



NEVADA STATE CONTRACTORS BOARD

5390 KIETZKE LANE, SUITE 102, RENO, NEVADA, 89511 (775) 688-1141 FAX (775) 688-1271, INVESTIGATIONS (775) 688-1150
8400 WEST SUNSET ROAD, SUITE 150, LAS VEGAS, NEVADA, 89113 (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. R048-23

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 Nevada State Contractors Board proposes amendments to the Administrative Code to amend the financial statement requirements when a licensee or applicant for a contractor's license is required to submit a financial statement to the Board. This proposed amendment will reduce barriers for licensure by allowing smaller construction companies to apply for a contractor's license without the need for a more complex and expensive type of CPA prepared financial statement. Additionally, the increase in material costs as well as increased labor costs have made it difficult for smaller construction companies to become licensed as well as to compete with larger construction companies.

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.

a) A description of how public comment was solicited:

The notice of workshop and notice of hearing to solicit comments on the proposed regulation was posted on the agency's website and on the Nevada Public Notice Website, State Library and Archives, both offices of the Nevada State Contractors Board. Additionally, the notice of workshop and hearing, and the proposed regulation were e-mailed electronically to approximately 511 individuals and organizations who have expressed interest in being kept informed of the Board's meetings. Public comment was solicited in the Notice of Workshop and Hearing which included the proposed regulation and small business impact statement.

Public comment was also solicited at the workshop held on February 1, 2024 and at the hearing held on February 15, 2024. The public workshop and hearing took place at the office of the Board, 8400 West Sunset Road, Suite 150, Las Vegas, Nevada 89113 with simultaneous videoconferencing with the Board's office, 5390 Kietzke Lane, Suite 102, Reno, Nevada 89511.

Written comment from Mr. J. Chase Whittemore, Esq. representing Nevada Builders Alliance was received and considered.

b) A summary of the responses from the public:

No responses were received from the general public.

c) An explanation of how other interested persons may obtain a copy of the summary:

Not applicable

3. The number of persons who:

Attended each hearing: 0

Testified at each hearing: 0

Submitted to the agency written statements: 1

4. Names & Addresses of persons either submitting written statements or testimony:

J. Chase Whittemore, Esq.
Argentum Law (on behalf of Nevada Builders Alliance)
6121 Lakeside Dr., #208, Reno, NV 89511

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.

a) A description of how public comment was solicited:

Comments were solicited from affected businesses in the same manner as they were solicited from the public. Please see the description provided above in response to #2(a).

b) A summary of the responses from the affected businesses:

One written comment was received on February 12, 2024 proposing different financial statement requirements based on monetary limit thresholds.

c) An explanation of how other interested persons may obtain a copy of the summary:

A copy of the written public comment may be obtained by contacting Diana Wallace, Administrative Assistant, at (775) 850-7862 or diwallace@nscb.state.nv.us.

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 it aligns with the Governor's goal of reducing barriers to licensure.

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

a. Both adverse and beneficial effects;

The regulation is not expected to have any adverse effects. The beneficial effects are that this regulation will allow construction companies to become licensed with less burden and expense.

b. Both immediate and long-term effects.

The immediate and long-term effects of this regulation will provide opportunity for smaller construction companies to obtain higher monetary license limits without the need for complex costly CPA prepared financial statement. This will also allow smaller construction companies to compete more fairly while staying within the confines of the law.

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

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

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 establish a new fee or increase an existing fee.