of the United States Department of Housing and Urban Development.

2. Each manufacturer, distributor and dealer of manufactured homes shall establish and maintain the records, make the reports and provide the information required by the Department of Housing and Urban Development to enable that Department to determine whether the manufacturer, distributor or dealer has complied with the National Manufactured ~~[Home]~~ **Housing** Construction and Safety Standards Act of 1974, 42 U.S.C. §§ 5401 et seq., this chapter and chapter 489 of NRS.

3. Standards for continuous foundations and underground services are the responsibility of local governmental units. Any local governmental unit which discovers a violation of this chapter shall report the violation to the Division.

4. Every manufactured home or mobile home manufactured after June 15, 1976, which is sold or offered for sale in this State must bear a label of compliance issued by the United States Department of Housing and Urban Development.

5. Every manufactured home, mobile home, *portable building* and commercial coach which is reconstructed in this State must be certified by the Division or by a licensed engineer that it is reconstructed in compliance with the standards or their equivalent applicable at the time of original manufacture.

Sec. 18. NAC 489.183 is hereby amended to read as follows:

489.183 For the purposes of obtaining the approval of the Administrator for a system of construction or a plan for a model of a *portable building or* commercial coach, a manufacturer of *portable buildings or* commercial coaches shall be deemed a manufacturer of manufactured buildings subject to the requirements set forth in NAC 461.050, 461.100 to 461.120, inclusive, 461.130 to 461.200, inclusive, 461.207 and 461.300 to 461.380, inclusive.

Sec. 19. NAC 489.185 is hereby amended to read as follows:

489.185 1. The Division will issue labels of compliance to manufacturers of *portable buildings or* commercial coaches if:

- (a) The Division has approved plans and specifications;
- (b) The Division *or an authorized inspection agency* has inspected the manufacturing plant to approve the quality control of its construction and the qualifications of its key personnel; and

(c) The manufacturing plant has employed an independent firm to certify compliance with all applicable construction standards.

2. The manufacturer shall apply for labels of compliance upon the form supplied by the Division.

3. The Division will issue a certificate of compliance to the owner of a used *portable building or* commercial coach and attach a label of compliance to such a *portable building or* commercial coach if:

(a) The certificate of compliance or label of compliance is missing;

(b) The *portable building or* commercial coach complies with the:

(1) Codes and standards adopted by the Division in NAC 489.177; and

(2) Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12101 et seq., and the regulations adopted pursuant thereto; and

(c) Any reconstruction or alteration of the *portable building or* commercial coach has been completed and approved by the Division.

Sec. 20. NAC 489.190 is hereby amended to read as follows:

489.190 1. When a new manufactured home, *portable building* or commercial coach is sold in this State, the seller shall complete and submit to the Division along with the dealer report of sale, a manufacturer's certificate or statement of origin.

2. If, in connection with the sale, any security interest is taken or retained, the name and address of the secured party or his or her assignee must be entered on the manufacturer's certificate or statement of origin.

3. The seller shall submit the manufacturer's certificate or statement of origin to the Division within 30 days after the execution of all instruments required to be executed at the time

of sale or within 30 days after the date of sale, whichever is later, unless an extension of time is granted by the Division.

Sec. 21. NAC 489.305 is hereby amended to read as follows:

489.305 1. The Division may require as a condition of licensing any information it deems necessary for each location where a manufactured home or commercial coach dealer, manufacturer, general serviceperson or specialty serviceperson maintains a branch office. Upon receiving sufficient information, the Division will issue a license for the branch office.

2. The mere listing of manufactured homes, mobile homes or commercial coaches for sale does not constitute a branch office, but the use of a mobile home park or estate sales office by a licensee for the sale or offering for sale of manufactured homes or mobile homes does constitute the maintenance of a branch office.

3. ~~Except as provided in this subsection, the~~ *The* licensee is responsible for the operation of the branch office in accordance with the provisions of this chapter and chapter 489 of NRS.

4. ~~If it is not feasible for a licensee to exercise direct supervision over a branch office, it must be managed by a corporate officer, partner or responsible managing employee.~~

~~5.]~~ A responsible managing employee of a branch office may not manage more than one branch office.

~~6.]~~ 5. All branch office records required to be kept by this chapter and chapter 489 of NRS must be kept at that branch office or the main office of the licensee.

~~7.]~~ 6. A branch office is not required to have a trust account separate from the trust account of the main office. If a separate account is maintained, the required signatures are those of the responsible managing employee of the branch office and the dealer to whom the main office license is issued.

