

ASSEMBLY BILL NO. 467—ASSEMBLYMEN BEERS, HETTRICK, TIFFANY,  
CEGAVSKE, ANGLE, BERMAN, BROWER, BROWN, CARPENTER,  
GIBBONS, GUSTAVSON, HUMKE, MARVEL, NOLAN AND  
VON TOBEL

MARCH 19, 2001

JOINT SPONSORS: SENATORS RAWSON, JAMES, AMODEI, JACOBSEN,  
MCGINNESS, O'DONNELL AND WASHINGTON

Referred to Committee on Commerce and Labor

SUMMARY—Deregulates practice of interior design. (BDR 54-1016)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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

AN ACT relating to interior design; deregulating the practice of interior design; revising the name of the state board of architecture, interior design and residential design; requiring city and county building codes to include provisions governing the fire safety of interior materials and furnishings; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1     **Section 1.** NRS 623.019 is hereby amended to read as follows:  
2     623.019 “Board” means the state board of architecture ~~+, interior~~  
3     ~~design~~ and residential design.  
4     **Sec. 2.** NRS 623.021 is hereby amended to read as follows:  
5     623.021 “Certificate of registration” means the certificate of  
6     registration issued by the board to:  
7         1. An architect; *or*  
8         2. ~~+, A registered interior designer; or~~  
9     ~~3.+,~~ A residential designer.  
10    **Sec. 3.** NRS 623.050 is hereby amended to read as follows:  
11    623.050 1. The state board of architecture ~~+, interior design~~ and  
12    residential design, consisting of ~~nine~~ *seven* members appointed by the  
13    governor, is hereby created.  
14    2. The governor shall appoint:



1 (a) Five members who are registered architects and have been in the  
2 active practice of architecture in the State of Nevada for not less than 3  
3 years preceding their appointment.

4 (b) One member who is a registered residential designer.

5 (c) ~~{Two members who are registered interior designers and who are not~~  
6 ~~registered architects or residential designers.~~

7 ~~-(d)-~~ One member who is a representative of the general public.

8 3. Members of the board must have been residents of this state for not  
9 less than 2 years preceding their appointment.

10 4. The governor may, upon bona fide complaint, and for good cause  
11 shown, after 10 days' notice to any member against whom charges may be  
12 filed, and after opportunity for hearing, remove the member for  
13 inefficiency, neglect of duty or malfeasance in office.

14 5. The member who is a residential designer shall not participate in the  
15 investigation or acceptance of his application or in the grading or  
16 certification of his examination.

17 ~~{6. The members who are registered interior designers shall not~~  
18 ~~participate in the investigation or acceptance of their applications or in the~~  
19 ~~grading or certification of their examinations.}~~

20 **Sec. 4.** NRS 623.140 is hereby amended to read as follows:

21 623.140 1. In November of each year, the board shall meet to  
22 organize and elect officers as provided in this chapter.

23 2. The board shall:

24 (a) Adopt regulations governing the examination of applicants for  
25 certificates to practice architecture ~~{interior design}~~ or residential design  
26 in this state.

27 (b) Adopt such other regulations as may be necessary and proper, not  
28 inconsistent with this chapter.

29 **Sec. 5.** NRS 623.145 is hereby amended to read as follows:

30 623.145 1. Subject to the limitations imposed by subsections 2 ~~{3~~  
31 ~~and 4.}~~ **and 3,** the board shall adopt codes of ethics consistent with the  
32 constitution and laws of this state **that are** binding upon persons registered  
33 pursuant to the provisions of this chapter. ~~{Such}~~ **The** codes of ethics must  
34 have as their only purpose the maintenance of a high standard of integrity,  
35 dignity and professional responsibility by members of the profession.

36 2. The board shall prepare the code of ethics for architects. Before the  
37 adoption of the code, a copy must be sent to every registered architect in  
38 this state. Those architects may vote on each item in the proposed code.  
39 The board may adopt each item unless 25 percent or more of the registered  
40 architects in this state vote against that item.

41 3. The board shall prepare the code of ethics for residential designers.  
42 Before the adoption of the code, a copy must be sent to every registered  
43 residential designer in this state. Those residential designers may vote on  
44 each item in the proposed code. The board may adopt each item unless 25  
45 percent or more of the registered residential designers in this state vote  
46 against that item.

47 ~~{4. The board shall prepare the code of ethics for registered interior~~  
48 ~~designers. Before the adoption of the code, a copy must be sent to each~~  
49 ~~registered interior designer in this state. Those registered interior designers~~



1 ~~may vote on each item in the proposed code. The board may adopt each~~  
2 ~~item unless 25 percent or more of the registered interior designers in this~~  
3 ~~state vote against that item.~~

4 **Sec. 6.** NRS 623.180 is hereby amended to read as follows:

5 623.180 1. No person may practice:

6 (a) Architecture or use the title of architect; *or*

7 (b) Residential design or use the title of residential designer, ~~or~~

8 ~~—(c) As a registered interior designer or use the title of registered interior~~  
9 ~~designer.~~

10 in this state without having a certificate of registration issued to him  
11 pursuant to the provisions of this chapter.

