

NEVADA CONTRACTORS' BILLBOARD



Kenny Guinn, Governor

MARCH 2004

Margi Grein, Executive Officer



Governor Guinn Appoints New Board Member, Re-Appoints Public Member

Governor Kenny Guinn appointed a new Board member, J. Brian Scroggins, to the State Contractors Board effective October 31, 2003. Governor

Guinn also reappointed public member, Jerry Higgins, who was originally appointed to the Board in 2000.

Mr. Scroggins is the owner of United Sign Inc. in Las Vegas and holds a C-6 license for outdoor advertising and painted signs.

After having earned his degree from Brigham Young University and serving in the graphic design and print media industries, Brian Scroggins was a member of the Public Information Department of the Las Vegas Valley Water District, winning numerous local and national media awards.

In 1995, Mr. Scroggins and his wife Barbara started a successful non-electric sign company, United Sign Inc.

United Sign focuses on home-builders, apartment and developer markets. He is also a licensed Nevada Real Estate agent.

Brian Scroggins was appointed to the Town Advisory Board (a division of Clark County Parks and Community Services) in 2000 where he is currently serving his second term.

Unlicensed Contractor Pocket Card	..2
Board Statistics.....	..3
Strategic Planning Highlights	..4
Contractor Education.....	4
Seminar Announcement...	..5
Disciplinary Actions.....	..6
Changes to NV Law.....	..10
Code of Ethics14
Carl's Air Conditioning.....	..15



Board Elects Officers

Randy Schaefer was elected chairman of the Nevada State Contractors Board at the Board meeting on Nov. 12, 2003.

Mr. Schaefer, President of R/S Development was appointed to the Board by Gov. Guinn in February of 2000. He is a licensed residential and small commercial builder based in Henderson. He brings over 25 years of construction experience to the Board.

Margaret Cavin, President of J& J Mechanical and 20-year veteran of the construction industry, will serve as Vice-Chair. Board member David Clark will serve as treasurer.

Residential Recovery Fund Assessment Reduced for 2004

The 2003 Nevada Legislature amended the law regarding Residential Recovery Fund Assessments. The law provides that the Board shall reduce the annual Recovery Fund Assessment when the balance in the account reaches 150% of the balance of the previous fiscal year. (See related reports on pages 2 and 3.) The annual assessments for 2004 are as follows:

Not more than \$1,000,000.....	\$50
More than \$1,000,000 but limited.....	\$125
Unlimited.....	\$250



Jacob Brix-Hansen

New Compliance Investigators

The Contractors Board is proud to announce two new compliance investigators, one in the Northern Nevada office and one in the Southern Nevada office. Jacob Brix-Hansen (Reno) and Paul Easton (Las Vegas) are welcomed additions to the investigative team.



Paul Easton

In Memory of one of NSCB's Own

Troy Beaver
(1943-2003)

The Nevada State Contractors Board mourns the loss of Compliance Investigator, Troy Beaver, who passed away on November 10, 2003 in Las Vegas. He was a 25-year resident of Las Vegas and had been with the Board for over two years. Troy will be missed by all of the staff, management, board members and the public.



Staff Spotlight



Sandy Diederich

Sandy Diederich is a Legal Assistant in the Reno NSCB office. Sandy has served the NSCB for the past eight years. She assists the Deputy Director of Investigations, prepares cases that will go before the Board, prepares and posts Board agendas, and prepares Decision and Orders. Sandy also oversees the Investigations Department clerical staff. Sandy enjoys working with people in both Reno and Henderson.

Sandy and Ed, husband of 22 years have one daughter (Denise) And two grandchildren, Chelsi (10) And Brett (3).

Sandy's family loves to go cart race, though she herself refrains as of late. Sandy's joy is spending time with her grandchildren.

NEVADA STATE CONTRACTORS BOARD

Southern Nevada

2310 Corporate Circle, Suite 200
Henderson, NV 89074

Northern Nevada

9670 Gateway Drive, Suite 100
Reno, NV 89521

Unlicensed Contractor Hotline

Las Vegas

702-486-1160 (ph.)

702-486-1166 (fax)

Reno

775-850-7884 (ph.)

775-850-7854 (fax)

24-hr. License Verification

702-486-1100 or 775-688-1141 (Information Line)

www.nscb.state.nv.us

UNLICENSED CONTRACTING

NRS 624.700 - It is unlawful for any person or combination of persons to engage in the business or act in the capacity of a contractor within this state or submit a bid on a job situated within this state without having an active license.

NRS 624.720 - It is unlawful for any person to advertise as a contractor unless he has a license in the appropriate classification

"Advertising" includes but is not limited to any sign, card, device, marking on a motor vehicle, newspaper, magazine, airway transmission, Internet or telephone directory.

First Offense - Misdemeanor
Second Offense - Gross Misdemeanor
Third Offense - Class E Felony

Unlicensed Contractor Pocket Card

The Nevada State Contractors Board Special Investigations Unit is working to stop unlicensed contracting throughout the state of Nevada.

One of the newest tools in that effort is an Unlicensed Contractor Pocket Card that describes NRS 624.700 which makes it unlawful to engage in the business of contracting without a license, and NRS 624.720 which makes it unlawful to advertise to contract without a contractor's license.

These pocket cards are being distributed to law enforcement, licensed contractors and the public to better inform those who can help stop licensed contracting of the law regarding this in the state of Nevada.

Pictured on the left is the front and back of the pocket card, it also displays the proper phone numbers to call to report unlicensed contracting activity and to check license status. As noted, license status and classification can be checked at the Nevada State Contractors Board website, www.nscb.state.nv.us. It can also be done on the 24-hour hotline at the numbers listed.

To receive a copy of the Unlicensed Contractor Pocket Card, contact or visit your local NSCB office.



Nevada State Contractors Board

Randy Schaefer, Chairman
 Margaret Cavin, Vice-Chair
 David W. Clark, Treasurer
 Jerry Higgins
 Spiridon G. Filios
 J. Brian Scroggins
 Michael Zech

Margi Grein - Executive Officer

Southern Nevada

2310 Corporate Circle
 Suite 200
 Henderson, NV 89074
 (702) 486-1100
 Fax (702) 486-1190

Northern Nevada

9670 Gateway Dr.
 Suite 100
 Reno, NV 89521
 (775) 688-1141
 Fax (775) 688-1271

Web: www.nscb.state.nv.us

The Contractors' Billboard is designed for licensed contractors doing business in Nevada.

If you have any questions or concerns, please write to us. We'll try to address it in an upcoming issue.

Mission Statement

The Nevada State Contractors Board is committed to promote integrity and professionalism in the construction industry of Nevada.

The Nevada State Contractors Board has the responsibility to promote quality construction by Nevada licensed contractors through a regulatory licensing system designed to protect the health, welfare, and safety of the public

Newsletter Editor: Sonya Ruffin, APR
 (702) 486-1100 x1139
 or (775) 688-1141 x1139
info@nscb.lvcoxmail.com

Across the Board

July 1, 2003 - December 31, 2003
 1st & 2nd Qtr. Fiscal Year 03-04

Investigations Division

Compliance Investigations Unit

Investigations Conducted	974
Investigations Closed	1,113
Board Meetings	26
Licenses Revoked	61
Fines Assessed by the Board	\$92,937
Investigative Costs	\$256,952
Recovery Fund Claims	41
Amount Paid out of Recovery Fund	\$87,834.91

Special Investigations Unit

Investigations Conducted	784
Investigations Closed	823
Criminal Complaints Filed with Court	84
Convictions	207
Citations Issued	189
Restitution	\$201,999
Fines Assessed by Court	\$80,097

Licensing Division

Applications Received	921
New licenses Issued	774
License Changes	1,568
Licensed Nevada Contractors (as of 12/31/03)	14,086

The Contractors' Billboard is published by the Nevada State Contractors Board as a service to licensed contractors to promote a better understanding of Nevada contracting law and to provide information of interest to all construction professionals. This information is believed to be accurate at the time of production. The Contractors Board and the State of Nevada assume no responsibility for any damage that arises from any action that is based on information found in this publication.