Sec. 22. NAC 489.314 is hereby amended to read as follows:

489.314 An owner or responsible managing employee of a business must be licensed as a general serviceperson or specialty serviceperson if the business:

1. Installs any manufactured home, mobile home, *portable building*, commercial coach, manufactured building or factory-built housing; or
2. Performs work on any manufactured home, mobile home, *portable building*, commercial coach, manufactured building or factory-built housing in one or more of the following categories:

(a) Installation or repair of:

- (1) Awnings, roofing or skirting;
- (2) Plumbing;
- (3) Heating or air-conditioning systems; or
- (4) Electrical systems;

(b) Preparation for transport;

(c) Reconstruction, by alteration, addition or substitution, of substantial or essential parts; or

(d) Any other category of work that may be performed by a person who holds a license issued by the State Contractors' Board.

Sec. 23. NAC 489.320 is hereby amended to read as follows:

489.320 1. Any person employed by a dealer to act or exercise authority in connection with the dealer's business must be licensed as a salesperson to:

- (a) List manufactured homes, mobile homes, *portable buildings* or commercial coaches for sale.

(b) Close the sale of a manufactured home, mobile home , *portable building* or commercial coach, including the signing of the sales contract.

2. A licensee may not employ a person who is required to be licensed under chapter 489 of NRS unless that person is so licensed.

3. If a manufactured home or commercial coach dealer fails to maintain or renew his or her license, the licenses of all salespersons whom he or she employs will be placed on inactive status immediately until the dealer reinstates or renews his or her license or an application for transferring the salesperson's license is made and the required fees are paid.

4. If the license of a manufactured home or commercial coach dealer is not renewed, or is suspended or revoked, the licensee shall deliver immediately to the Division all of the licenses issued to his or her salespersons. In such a case, a salesperson may, by applying and paying the required fee, transfer to the employment of another dealer.

5. A manufactured home or commercial coach dealer shall notify the Division within 5 business days after the date of the termination or separation of employment of an employee and surrender all licenses of the employee to the Division. Failure to comply with this subsection may result in disciplinary action and the imposition of an administrative fine pursuant to NRS 489.381.

Sec. 24. NAC 489.342 is hereby amended to read as follows:

489.342 A person licensed pursuant to the provisions of chapter 489 of NRS who reconstructs, services or installs manufactured homes, mobile homes , *portable buildings* or commercial coaches shall carry upon his or her person, during working hours, the identification card issued to the person by the Division.

Sec. 25. NAC 489.380 is hereby amended to read as follows:

489.380 1. The Division will charge the following fees:

- (a) For each certificate and label of compliance \$50.00
- (b) For each certificate and label of installation..... 50.00
- (c) *For each annual certificate and label of installation for a portable building..... 50.00*
- (d) For each permit for installation, reconstruction, repair or addition..... 10.00
- ~~(d)~~ (e) For each original or duplicate certificate of ownership..... 40.00
- ~~(e)~~ (f) For each notice of conversion of real property 40.00
- ~~(f)~~ (g) For a replacement of a:
 - (1) Label of compliance 50.00
 - (2) Label of installation 50.00
 - (3) License..... 50.00
- ~~(g)~~ (h) For the inspection and approval of a set of plans:
 - For the first hour 75.00
 - For each additional half hour or fraction thereof..... 37.50
- ~~(h)~~ (i) For the inspection and approval of a modification of an approved plan,
per hour or fraction thereof..... 75.00
- ~~(i)~~ (j) For the consideration of a system of construction for approval..... 500.00
- ~~(j)~~ (k) For the inspection at the site and approval of the installation of:
 - (1) A commercial coach with a plumbing system, a manufactured home or a
mobile home if the inspection is conducted within 25 miles of the
inspector's station of duty 100.00
 - (2) A *portable building or* commercial coach without a plumbing system if
the inspection is conducted within 25 miles of the inspector's station of 80.00

duty	
[(k)] (l) For the reinspection and approval of the installation of a manufactured home, mobile home , <i>portable building</i> or commercial coach, in addition to the original fee for inspection.....	80.00
[(h)] (m) For the final inspection or reinspection at the site of a manufactured home, mobile home, mobile home park, <i>portable building</i> , commercial coach or travel trailer, or of the installation of a device which burns solid fuel or for any other inspection or service for which a fee is not prescribed:	
For the first hour	80.00
For each additional half hour or fraction thereof.....	40.00
[(m)] (n) For an inspection of a plant used to manufacture manufactured homes, <i>portable buildings</i> , commercial coaches or travel trailers	750.00
[(n)] (o) For each search conducted to determine title.....	15.00
[(o)] (p) For the sale of printed material:	
For each page of a copy	0.25
For each study guide for an examination.....	15.00
For each copy of a regulation	5.00
[(p)] (q) For filing a lien or an amended lien asserted upon a manufactured home, mobile home , <i>portable building</i> or commercial coach	40.00
[(q)] (r) For collecting a fee after a check given for payment is dishonored.....	35.00
[(r)] (s) For the inspection and approval of a set of plans for an attachment pursuant to NAC 489.470:	
For the first hour	75.00