12 2. Whenever the requirements for registration pursuant to the  
13 provisions of this chapter have been fully complied with and fulfilled by an  
14 applicant, the board shall issue to the successful applicant a certificate as a  
15 registered architect ~~or registered interior designer~~ or residential designer. If  
16 the certificate will be issued after the beginning of a biennium, the  
17 applicant shall pay the full fee which is prescribed.

18 3. The certificate is synonymous with registration with a serial number  
19 and seal. A person who is issued a certificate may practice architecture or  
20 residential design ~~for may practice as a registered interior designer~~ in this  
21 state, subject to the provisions of this chapter and the regulations of the  
22 board.

23 4. The unauthorized use or display of a certificate of registration is  
24 unlawful.

25 **Sec. 7.** NRS 623.183 is hereby amended to read as follows:

26 623.183 An application for the issuance of a certificate of registration  
27 to practice architecture or residential design ~~for to practice as a registered~~  
28 ~~interior designer~~ must include the social security number of the applicant.

29 **Sec. 8.** NRS 623.185 is hereby amended to read as follows:

30 623.185 1. Upon being issued a certificate of registration, each  
31 registered architect ~~or registered interior designer~~ or residential designer  
32 shall obtain a seal of the design authorized by the board, bearing the  
33 ~~architect's, registered interior designer's or residential designer's name,~~  
34 *name of the architect or residential designer*, the number of his certificate  
35 of registration, and the legend ~~["Registered Architect," "Registered Interior~~  
36 ~~Designer"] "Registered Architect" or "Residential Designer."~~

37 2. Plans, specifications, reports and other documents issued by a  
38 registered architect ~~or registered interior designer~~ or residential designer  
39 for official use must be signed, sealed and dated on the title page by the  
40 architect or designer.

41 3. It is unlawful for a person to stamp or seal any plans, specifications,  
42 reports or other documents with the seal after the certificate of registration  
43 of the architect ~~or registered interior designer~~ or residential designer ~~or~~  
44 named therein ~~or~~ has expired or has been suspended or revoked, unless the  
45 certificate has been renewed or reissued.

46 ~~[4. Any plan, drawing, specification or other document prepared by a~~  
47 ~~registered interior designer must contain a statement that the plan, study,~~  
48 ~~drawing, specification or other document was prepared by a registered~~  
49 ~~interior designer registered pursuant to the provisions of this chapter.]~~



1     **Sec. 9.** NRS 623.190 is hereby amended to read as follows:  
2     623.190 1. Any person who is at least 21 years of age and of good  
3     moral character and who meets the requirements for education and  
4     practical training established by the board by regulation may apply to the  
5     board for registration pursuant to this section as an architect.  
6     2. Each year of study, up to and including 5 years of study,  
7     satisfactorily completed in an architectural program accredited by the  
8     National Architectural Accrediting Board, any program of architecture in  
9     the State of Nevada or any architectural program approved by the state  
10    board of architecture ~~[- interior design]~~ and residential design is considered  
11    equivalent to 1 year of experience in architectural work for the purpose of  
12    registration as an architect.  
13    3. The board shall, by regulation, establish standards for examinations  
14    which must be consistent with standards employed by other states. The  
15    board may adopt the standards of the National Council of Architectural  
16    Registration Boards, and the examination and grading procedure of that  
17    organization, as they exist on the date of adoption. Examinations may  
18    include tests in such technical and professional subjects as are prescribed  
19    by the board.  
20    4. If the board adopts the examination of the National Council of  
21    Architectural Registration Boards, an applicant for registration as an  
22    architect who wishes to:  
23    (a) Take the examination must pay to the entity which administers the  
24    examination the fee charged by that entity for taking the examination and  
25    pay to the board a processing fee as provided in NRS 623.310.  
26    (b) Retake any part or parts of the examination which he previously  
27    failed must pay to the entity which administers the examination the fee  
28    charged by that entity for retaking such part or parts.  
29    5. Any person who is at least 21 years of age and of good moral  
30    character and who has a total of 5 years of credit for education or practical  
31    training, or a combination thereof which is acceptable to the board, may  
32    apply to the board for registration as a residential designer. The board shall,  
33    by regulation, establish the amount of credit allowed for education,  
34    practical training or a combination thereof.  
35    6. The board shall, by regulation, establish the standards for the  
36    examination to qualify as a residential designer, which may be required as  
37    part of the examination to be an architect. The examination must consist of  
38    at least:  
39    (a) A written examination covering:  
40       (1) Structural technology;  
41       (2) Materials and methods of construction;  
42       (3) Systems for environmental control; and  
43       (4) Graphic design; and  
44    (b) An oral interview of the applicant by the board upon the successful  
45    completion of the written portion of the examination.  
46    7. Any application to the board may be denied for any violation of this  
47    chapter.



1     **Sec. 10.** NRS 623.200 is hereby amended to read as follows:

2     623.200 1. Upon complying with the requirements set forth in NRS  
3     623.190 and 623.225, and before receiving a certificate or being registered  
4     as an architect, the applicant must pass an examination adopted or  
5     otherwise prescribed by the board, unless the applicant has applied for the  
6     certificate and registration without examination as provided in this chapter.