Dennis Haney



Wade Gochnour



Phillip Dabney

Free Legal Seminar A Big Help to Contractors

Attorney Dennis Haney, author of Nevada Construction Law and Mechanics' Lien Law and a recognized lecturer and speaker throughout the region, along with Attorneys Wade Gochnour and Phillip Dabney from the law firm of Haney, Woloson and Mullins gave a free all-day legal seminar at the Nevada State Contractors Board.



The comprehensive seminar covered current issues in contractor licensing, changes in Nevada's Mechanic's Lien Law, what is and is not allowed in regards to contract terms, selected bidding and Public Works issues, Prompt Payment statutes, claims during construction and current issues and defenses regarding bond claims.

The seminar was held in the Henderson office board room and video-conferenced to the Reno office board room. Approximately 130 contractors were in attendance. Contractors that attended were pleased with the information given, many have voiced the desire for more such seminars. The Contractors Board has plans for many more educational opportunities for licensed Nevada contractors.

NSCB 2004 Strategic Plan Highlights

Recent Nevada State Contractors Board strategic planning meetings reiterated some existing goals and brought about some new ones. The goals set forth in these meetings continue to support the Board's mission of public protection and the promotion of quality throughout the industry.

Licensing

Improve the processing time for contractor licenses.

Enforcement

Improve the processing time for complaint resolution.

Education

Develop a voluntary education program to assist contractors to improve their management and business skills and meet or exceed industry requirements.

Senior Citizen Protection

Develop Senior task force program to protect and educate seniors from becoming fraud victims.

Technology

Commit to investments in new equipment, technology and technical support.

NSCB Announces New Contractor Education Seminars

The Nevada State Contractors Board will offer a series of Contractor Education Seminars - The Business Enhancement Series for Nevada contractors. The first of the series focuses on Customer Service and will be held in Las Vegas at the Monte Carlo Hotel and Casino on March 6, 2004 in the 2nd floor ballrooms from 10 a.m. to 2 p.m. with check in at 9:30 a.m. Another seminar of the same topic will be held in Reno on April 10, 2004 at the Silver Legacy Resort and Casino Silver Baron Room E.

The seminars are in accordance with the NSCB's 2004 strategic plan to provide contractor education. They are designed to give contractors the opportunities to learn advanced skills in the covered areas for optimal business performance. Topics will include Customer Service, Plan Reading, Cost Estimating, and Managing Disputes.

The NSCB is currently collecting data through a survey sent to all licensed Nevada Contractors. The survey will ensure that the business enhancement program best serves the needs of contractors. To complete the survey, visit the NSCB website at www.nscb.state.nv.us and click on **Contractor Education Survey**.

Attendees of the Business Enhancement Seminars will receive Continuing Education Units (CEU's) for participation.

All contractors are encouraged to attend these educational seminars. The first of the series, "Before, During and After the Job: The Full Cycle of Customer Service" is full of very useful information for all contractors. From the actual customer service staff to the technicians, to the sole proprietor, vital information is dispersed in the seminar that will help maintain that priceless communication and understanding between contractors and customers that will keep both satisfied and looking forward to future successful contracts.

There is a nominal registration fee of \$20 for the seminars. Lunch will be provided. Please see the flyer on the opposite page for more information about the Business Enhancement Series. If you have questions about the series, email them to info@nscb.lvcoxmail.com. Registrations will be accepted up to three days prior to each seminar.

Tentative Contractor Education Schedule

March 6	Customer Service (Las Vegas)
April 10	Customer Service (Reno)
May 8	Plan Reading/Cost Estimating (Las Vegas)
June 12	Plan Reading/Cost Estimating (Reno)
July 10	Managing Disputes (Las Vegas)
August 14	Managing Disputes (Reno)



How can you grow your business in 2004?

Take a close look at what sets a truly successful contracting business apart from the rest . . .

SERVICE

Now more than ever, consumers expect superior service when it comes to their homes. Customer Service training gives your business the edge it needs to deliver.

The Nevada State Contractors Board announces its series of

Business Enhancement Seminars For Contractors

This vital series of educational opportunities starts with a customer service seminar conducted by Risk Management Consultant, William F. Dexter, along with experienced attorney and educator, Mary S. Jones and is entitled:

"Before, During and After the Job: The Full Cycle of Customer Service"



Come and take advantage of this incredible business development value

Saturday, March 6, 2004

10 a.m. - 2 p.m.

**Monte Carlo Resort - Las Vegas
2nd Floor Ballrooms**

Saturday, April 10 2004

10 a.m. - 2 p.m.

**Silver Legacy Resort - Reno
Silver Baron Room E**

Check-in starts at 9:30 a.m.

Send registration on page 12 via fax to: (702) 486-1176

Registration is only \$20 (lunch is included)



Good customer service creates word-of-mouth business, repeat customers and an overall positive reputation.

Do something good for your business this year and let excellent customer service be your ticket to explosive growth and professional satisfaction.

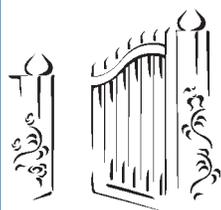
Don't miss out, reserve your space today!

BOARD DISCIPLINARY ACTIONS 7/1/03 - 12/31/03

Note: Actions do not include contractor's licenses suspended for failure to maintain a surety bond

