

ASSEMBLY BILL NO. 358—ASSEMBLYMAN BOBZIEN

MARCH 21, 2011

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing certain manufactured buildings. (BDR 43-1069)

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

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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 manufactured buildings; requiring the Administrator of the Manufactured Housing Division of the Department of Business and Industry to adopt regulations prescribing certain safety standards with respect to portable buildings; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law authorizes the Administrator of the Manufactured Housing
- 2 Division of the Department of Business and Industry to adopt regulations with
- 3 respect to the construction, assembly, installation and use of certain structures.
- 4 (NRS 489.231, 489.241-489.261) **Section 3** of this bill requires the Administrator
- 5 to adopt regulations prescribing safety standards for the construction,
- 6 transportation, inspection, maintenance, repair and use of a portable building. A
- 7 person who violates a regulation adopted by the Administrator pursuant to existing
- 8 law or **section 3** is subject to an administrative fine and a civil penalty. (NRS
- 9 489.381, 489.421, 489.811)
- 10 **Section 5** of this bill exempts a portable building from regulation as a
- 11 commercial coach. **Section 6** of this bill provides that a portable building is a
- 12 manufactured building.

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

- 1 **Section 1.** Chapter 489 of NRS is hereby amended by adding
- 2 thereto the provisions set forth as sections 2 and 3 of this act.
- 3 **Sec. 2. “Portable building” means a structure which:**
- 4 **1. Is at ground level;**



* A B 3 5 8 *

2. *Is for nonresidential and private use;*
3. *Is not a fixture or improvement to real property;*
4. *Is designed to be used without a permanent foundation;*
- and
5. *Contains an electrical system with a component that allows for the quick connection or disconnection of the electrical system to a source of electricity.*

Sec. 3. *The Administrator shall adopt regulations prescribing safety standards for:*

1. *The construction, transportation and use of a portable building;*

2. *The inspection of any plumbing, heating, cooling, fuel burning or electrical system contained in a portable building; and*

3. *The maintenance and repair of a portable building.*

Sec. 4. NRS 489.031 is hereby amended to read as follows:

489.031 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 489.036 to 489.155, inclusive, *and section 2 of this act* have the meanings ascribed to them in those sections.

Sec. 5. NRS 489.062 is hereby amended to read as follows:

489.062 "Commercial coach" means a structure without motive power which is designed and equipped for human occupancy for industrial, professional or commercial purposes. The term does not include a recreational park trailer ~~H~~ *or portable building.*

Sec. 6. NRS 461.132 is hereby amended to read as follows:

461.132 "Manufactured building" means any modular building or any building which is constructed in whole or in substantial part using modular components, but does not include a recreational park trailer. *The term includes a portable building as defined in section 2 of this act.*