7     2. Upon complying with the applicable requirements of this chapter  
8     and passing the examination, an applicant is entitled to be registered as a  
9     residential designer and receive a certificate of registration. A person may  
10    not be simultaneously registered as an architect and a residential designer.

11    3. ~~Upon complying with the requirements set forth in NRS 623.192~~  
12    ~~and 623.225, and before receiving a certificate or being registered as a~~  
13    ~~registered interior designer, the applicant must pass an examination in such~~  
14    ~~technical and professional courses as may be established by the board.~~

15    ~~—4.†~~ The board shall give or provide for examinations at least once each  
16    year, unless no applications for examinations are pending with the board.

17    **Sec. 11.** NRS 623.220 is hereby amended to read as follows:

18    623.220 1. The board shall issue a certificate of registration as an  
19    architect or a residential designer, upon payment of a registration fee  
20    pursuant to NRS 623.310, to any applicant who complies with the  
21    provisions of NRS 623.190 and 623.225 and passes the examinations, or in  
22    lieu thereof brings himself within the provisions of NRS 623.210.

23    2. ~~{The board shall issue a certificate of registration to practice as a~~  
24    ~~registered interior designer upon payment of a registration fee pursuant to~~  
25    ~~NRS 623.310 to any applicant who complies with the provisions of NRS~~  
26    ~~623.192, 623.200 and 623.225.~~

27    ~~—3.†~~ Certificates of registration must include the full name of the  
28    registrant, have a serial number , and be signed by the chairman and the  
29    secretary of the board under seal of the board. The issuance of a certificate  
30    of registration by the board is evidence that the person named therein is  
31    entitled to all the rights and privileges of an architect ~~†, registered interior~~  
32    ~~designer†~~ or residential designer while the certificate remains unsuspended,  
33    unrevoked and unexpired.

34    **Sec. 12.** NRS 623.225 is hereby amended to read as follows:

35    623.225 1. An applicant for the issuance or renewal of a certificate  
36    of registration to practice architecture or residential design ~~†or to practice~~  
37    ~~as a registered interior designer†~~ shall submit to the board the statement  
38    prescribed by the welfare division of the department of human resources  
39    pursuant to NRS 425.520. The statement must be completed and signed by  
40    the applicant.

41    2. The board shall include the statement required pursuant to  
42    subsection 1 in:

43    (a) The application or any other forms that must be submitted for the  
44    issuance or renewal of the certificate of registration; or

45    (b) A separate form prescribed by the board.

46    3. A certificate of registration may not be issued or renewed by the  
47    board if the applicant:

48    (a) Fails to submit the statement required pursuant to subsection 1; or



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1 (b) Indicates on the statement submitted pursuant to subsection 1 that he  
2 is subject to a court order for the support of a child and is not in  
3 compliance with the order or a plan approved by the district attorney or  
4 other public agency enforcing the order for the repayment of the amount  
5 owed pursuant to the order.

6 4. If an applicant indicates on the statement submitted pursuant to  
7 subsection 1 that he is subject to a court order for the support of a child and  
8 is not in compliance with the order or a plan approved by the district  
9 attorney or other public agency enforcing the order for the repayment of  
10 the amount owed pursuant to the order, the board shall advise the applicant  
11 to contact the district attorney or other public agency enforcing the order to  
12 determine the actions that the applicant may take to satisfy the arrearage.

13 **Sec. 13.** NRS 623.230 is hereby amended to read as follows:

14 623.230 The secretary of the board shall keep an official register of all  
15 certificates of registration to practice ~~or~~

16 ~~1. Architecture~~ **architecture** or residential design ~~or~~

17 ~~2. As a registered interior designer,~~ issued and renewed pursuant to  
18 the provisions of this chapter. The register must be properly indexed and  
19 open for public inspection and information.

20 **Sec. 14.** NRS 623.250 is hereby amended to read as follows:

21 623.250 1. Each architect ~~or registered interior designer~~ or  
22 residential designer who holds a certificate of registration pursuant to the  
23 provisions of this chapter shall, before or during the month of December of  
24 each year preceding a biennium during which he desires to continue ~~or~~

25 ~~(a) The~~ **the** practice of architecture or residential design, ~~or~~

26 ~~(b) To practice as a registered interior designer,~~ submit a renewal fee  
27 pursuant to the provisions of this chapter, proof of compliance with all ~~of~~  
28 the requirements established by the board for continuing education for the  
29 renewal of the certificate and the statement required pursuant to NRS  
30 623.225.

31 2. Upon receipt of the renewal fee, proof satisfactory to the board of  
32 compliance with all ~~of~~ the requirements established by the board for  
33 continuing education and the statement, the secretary of the board shall  
34 execute and issue a certificate renewal card to the applicant, certifying that  
35 his certificate of registration is renewed for the term of a biennium. The  
36 certificate renewal card must bear a serial number and the signature or a  
37 facsimile thereof of the secretary of the board or the executive director and  
38 must bear the seal of the board.

39 3. The renewal must be recorded, together with its serial number, by  
40 the secretary of the board in the official register of the board pursuant to  
41 NRS 623.230.

