

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

LCB File No. R146-18

October 15, 2019

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

AUTHORITY: §1, NRS 461.170 and 461.180; §2, NRS 489.231 and 489.481; §3, NRS 489.231 and 489.251.

A REGULATION relating to housing; increasing certain fees charged by the Housing Division of the Department of Business and Industry for issuing licenses, certificates, labels and permits and for providing other services; increasing the price charged by the Division for a paper copy of certain installation standards; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law and regulations, the Housing Division of the Department of Business and Industry has established fees to cover the costs it incurs in the course of its regulatory activities concerning factory-built housing, other manufactured buildings and modular components. (NRS 461.180; NAC 461.210) **Section 1** of this regulation revises certain of those fees.

Under existing law and regulations, the Division has established fees for the various certificates, labels, permits and licenses issued by the Division and for the other services provided by the Division in the course of its regulatory activities concerning manufactured homes, mobile homes, mobile home parks, commercial coaches, travel trailers and factory-built housing. (NRS 489.481; NAC 489.380) **Section 2** of this regulation revises certain of those fees.

Existing law requires the Administrator of the Housing Division to adopt regulations pertaining to: (1) safety standards for the installation, support and tie down of manufactured homes, mobile homes or commercial coaches; and (2) the inspection of plumbing, heating, cooling, fuel burning and electrical systems connections to such manufactured homes, mobile homes or commercial coaches at the time of installation. (NRS 489.251) Existing regulations adopt by reference a publication that satisfies the statutory requirements. The publication may be downloaded without charge or purchased from the Division. (NAC 489.416) **Section 3** of this regulation revises the price to purchase a copy of the publication from the Division.

Section 1. NAC 461.210 is hereby amended to read as follows:

461.210 1. The Division will charge and collect fees for its services as follows:

For inspecting a plant.....	\$750
For performing any other kind of inspection or service.....	(\$75, or \$37.50) \$100, or \$50 per half hour or fraction thereof, whichever amount is greater.
For reviewing the plans for a model of factory-built housing, a manufactured building or a modular component	\$100, or \$50 per half hour or fraction thereof, whichever amount is greater.
For considering a system of construction for approval	\$500
For issuing each insigne of approval for each module	(\$50) \$60
For replacing an insigne.....	(\$50) \$60
For recording a change in the name of a manufacturer or owner.....	\$50

2. In addition to the listed fee for performing an inspection, the Division will charge for each inspection the inspector's:

- (a) Actual expenses for travel;
- (b) Salary; and
- (c) Allowance for per diem.

3. The Division will not refund any fee it has collected unless:

- (a) The Division has not incurred the expense for which the fee is charged; or
- (b) A written request for a refund which is justifiable is submitted to the Division within 1

year after payment of the fee.

4. For the sale of copies of documents, the Division will charge and collect:

For each page of a copy	\$0.25
For each copy of a regulation.....	\$5.00

Sec. 2. 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]~~ **\$60.00**
- (b) For each certificate and label of installation..... ~~[50.00]~~ **60.00**
- (c) For each permit for installation, reconstruction, repair or addition..... ~~[10.00]~~ **20.00**
- (d) For each original or duplicate certificate of ownership..... ~~[40.00]~~ **60.00**
- (e) For each notice of conversion of real property ~~[40.00]~~ **60.00**
- (f) For a replacement of a:
 - (1) Label of compliance ~~[50.00]~~ **60.00**

- (2) Label of installation ~~150.00~~ **60.00**
- (3) License ~~150.00~~ **60.00**
- (g) For the inspection and approval of a set of plans:
 - For the first hour ~~175.00~~ **120.00**
 - For each additional half hour or fraction thereof ~~137.50~~ **60.00**
- (h) For the inspection and approval of a modification of an approved plan, per hour or fraction thereof ~~175.00~~ **120.00**
- (i) For the consideration of a system of construction for approval 500.00
- (j) 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 ~~1100.00~~ **120.00**
 - (2) A commercial coach without a plumbing system if the inspection is conducted within 25 miles of the inspector’s station of duty ~~180.00~~ **100.00**
- (k) For the reinspection and approval of the installation of a manufactured home, mobile home or commercial coach, in addition to the original fee for inspection ~~180.00~~ **100.00**
- (l) For the final inspection or reinspection at the site of a manufactured home, mobile home, mobile home park, 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	80.00 100.00
For each additional half hour or fraction thereof.....	40.00 50.00
(m) For an inspection of a plant used to manufacture manufactured homes + or commercial coaches for travel trailers	750.00
(n) For each search conducted to determine title	15.00 20.00
(o) 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) For filing a lien or an amended lien asserted upon a manufactured home, mobile home or commercial coach.....	40.00 60.00
(q) For collecting a fee after a check given for payment is dishonored.....	35.00
(r) For the inspection and approval of a set of plans for an attachment pursuant to NAC 489.470:	
For the first hour	75.00 120.00
For each additional half hour or fraction thereof.....	37.50 60.00
(s) For filing an affidavit of the sale of a manufactured home, mobile home or commercial coach to satisfy a lien	40.00 60.00
(t) For recording the sale of a manufactured home, mobile home or commercial coach without the immediate transfer of the certificate of title or certificate of ownership	40.00 60.00
(u) For filing a notice or an amended notice of sale by auction of a manufactured home, mobile home or commercial coach.....	40.00 60.00

- (v) For a copy of the monthly report prepared by the Division on the record of sales of a dealer ~~75.00~~ **100.00**
- (w) For a list of the certificates of ownership issued by the Division for a period of:
 - Less than 2 years..... ~~75.00~~ **100.00**
 - Two years but not more than 5 years..... ~~150.00~~ **200.00**
 - More than 5 years ~~375.00~~ **400.00**
- (x) For a list of all mobile home parks or for a rent history of all mobile home parks ~~75.00~~ **100.00**

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. 3. NAC 489.416 is hereby amended to read as follows:

489.416 1. The Administrator hereby adopts by reference the *Nevada Manufactured Home, Mobile Home and Commercial Coach Installation Standards* in the edition most recently published by the Nevada Housing Alliance and the Modular Building Institute of Nevada, unless the Administrator determines pursuant to subsection 3 that the most recent edition is not suitable for this State.

2. A copy of these standards may be downloaded, free of charge, from the Division at the Internet address <http://mhd.nv.gov>, or may be obtained from the Division at 3300 West Sahara Avenue, Suite 320, Las Vegas, Nevada 89102, or 1830 East College Parkway, Suite 120, Carson City, Nevada 89706, for the price of ~~15~~ \$20.

3. The Administrator will review each successive edition of the standards to determine its suitability for this State. If the Administrator provisionally determines that the most recent edition is not suitable, the Administrator will hold a public hearing to review this determination. If, after the hearing, the Administrator finally determines that the most recent edition is not suitable for this State, he or she will, within 30 days after that determination, give notice that the edition is not adopted by reference.