For each additional half hour or fraction thereof.....	37.50
[(s)] (t) For filing an affidavit of the sale of a manufactured home, mobile home , <i>portable building</i> or commercial coach to satisfy a lien.....	40.00
[(t)] (u) For recording the sale of a manufactured home, mobile home , <i>portable</i> <i>building</i> or commercial coach without the immediate transfer of the certificate of title or certificate of ownership	40.00
[(u)] (v) For filing a notice or an amended notice of sale by auction of a manufactured home, mobile home , <i>portable building</i> or commercial coach.....	40.00
[(v)] (w) For a copy of the monthly report prepared by the Division on the record of sales of a dealer	75.00
[(w)] (x) For a list of the certificates of ownership issued by the Division for a period of:	
Less than 2 years.....	75.00
Two years but not more than 5 years.....	150.00
More than 5 years	375.00
[(x)] (y) For a list of all mobile home parks or for a rent history of all mobile home parks.....	75.00

2. For each inspection or reinspection conducted more than 25 miles from the inspector’s station of duty, the Division will charge, in addition to the fee listed, the inspector’s actual expenses for time and travel.

3. The Division will collect a fee for the sale of reports not listed in subsection 1 based upon the cost to the Division to produce those reports, plus a minimum fee for handling of \$40 for the first report.

4. The Division will collect a fee for inspection, pursuant to a schedule established by the Secretary of Housing and Urban Development, from each manufacturer of manufactured homes who has a plant located in this State. The Division will pay the fee to the Secretary of Housing and Urban Development.

5. As used in this section, “rent history” means the economic and demographic data collected by the Administrator pursuant to NRS 118B.025.

Sec. 26. NAC 489.400 is hereby amended to read as follows:

489.400 NAC 489.400 to 489.416, inclusive, *and sections 2, 3 and 4 of this regulation* apply to the installation on-site of all manufactured homes, mobile homes, *portable buildings* and commercial coaches, regardless of the date of manufacture and the location of the manufactured home, mobile home, *portable building* or commercial coach.

Sec. 27. NAC 489.405 is hereby amended to read as follows:

489.405 1. ~~[No]~~ A manufactured home, mobile home, *portable building* or commercial coach that is moved from one location to another may *not* be occupied as a dwelling unit or otherwise unless ~~[a]~~ :

(a) A certificate of installation and a matching label has been issued certifying that the manufactured home, mobile home, *portable building* or commercial coach has been installed in accordance with NAC 489.400 to 489.416, inclusive ~~[1]~~, *and section 2 of this regulation; or*

(b) *In the case of a single-section portable building, an annual certificate of installation and a matching label has been issued to the owner of the portable building pursuant to section 3 of this regulation.*

2. A dealer shall provide the original copy of the certificate of installation to each purchaser of a new manufactured home within 15 days after it has been inspected and approved.

Sec. 28. NAC 489.411 is hereby amended to read as follows:

489.411 1. ~~[A]~~ *Except as otherwise provided in this section, a* person shall not install, reconstruct or make an addition to a manufactured home, mobile home , *portable building* or commercial coach on a job site unless he or she first obtains a permit from the Administrator.

2. The person must apply for a permit on a form provided by the Administrator and pay the fee set forth in NAC 489.380.

3. The holder of a permit shall maintain the permit at the job site and provide the permit to the Division or a city or county building department upon request.

4. A person is not required to obtain a permit before installing a single-section portable building on a job site if an annual certificate of installation and a matching label has been issued to the owner of the portable building pursuant to section 3 of this regulation.

Sec. 29. NAC 489.602 is hereby amended to read as follows:

489.602 1. For the purposes of subsection 9 of NRS 489.401, a written acknowledgment that the holder of a lien or security interest in a manufactured home, mobile home , *manufactured building, portable building* or commercial coach *or factory-built housing* has received written notification of the sale of the manufactured home, mobile home , *manufactured building, portable building* or commercial coach *or factory-built housing* includes the return receipt if the holder sent the written acknowledgment by certified mail.