42 **Sec. 15.** NRS 623.255 is hereby amended to read as follows:

43 623.255 The board may, by regulation, require each architect ~~or~~  
44 ~~registered interior designer~~ or residential designer who holds a certificate  
45 of registration pursuant to the provisions of this chapter to complete not  
46 more than 12 hours per year of continuing education as a condition to the  
47 renewal of his certificate.



1     **Sec. 16.** NRS 623.270 is hereby amended to read as follows:  
2     623.270 1. The board may place the holder of any certificate of  
3 registration issued pursuant to this chapter on probation, reprimand him,  
4 fine him not more than \$10,000, suspend or revoke his license, impose the  
5 costs of investigation and prosecution upon him or take any combination of  
6 these disciplinary actions, if proof satisfactory to the board is presented  
7 that:  
8     (a) The certificate was obtained by fraud or concealment of a material  
9 fact.  
10    (b) The holder of the certificate has been found guilty by the board or  
11 by a court of justice of any fraud, deceit or concealment of a material fact  
12 in his professional practice, or has been convicted by a court of justice of a  
13 crime involving moral turpitude.  
14    (c) The holder of the certificate has been found guilty by the board of  
15 incompetency, negligence or gross negligence in ~~the~~  
16 ~~(1) The~~ *the* practice of architecture or residential design. ~~the~~  
17 ~~(2) His practice as a registered interior designer.~~  
18    (d) The holder of a certificate has affixed his signature or seal to plans,  
19 drawings, specifications or other instruments of service which have not  
20 been prepared by him or in his office, or under his direct supervision, or  
21 has permitted the use of his name to assist any person who is not a  
22 registered architect ~~the registered interior designer~~ or residential designer to  
23 evade any provision of this chapter.  
24    (e) The holder of a certificate has aided or abetted any unauthorized  
25 person to practice ~~the~~  
26 ~~(1) Architecture~~ *architecture* or residential design. ~~the~~  
27 ~~(2) As a registered interior designer.~~  
28    (f) The holder of the certificate has violated any law, regulation or code  
29 of ethics pertaining to ~~the~~  
30 ~~(1) The~~ *the* practice of architecture or residential design. ~~the~~  
31 ~~(2) Practice as a registered interior designer.~~  
32    (g) The holder of a certificate has failed to comply with an order issued  
33 by the board or has failed to cooperate with an investigation conducted by  
34 the board.  
35 If discipline is imposed pursuant to this section, the costs of the  
36 proceeding, including investigative costs and attorney's fees, may be  
37 recovered by the board.  
38    2. The conditions for probation imposed pursuant to subsection 1 may  
39 include, but are not limited to:  
40    (a) Restriction on the scope of professional practice.  
41    (b) Peer review.  
42    (c) Required education or counseling.  
43    (d) Payment of restitution to all parties who suffered harm or loss.  
44    (e) Payment of all costs of the administrative investigation and  
45 prosecution.  
46    3. As used in this section:  
47    (a) "Gross negligence" means conduct which demonstrates a reckless  
48 disregard of the consequences affecting the life or property of another  
49 person.





1 (b) "Incompetency" means conduct which, in ~~the~~  
2 ~~(1) The~~ *the* practice of architecture or residential design, ~~the or~~  
3 ~~(2) Practice as a registered interior designer,~~ demonstrates a  
4 significant lack of ability, knowledge or fitness to discharge a professional  
5 obligation.

6 (c) "Negligence" means a deviation from the normal standard of  
7 professional care exercised generally by other members in ~~the~~

8 ~~(1) The~~ *the* profession of architecture or residential design. ~~the or~~

9 ~~(2) Practice as a registered interior designer.~~

10 **Sec. 17.** NRS 623.280 is hereby amended to read as follows:

11 623.280 Proceedings for the revocation of a certificate of registration  
12 to practice ~~the~~

13 ~~1. Architecture~~ *architecture* or residential design ~~the or~~

14 ~~2. As a registered interior designer,~~ must be preceded by a 30-day  
15 written notice of the charges filed with the board. The board shall file a  
16 written report of its findings in the record of its proceedings and a copy of  
17 the report must be sent to the accused.

18 **Sec. 18.** NRS 623.285 is hereby amended to read as follows:

19 623.285 1. If the board receives a copy of a court order issued  
20 pursuant to NRS 425.540 that provides for the suspension of all  
21 professional, occupational and recreational licenses, certificates and  
22 permits issued to a person who is the holder of a certificate of registration  
23 to practice architecture or residential design, ~~for to practice as a registered~~  
24 ~~interior designer,~~ the board shall deem the certificate of registration issued  
25 to that person to be suspended at the end of the 30th day after the date on  
26 which the court order was issued unless the board receives a letter issued to  
27 the holder of the certificate of registration by the district attorney or other  
28 public agency pursuant to NRS 425.550 stating that the holder of the  
29 certificate of registration has complied with the subpoena or warrant or has  
30 satisfied the arrearage pursuant to NRS 425.560.

31 2. The board shall reinstate a certificate of registration to practice  
32 architecture or residential design ~~for to practice as a registered interior~~  
33 ~~designer,~~ that has been suspended by a district court pursuant to NRS  
34 425.540 if the board receives a letter issued by the district attorney or other  
35 public agency pursuant to NRS 425.550 to the person whose certificate of  
36 registration was suspended stating that the person whose certificate of  
37 registration was suspended has complied with the subpoena or warrant or  
38 has satisfied the arrearage pursuant to NRS 425.560.

