

Amendment No. 1

|                                                                                    |              |
|------------------------------------------------------------------------------------|--------------|
| Senate Amendment to Senate Bill No. 49                                             | (BDR 54-353) |
| <b>Proposed by:</b> Committee on Commerce and Labor                                |              |
| <b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No |              |

| ASSEMBLY ACTION |                          |      | Initial and Date         | SENATE ACTION |              |                          | Initial and Date |                          |       |
|-----------------|--------------------------|------|--------------------------|---------------|--------------|--------------------------|------------------|--------------------------|-------|
| Adopted         | <input type="checkbox"/> | Lost | <input type="checkbox"/> | _____         | Adopted      | <input type="checkbox"/> | Lost             | <input type="checkbox"/> | _____ |
| Concurred In    | <input type="checkbox"/> | Not  | <input type="checkbox"/> | _____         | Concurred In | <input type="checkbox"/> | Not              | <input type="checkbox"/> | _____ |
| Receded         | <input type="checkbox"/> | Not  | <input type="checkbox"/> | _____         | Receded      | <input type="checkbox"/> | Not              | <input type="checkbox"/> | _____ |

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold dashed underlining* is newly added transitory language.

BJE



Date: 3/25/2009

S.B. No. 49—Creates a requirement for a written contract between a client and an architect, registered interior designer or residential designer under certain circumstances. (BDR 54-353)



## SENATE BILL NO. 49—COMMITTEE ON COMMERCE AND LABOR

(ON BEHALF OF THE STATE BOARD OF ARCHITECTURE,  
INTERIOR DESIGN AND RESIDENTIAL DESIGN)

PREFILED DECEMBER 5, 2008

Referred to Committee on Commerce and Labor

SUMMARY—Creates a requirement for a written contract between a client and an architect, registered interior designer or residential designer under certain circumstances. (BDR 54-353)

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 design professions; creating a requirement for a written contract for professional services between a client and an architect, registered interior designer or residential designer in certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Section 1** of this bill requires that a written contract containing certain provisions be executed between an architect, registered interior designer or residential designer and a client before any professional services are provided. **Section 1** also allows professional services to be provided before execution of a contract if the client agrees in writing and allows professional services to be provided without a contract in certain circumstances.

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

**Section 1.** Chapter 623 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in this section, an architect, registered interior designer or residential designer shall execute a written contract with a client before providing professional services to the client.*

*2. A contract created pursuant to subsection 1 must contain, but is not limited to, the following:*

*(a) A description of the services to be provided to the client by the architect, registered interior designer or residential designer;*

*(b) A description of the basis for compensation and the method of payment;*

*(c) The name, address and certificate number of the architect, registered interior designer or residential designer and the name and address of the client;*

1 (d) A description of the procedure that the architect, registered interior  
2 designer or residential designer and the client will use to accommodate additional  
3 services;

4 (e) A statement identifying the ownership or reuse of documents prepared by  
5 the architect, registered interior designer or residential designer; and

6 (f) A description of the procedure to be used by either party to terminate the  
7 contract.

8 3. An architect, registered interior designer or residential designer may  
9 provide professional services to a client before the execution of a written contract  
10 only if the client agrees in writing that a written contract is not needed before  
11 work begins.

12 4. A contract created pursuant to subsection 1 is not required for  
13 professional services rendered by an architect, registered interior designer or  
14 residential designer:

15 (a) For which the client will not pay compensation;

16 (b) When, after full disclosure of the requirements of this section, the client  
17 agrees in writing that a contract meeting the requirements of subsection 1 is not  
18 required; or

19 (c) To a person who holds a certificate of registration as a landscape  
20 architect pursuant to chapter 623A of NRS or a person who is licensed as a  
21 professional engineer pursuant to chapter 625 of NRS.

22 Sec. 2. This act becomes effective upon passage and approval.