

Amendment No. 432

Assembly Amendment to Assembly Bill No. 441 (BDR 54-1080)

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

Adoption of this amendment will REMOVE the 2/3s majority vote requirement from A.B. 441.

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.

AAK/WLK



Date: 4/18/2011

A.B. No. 441—Provides a classification of licensing for certain persons who install and maintain thermal system insulation. (BDR 54-1080)



ASSEMBLY BILL NO. 441—ASSEMBLYMEN
BROOKS; ANDERSON AND DIAZ

MARCH 21, 2011

Referred to Committee on Commerce and Labor

SUMMARY—Provides a classification of licensing for certain persons who install and maintain thermal system insulation. (BDR 54-1080)

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 contractors; ~~providing a classification of licensing for certain persons who install and maintain thermal system insulation; requiring such persons to be licensed in that classification;~~ requiring the State Contractors' Board to establish an advisory committee relating to ~~this~~ the classification ~~of~~ of licensing for certain persons who install and maintain building shell insulation or thermal system insulation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

~~The State Contractors' Board is required under existing law to adopt regulations to effect the classification and subclassification of contractors. (NRS 624.215-624.220) Section 1 of this act requires the Board to adopt by regulation a classification of licensing for persons who install and maintain thermal system insulation. Section 1 also requires such persons to be licensed in that classification. Thus, those persons will be regulated by the Board and be subject to all the requirements governing licensed contractors, including disciplinary action.~~

Under existing law, the State Contractors' Board is authorized to establish advisory committees in topical areas, as the Board deems necessary. (NRS 624.100) **Section 2** of this bill requires that Board to establish an advisory committee to make recommendations concerning persons who ~~are licensed under the new classification;~~ install and maintain building shell insulation or thermal system insulation.

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

Section 1. ~~[Chapter 624 of NRS is hereby amended by adding thereto a new section to read as follows:~~

~~1. The Board shall adopt by regulation a classification of licensing for persons who install or maintain thermal system insulation in heating, ventilating, cooling, plumbing and refrigeration systems. A person who engages in such installation or maintenance must be licensed in this classification and may not be required to be licensed in any other classification.~~

~~2. As used in this section, "thermal system insulation" means a product that is used in a heating, ventilating, cooling, plumbing or refrigeration system to insulate any hot or cold surface, including, without limitation, a pipe, duct, valve, boiler, flue or tank, or equipment on or in a building.~~ (Deleted by amendment.)

Sec. 2. NRS 624.100 is hereby amended to read as follows:

624.100 1. The Board may appoint such committees and make such reasonable bylaws, rules of procedure and regulations as are necessary to carry out the provisions of this chapter.

2. ~~The~~ Except as otherwise provided in subsection 3, the Board may establish advisory committees composed of its members or employees, homeowners, contractors or other qualified persons to provide assistance with respect to fraud in construction, or in any other area that the Board considers necessary.

3. The Board shall establish an advisory committee to make recommendations to the Board concerning the classification of licensure of persons having the classification of licensure for the installation and maintenance of who install or maintain building shell insulation or thermal system insulation, as set forth in section 1 of this act, including, without limitation, recommendations relating to training and continuing education.

4. If ~~the Board establishes~~ an advisory committee ~~it~~ is established, the Board shall:

(a) Select five members for the committee from a list of volunteers approved by the Board; and

(b) Adopt rules of procedure for informal conferences of the committee.

~~4.~~ 5. If ~~the Board establishes~~ an advisory committee ~~it~~ is established, the members:

(a) Serve at the pleasure of the Board.

(b) Serve without compensation, but must be reimbursed for travel expenses necessarily incurred in the performance of their duties. The rate must not exceed the rate provided for state officers and employees generally.

(c) Shall provide a written summary report to the Board, within 15 days after the final informal conference of the committee, that includes recommendations with respect to actions that are necessary to reduce and prevent the occurrence of fraud in construction, or on such other issues as requested by the Board.

~~5.~~ 6. The Board is not bound by any recommendation made by an advisory committee.

7. As used in this section:

(a) "Building shell insulation" means a product that is used as part of the building which insulates a boundary between indoor and outdoor space or conditioned and unconditioned space, including, without limitation, walls, ceilings or floors.

(b) "Thermal system insulation" means a product that is used in a heating, ventilating, cooling, plumbing or refrigeration system to insulate any hot or cold surface, including, without limitation, a pipe, duct, valve, boiler, flue or tank, or equipment on or in a building.