39 **Sec. 19.** NRS 623.290 is hereby amended to read as follows:

40 623.290 If the guilt of the accused is established in the opinion of the  
41 majority of the board, the secretary shall make proper entry in the record of  
42 its proceedings, stating the findings of the board and the penalty, if any. If  
43 the registration of an architect ~~the registered interior designer,~~ or residential  
44 designer is suspended or revoked, or he is given a written reprimand,  
45 notation of the penalty must be entered in the register of architects ~~the~~  
46 ~~register of registered interior designers,~~ or register of residential designers  
47 and in his personnel file. Notification of the suspension, revocation or  
48 written reprimand must be sent to the National Council of Architectural  
49 Registration Boards. ~~for the National Council for Interior Design~~





1 ~~Qualification, as appropriate.~~ The secretary shall give notice in writing of  
2 the decision and penalty to the holder of the certificate.

3 **Sec. 20.** NRS 623.330 is hereby amended to read as follows:

4 623.330 1. The following persons are exempt from the provisions of  
5 this chapter:

6 (a) A person engaging in architectural work as an employee of a  
7 registered architect or residential designer, if the work does not include  
8 responsible charge of design or supervision, or a consultant retained by a  
9 registered architect or residential designer.

10 (b) A person hired by the Federal Government to practice architecture  
11 on federal land.

12 (c) A professional engineer licensed pursuant to the provisions of  
13 chapter 625 of NRS who designs buildings as permitted by chapter 625 of  
14 NRS.

15 (d) A contractor licensed pursuant to the provisions of chapter 624 of  
16 NRS who provides his own drawings for his own construction activities.

17 (e) Any person who prepares plans, drawings or specifications for:

18 (1) Buildings for his own private residential use;

19 (2) Farm or ranch buildings used as such; or

20 (3) Buildings owned by that person or his employer when an  
21 architect, ~~or a registered interior designer,~~ a residential designer or a  
22 licensed professional engineer is also engaged by that person or his  
23 employer for work on the same building.

24 ~~[(f) A person engaging in work related to interior design as an employee  
25 of a registered interior designer, if the work does not include responsible  
26 charge of interior design or supervision, or a consultant retained by a  
27 registered interior designer.~~

28 ~~[(g) Any person who prepares drawings of the layout of materials or  
29 furnishings used in interior design or provides assistance in the selection of  
30 materials or furnishings used in interior design, including, without  
31 limitation:~~

32 ~~— (1) Decorative accessories;~~

33 ~~— (2) Wallpaper, wallcoverings or paint;~~

34 ~~— (3) Linoleum, tile, carpeting or floor coverings;~~

35 ~~— (4) Draperies, blinds or window coverings;~~

36 ~~— (5) Lighting fixtures which are not part of a structure;~~

37 ~~— (6) Plumbing fixtures which are not a part of a structure; and~~

38 ~~— (7) Furniture or equipment;~~

39 ~~if the preparation or implementation of those drawings or the installation of  
40 those materials or furnishings is not regulated by any building code or  
41 other law, ordinance, rule or regulation governing the alteration or  
42 construction of a structure.~~

43 ~~[(h) Any person who holds a certificate of registration issued by the state  
44 fire marshal to provide approved interior materials and furnishings used in  
45 interior design to the extent authorized by the certificate.]~~

46 2. Any person exempted by the provisions of this section is not thereby  
47 absolved from any civil or criminal liability that might otherwise accrue.

48 3. The exemptions provided by this section do not entitle any person  
49 who does not hold a certificate of registration to hold himself out to the



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1 public or advertise himself as an architect ~~or registered interior designer~~ or  
2 residential designer.

3 **Sec. 21.** NRS 623.349 is hereby amended to read as follows:

4 623.349 1. Architects, ~~registered interior designers,~~ residential  
5 designers, professional engineers and landscape architects may join or form  
6 a partnership, corporation, limited-liability company or other business  
7 organization or association with registrants and licensees outside of their  
8 field of practice, or with persons who are not registered or licensed, if  
9 control and two-thirds ownership of the business organization or  
10 association is held by persons registered or licensed in this state pursuant to  
11 the applicable provisions of this chapter, chapter 623A or 625 of NRS.

12 2. If a partnership, corporation, limited-liability company or other form  
13 of business organization or association wishes to practice pursuant to the  
14 provisions of this section, it must:

15 (a) Demonstrate to the board that it is in compliance with all provisions  
16 of this section.

17 (b) Pay the fee for a certificate of registration pursuant to NRS 623.310.

18 (c) Qualify to do business in this state.

19 (d) If it is a corporation, register with the board and furnish to the board  
20 a complete list of all stockholders when it first files with the board and  
21 annually thereafter within 30 days after the annual meeting of the  
22 stockholders of the corporation, showing the number of shares held by each  
23 stockholder.

24 (e) If it is a partnership, limited-liability company or other form of  
25 business organization or association, register with the board and furnish to  
26 the board such information analogous to that required by paragraph (d) as  
27 the board may prescribe by regulation.