IC=investigative costs
Ltr of rep=Letter of Reprimand

Licensee	License number	Disposition	Violations
Bryson Construction Co.	33530	Suspended	624.3017(1), 624.3013(5), 624.3012(2)
Serva Pool	46716	\$250 fine; IC	624.3013(5), 624.600, 624.3016(5)
Sierra Earth and Stone	49668	IC	624.3012(2), 624.302(5), 624.3013(5), 624.3013(3)
Visionscapes	42780	Summary Suspension	624.291
S & S Landscaping, Inc.	30099A, 39326A, 39327A, 44717	Ltr of Rep; \$4000 fine; IC	624.3017(1), 624.700(3), 624.301(1), 624.3011(1)(b)(1), 624.520(1), 624.640(5), 624.3018(2), 624.3015(2)
Best Installation Tile & Marble Inc.	51435, 51436		624.700(3), 624.301(1), 624.640(5), 624.3015(1), 624.520(1), 624.3018(2), 624.720(1)
Mesa Mechanical, Inc.	10339A	Perm Ltr of Rep; IC	624.3015(1)
Mark Anthony Perry dba Perry's Concrete	43449	Revoked	624.3012(2), 624.3013(3), 624.3015(2), 624.3012(3), 624.640(5), 624.3013(4), 624.302(5), 624.640(3)
Encompass Electrical Technologies of Nevada, Inc.	51697	Revoked	624.305(1), 624.650(1), 624.3014(2)(a)(b)(c), 624.3014(3), 624.3013(3)
Robert Wayne Kuhn dba A Acoolco	39939	Revoked	624.3017(1), 624.700(3), 624.3011(1)(b)(1), 624.302(5), 624.520(1), 624.3013(4)
Quannah Concrete, Inc.	42537	Revoked	624.3013(3), 624.640(3), 624.302(5), 624.3013(4)
Empire Roofing	33573	Revoked	624.3012(2), 624.3013(3), 624.3012(3), 624.302(5), 624.640(3), 624.3013(4)
Nastashi West, Inc.	43885	Revoked	624.3012(2), 624.3013(3), 624.640(3), 624.3013(4), 624.302(5)
Aron Investments, LLC dba Designer Carpet & Flooring	46006, 46007 46008	Revoked	624.3017(1), 624.700(3), 624.3017(1), 624.700(3), 624.640(5), 624.520(1), 624.3013(3), 624.3013(4), 624.302(5), 624.3018(2)
Blue Design	50827	1 yr Ltr of Rep; \$1750 fine; IC	624.3015(3), 624.3014(2)(a)(b), 624.640(6), 624.3015(2)
Roston Co. LLC	44333	\$1200 fine; IC	624.3017(1)
Excel Builders and Development	48770	Revoked	624.3017(1), 624.3015(1), 624.3011(2), 624.3013(5)
Sapper Construction Co.	19645	Revoked	624.3012(2), 624.302(5), 624.3013(5), 624.3013(3)
Robert Quinn	54046	Perm Ltr of Rep; \$4000 fine; IC	624.3017(1), 624.3013(5), 624.600, 624.3013(5), 624.3011(1)(a), 624.3017(1), 624.3013(5), 624.3013(5), 624.3011(1)(a)
Angel Electric	42580	\$2000 fine; IC	624.3017(1), 624.3013(5), 624.3011(2), 624.3013(4)
Axis Consulting and Environmental Services LLC dba Axis Environmental	50419	Revoked	624.301(1), 624.301(4), 624.3016(1), 624.3013(5), 624.302(5)
Prestige Flooring, Inc.	51452	\$1000 fine; IC	624.3017(1), 624.3013(5)
Sun Shine, Inc. dba Sun Shine Floor & Design Gallery	49900, 49902	1-yr Ltr of rep; \$9000 fine; IC	624.3017(1), 624.700(3), 624.301(1), 624.640(5), 624.3015(1), 624.520(1), 624.3018(2), 624.720(1)
Environment for Living, Inc.	36692	\$1500 fine; IC	624.3013(2), 624.3016(8), 624.520(1)
Image Pools and Spas	46292	Revoked	624.3017(1), 624.700(3), 624.3015(2), 624.6958(2)(d), 624.6964(6), 624.640(5), 624.520(1), 624.3013(3)
Errett Construction	47819	Revoked	624.3017(1), 624.700(3), 624.301(5), 624.3011(1)(b)(1), 624.3015(1), 624.640(5), 624.520(1), 624.3012(2), 624.3013(3)
USGC, Inc., Neighborhood Landscape Design LLC,	47871, 53852, 53853	Revoked	624.3017(1), 624.700(3)(a), 624.302(5), 624.640(5), 624.3013(3), 624.3018(2), 624.700(3)(a)
Scott D. Packard Construction	42791	Suspended, \$3000 fine; IC	624.3015(2), 624.301(1), 624.640(5), 624.520(1), 624.3013(4), 624.3013(3)
Quality Iron	44810	\$3350 fine; IC	624.3017(1), 624.700(3)(a), 624.640(5), 624.520(1)
Del Mar Builders and Sun West Air Conditioning	45430, 43403	Revoked	624.301(10), 624.700(3)(a), 624.301(1)(2), 624.302(5), 624.3015(2), 624.3016(1), 624.640(5), 624.3013(3), 624.600(1)(a)(b), 624.520(1), 624.3018(2)
Silver City A C and Silver City Construction	25808, 13923	IC	624.3018(2)
Ronnie Paulson Air Conditioning	46227	Revoked	624.520(1), 624.640(5), 624.640(3), 624.302(5), 624.3018(2), 624.3012(2),
John Ronald Niles dba Surface Art Specialties, Inc., Union Contracting, Union Construction Company, Triple Crown Construction	53303, 37086, 39720, 53096	Revoked	624.3012(2), 624.3013(3), 624.302(5), 624.3013(4), 624.3018(2)
Moller Inc. dba Rock Hard Masonry and Moller Inc. dba Rock Hard Concrete	46878, 44625A	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.3018(2)
Noble Pacific Construction Co. Inc.	46538	Revoked	624.640(3), 624.3013(3), 624.3012(2)
Westphall Construction Co., Inc.	30731B, 30731C, 41429	Revoked	624.3012(2), 624.3013(3), 624.302(5), 624.3013(4)
Martin Associates Construction and TCE, LLC dba Martin Associates Construction	52600 and 53200	Revoked	624.301(1), 624.700(3)(a), 624.3017(1), 624.3012(1), 624.301(5), 624.520(1), 624.640(5), 624.3012(3), 624.3013(3), 624.3018(2)
Cox Construction Corporation dba Cox Masonry	48622	Revoked	624.3012(1), 624.3013(3)
Skyhigh Builders	30587	\$2500 fine; IC	624.3017(1), 624.3011(2), 624.3013(5), 624.3015(2), 624.3013(5)
Robert Dore Construction	32745	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.3013(5)
Moon Construction	21821A	1 yr Ltr of Rep	624.3015(1)
Rocky Mountain Builders & Supply	40384 & 50488	Perm Ltr of Rep	624.301(5)
Solano Development Co. Ltd.	50086	Revoked	624.3017(1), 624.3013(5), 624.720(2), 624.3012(2), 624.3013(3), 624.3013(4), 624.3013(2), 624.3011(1)(a), 624.600(1)(a)(b), 624.302(6), 624.3018(2), 624.3012(1), 624.301(1)(3)(4)(5), 624.3012(3), 624.3016(1)
Sierrasage, LLC	52571	Revoked	624.302(5), 624.700(1)(a)(b), 624.301(5), 624.700(1)(a)(b), 624.301(5), 624.700(1)(a)(b), 624.301(5), 624.3013(3), 624.3012(2), 624.3016(1), 624.3012(2), 624.3012(2), 624.3012(2), 624.3012(2), 624.3013(5) 470(1), 624.3013(5) 3016(7), 624.3016(8), 624.3013(5) 283(2)Ⓢ, 624.3013(5) 520(1), 624.3012(2), 624.302(5)
Reiger Construction Co., Inc.	23383	Revoked	624.3012(2), 624.302(5), 624.3013(3)
Principle Centered Inc dba Legacy Homes	51166	Revoked	624.3012(2), 624.302(5), 624.3013(3)

**Please note:**

Contractors who install child safety fences around swimming pools require a C-25 contractor's license. A person who holds a C-25 license may assemble, cut, shape, fabricate and install fencing and guardrails. (NAC 624.420)

