

**ADOPTED REGULATION OF THE  
STATE CONTRACTORS' BOARD**

**LCB File No. R061-01**

Effective November 20, 2001

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

AUTHORITY: §§1-9, NRS 624.100 and 624.112.

**Section 1.** Chapter 624 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this regulation.

**Sec. 2.** *As used in sections 2 to 8, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 and 4 of this regulation have the meanings ascribed to them in those sections.*

**Sec. 3.** *“Compliance investigator” means a person employed by the board in the compliance investigations unit who is authorized to perform duties pursuant to NRS 624.112.*

**Sec. 4.** *“Criminal investigator” means a person employed by the board in the special investigations unit who is authorized to perform duties pursuant to NRS 624.112 and subsection 2 of NRS 624.115.*

**Sec. 5.** *Each person who is employed by the board as a compliance investigator must have:*

*1. A valid certificate in construction skills issued by the International Conference of Building Officials or a nationally recognized organization that adopts building codes which have been adopted by the State of Nevada or a local government in this state; and*

*2. One of the following:*

*(a) A high school diploma and have at least 4 years of experience in the construction industry as a contractor, journeyman, foreman or supervising employee, or the equivalent thereof, as determined by the board;*

*(b) A bachelor's degree from an accredited college or university with a major in pre-engineering, construction inspection or construction technology, or a related area of study as determined by the board, and have at least 3 years of experience in the construction industry as a contractor, journeyman, foreman or supervising employee, or the equivalent thereof, as determined by the board; or*

*(c) Any sufficient combination of education and experience as determined by the board.*

**Sec. 6.** *Each person who is employed by the board as a criminal investigator must:*

*1. Hold valid certification as a peace officer by the peace officers' standards and training commission pursuant to chapter 289 of NRS; and*

*2. Have one of the following:*

*(a) A high school diploma and have at least 5 years of experience in law enforcement or criminal investigations, or equivalent experience, as determined by the board;*

*(b) A bachelor's degree from an accredited college or university with a major in criminal justice, law enforcement, or a related area of study as determined by the board, and have at least 4 years of experience in law enforcement or criminal investigations, or equivalent experience, as determined by the board; or*

*(c) Any sufficient combination of education and experience as determined by the board.*

**Sec. 7.** *In addition to the qualifications set forth in sections 5 and 6 of this regulation, each compliance investigator and each criminal investigator who is employed by the board must:*

- 1. Be at least 21 years of age;*
- 2. Be a citizen of the United States or lawfully entitled to remain and work in the United States;*
- 3. Possess a Nevada driver's license and be insurable as a driver under a motor vehicle liability policy obtained by the board;*
- 4. Demonstrate knowledge of the provisions of this chapter, chapter 624 of NRS and the building codes adopted for use in this state;*
- 5. Be of good moral character;*
- 6. Not have been convicted of or pleaded nolo contendere to a felony or a crime involving moral turpitude or the illegal use or possession of a dangerous weapon or drug;*
- 7. Not have a license issued by the board on active status;*
- 8. Pass the Construction Management Survey Examination not later than 1 year after he begins employment with the board;*
- 9. Complete annually at least 16 hours of training relating to law enforcement or construction;*
- 10. Comply with the code of ethical standards as prescribed in NRS 281.481; and*
- 11. Submit to the board a complete set of his fingerprints and written permission authorizing the board to forward those fingerprints to the central repository for Nevada records of criminal history for submission to the Federal Bureau of Investigation for its report.*

**Sec. 8. 1.** *An investigator who is employed by the board shall not engage in any unprofessional conduct.*

- 2. For the purposes of this section, unprofessional conduct includes, without limitation:*

- (a) The failure to investigate or issue a notice to correct a violation that, if not corrected, would constitute a hazard to the public health or safety;*
- (b) The failure to investigate properly an alleged violation of the provisions of chapter 624 of NRS;*
- (c) The failure to report a conflict of interest when conducting an investigation;*
- (d) The personal use of information obtained during an investigation or knowingly disclosing such information to a person who is not authorized to receive the information;*
- (e) The misrepresentation of a material fact related to the performance of his duties as an investigator; and*
- (f) The commission of any negligent or unlawful act in the performance of his duties as an investigator.*

**Sec. 9.** 1. The provisions of subsection 1 of section 6 of this regulation notwithstanding, each employee of the State Contractors' Board who holds the position of a criminal investigator on November 1, 2001, must obtain valid certification as a peace officer by the peace officers' standards and training commission pursuant to chapter 289 of NRS not later than December 31, 2001.

2. The provisions of subsection 8 of section 7 of this regulation notwithstanding, each employee of the State Contractors' Board who holds the position of a compliance investigator or a criminal investigator on November 1, 2001, must pass the Construction Management Survey Examination not later than December 31, 2001.