28 3. A partnership, corporation, limited-liability company or other form  
29 of business organization or association practicing under the provisions of  
30 this section may not perform, promote or advertise the services of a  
31 registrant or licensee unless that registrant or licensee is an owner of the  
32 business organization or association.

33 4. As used in this section, "control" means the direct or indirect  
34 possession of the power to direct or cause the direction of the management  
35 and policies of a business organization or association.

36 **Sec. 22.** NRS 623.360 is hereby amended to read as follows:

37 623.360 1. It is unlawful for any person to:

38 (a) Hold himself out to the public or to solicit business as an architect ~~or~~  
39 ~~registered interior designer~~ or residential designer in this state without  
40 having a certificate of registration or temporary certificate issued by the  
41 board. ~~[This paragraph does not prohibit a person who is exempt, pursuant~~  
42 ~~to NRS 623.330, from the provisions of this chapter from holding himself~~  
43 ~~out to the public or soliciting business as an interior designer.]~~

44 (b) Advertise or put out any sign, card or other device which indicates  
45 to the public that he is an architect ~~or registered interior designer~~ or  
46 residential designer, or that he is otherwise qualified to ~~or~~

47 ~~—(1) Engage~~ **engage** in the practice of architecture or residential  
48 design, ~~or~~



\* A B 4 6 7 \*

1 ~~— (2) Practice as a registered interior designer.~~ without having a  
2 certificate of registration issued by the board.

3 (c) Engage in the practice of architecture or residential design ~~for~~  
4 ~~practice as a registered interior designer~~ without a certificate of  
5 registration issued by the board.

6 (d) Violate any other provision of this chapter.

7 2. Any person who violates any of the provisions of subsection 1:

8 (a) For the first violation, is guilty of a misdemeanor and shall be  
9 punished by a fine of not less than \$500 nor more than \$1,000, and may be  
10 further punished by imprisonment in the county jail for not more than 6  
11 months.

12 (b) For the second or any subsequent violation, is guilty of a gross  
13 misdemeanor and shall be punished by a fine of not less than \$1,000 nor  
14 more than \$2,000, and may be further punished by imprisonment in the  
15 county jail for not more than 1 year.

16 3. If any person has engaged or is about to engage in any acts or  
17 practices which constitute or will constitute an offense against this chapter,  
18 the district court of any county, on application of the board, may issue an  
19 injunction or other appropriate order restraining such conduct. Proceedings  
20 pursuant to this subsection are governed by Rule 65 of the Nevada Rules of  
21 Civil Procedure, except that no bond or undertaking is required in any  
22 action commenced by the board.

23 **Sec. 23.** NRS 623A.250 is hereby amended to read as follows:

24 623A.250 1. A firm, partnership, corporation or association may  
25 engage in the practice of landscape architecture if:

26 (a) All work is under the supervision and direction of a certificate  
27 holder;

28 (b) The name or names of all certificate holders appear in the name of  
29 the firm, partnership, corporation or association;

30 (c) The name of the certificate holder appears on all papers or  
31 documents used in the practice of landscape architecture; and

32 (d) All instruments of service are signed by the certificate holder.

33 2. Architects, ~~registered interior designers,~~ residential designers,  
34 professional engineers and landscape architects may, in accordance with  
35 NRS 623.349, join or form a partnership, corporation, limited-liability  
36 company or other business organization or association with registrants and  
37 licensees outside of their field of practice, or with persons who are not  
38 registered or licensed.

39 **Sec. 24.** NRS 625.407 is hereby amended to read as follows:

40 625.407 1. Except as otherwise provided in this section:

41 (a) A firm, partnership, corporation or other person engaged in or  
42 offering to engage in the practice of engineering or land surveying in this  
43 state shall employ full time at least one professional engineer or  
44 professional land surveyor, respectively, at each place of business where  
45 the work is or will be performed; and

46 (b) All engineering or land-surveying work done at a place of business  
47 must be performed under a professional engineer or professional land  
48 surveyor, respectively, who has been placed in responsible charge of the  
49 work and who is employed full time at that particular place of business.



\* A B 4 6 7 \*

1 2. If the only professional engineer or professional land surveyor  
2 employed full time at a place of business where engineering or land-  
3 surveying work is performed ceases to be employed at that place of  
4 business, during the 30 days next following his departure:

5 (a) The place of business is not required to employ full time a  
6 professional engineer or professional land surveyor; and

7 (b) The professional engineer or professional land surveyor placed in  
8 responsible charge of engineering or land-surveying work performed at the  
9 place of business is not required to be employed full time at that place of  
10 business.

11 3. Except as otherwise provided in subsection 5:

12 (a) A firm, partnership, corporation or other person who performs or  
13 offers to perform engineering services in a certain discipline at a particular  
14 place of business in this state shall employ full time at that place of  
15 business a professional engineer licensed in that discipline.

16 (b) Each person who holds himself out as practicing a certain discipline  
17 of engineering must be licensed in that discipline or employ full time a  
18 professional engineer licensed in that discipline.

19 4. Architects, ~~registered interior designers,~~ residential designers,  
20 professional engineers and landscape architects may, in accordance with  
21 the provisions of NRS 623.349, join or form a partnership, corporation,  
22 limited-liability company or other business organization or association with  
23 registrants and licensees outside of their field of practice, or with persons  
24 who are not registered or licensed.