BOARD DISCIPLINARY ACTIONS 7/1/03 - 12/31/03 CONTINUED

Licensee	License number	Disposition	Violations
Anasazi Pueblo Construction, Inc., dba Anasazi Pueblo Plumbing	45518	Surrendered	624.3014(2)(a)(b)(d), 624.305(1)(2), 624.640(6), 624.3013(3)
Unique Plastering Inc dba Unique Plastering, LTD	39130	Revoked	624.263(3)(a)(b), 624.640(3), 624.3013(4), 624.3013(3)
Cane Development	44659	Revoked	624.3012(1)(2), 624.3013(3), 624.302(6), 624.640(3), 624.600(1)(a), 624.520(1), 624.640(5), 624.3013(4)
Performance Underground	47366	Revoked	624.3012(2), 624.302(5), 624.3013(4)
Howard William Ickes	44765A	IC	624.3017(1)
Deznan Contractors, Inc.	26413	\$2000 fine; IC	624.700(3), 624.302(5)
Nevada Painting Co., LLC	49275	\$2000 fine; IC	624.700(3), 624.302(5)
C A S Landscaping	47639	\$1000 fine; IC	624.3012(2), 624.3013(3)
Backyards of America, LLC and Flamingo Pools and Landscaping, LLC	51395, 52743, 52744	Revoked	624.3017(1), 624.700(3)(a), 624.302(5), 624.3013(3), 624.640(5), 624.520(1), 624.301(3), 624.3011(1)(b)(1), 624.3013(4), 624.3018(2), 624.3012(2)
S & G Concrete Specialists, Inc.	53605	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.302(6)
Bioscape Systems, Inc.	43542	Revoked	624.3012(2), 624.3013(3), 624.640(3), 624.640(5)
Visionscapes	42780	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.302(6)
Steffen Pools, LLC a Nevada LLC	49107	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.640(3)
Robert Dillon Framing, Inc.	45613	Revoked	624.3011(1)(b)(2), 624.3013(3)
Valley Classics, Inc.	49032	Revoked	624.3011(1)(b)(4), 624.285(1)(2)(3)(4), 624.3013(3)
Olympus & Associates, Inc dba Olympus Painting and Sales	51422, 51433	\$250 fine	624.3013(5)
Dave Barrett Builder	28899	\$700 fine; IC	624.3015(3), 624.3014(2)(a)(b)(c)(d), 624.3013(5), 624.2015(2), 624.3013(5), 624.600(1)(a)(b), 624.3013(5)
Sierra Waterproofing	16255	IC	624.3012(2), 624.302(5), 624.3012(2), 624.302(5), 624.3013(3)
Strosnider Construction	44927	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.3013(4), 624.3012(2)
S B C O Construction, Inc.	51976	Revoked	624.3014(1)(a), 624.3014(2)(a)(b)(c)(d)(3), 624.3015(1), 624.520(1), 624.640(5), 624.305, 624.3013(3)
Wayne Hansen Contractors	47083	IC	624.3014(2)(a)(b)(c)(d), 624.3013(3)
Perfection Enterprises, Inc.	42249	\$750 fine; IC	624.3014(2)(a)(b)(c)(d)
Sunset Pools & Landscaping	42104, 42105	IC	624.3014(2)(a)(b)(c)(d)
Ultimate Alarms	52636	\$600 fine; IC	624.3014(2)(a)(b)(c)(d)
ECO Industries, Inc.	39263	Revoked	624.3012(2), 624.302(5), 624.3013(3), 624.640(3), 624.3013(4)
Sunrise Electrical & Lighting Systems	35141	Revoked	624.640(3), 624.3017(1), 624.3013(5)
Rail City Garden Center, Inc.	49148	1 yr ltr of rep; IC	624.3017(1), 624.3013(5)
J Q Construction	46712	\$750 fine; IC	624.3015(3), 624.302(5), 624.3013(3)
Wright Way, Inc. dba Wright Way Painting	52210	Revoked	624.3012(2), 624.3013(3), 624.3013(5), 624.302(5)
C P Construction	53253	Revoked	624.3012(2), 624.3013(3), 624.3013(5)
Triangle Construcion, Inc.	32494	1 yr ltr of rep; \$750 fine; IC	624.3017(1), 624.300(3)(a), 624.3013(3)
Lasting Impressions	38301	Revoked	624.3013(3), 624.302(6), 624.3018
Earth Development, Inc.	55139	Suspended	624.3013(3), 624.302(6), 624.3018
Gregg Chambers Construction	41850	\$800 fine; IC	624.301(1), 624.3015(1), 624.520(1), 624.3013(3), 624.302(6), 624.3012(1)
Century Elevator of Nevada, LLC	43225	\$100 fine; IC	624.3013(5)
Major Distributing, Inc.	12448	\$100 fine; IC	624.520(1)
Concrete, Inc.	50141	Revoked	624.3013(3), 624.3013(4)

KEY - Grounds for Disciplinary Action and Related Statutes

NRS 624.301	Abandonment or failure to complete or prosecute diligently a project for construction; willful failure to comply with terms of contract or written warranty
NRS 624.3011	Disregard of plans, specifications, laws or regulations
NRS 624.3012	Diversion of money; failure to pay for materials or services; failure to release lien on property to be improved
NRS 624.3013	Failure to keep records or maintain bond; misrepresentation; failure to establish financial responsibility or comply with the regulations of Board
NRS 624.3014	Misuse of license; evasion of law
NRS 624.3015	Acting beyond the scope of a license; contract with unlicensed contractor; constructing or repairing a mobile home, manufactured home or commercial coach; engaging in work that requires a license while license is inactive
NRS 624.3016	Fraudulent or deceitful acts; criminal conviction; improper acts involving liens; improper acts involving residential pools and spas; failure to make required disclosure; failure to pay assessment; improper acts involving contract for public work
NRS 624.3017	Substandard workmanship; incomplete advertising; advertising projects beyond scope of license
NRS 624.30175	Suspension of license for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of license
NRS 624.3018	Certain persons prohibited from serving as officer, director, associate or partner of licensee
NRS 624.302	Contracting, offering to contract or submitting bid if license is suspended, revoked or inactive; failure to comply with written citation or pay administrative fine; suspension or revocation of license in other state or disciplinary action in other state; failure or refusal to respond with written requests of the Board
NRS 624.305	Unlawful use, assignment or transfer of license; revocation of license

For more information, see the "State Contractors Board Handbook" or visit the Nevada Legislature's website, www.leg.state.nv.us.

CRIMINAL CASES PROSECUTED 7/1/03 - 12/31/03

By Nevada law, the Nevada State Contractors Board has the authority to issue citations and pursue prosecuting individuals for violations ranging from fraud to contracting or advertising without a license. The following convictions and penalties were levied in the second half of the fiscal year 02-03 from January 1, 2003 through June 30, 2003.

