

SENATE BILL NO. 19—COMMITTEE ON
COMMERCE, LABOR AND ENERGY

(ON BEHALF OF THE STATE CONTRACTORS' BOARD)

PREFILED DECEMBER 13, 2010

Referred to Committee on Commerce, Labor and Energy

SUMMARY—Requires an applicant for a contractor's license or a licensed contractor to notify the State Contractors' Board if the applicant or licensee is convicted of, or pleads guilty, guilty but mentally ill or nolo contendere to, certain crimes. (BDR 54-499)

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 contractors; requiring an applicant for a contractor's license or a licensed contractor to notify the State Contractors' Board if the applicant or licensee is convicted of, or pleads guilty, guilty but mentally ill or nolo contendere to, certain crimes; providing that the failure of an applicant or a licensee to submit such notification constitutes grounds for disciplinary action by the Board; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 1 of this bill requires an applicant for a contractor's license or a licensed contractor to notify the State Contractors' Board in writing within 30 days after the applicant or licensee is convicted of, or enters a plea of guilty, guilty but mentally ill or nolo contendere to, a felony or crime involving moral turpitude in this State or any other jurisdiction.

Section 2 of this bill adds to the list of grounds for disciplinary action by the Board a licensed contractor's failure to submit such notification to the Board.

Section 3 of this bill requires an applicant for a contractor's license or a licensed contractor to notify the Board in writing not later than July 31, 2011, if, before July 1, 2011, the applicant or licensee was convicted of, or entered a plea of guilty, guilty but mentally ill or nolo contendere to, a felony or crime involving moral turpitude in this State or any other jurisdiction. The failure of an applicant or



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13 a licensee to submit such notification constitutes grounds for refusing issuance of a
14 license or for disciplinary action by the Board.

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

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

3 ***1. An applicant for a contractor's license or a licensee shall***
4 ***notify the Board in writing if he or she is convicted of, or enters a***
5 ***plea of guilty, guilty but mentally ill or nolo contendere to, a***
6 ***felony or crime involving moral turpitude in this State or any***
7 ***other jurisdiction.***

8 ***2. An applicant for a contractor's license or a licensee shall***
9 ***submit the notification required by subsection 1 not more than 30***
10 ***days after the conviction or entry of the plea of guilty, guilty but***
11 ***mentally ill or nolo contendere.***

12 **Sec. 2.** NRS 624.3016 is hereby amended to read as follows:

13 624.3016 The following acts or omissions, among others,
14 constitute cause for disciplinary action under NRS 624.300:

15 1. Any fraudulent or deceitful act committed in the capacity of
16 a contractor, including, without limitation, misrepresentation or the
17 omission of a material fact.

18 2. A conviction of a violation of NRS 624.730, or a conviction
19 in this State or any other jurisdiction of a felony relating to the
20 practice of a contractor or a crime involving moral turpitude.

21 3. Knowingly making a false statement in or relating to the
22 recording of a notice of lien pursuant to the provisions of
23 NRS 108.226.

24 4. Failure to give a notice required by NRS 108.227, 108.245
25 or 108.246.

26 5. Failure to comply with NRS 624.920, 624.930, 624.935 or
27 624.940 or any regulations of the Board governing contracts for
28 work concerning residential pools and spas.

29 6. Failure to comply with NRS 624.600.

30 7. Misrepresentation or the omission of a material fact, or the
31 commission of any other fraudulent or deceitful act, to obtain a
32 license.

33 8. Failure to pay an assessment required pursuant to
34 NRS 624.470.

35 9. Failure to file a certified payroll report that is required for a
36 contract for a public work.

37 10. Knowingly submitting false information in an application
38 for qualification or a certified payroll report that is required for a
39 contract for a public work.



1 **11. Failure to notify the Board of a conviction of, or a plea of**
2 **guilty, guilty but mentally ill or nolo contendere to, a felony or**
3 **crime of moral turpitude in this State or any other jurisdiction**
4 **pursuant to section 1 of this act.**

5 **Sec. 3.** 1. An applicant for a contractor's license or a
6 licensed contractor who, before July 1, 2011, was convicted of, or
7 entered a plea of guilty, guilty but mentally ill or nolo contendere to,
8 a felony or crime of moral turpitude in this State or any other
9 jurisdiction shall notify the State Contractors' Board in writing of
10 that conviction or entry of the plea of guilty, guilty but mentally ill
11 or nolo contendere not later than July 31, 2011.

12 2. The failure of an applicant for a contractor's license to
13 comply with the provisions of subsection 1 constitutes cause for
14 refusing issuance of a license.

15 3. The failure of a licensed contractor to comply with the
16 provisions of subsection 1 constitutes cause for disciplinary action
17 under NRS 624.300.

18 **Sec. 4.** This act becomes effective on July 1, 2011.