25 5. The provisions of this section do not apply to a firm, partnership,  
26 corporation or other person who:

27 (a) Practices professional engineering for his benefit and does not  
28 engage in the practice of professional engineering or offer professional  
29 engineering services to other persons; or

30 (b) Is engaged in the practice of professional engineering or land  
31 surveying in offices established for limited or temporary purposes,  
32 including offices established for the convenience of field survey crews or  
33 offices established for inspecting construction.

34 **Sec. 25.** NRS 89.050 is hereby amended to read as follows:

35 89.050 1. Except as otherwise provided in subsection 2, a  
36 professional corporation may be organized only for the purpose of  
37 rendering one specific type of professional service and may not engage in  
38 any business other than rendering the professional service for which it was  
39 organized and services reasonably related thereto, except that a  
40 professional corporation may own real and personal property appropriate to  
41 its business and may invest its ~~funds~~ money in any form of real property,  
42 securities or any other type of investment.

43 2. A professional corporation may be organized to render a  
44 professional service relating to:

45 (a) Architecture, ~~interior design,~~ engineering and landscape  
46 architecture, or any combination thereof, and may be composed of persons  
47 ~~:-~~

48 ~~(1) Engaged~~ engaged in the practice of ~~architecture~~ :

49 ~~(1) Architecture~~ as provided in chapter 623 of NRS;



\* A B 4 6 7 \*

1       (2) ~~Practicing as a registered interior designer as provided in chapter~~  
2       ~~623 of NRS;~~  
3       ~~(3) Engaged in the practice of landscape~~ **Landscape** architecture as  
4       provided in chapter 623A of NRS; and  
5       ~~(4) Engaged in the practice of professional~~  
6       **(3) Professional** engineering as provided in chapter 625 of NRS.  
7       (b) Medicine, homeopathy and osteopathy, and may be composed of  
8       persons engaged in the practice of medicine as provided in chapter 630 of  
9       NRS, persons engaged in the practice of homeopathic medicine as  
10      provided in chapter 630A of NRS and persons engaged in the practice of  
11      osteopathic medicine as provided in chapter 633 of NRS. Such a  
12      professional corporation may market and manage additional professional  
13      corporations which are organized to render a professional service relating  
14      to medicine, homeopathy and osteopathy.  
15      3. A professional corporation may render a professional service only  
16      through its officers and employees, all of whom must be authorized to  
17      render that professional service.  
18      **Sec. 26.** NRS 278.580 is hereby amended to read as follows:  
19      278.580 1. Subject to the limitation set forth in NRS 244.368, the  
20      governing body of any city or county may adopt a building code,  
21      specifying the design, soundness and materials of structures, and may  
22      adopt rules, ordinances and regulations for the enforcement of the building  
23      code.  
24      2. The governing body may also fix a reasonable schedule of fees for  
25      the issuance of building permits. A schedule of fees so fixed does not apply  
26      to the State of Nevada, the University and Community College System of  
27      Nevada or any school district, except that such entities may contract with  
28      the governing body to pay such fees for the issuance of building permits,  
29      the review of plans and the inspection of construction. Except as it may  
30      agree to in such a contract, a governing body is not required to provide for  
31      the review of plans or the inspection of construction with respect to a  
32      structure of the State of Nevada, the University and Community College  
33      System of Nevada or any school district.  
34      3. Notwithstanding any other provision of law, the state and its  
35      political subdivisions shall comply with all zoning regulations adopted  
36      pursuant to this chapter, except for the expansion of any activity existing  
37      on April 23, 1971.  
38      4. A local governing body shall amend its building codes to permit the  
39      use of straw or other materials and technologies which conserve scarce  
40      natural resources or resources that are renewable in the construction of a  
41      structure and the use of solar energy for the heating of a structure, to the  
42      extent the local climate allows, as intended by:  
43      (a) The Uniform Building Code adopted by the International  
44      Conference of Building Officials in the form most recently published  
45      before March 1, 1995; and  
46      (b) The Model Energy Code adopted by the Council of American  
47      Building Officials in the form most recently published before  
48      March 1, 1995.



1     **5. Each city or county building code must include provisions**  
2     **governing the fire safety of interior materials and furnishings.**

3     **Sec. 27.** NRS 278.589 is hereby amended to read as follows:

4     278.589 A city or county building inspector, or other officer  
5 performing the functions of that position, shall notify the state board of  
6 architecture ~~[- interior design]~~ and residential design in writing if a  
7 registered architect ~~[- interior designer]~~ or residential designer:

- 8     1. Submits plans for a project which are substantially incomplete; or  
9     2. Submits plans for the same project which are rejected by the city or  
10 county officer at least three times.

11     **Sec. 28.** NRS 338.175 is hereby amended to read as follows:

12     338.175 A public body shall notify the state board of architecture ~~[-~~  
13 ~~interior design]~~ and residential design in writing if a registered architect ~~[-~~  
14 ~~interior designer]~~ or residential designer:

- 15     1. Submits plans for a project which are substantially incomplete; or  
16     2. Submits plans for the same project which are rejected by the public  
17 body at least three times.