AA=administrative assessment

R=restitution

IC=investigative costs

Southern Nevada

Afflitto, Joseph dba JC Concrete	\$500 F	Leff, Russell dba Sweet Water Source	\$221 F
Aguilar, Salvador dba Aguilar Plastering	\$289 F; IC	Long, Gary	\$95 F
Alvarado, Frank dba Robert Woods Flooring	Conviction	Lord, Russell dba The Free Energy Store	IC
Amelung, Anthony dba Clearview Concepts	\$1617 R; IC	Lund, Herber dba Lund Pools	\$250 F; IC
Amstutz, Roy Alan	\$250 F; \$500 R; IC	Maddux, Dwight L. dba Summit Surveillance	IC
Anderson, Charles dba Las Vegas Consulting	\$250 F; \$1200 R	Maestas, Ted dba Teds Handyman	\$100 F; IC
Andrews, Marc E. dba General Home Systems	\$250 F; IC	Marrujo, Earl dba Major Distributors	\$250 F; \$1134 R; IC
Arenas, Juan dba Arena's Custom Cabinets	\$250 F; IC	Martin, Justin dba The Pool Consultants	IC
Avendano, George dba Majestic	\$500 F; \$2500 R; IC	Martinez, Arturo G. dba Desert Water Designs	\$250 F; IC
Avendano, George dba Majestic	\$1000; \$1700 R; IC	Martinez, Frank	\$750 F
Avendano, George dba Majestic	\$1000 F; \$6500; IC	Masso, John dba El Sol Marble & Tile	\$250 F; IC
Avery, Sidney James Jr. dba Water Creations	IC	McFaden, Sandy dba Goldstein-Royan Environment	\$575 F
Baca, Orlando	Conviction	McFall, Paul dba Corvette Curbing	IC
Bach, Kenneth Robert dba Clearview Concepts	Jail	Midany, Dror dba A Granite	\$250 F; \$4000 R; IC
Baldwin, Chris dba Baldwin Bros. Lawn Service	\$250 F; \$500; IC	Miribal, Ray dba RM Enterprises	\$500 F
Barnett, Earl Sr.	\$4317 R; IC	Moncrief, Dennis dba Dennis's Handyman Service	\$750 F
Beddo, William Dale	\$600 F; IC	Monees, Albert dba More Title	\$2710 R
Beyer, John	\$270; \$160 R; IC	Monsen, Jason dba Monsen Lawn Care	\$250 F; IC
Bonne-Heredia, Roen dba Suave Landscape &	\$250 F; IC	Montalvo, Mike dba Desert Water Designs	\$250 F; IC
Brady, Ron dba Pacific West Landscape	\$350 F; \$1000 R; IC	Murray, Dan	\$200 F; IC
Brown, Kimon	\$250 F	Neis, Eli dba E-Metrics Air Conditioning	\$500 F
Buchanan, Robbert dba The Island Concepts	\$250 F; IC	Nieto, Richard dba Evergreen Painting	\$300 F; \$500 R; IC
Buckner, Debbie dba Ward Tech Sign Group	IC	Noriega, Jesse dba Jesse's Masonry Concrete	\$250 F; IC
Cabrera, Claudio G.	\$250 F; IC	Novotny, Stephen dba Dunn Rite Tile	\$250 F; IC
Castaneda, Javier	\$125 F; \$1200 R; IC	Ontiveros, Ernesto Rubin	\$250 F; \$2000 R; IC
Castanon, Joe dba JC Carpet Care	\$350 F; IC	Ortega, Robert dba ABC Lawns	\$578 R; IC
Castellano, Anthony dba Anthony's Lawn Care	\$250 F; \$2800; IC	Padovese, William	\$250 F; IC
Chavez, Frank dba A Better Home Improvement	\$6700 R	Patterson, Kevin dba Concrete by Big Bird	\$250 F; \$780 R; IC
Clark, Brent J.	\$250 F; \$400 R; IC	Perea, Manuel dba Perea Landscape	\$250 F; IC
Clark, John dba TFC Nevada	\$250 F; IC	Peterson, John Campbell dba A-1 Custom Lawn	\$170 F
Cook, Ron dba Connection Point	\$250 F; IC	Peterson, Terry dba ASAP Coin Operation	\$250 F; \$1250 R; IC
Copping, Michael R. dba Brian Sprague Stone	\$250 F; \$4755 R; IC	Pinnell, Bill Preston	\$2825 R; IC
Copping, Michael R. dba Stone Works	IC	Porter, Bob dba Phoenix Properties & Development	\$250 F; IC
Cripps, Carl Eugene dba Kornett Construction	\$615 F	Porter, David J. dba DJP Construction	\$100 F; IC
Crisp, Jeffrey L dba AA Roofing Co	IC	Powell, Terrell	\$250 F; \$1200 R; IC
De Grave, R. Leigh	\$100 F; IC	Presley, Jeffrey dba the	\$350 F; \$11300 R; IC
Dingle, John dba MJB Spa Service	IC	Pritchett, Timothy E. dba Industrial Pain	IC
Dominguez, Joe dba Sacred Groundskeeper	\$250 F; IC	Quiroz, Vincent dba Custom Works	\$250 F; IC
Dominiguez, Rick	\$400 R; IC	Quiroz, Vincent Ruben dba Custom Handyman	\$150 F; \$750 R; Jail
Doolin, Pete dba Concrete Impressions	\$350 F; \$1000 R	Rasmussen, Jeff dba Rasmussen Painting Co.	\$250 F; IC
Drucker, George Allan dba The Home Service	IC	Robinson, Patrick W. dba Spectrum Landscape	\$250 F; IC
Edgar, Bob dba Hayward Builders LLC	\$250 F; IC	Robles, Danny	\$250 F; IC
Eisenhauer, Richard	\$250 F; IC	Rochas, Mario dba Southern Nevada Creative	\$250 F; \$10138 R; IC
Elliott, Stephen dba Desert Gardens Nursery	IC	Rondeau, Alfred dba A.R. Handyman	\$250 F; \$4000 R; IC
Everett, Robert dba Construction Ahead	\$250 F; IC	Rossal, Daniel dba Rainbow Lawn Services	\$250 F; IC
Feingold, Barry dba Bears Spas	\$3800 R; IC	Russell, Gene dba Rogers Water Conditioning	\$250 F; IC
Ferch, Bernard J	IC	Sardina, Tom	\$200 F; IC
Ferreira, John dba Image Services	\$250 F; \$1225 R; IC	Saville, Al dba A & J Company	\$250 F
Finocchi, Curtis Mike dba Bull Dog Painting	\$450 F; IC	Schoffeld, Mike dba LV Scapes	\$270 F; \$1500 R; IC
Foley, George dba Foley Brothers Landscaping	\$250 F; IC	Sears, Wayne dba Mill Direct Carpet and Tile	IC
Frankenberg, Laura dba Buy Design Inc.	IC	Sharkey, Michael dba Mick Sharkey & CO	\$250 F; \$3600 R; IC
Fuentes, Romel	IC	Shivak, Keith dba Sacon Construction/	\$250 F; \$4000 R; IC
Geier, Gary V.	\$296 R; IC	Silva, Elizabeth dbaSwimming Pool & Spa	\$250 F; \$2750 R; IC
Geronimo, Isaias dba Geronimo Landscaping	\$250 F; \$2800 R; IC	Silver, Franklin dba Aqua Products Corporation	IC
Gibbons, David dba Lawnsapes	\$150 R	Skeans, William	\$250 IC
Gonzales, Anthony	IC	Small, Jack dba Professional Referral Service	\$250 F; IC
Grant, Tony Lee dba Home Theater Tech	\$350 F; IC	Soltis, Charles E. dba Chic's Decorative	\$270 F; IC
Gray, Christopher dba Concrete Graphics	\$250 F; \$3080 R; IC	Sweetman, Lorence H	\$95 F
Green, Curt dba All In-Home Repairs	\$250 F; \$200; IC	Teng, Tan dba TNT Electric Sign	\$250 F; IC
Grose, John dba Mr. Appliance	IC	Terry, Jim	\$615 F
Gulli, Greg dba Total Floor Effects Co.	\$250 F; \$5000; IC	Thompson, Gary dba Faux Finish Artists UR	\$270 F; \$1500 F; IC
Haddad, Munir dba Video Security	\$250 F; IC	Thompson, Michael Aaron dba Oak Tree Cabinet	\$37000 R
Hays, Steve dba Cabinet Concepts & Design	\$350 F; IC	Thompson, Michael Anthony dba TNT Concrete	\$250 F; IC
Hazelwood, Richard J. dba Amazing Concrete	\$175 F; \$4000 R	Thompson, Richard dba R & D Construction	\$500 F; IC
Heitzman, Will	\$500 F; IC	Thompson, Richard dba R & D Construction	\$1000 F; IC
Hill, Bill dba Installation Inc.	\$250, IC	Torino, Raymond dba Alert Glass/All American	\$250; R; IC
Holm, Lorin W. dba Cascade Water Systems	\$1000 F	Turner, Brent dba Reliable Door Service	\$250 F; IC
Hudson; Clemon dba House to Home Handyman	\$100 F; \$1401 R; IC	Turnham, Thomas	\$200 F
Innerarity, Damon	\$250 F; \$3090 R; IC	Turnham, Thomas (Sean) dba Stone Enterprise	\$250 F; \$1000 R; IC
Innerarity, Damon dba Innerarity Marble &	\$270 F; \$283 R; IC	Ullian, Bobby dba Southwest Refinishing	\$270 F; IC
Innerarity, Damon dba Innerarity Tile	\$1400 R	Vaughn, John	\$270 F; IC
Jackson, Jack dba Jack Jackson & Associates	\$374 R	Villalobos, Fernando dba Sunset Precision	\$250 F; \$500 R; IC
Johanson, Colt dba Spray Force, Inc.	\$900 R	Wagner, Robert dba Casual Cabinets	\$250 F; \$375 R
Johns, Merle	\$250 F; IC	Wagner, Robert dba Xeta Technologies	\$500 F; IC
Johnson, Jim	\$350 F; IC	Walker, David dba Sign A Rama	\$250 F; IC
Jordon, Jeff dba Concrete Finishes	\$150 F	Weaver, Albert L.	\$150 F; IC
Joseph dba JB Granite	\$1000 F	Weaver, Troy dba Nevada Air Conditioning	\$300 F; \$800 R; IC
Kimble, Harold	\$1890; IC	Wile, Duane dba Supreme Builders	IC
Kokinda, Adam dba Help Reforest America	\$250 F; IC	Wile, Duane dba Supreme Builders	\$250 F; \$4128 R; IC
Koli, Mavae	\$500 F; \$350 R; IC	Wunder, Richard dba Creative Tree Company	\$250 F
Kosari, Karim dba Pro Signs/PSCO Inc.	IC	Young, James K	Conviction
Lauro, Nofrie	\$500 F; \$4500 R; IC	Young, Kenneth dba All American Fire	IC

