



NEVADA STATE CONTRACTORS BOARD

5390 KIETZKE LANE, SUITE 102, RENO, NEVADA, 89511 (775) 688-1141 FAX (775) 688-1271, INVESTIGATIONS (775) 688-1150
2310 CORPORATE CIRCLE, SUITE 200, HENDERSON, NEVADA, 89074 (702) 486-1100 FAX (702) 486-1190, INVESTIGATIONS (702) 486-1110
www.nscb.nv.gov

INFORMATIONAL STATEMENT OF ADOPTED REGULATION AS REQUIRED BY ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066 LCB FILE NO. R023-19

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 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.

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.

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 and on the Nevada Public Notice Website and the Nevada Register. Additionally the notice of workshop and hearing, and the proposed regulation were mailed to approximately 469 individuals and organizations on the agency's mailing list to receive notice of regulation hearings.

Pursuant to NRS 233B.0608(2)(a), the Nevada State Contractors Board requested input from its licensees, interested parties, and the public. A Small Business Impact Questionnaire was provided along with a copy of the proposed regulation change to approximately 9,400 licensees and interested persons via the agency's newsletter and the Nevada Contractors Board's web site. The response period for the Questionnaire was from December 11, 2018 until January 14, 2019. No responses were received for this survey.

Additionally, a public workshop and hearing were held on February 13, 2019 and February 22, 2019, respectively to solicit comments on the temporary proposed regulation (T002-19). No public comment was received at the workshop or hearing and no written comments were received by the agency.

Public comment was also solicited at the workshop held on September 9, 2019 and at the hearing held on September 16, 2019. The public workshop and hearing took place at the office of the Board, 2310 Corporate Circle, Suite 200, Henderson, Nevada 89074 with simultaneous videoconferencing with the Board's office, 5390 Kietzke Lane, Suite 102, Reno, Nevada 89511. No public comments were received.

3. The number of persons who:

- a. **Attended each hearing:** 1
- b. **Testified at each hearing:** None
- c. **Submitted to the agency written statements:** None

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 and on the Nevada Public Notice Website and the Nevada Register. Additionally the notice of workshop and hearing, and the proposed regulation were mailed to approximately 469 individuals and organizations on the agency's mailing list to receive notice of regulation hearings. No written or verbal comments were received.

Pursuant to NRS 233B.0608(2)(a), the Nevada State Contractors Board requested input from its licensees, interested parties, and the public. A Small Business Impact Questionnaire was provided along with a copy of the proposed regulation change to approximately 9,400 licensees and interested persons via the agency's newsletter and the Nevada Contractors Board's web site. The response period for the Questionnaire was from December 11, 2018 until January 14, 2019. No responses were received for this survey.

Additionally, a public workshop and hearing were held on February 13, 2019 and February 22, 2019, respectively to solicit comments on the temporary proposed regulation (T002-19). No public comment was received at the workshop or hearing and no written comments were received by the agency.

Public comment was also solicited at the workshop held on September 9, 2019 and at the hearing held on September 16, 2019. The public workshop and hearing took place at the office of the Board, 2310 Corporate Circle, Suite 200, Henderson, Nevada 89074 with simultaneous videoconferencing with the Board's office, 5390 Kietzke Lane, Suite 102, Reno, Nevada 89511. No public comments were received.

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 and no written comments were received by the agency.

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.

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.

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

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 implementing 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.

The proposed regulation does not overlap or duplicate any regulation.

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.