18     **Sec. 29.** NRS 477.032 is hereby amended to read as follows:

19     477.032 1. The state fire marshal shall, by regulation, provide for the  
20 registration of qualified interior designers who provide interior materials  
21 and furnishings regulated by a building code.

22     2. The regulations must set forth:

23     (a) The qualifications necessary for the issuance of a certificate of  
24 registration pursuant to this section, including, without limitation, the  
25 submission of evidence of the successful completion of a course of study  
26 approved by the state fire marshal regarding applicable building codes and  
27 other related information.

28     (b) The criteria for approving instructors and courses of study regarding  
29 applicable building codes and other related information.

30     (c) Any continuing education necessary for the renewal of a certificate  
31 of registration issued pursuant to this section.

32     ~~[- A person licensed or registered by the state board of architecture,~~  
33 ~~interior design and residential design pursuant to chapter 623 of NRS is not~~  
34 ~~eligible for the issuance of a certificate of registration pursuant to this~~  
35 ~~section.]~~

36     **Sec. 30.** Section 518 of chapter 483, Statutes of Nevada 1997, as  
37 amended by section 57 of chapter 105, Statutes of Nevada 1999, at page  
38 520, is hereby amended to read as follows:

39     Sec. 518. The amendatory provisions of sections 1 to 4.5,  
40 inclusive, 6 to 16, inclusive, 17 to 21, inclusive, 22 to 167, inclusive,  
41 168 to 172, inclusive, 173 to 193, inclusive, 194 to **216, inclusive, 218**  
42 **to** 507, inclusive, 508, 509 to 509.3, inclusive, and 509.4 to 516.1,  
43 inclusive, of this act expire by limitation on the date on which the  
44 provisions of 42 U.S.C. § 666 requiring each state to establish  
45 procedures under which the state has authority to withhold or suspend,  
46 or to restrict the use of professional, occupational and recreational  
47 licenses of persons who:



1           1. Have failed to comply with a subpoena or warrant relating to a  
2 proceeding to determine the paternity of a child or to establish or  
3 enforce an obligation for the support of a child; or

4           2. Are in arrears in the payment for the support of one or more  
5 children,  
6 are repealed by the Congress of the United States.

7       **Sec. 31.** 1. NRS 623.0225, 623.026, 623.192, 623.333 and 623.354  
8 are hereby repealed.

9           2. Section 39 of chapter 512, Statutes of Nevada 1995, at page 1705, is  
10 hereby repealed.

11       **Sec. 32.** The terms of office of the two members of the state board of  
12 architecture, interior design and residential design whose offices on the  
13 board are eliminated by the amendatory provisions of section 3 of this act  
14 expire on July 1, 2001.

15       **Sec. 33.** Each certificate of registration to practice as a registered  
16 interior designer issued by the state board of architecture, interior design  
17 and residential design expires on July 1, 2001.

18       **Sec. 34.** All regulations of the state board of architecture, interior  
19 design and residential design are void to the extent that they regulate  
20 interior designers or the practice of interior design.

21       **Sec. 35.** This act becomes effective on July 1, 2001.

22       **Sec. 36.** The legislative counsel shall:

23           1. In preparing the reprint and supplements to the Nevada Revised  
24 Statutes, with respect to any section that is not amended by this act or is  
25 further amended by another act, appropriately change any reference to the  
26 "state board of architecture, interior design and residential design" to the  
27 "state board of architecture and residential design."

28           2. In preparing supplements to the Nevada Administrative Code:

29           (a) Appropriately change any reference to the "state board of  
30 architecture, interior design and residential design" to the "state board of  
31 architecture and residential design."

32           (b) Appropriately delete those portions of the regulations of the state  
33 board of architecture, interior design and residential design that are void  
34 pursuant to section 34 of this act.

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## LEADLINES AND TEXT OF REPEALED SECTIONS

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**623.0225 "Practice as a registered interior designer" defined.**

**623.026 "Registered interior designer" defined.**

**623.192 Certificate of registration to practice interior design:  
Qualifications of applicants; accreditation of program of interior  
design; standards for examination.**

**623.333 Architect or residential designer not required to obtain  
certificate of registration to practice as registered interior designer.**

**623.354 Registered interior designers authorized to collaborate  
with members of certain professions; limitations.**



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**Section 39 of chapter 512, Statutes of Nevada 1995:**

Sec. 39. The state board of architecture, interior design and residential design shall issue a certificate of registration to practice interior design to any person who:

1. Submits to the board, not later than December 31, 1999, a form prescribed by the board declaring his intention to apply for a certificate of registration to practice interior design;

2. Is of good moral character and submits to the board, not later than December 31, 2004:

(a) An application on a form provided by the board;

(b) The fees required pursuant to NRS 623.310;

(c) Proof which is satisfactory to the board that he has completed at least 2 years of education in a program of interior design or an equivalent number of credits and at least 4 years of experience in interior design or residential interior design; and

(d) A certificate issued by the National Council for Interior Design Qualification as proof that he has passed the examination prepared and administered by that organization; and

3. Complies with the requirements of subsection 3 of NRS 623.200 not later than December 31, 2004.