CRIMINAL CASES PROSECUTED 7/1/03 - 12/31/03 (CONTINUED)

Northern Nevada

Avila, Frederick Alan	\$615 F		
Barajas, Juan C dba Juan Barajas Roofing	\$615 F		
Blomquist, John	\$203 F; IC		
Bouchard, John M.	\$25 F; IC		
Bradshaw, James H. dba JB;s Custom Col	\$615 F; Jail		
Burns, Martin Douglas dba Sonshine Pa	\$265 F		
Carpenter, Mark	Jail		
Catu-Rivera, Rudy A. dba Catu Lawn Service	\$615 F		
Catu-Rivera, Rudy A. dba Catu Lawn Service	\$615 F		
Cloutier, Norman dba Norman Cloutier	\$180 F; IC		
Davis, Bill dba Concrete Solutions	\$185 F; IC		
Davis, Bill dba Concrete Solutions	\$635 (s); \$3000 R; IC		
Davis, Bill dba Concrete Solutions	\$635 F; IC		
Estes, Steven Todd dba Clean Lawn	\$1132 F; IC		
Feyder, Dustin Charles	\$615 F		
Finau, Viliami T.	\$535 F		
Finau, Viliami T. dba WA Construction	\$615 F (s)		
Garcia, Melvin Louis dba Nev Com Group	\$500 F; \$105 AA; \$10 CC;		
Gaynor, Ken dba Gaynor Electric	\$400 F; IC		
Golding, Rick dba P. R. Painting	\$187 F (s); \$47 CC; IC		
Groesbeck, Keith dba Ely Custom Floors	\$50 F		
Hallum, Jerry dba R & J Roofing	\$375 R; IC		
Hann, Ben Erick	Jail		
Heider, Joseph F. dba Sierra Tile	\$280 F		
Heinz, Bradley	\$615 F		
Helmers, John	\$615 F; IC		
Hernandez, Gabino dba Hernandez Lawn	\$615 F		
Herz, Torsten, Chris	\$615 F		
Hogan, William Richard	\$365 F		
Kaufman, Peter Benjamin dba Keystone Mi	\$280 F		
Kaufman, Peter Benjamin dba Keystone Mi	\$280 F		
Koury, Ted dba Nevada Steel Products	\$297; IC		
Koury, Ted dba Nevada Steel Products	\$635 F		
Lopez, Alberto	\$500 F		
Lorenzo, Mark dba M & S Trucking Construction	\$1132 F		
Manseau, Floyd F.	Jail		
Martini, Jasper R.	\$517 F (s)		
Martini, Ron dba Martini Home Improvement	\$517 F; IC		
Matassa, Thomas S. dba Tom's Tree & Yard Service	\$500 F; \$105 AA; \$10 CC;		
Matassa, Thomas S. dba Tom's Tree & Yard Service	\$500 F; \$105 AA; \$10 CC		
Mau, Taliauli K. dba Stanley Landscaping	\$615 F		
Medlinsky, Stan	\$500 F (s); \$105 AA; \$10		
Mello, Roger Paul	\$500 F; \$105 AA		
Mike Keplinger Construction		\$200 F; IC	
Miller, Doug dba DLM		\$107 F; IC	
Miller, Doug Lee		\$107 F; IC	
Montano, James dba Jim's Maintenance Service		\$227 F (s)	
Morghen, Andrew S. dba Pacific Crest		\$615 F; IC (s)	
Nichols, Ed		\$635 F; IC	
Niko, Ikahui O.		\$390 F	
O'Connor, Lawrence James		\$615 F	
Ogden, Larry		IC	
Powell, Gregory Donald		\$220 F	
Rachlin, Michael Howard dba Payless Car		\$260 F	
Rae, Thomas F. dba Toms Home Owners H		\$632 (s); IC	
Randall, Rich dba Acclaim Builders, Inc.		\$1115 F; Jail	
Rhoades, Frank dba Franks Flawless Paint		IC	
Rolie, Kent		\$250 F; \$65 AA; Jail	
Ross, Ryan M. dba Ryan's Handyman Service		\$615 F	
Rowe, John dba Ironex		\$500 F; \$105 AA; \$10 CC;	
Sabatoni, Rodney Ray		\$263 F; IC	
Salkowski, Frank		\$632 F (s); IC	
Sambrano, Joseph dba Sol Services		\$615 F (s); IQC	
Slusarczyk, Edward Z. dba Competitive		\$615 F	
Slusarczyk, Edward Z. dba Competitive		\$615 F	
Stewart, Erica L. dba Painting by Eric		\$330 F	
Stewart, Erica L. dba Painting by Eric		\$615 F	
Sumner, Linda J. dba Home Show Flooring		\$500 F; \$105 AA; \$10 CC;	
Syfers, Dennis dba National Satellite		\$500 F; IC	
Taunaholo, Uona		\$615 F	
Taunaholo, Mosese		\$500 F; \$105 AA; \$10 CC	
Taunaholo, Mosese dba Islander Landscaping		\$615 F; Jail	
Taunaholo, Mosese dba Islander Landscaping		\$615 F; Jail	
Taunaholo, Mosese dba Islander Landscaping		\$200 F; R; \$25 AA; IC	
Tellez, Israel		\$615 F	
Tellez, Israel		\$615 F	
Tellez, Israel		\$615 F	
Tellez, Israel		\$615 F	
Tellez, Israel		\$615 F	
Thompson, Todd dba Heavenly Landscape		\$500 F; \$105 AA (s)	
Trujillo, Louis Prada		\$300 F; IC	
Tuipulotu, Taliai		\$1132 F (s); IC	
Walters, Dale N. dba Nevada Lawns		\$605 (s)	
Walton, Daniel Fred		\$170 F	
Williams, Nathan dba Nathan's Home Repair		\$347 F; IC	
Willimott, Greg J dba GJW Home Repair Specialists		\$190 F; \$394 R; IC	

Drought Alert Continues

Southern Nevada Water Authority Provides Water Smart Contractor Solution

On January 1, 2004 Southern Nevada moved to a Drought Alert stage. This is the second in a three-phase drought plan that is designed to help the community cope with the worst drought on record in the Colorado River Basin. Lake Mead, our primary source of water, has dropped more than 70 feet. This new stage of drought means additional drought restrictions are in effect to help the community save water.

