

LCB File No. T005-02

**PROPOSED TEMPORARY REGULATION OF THE
REAL ESTATE DIVISION OF THE DEPARTMENT
OF BUSINESS AND INDUSTRY**

NOTICE OF INTENT TO ACT UPON A TEMPORARY REGULATION

**NOTICE OF HEARING FOR THE ADOPTION, AMENDMENT AND REPEAL OF
REGULATIONS OF THE NEVADA REAL ESTATE COMMISSION**

The Nevada Real Estate Division of the Department of Business & Industry of the State of Nevada (the "Division") will hold a public hearing at 8:30 a.m. on SEPTEMBER 17, 2002 at the CITY OF HENDERSON CONVENTION CENTER, 200 SOUTH WATER STREET, VISTA A & B, HENDERSON, NEVADA 89014. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to chapter 645 of the Nevada Administrative Code.

HENDERSON, NEVADA

SEPTEMBER 17, 2002 @ 8:30 A.M.
CITY OF HENDERSON CONVENTION CENTER
200 SOUTH WATER STREET, VISTA A & B
HENDERSON, NEVADA 89014

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

Information Regarding Adoption

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either prior to 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.

Information about Proposed Regulations

1. Purpose and need of the Proposed Regulations. The Division is the agency, which administers the licensing, education and compliance program under NRS 645. The purpose of the regulation is to define and clarify the rights and responsibilities of persons licensed under this chapter.
2. Terms of the proposed regulations. The regulation to be adopted is stated following the notice of the workshop.

3. Estimated Economic Effect. Examination fee was increased subsequent to improved test administration and availability of examination offerings.
4. Estimated Cost to the Agency. None known at this time.
5. Duplication with other Agencies: None known at this time.
6. Federal Law. None known at this time.
7. Federal Regulation. None known at this time.
8. New Fee Established. A fee for this examination was previously established under NAC 645.801 and was improperly deleted in regulations which became effective on December 17, 2002 (LCB # R111-01). The fee is being increased by \$25.00 in order to accommodate the fact that it will be administered by a contracted testing facility, which will provide exam candidates with a much more convenient and flexible method of taking such exam.

Comments and Written Submissions

Persons wishing to comment on the proposed action of the Division may appear at the scheduled public hearings or may address their comments, data, views or arguments, in written form to:

**Nevada Real Estate Division
Bradley Building
2501 E. Sahara Avenue, Room 102
Las Vegas, NV 89104-4137
Attn: Tami DeVries, Legal Administrative Officer**

Written submissions must be received by the Division by **SEPTEMBER 6, 2002**. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Division may proceed immediately to act upon any written submissions.

Copies of Proposed Regulation

A copy of this notice and the proposed regulation 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 notice and the proposed regulation will be available at the following Division offices:

Nevada Real Estate Division
788 Fairview Drive, Suite 200
Carson City, NV 89701

Nevada Real Estate Division
Bradley Building
2501 East Sahara, Suite 100
Las Vegas, NV 89104-4137

and in all counties in which an office of the Division is not maintained, at the main public library, for inspection and copying by members of the public during business hours. The text of each regulation will include the entire text of any section of the Nevada Administrative Code, which is proposed for amendment or repeal. This notice and the text of the proposed regulation are also available in the **State of Nevada Register of Administrative Regulations** which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will 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.

Posting

This notice of hearing has been posted at the following locations:

Nevada Real Estate Division
788 Fairview Drive
Carson City, NV 89701

Nevada Real Estate Division
Bradley Building
2501 East Sahara, Suite 202
Las Vegas, NV 89104-4137

Elko Conference Center
700 Moren Way (Silver Room)
Elko, Nevada

State Library
100 Stewart Street
Carson City, Nevada

Churchill County Library
553 South Maine Street
Fallon, Nevada 89406

Douglas County Library
1625 Library Lane
Minden, Nevada 89423

Elko County Library
720 Court Street
Elko, Nevada 89801

Goldfield Public Library
Fourth & Crook Street
Goldfield, Nevada 89013

Eureka Branch Library
10190 Monroe Street
Eureka, Nevada 89316

Humboldt County Library
85 East 5th Street
Winnemucca, Nevada 89445

Lincoln County Library
93 Main Street
Pioche, Nevada 89043

Storey County Library
95 South R Street
Virginia City, Nevada 89440

Lyon County Library
20 Nevin Way
Yerington, Nevada 89447

Tonopah Public Library
171 Central Street
Tonopah, Nevada 89049

Washoe County Library
301 South Center Street
Reno, Nevada 89505

Battle Mountain Library
625 Broad Street
Battle Mountain, Nevada 89820

Mineral County Library
First & A Street
Hawthorne, Nevada 89415

Pershing County Library
1125 Central Avenue
Lovelock, Nevada 89419

White Pine County Library
950 Campton Street
Ely, Nevada 89301

**NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON
PROPOSED TEMPORARY REGULATIONS**

The Nevada Real Estate Division of the Department of Business & Industry of the State of Nevada is proposing the Adoption and/or Amendment of TEMPORARY regulations pertaining to **Chapters 645 of the Nevada Administrative Code**. A workshop has been set for the following dates, times and locations:

FRIDAY, SEPTEMBER 6, 2002

9:00 a.m.

**Bradley Building
2501 E. Sahara Ave., 2nd Floor Conference Room
Las Vegas, NV 89104**

to be video linked with

**Department of Business & Industry
Hearing Room
788 Fairview Drive
Carson City, NV 89701**

The purpose of the workshop is to receive comments from all interested persons regarding the adoption of regulations that pertain to **Chapter 645 of the Nevada Administrative Code**. The following general topics may be addressed in the proposed regulations:

Adoption of examination fee to obtain property management permit.

A copy of all materials relating to the proposed regulations may be obtained at the **workshop**, or by contacting the Real Estate Division at:

2501 E. Sahara Avenue, Room 102
Las Vegas, NV 89104-4137
(702) 486-4033, ext. 222
TAMI DEVRIES

or

788 Fairview Dr., Suite 200
Carson City, NV 89701
(775) 687-4280

**PROPOSED TEMPORARY REGULATION OF THE
REAL ESTATE DIVISION OF THE DEPARTMENT
OF BUSINESS AND INDUSTRY**

Explanation-Matter *bold/italics* is new, matter in ~~[brackets/strikethrough]~~ is material to be omitted.

Authority: NRS 645.190 and NRS 645.6052

Section 1. Chapter 645 of NAC is hereby amended by adding thereto section(s) 2, of these proposed regulations:

Section 2. NAC 645 is hereby amended to read as follows:

NAC 645.801 Examination on principles of property management: Fee

The fee for an examination to obtain a property management permit shall be \$75.00.