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Guy M. Wells

STATE CONTRACTORS BOARD

MINUTES OF THE REGULATION/CLASSIFICATION SUBCOMMITTEE MEETING HELD JUNE 9, 2011 VIA VIDEO-CONFERENCE BETWEEN THE BOARD'S OFFICES

The meeting of the Regulation/Classification subcommittee of the Nevada State Contractors Board was called to order at 8:30 a.m. on Thursday, June 9, 2011 by Chairman Guy M. Wells.

COMMITTEE MEMBERS PRESENT:

Chairman Guy M. Wells
Nathaniel "Nat" Hodgson

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator

LEGAL COUNSEL PRESENT:

Louis Ling, Esq.

It was noted for the record that the meeting agenda had been posted in compliance with requirements of the Open Meeting Law on June 3, 2011 at the following locations: Las Vegas City Hall, Sawyer State Building, Clark County Library and Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board and on the Board's Internet Website.

Mr. Wells indicated the purpose of the meeting is the review the Board's regulations under Nevada Administrative Code (NAC) Chapter 624.

The meeting was then turned over to Mr. Ling, Legal Counsel. Mr. Ling indicated that Governor Sandoval had signed Executive Order 2011-1 that requires each Licensing Board to review its regulations and provide a report to the Governor by 12/31/2011. Mr. Ling indicated the report must contain an assessment of the regulations, their impact on Nevada citizens and businesses, the costs associated with the regulations and the necessity of the regulations.

The Committee then addressed each section of NAC 624.

Mr. Hodgson expressed his concerns with NAC 624.015 relating to owner-builders and the issue of life-safety (electrical, plumbing, HVAC and fire protection) systems being installed by non-licensed individuals. After discussion, it was determined that Mr. Ling would research the matter and present recommendations to the board concerning life safety issues as they relate to the owner-builder exemption and licensees holding an "E" license classification.

The committee suggested the following sections of NAC be repealed: 624.040; 624.050; 624.060; 624.100; 624.120(2); 624.138; 624.605; 624.620. Further, it was determined that the reference to photocopy charge in 624.130 be eliminated. It was recommended that 624.600 be amended to provide that an applicant be required to take the required examination within three (3) months and pass the exam within six (6) months; that NAC 624.630(a) be amended to change the late fee to one-quarter of the renewal fee; that NAC 624.635(3) be changed from five years to six years; that NAC 624.640(1) be amended to delete the second line of subsection 1 that states "This subsection applies to contracts

entered into on or after April 22, 1994." NAC 624.670 will require modification to comply with the provisions of AB 32 concerning single limit raises.

The committee requested Mr. Ling review the provisions concerning Certificates of Eligibility; lien disclosures and swimming pools and spas to ensure compatibility with current statutory requirements.

The committee discussed the current use of hearing officers and whether additional regulations may be needed for extraordinary situations and application denial hearings.

It was also suggested that certain portions of NAC 622A concerning types of motions that are allowed in cases should be adopted into the Board's practices.

The Committee recommended that NAC 624.795(2) be amended by changing the word "will" to "may".

In addition, it was suggested that the Chairman of the Commission on Construction Education be contacted to ascertain if any regulation changes should be considered for sections 624.810-624.840, including the possible addition of a limit to the number of times an applicant may apply for a grant from the fund.

It was concluded that the sections of NAC 624 that concern license classifications would be reviewed on an on-going basis and not considered within this general review of the regulations.

Mr. Ling and Ms. Grein will draft a response as required by the Governor's Executive Order and submit the response to the Board for its consideration.

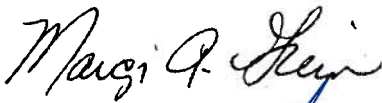
There were no members of the public present in either location to offer comment.

The meeting was adjourned at 10:40 a.m.

Respectfully submitted,

Jeanne Reynolds
Recording Secretary

Approved:



Margi A. Grein, Executive Officer



Guy M. Wells, Chairman, Regulation/Classification Subcommittee