

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

**LCB File No. R019-14**

January \_\_, 2014

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

AUTHORITY:

A REGULATION relating to contractors; revising provisions regarding the imposition of fines; and providing other matters properly relating thereto.

**Section 1.** NAC 624.7251 is hereby amended to read as follows:

**Administrative Fine: Specification of Violation; amount. (NRS 624.100, 624.300, 624.361, 624.710)**

1. If the Board or its designee *imposes a fine authorized by Chapter 624 of NRS* ~~issues an administrative citation pursuant to NRS 624.341 which includes an administrative fine~~, each such fine assessed by the Board or its designee must:
- (a) Specify the violation for which the person is being cited; and
  - (b) Subject to the provisions of subsection 2, be in an amount which is not less than the minimum amount to more than the maximum amount as follows fir the violation.

Violation	Minimum Fine	Maximum Fine
NRS 624.301.....	\$1,000	<del>3,000</del> <i>10,000</i>
Paragraph (a) of subsection 1 or subparagraph (4) of paragraph (b) of subsection 1 of NRS 624.3011.....	500	<del>2,000</del> <i>10,000</i>
Subparagraph (1), (2) or (3) of paragraph (b) of subsection 1 of NRS 624.3011.....	1,000	<del>3,000</del> <i>10,000</i>
Subsection 1, 2 or <i>3</i> of NRS 624.3012.....	1,000	<del>3,000</del> <i>10,000</i>
Subsection 4 of NRS 624.3012.....	500	<del>2,000</del> <i>10,000</i>
Subsection 1 or 4 of NRS 624.3013.....	250	<del>1,000</del> <i>10,000</i>

Violation	Minimum Fine	Maximum Fine
Subsection 2 of NRS 624.3013.....	1,000	<del>3,000</del> 10,000
Subsection 3 of NRS 624.3013.....	500	<del>2,000</del> 10,000
Subsection 5 of NRS 624.3013.....	50	<del>1,000</del> 10,000
NRS 624.3014.....	100	50,000
Subsection 1 of NRS 624.3015.....	250	<del>2,000</del> 10,000
Subsection 2 or 3 of NRS 624.3015.....	1,000	50,000
Subsection 4 of NRS 624.3015.....	1,000	50,000
Subsection 5 of NRS 624.3015.....	500	<del>2,000</del> 10,000
Subsection 6 of NRS 624.3015.....	250	<del>1,000</del> 10,000
Subsection 1 or 2 of NRS 624.3016.....	250	<del>3,000</del> 10,000
Subsection 3, 5, <del>10</del> 10 or 11 of NRS 624.3016.....	500	<del>2,000</del> 10,000
Subsection 4 or 6 or 7 of NRS 624.3016.....	250	<del>1,000</del> 10,000
Subsection 7 of NRS 624.3016.....	250	<del>2,000</del> 10,000
Subsection 8 of NRS 624.3016.....	250	<del>750</del> 10,000
Subsection 9 of NRS 624.3016.....	100	<del>500</del> 10,000
Subsection 1 of NRS 624.3017.....	500	<del>2,000</del> 10,000
Subsection 2 of NRS 624.3017.....	50	<del>250</del> 10,000
Subsection 3 of NRS 624.3017.....	100	<del>500</del> 10,000
Subsection 1 of NRS 624.302.....	1,000	50,000
Subsection 5 or 6 of NRS 624.302.....	250	<del>1,000</del> 10,000
<b>Subsection 7 of NRS 624.302.....</b>	<b>1,000</b>	<b>10,000</b>
Subsection 1 of NRS 624.305.....	1,000	50,000
<b>NRS 624.520.....</b>	<b>100</b>	<b>....250</b>
Subsection 1 of NRS 624.700.....	1,000	50,000
<b>Subsection 1, 2 or 3 of NRS 624.720.....</b>	<b>500</b>	<b>1,000</b> <del>1,000</del> 50,000
<b>NRS 624.740.....</b>	<b>1,000</b>	<b>50,000</b>

**2. In assessing a fine listed in Subsection 1, the Board or its designee will consider:**

- (a) The gravity of the violation;**
- (b) The good faith of the licensee; and ,**

*(c) Any history of previous violations of the provisions of this chapter committed by the licensee.*

*3. Unless otherwise prohibited by law, the Board, or its designee, may reduce or stay a fine assessed pursuant to subsection 1 pending completion of a training or examination program authorized by the Board.*

4. ~~2~~ The Board or its designee will assess the maximum fine listed in subsection 1 only if one or more of the following circumstances apply:

- (a) The cited person has a history of violating the same or similar sections of NRS;
- (b) The administrative citation specifies more than one violation;
- (c) The cited person has exhibited bad faith by ignoring written warnings;
- (d) The violation or violations have caused harm to other persons;
- (e) The violation or violations were perpetrated against a senior citizen or a person with a disability; or
- (f) The violation or violations involved a construction project costing more than \$500,000.

(Added to NAC by Contractors' Bd. by R022-04, eff. 4-30-2004; A by R118-06, 6-28-2006; R146-07, 4-17-2008)