

STATE OF NEVADA

BRIAN SANDOVAL
Governor



BRUCE BRESLOW
Director

JIM DEPROSSE
Administrator

Department of Business & Industry
MANUFACTURED HOUSING DIVISION

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Adoption
of LCB No. R177-09 and R117-12
of the Manufactured Housing Division

The Manufactured Housing Division of the Department of Business and Industry of the State of Nevada, will hold a public hearing at 9:00 am, on the 21st day of November 2013, at 1535 Old Hot Springs Road, Suite 50, Carson City, Nevada 89706.

and

Via Teleconference from the
Bradley Building, 2nd Floor Conference Room
2501 E. Sahara, Las Vegas, Nevada 89104

The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to R177-09 and R117-12, Chapter 489 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

LCB File No. R177-09:

- The proposed regulations are intended to add clarity to the existing regulations, ease restrictions and remove burdens in order to have favorable, positive impacts upon small businesses that will be subject to the regulations. Additionally, a category of licensure was created to expand business opportunities and a reporting requirement was clarified.
- Description of Regulation: A REGULATION relating to manufactured housing; defining the circumstances in which the Manufactured Housing Division of the Department of Business and Industry will consider a manufactured home to be dismantled; revising provisions relating to instructors of continuing education courses for managers and assistant managers of manufactured home parks; enacting provisions governing the annual reconciliation of the separate trust accounts of dealers; defining the physical location which constitutes the principal place of business of certain persons; defining the circumstances under which the Division will deem factory-built housing to constitute real property for the purposes of issuing a certificate of title or certificate of ownership; amending provisions relating to the licensing of general servicepersons and specialty servicepersons; applying to distributors certain regulations relating to the licensure of salespersons, responsible managing employees and business entities; amended provisions concerning the approval of plans for the construction, addition, alteration, reconstruction, installation or placement of a manufactured home or mobile home; and providing other matters properly relating thereto.

- 1535 Old Hot Springs Rd., Ste. 60, Carson City, Nevada 89706 (775) 687-2060 Fax: (775) 687-5521
- 2501 E. Sahara Ave., Ste. 204, Las Vegas, Nevada 89104 (702) 486-4135 Fax: (702) 486-4309
- 540 Court St., Elko, Nevada 89801 (775) 738-6601 Fax: (775) 738-6612

- The proposed regulation will not impose a direct and significant economic burden upon small business and will not directly restrict the formation, operation or expansion of small business
- The Manufactured Housing Division will not incur additional costs for enforcement of the proposed regulation
- The proposed regulation does not overlap or duplicate any regulations of other state or local governmental agencies.
- The proposed regulation is not required pursuant to a federal law.
- The proposed regulation does not include provisions which are more stringent than a federal regulation that regulates the same activity.
- The proposed regulation will not establish a new fee or increase existing fees.

LCB File No. R117-12:

- The proposed regulations are intended to ease restrictions and remove burdens in order to have favorable, positive impacts upon small businesses that will be subject to the regulations. A category of licensure was created to expand business opportunities by allowing more businesses to qualify for a license with a slightly narrower scope of work. This license will also help create a broader licensee base which will in turn benefit the consumers within the State.
- A REGULATION relating to manufactured housing; providing for the classification of a license as a general serviceperson as a “classification GS1” or “classification GS2” license; and providing other matters properly relating thereto.
- The proposed regulation will not impose a direct and significant economic burden upon small business and will not directly restrict the formation, operation or expansion of small business
- The Manufactured Housing Division will not incur additional costs for enforcement of the proposed regulation
- The proposed regulation does not overlap or duplicate any regulations of other state or local governmental agencies.
- The proposed regulation is not required pursuant to a federal law.
- The proposed regulation does not include provisions which are more stringent than a federal regulation that regulates the same activity.
- The proposed regulation will not establish a new fee or increase existing fees.

Persons wishing to comment upon the proposed action of Manufactured Housing Division may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to Manufactured Housing Division. Written submissions must be received by the Manufactured Housing Division on or before November 20, 2013. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Manufactured Housing Division may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted, R177-09 and R117-12 will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted, R177-09 and R117-12 will be available at Manufactured Housing Division, 1535 Old Hot Springs Road, suite 60, Carson City, Nevada 89706 and 2501 E. Sahara Ave., Suite 204, Las

Vegas, NV 89104 and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to [NRS 233B.0653](#), and on the Internet at <http://www.leg.state.nv.us/>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

- MHD Website: mhd.nv.gov
- The Legislative Counsel Bureau website
- Each County Library
- State Capitol
- Nevada State Library and Archives
100 North Stewart Street
Carson City, NV 89701