The new restrictions impact customers who receive water service from the cities of Henderson, North Las Vegas and Boulder City and the Las Vegas Valley Water District. These restrictions include:

- Turf in New Developments:** Turf is prohibited or restricted in front yards of new homes where permits are issued after January 1, 2004. Turf is limited to 50 percent of the back and side yards in new homes. Turf also is restricted at new commercial and multifamily developments. Check with the city or the county where new properties are being built for specific restrictions.

- Water Waste Fees:** Water waste fees increase in Drought Alert. Water waste fees are based on meter size. First time residential fees typically start at \$25.00 and all fees double with each violation. Contact your water supplier for more information.

Water Smart Contractor Program

The very successful Water Smart Contractor program continues at the SNWA. The program connects regional property owners with contractors and landscapers who are especially trained in the latest and most effective water efficiency practices. Water Smart Contractors are listed on the Water Authority website.

Interested contractors must have a license in good standing and complete an eight hours of training.

For more information on drought restrictions or the Water Smart Contractor program, call your water provider or the Conservation Helpline at **258-SAVE** or visit **snwa.com**.

Changes in Nevada Contractor Laws from 2003 Legislature

Following are summaries of some of the revised and new laws in NRS 624, enacted by the 2003 Nevada Legislature. The bolded information indicates new or amended aspects of the statute.

Qualifications of Board members

NRS 624.050

Of the seven member of the Nevada State Contractors Board, six of them must, at the time of appointment, hold an unexpired contractor's license, be actively engaged in the business of contracting and have been so engaged for no less than five years and have been a U.S. Citizen for at least five years.

One member of the Board must be a representative of the general public. This member must not be a licensed contractor, or a spouse or parent or child, by blood, marriage or adoption of a licensed contractor.

Offices; maintenance, inspection and confidentiality of records and reports

NRS 624.110

The Board may maintain offices in as many localities in the State as it finds necessary to carry out the provisions of this chapter, but it shall maintain one office where public records must be kept including: record of applications, licenses issued, licenses renewed and all revocations, cancellations and suspensions of licenses.

Except as otherwise required in NRS 624.327, credit reports, references, financial information and data pertaining to a licensee's net worth are confidential and not open to public inspection.

Investigation of constructional fraud

NRS 624.165

The Board may obtain records of a law enforcement agency or any other agency that maintains records of criminal history including records of arrests, guilty pleas, sentencing, probation, parole, bail, complaints and final dispositions for the investigation of constructional fraud.

Constructional fraud occurs if a person engaged in construction knowingly misapplies money (under the circumstances described in NRS 205.310), obtains money, property or labor by false pretense (as described in NRS 205.380) or receives payments and fails to state his own true name, or states a false name, contractor's license number, address or telephone number of the person offering a service, **diverts money or commits any act of theft, forgery, fraud or embezzlement in connection with a construction project.** Construction fraud also includes unlicensed contracting, **submitting false payroll information to a public officer or agency in a report relating to a contract for public work** and failure to disclose a material fact.

Cease and desist order; injunction; fine

NRS 624.212

The Board's Executive Officer shall issue an order of Cease and Desist to any person acting as an unlicensed contractor or submitting a bid on a job **or beginning work as a contractor** without an **active** contractor's license **of the proper classification.**

If it appears that a person has violated this chapter, the Board may

request that the Attorney General or District Attorney to apply for a restraining order. The Board is not required to prove any irreparable injury. In seeking injunctive relief, the Board needs only to believe that the individual is acting as an unlicensed contractor or submitting a bid on a job in the state of Nevada without a license.

The issuance of a restraining order or an injunction does not relieve the person against whom the restraining order or injunction is issued from criminal prosecution for practicing without a license.

If the court finds that a person willfully violated an order issued pursuant to subsection 1, it shall impose a fine of not less than \$250 nor more than \$1,000 for each violation of the order.

Financial responsibility of applicant or licensee: Additional requirements for applicants and licensees engaged in residential construction

NRS 624.264

If an applicant or qualifying employee on a residential contractor's license has not held a license within the two years immediately preceding the date of his application, the Board shall require the applicant to establish his financial responsibility by submitting a CPA prepared financial statement and a statement indicating the number of building permits issued and construction projects completed along with any other information required by the Board. Before the Board may issue the license, the Board must determine if it will be in the public interest to require the applicant to use a construction control for money to be paid in advance that the applicant will require of the purchaser of a new residence. If the Board requires a construction control, the ownership of that construction control may not be a relative of the applicant and the applicant may not hold any financial interest in the construction control business. The Board may also establish an aggregate monetary limit on the license, which will be the maximum combined amount of all contracts undertaken at any time. The Board will determine the period of time that the limit will be in effect and may increase or decrease that amount as is deemed appropriate.

Bond and deposit: Requirements, amount and conditions

NRS 624.270

Before issuing a contractor's license to any applicant, the Board shall require that the applicant file a surety bond or cash deposit.

If the Board is notified by the Labor Commissioner **or otherwise receives notification** that three substantiated claims for wages have been filed against a contractor within a 2-year period, the Board shall require the contractor to file a bond or establish a cash deposit in an amount set by the Board.

Hearing required if Board suspends or revokes license

NRS 624.291

If the Board suspends or revokes a license, has probable cause to believe that a person has violated NRS 624.720 or imposes an administrative fine, the Board shall hold a hearing. **If requested, this hearing must be made public.**

The Board may suspend a license without hearing, based on evidence in its possession, for the health, safety or welfare of the public.

Disciplinary actions against licensee; private reprimands prohibited; orders imposing discipline deemed public records; deposit of fines in Construction Education Account

NRS 624.300

The Board may: suspend or revoke licenses, refuse renewals, impose limits on the field scope or monetary limit of the license, order a licensee to repay the Residential Recovery Fund account as a result of an act or omission by the licensee, order a licensee to take corrective actions, or **issue a public reprimand, including increasing the amount of surety bond or cash deposit.**

If the Board suspends or revokes the license of a contractor for failure to establish financial responsibility, the Board may require that each contract undertaken by that licensee, for a designated time period, be separately covered by a bond or bonds and conditioned upon the performance of and the payment of labor and materials required by the contract. If a licensee misuses the license, the Board may impose a fine of up to \$20,000.

If a licensee is prohibited from being awarded a contract for a public work, the Board may suspend the license of that licensee for the period of the prohibition.

If a licensee commits a fraudulent act that is a cause for disciplinary action, the correction of any condition resulting from the act does not preclude the Board from taking disciplinary action.

The expiration of a license does not deprive the Board of jurisdiction to proceed with any investigation of or action or disciplinary proceeding against the licensee or to render a decision suspending the license.

The Board shall not issue a private reprimand to a licensee. An order that imposes discipline and the findings of fact and conclusions of law supporting that order are public records.

All fines collected must be deposited with the State Treasurer for credit to the Construction Education Account.

