

Amendment No. 126

Assembly Amendment to Assembly Bill No. 358

(BDR 43-1069)

Proposed by: Assembly Committee on Commerce and Labor**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date
Adopted	☐	Lost	☐ _____	Adopted	☐	Lost	☐ _____
Concurred In	☐	Not	☐ _____	Concurred In	☐	Not	☐ _____
Receded	☐	Not	☐ _____	Receded	☐	Not	☐ _____

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 underlining* is newly added transitory language.

TMC



Date: 4/1/2011

A.B. No. 358—Revises provisions governing certain manufactured buildings.
(BDR 43-1069)



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:

Existing law authorizes the Administrator of the Manufactured Housing Division of the Department of Business and Industry to adopt regulations with respect to the construction, assembly, installation and use of certain structures. (NRS 489.231, 489.241-489.261) **Section 3** of this bill requires the Administrator to adopt regulations prescribing safety standards for the construction, transportation, **installation**, inspection, maintenance, repair and use of a portable building. A person who violates a regulation adopted by the Administrator pursuant to existing law or **section 3** is subject to an administrative fine and a civil penalty. (NRS 489.381, 489.421, 489.811)

Section 5 of this bill exempts a portable building **and a single-wide commercial coach not for public use** from regulation as a commercial coach. ~~(Section 6 of this bill provides that a portable building is a manufactured building.)~~

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

Section 1. Chapter 489 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Sec. 2. "Portable building" means a structure which:

1. Is at ground level ~~+-~~, has no axles and rests on the surface of the ground;

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.

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

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

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

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

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

9 489.031 As used in this chapter, unless the context otherwise requires, the
10 words and terms defined in NRS 489.036 to 489.155, inclusive, **and section 2 of**
11 **this act** have the meanings ascribed to them in those sections.

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

13 489.062 “Commercial coach” means a structure without motive power which
14 is designed and equipped for human occupancy for industrial, professional or
15 commercial purposes. The term does not include a recreational park trailer ~~or~~ **for**
16 **portable building or single-wide commercial coach not for public use.**

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

18 ~~461.132 “Manufactured building” means any modular building or any~~
19 ~~building which is constructed in whole or in substantial part using modular~~
20 ~~components, but does not include a recreational park trailer. The term includes a~~
21 ~~portable building as defined in section 2 of this act.~~ **(Deleted by amendment.)**