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11-1 (b) Reasonable costs of the investigation of the violation to
11-2 the

11-2 Board;

11-3 (c) Damages he caused as a result of the violation up to the
11-4 amount of his pecuniary gain from the violation; or

11-5 (d) Any combination of paragraphs (a), (b) and (c).

11-6 4. If a person submits a bid or enters into a contract in
11-7 violation

11-7 of subsection 1, the bid or contract shall be deemed void ab
11-8 initio.

11-8 **Sec. 26.** Chapter 625A of NRS is hereby amended by adding
11-9 thereto the provisions set forth as sections 27 to 41, inclusive, of
11-10 this

11-10 act.

11-11 **Sec. 27.** *As used in sections 27 to 41, inclusive, of this act,*
11-12 *unless the context otherwise requires:*

11-13 1. *"Inspection and testing of mold" includes, without*
11-14 *limitation:*

11-15 (a) *Visual inspection;*

11-16 (b) *Surface sampling;*

11-17 (c) *Air monitoring; and*

11-18 (d) *Laboratory analysis.*

11-19 2. *"Mold" means any form of multicellular fungi that lives*
11-20 *on plant or animal matter and in indoor environments, which*
11-21 *may*

11-21 *or may not be a health hazard. The term includes, without*
11-22 *limitation, the following types of mold:*

11-23 (a) *Clasdosporium;*

11-24 (b) *Penicillium;*

11-25 (c) *Alternaria;*

11-26 (d) *Aspergillus;*

11-27 (e) *Fuarim;*

11-28 (f) *Trichoderma;*

11-29 (g) *Memnoniella;*

11-30 (h) *Mucor; and*

11-31 (i) Stachybotrys chartarum.

11-32 Sec. 28. 1. The Board in consultation with local health
authorities in counties with a population of 100,000 or greater,
shall adopt regulations establishing

11-33 standards and procedures for the certification of persons
engaged

11-34 in the inspection and testing of mold.

11-35 2. The regulations must include, without limitation,
standards

11-36 for:

11-37 (a) Examinations;

11-38 (b) Qualifications;

11-39 (c) Renewal of certificates;

11-40 (d) Revocation of certificates; and

11-41 (e) Continuing education.

11-42 3. The Board shall not adopt any regulation concerning the
11-43 effect various types of mold may have on human health or
11-44 designating what types of mold are health hazards unless
federal

11-45 standards have been adopted for this purpose and the
regulation

12-1 of the Board is in compliance with those federal standards or
the

12-2 regulation is in compliance with generally accepted scientific
12-3 practices for the inspection and testing of mold.

12-4 Sec. 29. The Board shall:

12-5 1. Establish by regulation a schedule of fees designed to
12-6 recover revenue to defray the cost of carrying out the
provisions of

12-7 sections 27 to 41, inclusive, of this act.

12-8 2. Collect fees for applications, the issuance and renewal of
12-9 certificates, examinations, job notifications and inspections,
12-10 recordkeeping and any other activity of the Board related to
the

12-11 provisions of sections 27 to 41, inclusive, of this act.

3. The Board shall utilize a local health authority for the
following services rendered including:

4. (a) assisting in the development of these regulations;

(b) processing applications;

(c) proffering examinations; and

(d) other administrative actions associated with
carrying out these regulations on an as needed basis
and as agreed upon between the Board and the local
health authority.

The Board shall reimburse a local health authority for
these services through the collection of the application
and renewal fees.

12-12 Sec. 30. 1. A person shall not engage in the inspection and
12-13 testing of mold unless he holds a certificate issued by the
Board.

12-14 2. A person certified to engage in the inspection and testing
12-15 of mold shall not engage in the remediation of mold on any
12-16 building or structure for which the inspection and testing of
mold

12-17 was performed by a person who is: