

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

LCB File No. R009-15

Effective December 30, 2015

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

AUTHORITY: §1, NRS 624.220.

A REGULATION relating to contractors; revising provisions governing the subclassifications of certain licenses to add an additional subclassification; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the State Contractors Board to adopt regulations necessary to effect the classification and subclassification of contractors consistent with established usage and procedure within the construction industry. (NRS 624.220) Existing regulations establish a contractor's license designated classification B and five subclassifications of that license. (NAC 624.170) This regulation establishes an additional subclassification, designated B-6, authorizing the holder to perform certain commercial remodeling activities.

Section 1. NAC 624.170 is hereby amended to read as follows:

624.170 The subclassifications of a license designated classification B and the work authorized for persons licensed in the respective subclassifications are:

1. PREMANUFACTURED HOUSING (subclassification B-1): The fitting, assembling, placement and installing of premanufactured units, modular parts and their appurtenances for the erection of residential buildings which do not extend more than three stories above the ground.

2. RESIDENTIAL AND SMALL COMMERCIAL (subclassification B-2): The construction and remodeling of houses and other structures which support, shelter or enclose

persons or animals or other chattels, and which do not extend more than three stories above the ground and one story below the ground.

3. SPECULATIVE BUILDING (subclassification B-3): The construction upon property owned by the contractor of structures for sale or speculation.

4. SERVICE STATIONS (subclassification B-4): The construction of structures and installation of equipment used to perform service upon vehicles.

5. PREFABRICATED STEEL STRUCTURES (subclassification B-5): The construction with prefabricated steel of structures to be used for the support, shelter or enclosure of persons or animals or other chattels.

6. COMMERCIAL REMODELING (subclassification B-6): The remodeling and improvement of interior spaces in structures which support, shelter or enclose persons or animals or other chattels, including, without limitation, structures which exceed more than three stories in height and buildings with fewer than three stories that are connected to structures which exceed three stories. The provisions of this subsection do not authorize a person licensed in subclassification B-6 to perform, manage or supervise the installation, removal or modification, temporarily or permanently, of any structural member, mechanical system, fire protection system, or other life safety system.

NOTICE OF ADOPTION OF REGULATION

The Nevada State Contractors Board adopted regulation assigned LCB File No. **R-009-15** which pertain to chapter 624 of the Nevada Administrative Code on **August 27, 2015**.

INFORMATIONAL STATEMENT OF ADOPTED REGULATION AS REQUIRED BY ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066 LCB FILE NO. R009-15

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 regulation adds a sub-classification to the B-General Building classification to allow remodeling and improvement of interior spaces, including structures which exceed more than three stories in height and buildings with fewer than three stories that are connected to structures which exceed three stories. This regulation will allow a broader number of licensees able to perform certain tenant improvements in commercial structures.

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, on the Nevada Public Notice Website and distributed to approximately 400 individuals, businesses and trade associations.

3. The number of persons who:

Attended each hearing: 2

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.

The notice of workshop and hearing was posted at various public locations, on the agency's website, on the Nevada Public Notice Website and distributed to approximately 400 individuals, businesses and trade associations. Additionally, information concerning the proposed regulation was disseminated to licensed contractors through the agency's newsletter.

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 adopted without changing any part of the proposed regulation since no public comment was received at the workshop or hearing.

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.

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

The regulation should not result in any economic impact since the scope of work currently requires licensure. The regulation will allow a broader number of licensees able to perform certain tenant improvements and therefore should improve economic conditions for those members of the industry performing such work. The regulation should not result in any adverse economic effect on the general public.

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

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

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.

There are no other state or government agency regulations that the proposed regulation duplicates.

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 provide a new fee or increase an existing fee.