2. A dealer shall maintain each written acknowledgment he or she receives in a permanent file.

Sec. 30. NAC 489.603 is hereby amended to read as follows:

489.603 1. If a seller sells a manufactured home, mobile home , *portable building* or commercial coach to satisfy a lien, the seller shall submit to the Division an affidavit on a form

supplied by the Division stating that he or she sold the manufactured home, mobile home , *portable building* or commercial coach to satisfy a lien.

2. If a manufactured home, mobile home , *portable building* or commercial coach is sold to satisfy a lien, the lienholder shall submit to the Division an affidavit stating that the lien has been released.

Sec. 31. NAC 489.700 is hereby amended to read as follows:

489.700 If the certificate of title or certificate of ownership does not pass immediately from the seller to the buyer when a manufactured home, mobile home , *portable building* or commercial coach is sold, the seller shall notify the Division by completing a form provided by the Division.

Sec. 32. NAC 489.710 is hereby amended to read as follows:

489.710 If a transferor or a transferee requests the Division to issue or transfer a certificate of ownership for a manufactured home, mobile home , *portable building* or commercial coach, the transferor or transferee shall specify in the request the name of each person whose name will appear on the certificate of ownership. If the names on the certificate of ownership will appear with the word “and” joining them, each such person must sign the request. If the names on the certificate of ownership will appear with the word “or” joining them, any such person may sign the request.

Sec. 33. NAC 489.720 is hereby amended to read as follows:

489.720 1. If the Division issues a certificate of ownership to a trust for a manufactured home, mobile home , *portable building* or commercial coach, it will issue that certificate to the trustee in his or her name on behalf of the trust.

2. A request for a transfer of a certificate of ownership for a manufactured home, mobile home , *portable building* or commercial coach which is held by a trustee on behalf of a trust must be made by that trustee or his or her successor.

Sec. 34. NAC 489.730 is hereby amended to read as follows:

489.730 Any document submitted to the Division in support of an application for a certificate of ownership for a manufactured home, mobile home , *portable building* or commercial coach must be the original document or a certified copy of the original document.

Sec. 35. NAC 489.020, 489.025, 489.070, 489.072, 489.073, 489.074, 489.075, 489.110, 489.150 and 489.155 are hereby repealed.

TEXT OF REPEALED SECTIONS

489.020 “Anchoring equipment” defined. (NRS 489.231) “Anchoring equipment” means straps, cables, turnbuckles and chains, including tensioning devices, which are used with ties to secure a manufactured home, mobile home or commercial coach to ground anchors.

489.025 “Anchoring system” defined. (NRS 489.231) “Anchoring system” means a combination of ties, anchoring equipment and ground anchors that will, when properly designed and installed, resist overturning or lateral movement of a manufactured home, mobile home or commercial coach from wind.

489.070 “Footing” defined. (NRS 489.231) “Footing” means that portion of the support system which transmits loads directly to the soil.

489.072 “Franchise” defined. (NRS 489.231) “Franchise” means a written agreement between a franchisor and franchisee which establishes that the franchisee will sell or distribute new or used manufactured homes, mobile homes, manufactured buildings, commercial coaches, factory-built housing or related goods or services under, or operate using, the systems, trademark, service mark, trade name, logo or other commercial symbol of the franchisor.

489.073 “Franchisee” defined. (NRS 489.231) “Franchisee” means any natural person or entity that, pursuant to a franchise, sells or distributes new or used manufactured homes, mobile homes, manufactured buildings, commercial coaches, factory-built housing or related goods or services under, or operates using, the systems, trademark, service mark, trade name, logo or other commercial symbol of the franchisor.

489.074 “Franchisor” defined. (NRS 489.231) “Franchisor” means any natural person or entity that owns the overall rights to the systems, trademark, service mark, trade name, logo or other commercial symbol of the franchisor and grants a franchise for their use by a franchisee.

489.075 “Ground anchor” defined. (NRS 489.231) “Ground anchor” means any device at the stand for the manufactured home, mobile home or commercial coach designed to transfer anchoring loads to the ground.

489.110 “Pier” defined. (NRS 489.231) “Pier” means that portion of the support system between the footing and the manufactured home, mobile home or commercial coach, exclusive of caps and shims.

489.150 “Support system” defined. (NRS 489.231) “Support system” means a combination of footings, piers, caps and shims that will support the manufactured home, mobile home or commercial coach.

489.155 “Tie” defined. (NRS 489.231) “Tie” means a strap, cable or securing device used to connect the manufactured home, mobile home or commercial coach to ground anchors.