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STATE CONTRACTORS BOARD

NOTICE OF INTENT TO ACT UPON A REGULATION

LCB File: R023-19

Notice of Workshop and Hearing for the Adoption, Amendment or Repeal of Regulations of
The State of Nevada Contractors Board

The State of Nevada Contractors Board (Board) will conduct a public workshop on Monday, September 9, 2019 at 9:00 a.m. and a public hearing on Monday, September 16, 2019 at 9:00 a.m. The workshop and hearing will be video-conferenced between the Board's Henderson office located at 2310 Corporate Circle, Suite 200, Henderson, Nevada 89074 and the Reno office located at 5390 Kietzke Lane, Suite 102, Reno, Nevada, 89511.

The following information is provided pursuant to the requirements of NRS 233B.060 and 233B.0603:

1. The need for and purpose of the proposed regulation or amendment.

The purpose of the proposed regulation is to amend Chapter 624 of the Nevada Administrative Code in order to: 1) Reduce barriers to licensure and provide greater portability by expanding and clarifying types of experience documentation needed for an applicant to become a license contractor; and, 2) Resolve conflict among various statutory schemes that can be reconciled and clarified with defining the employer-employee relationship as used in NRS Chapter 624.

2. Either the terms or the substance of the regulations to be adopted, amended or repealed or a description of the subjects and issues involved.

The proposed regulation changes NAC 624.590 by expanding the types of experience documentation necessary for an applicant to become a licensed contractor. Additional language defines "employer" and "employee" as those terms are used in the statutes and regulations to remove ambiguity.

3. The estimated economic effect of this proposed regulation on the business which it is to regulate and on the public.

(a) Adverse and beneficial effects.

The proposed regulation will either have a positive or no economic impact as it seeks to expand and clarify the types of experience documentation necessary for an applicant to become a licensed contractor, and defines "employer" and "employee" as those terms are used in the statutes and regulation to remove ambiguity. The regulation should not result in any adverse economic effect on the general public.

(b) Both immediate and long-term effects.

The immediate and long term effect of implementing the provisions of the proposed regulation would remove barriers to licensure and enhance portability by expanding the types of experience documentation needed for an applicant to become licensed. Additionally, the proposed regulation would resolve conflict among various statutory schemes that can be reconciled and clarified with defining the employer-employee relationship as used in NRS Chapter 624.

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

The proposed regulation will not result in any cost to the agency.

5. A description of and citation to any regulations of other states or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication and overlapping is necessary.

The proposed regulation does not overlap or duplicate any regulation.

6. If the regulation is required pursuant to federal law, a citation and description of the federal law.

Does not apply.

7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

Does not apply.

8. Whether proposed regulation establishes a new fee or increases an existing fee.

The regulation does not establish a new fee or increase an existing fee.

Persons wishing to comment upon the proposed action of the Board may appear at the scheduled public workshop or may address their comments, data, views or arguments, in written form to the Executive Officer of the Nevada State Contractors Board, 2310 Corporate Circle, Suite 200, Henderson, Nevada 89074 and the Reno office located at 5390 Kietzke Lane, Suite 102, Reno, Nevada, 89511. Written submissions must be received by the Board five days prior to the scheduled workshop. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the board may proceed immediately to act upon any written submissions.

A copy of this notice and the regulations to be adopted, amended or repealed will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notices and the regulation to be adopted will be available at the State Contractors Board 2310 Corporate Circle, Suite 200, Henderson, Nevada 89074 and the Reno office located at 5390 Kietzke Lane, Suite 102, Reno, Nevada, 89511. In all counties in which an office of the Board is not maintained, a copy of this notice and the text of the proposed regulation will also be available for public inspection and copying at the main public library during business hours. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if deemed necessary.

Upon adoption of any regulation, the board, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice has been mailed to all persons on the agency's mailing list of administrative regulations and posted at the following locations:

Washoe County Court House
Washoe County Library
Reno City Hall
Paseo Verde Library
Sawyer State Building
Clark County Library

Offices of the State Contractors Board in Reno and Henderson
The Board's website www.nscb.nv.gov
State of Nevada Public Notice Website

Dated: August 14, 2019