Fraudulent or deceitful acts**NRS 624.3016**

The following acts or omissions constitute cause for disciplinary action:

- Any fraudulent or deceitful act committed in the capacity of a contractor, including misrepresentation of a material fact
- A conviction of sitting for an examination on behalf of another
- Knowingly making a false statement relating to the record of a notice of lien
- Failure to give required notices
- Failure to comply with laws governing pools and spas
- Failure to supply required disclosures by a general building contractor
- Misrepresentation or omission of a material fact to obtain a license
- Failure to pay a Residential Recovery Fund assessment
- **Failure to file a certified payroll report that is required for a contract for public work**
- **Submitting false information in an application for qualification or a certified payroll report that is required for public work.**

Licensee subject to disciplinary proceeding must submit financial statement and authority of Board to take certain actions to protect public**NRS 624.323**

If an investigation is conducted against a licensee and the Board determines that there is cause for a formal disciplinary proceeding

against the licensee, the Board shall require the licensee to submit a CPA prepared financial statement, a statement of the number of building permits issued to and construction projects completed by the licensee during the preceding year, and any other information required by the Board.

After providing the licensee with a notice and an opportunity to be heard, the Board must determine whether, based on the financial information concerning the licensee, it would be in the public interest to require the licensee to obtain a construction control for money that the licensee requires a purchase of a new residence to pay in advance to make upgrades to the new residence. If the Board does this, the licensee may not be related to the construction control or to an employee or agent of the construction control. The licensee may not hold directly or indirectly, a financial interest in the business of the construction control. The Board may also establish an aggregate monetary limit on the contractor's license, which will be the maximum combined amount of all contracts that the licensee may undertake at any given time. If the Board establishes such a limit, it shall determine the period in which the limit is in effect. The Board may increase or decrease the limit, as it deems appropriate. The provisions of this section do not limit the authority of the Board to take disciplinary action against the licensee.

Certain records relating to investigation deemed confidential - others deemed public records**NRS 624.327**

A complaint filed with the Board, all documents and other information filed with the complaint and all documents and other information compiled as a result of the investigation conducted to determine whether to initiate disciplinary action are confidential.

The complaint or other document filed by the Board to initiate disciplinary action and all documents and information considered by the Board when determining whether to impose discipline are public records.

Other unlawful acts or omissions; penalties**NRS 624.750**

It is unlawful for a person to commit failure to pay for materials or services, misrepresentation of a material fact; misuse of a license/evasion of law; or fraudulent or deceitful acts. Unless a greater penalty is otherwise provided by a specific statute, any person who unlawfully uses, assigns or transfers a license, engages in the business of contracting without a license, engages in unlawful advertising, or enters into a joint venture without an additional license is guilty of a misdemeanor for the first offense, a gross misdemeanor for the second offense and a category E felony for the third offense.

It is unlawful for a person to receive money for the purpose of obtaining or paying for services, labor, materials or equipment if the person willingly fails to use that money for that purpose and wrongly diverts money to use other than that for which it was received.

Unless a greater penalty is otherwise provided, any person who violates this section for less than \$1000 is guilty of a gross misdemeanor and shall be punished by a fine of not less than \$2000 or more than \$4000 and may be further punished by imprisonment in the county jail for not more than one year. If the amount of money wrongfully diverted is more than \$1000, that individual is guilty of a category E felony and shall be punished by a fine of not less than \$5000 nor more than \$10,000 and may be further punished by imprisonment in the state prison for not less than one year and not more than 4 years.

Imposition of a penalty provided in this section is not precluded by

The Contractor's License Exam

Information and Frequently Asked Questions

Nevada requires each applicant to pass a general business and law or "CMS" examination and a trade examination specific to the classification of license for which the application is made. An exam eligibility letter will be provided to the applicant after the application has been filed with the Nevada State Contractors Board, and board staff has verified his or her experience.

A candidate information bulletin and exam content outline can be obtained through the Contractors Board website (www.nscb.state.nv.us) under the "Contractor Examination Information" link or by contacting your local NSCB office. The content outlines include the subject areas covered in each examination and the number of questions asked in each subject area. Additionally, a list of reference material is provided that can be used to prepare for the exam.

PSI Examination Services published a new reference manual for the business and law examination. Effective February 1, 2004, the NASCLA publication will no longer be used during the examination and the new PSI publication will be the only reference manual allowed for use during the contractor license examination. The manual order form is available at the NSCB website or at the NSCB offices.

Contractor's Examination Frequently Asked Questions

Is it necessary to attend a licensing school to pass the examination?

The Contractors Board does not recommend or endorse any licensing school. It is the Board's belief that if a candidate is qualified, possesses the required experience, and prepares for the examination, he or she will successfully complete the exam.

Are study materials or practice examinations available?

Each of the exam content outlines includes a list of reference materials that can be used to prepare for the exam. Nevada does not offer practice exams.

Can the reference material be used during the examination?

The general business and law or "CMS" test is open book. You may use the Construction Business and Law Manual for Nevada.

If I have already taken an examination for a contractor's license in the State of Nevada, will I be required to take the exam again if I apply for another license?

In most cases you will not be required to take an exam if you have actively served as a qualified employee, within the last

seven (7) years, on another license in the same classification. The Nevada State Contractors Board reserves the right to require any applicant to take and pass an examination.

If I am licensed in another state, will I be required to pass an examination in Nevada?

Nevada has limited reciprocal agreements with the states of Arizona, California, and Utah. This agreement applies to the trade examination only. This act of reciprocity does not include any of the plumbing or electrical trades. To be considered for reciprocity, the following is required:

- The trade qualifier must have been licensed and in good standing in one of the participating states for at least five (5) out of the last seven (7) years.
- The trade qualifier must have taken and passed an equivalent examination in that state.

How often are the examinations administered?

Examinations are offered seven (7) days a week in the Las Vegas area. In the Reno area, exams are given every Tuesday, Wednesday, Thursday, and Saturday. Exams are also offered in the Elko area on a limited schedule.

How do I register to take an examination?

An exam eligibility letter will be provided to you after your application has been filed with the Nevada State Contractors Board, and board staff has verified your experience. Once you have received the eligibility letter you can schedule an exam date by following the instruction

included with the notice.

When will I be notified regarding the result of my examination?

Your score will be given to you immediately following completion of the examination.

How many times can I take the examination?

You are allowed three attempts to pass the exam. If an exam is failed on the third attempt, the application becomes void. You can reapply after a thirty (30) day waiting period.

Questions? Contact NSCB at (702) 486-1100 in Southern Nevada or (775) 688-1141 in Northern Nevada. Contact PSI Examination Services at 1-800-733-9267 or visit www.psiexams.com.

Adopted and Proposed Regulations

Adopted Regulations

The following are new regulations that have been adopted by the Board.

Owner-Builder Exemption (Adopted 12/4/03)

This regulation requires an owner builder to obtain an exemption from licensure and file the exemption form with the Nevada State Contractors Board and the Building Department.

Examination Re-Takes/Fingerprint Fees (Adopted 12/4/03)
This regulation provides that an applicant who has failed the examination three times may apply again with a new application and fee after 30 days instead of three months. In addition, the regulation revises the fee for fingerprints.

Photovoltaics (Adopted 12/4/04)
This regulation establishes a new subclassification under the C-2 classification for the installation of photovoltaics.

Concrete Contracting (Adopted 12/16/04)
Regulation streamlines C-5 (Concrete) classification, eliminates C-32, C34, and C35 and reclassifies them as specialties.

Disciplinary Action (Adopted 1/27/04)
This regulation makes administrative changes to the disciplinary action and practice before the Board.

Residential Recovery Fund (Adopted 1/27/04)
This regulation made changes to streamline the recovery fund complaint process.

Proposed Regulations

The following regulations are pending.

Administrative Citations/Fines
Procedures set forth for the issuance of administrative citations. The Workshop and Hearing is scheduled for March 16, 2004.

Advisory Opinion Procedures

Task Force Makes Arrests for Contracting Without a License

Three men were arrested by the Washoe County Sheriff's Office for contracting without a license. Tuihalangie Finau was arrested on Jan. 9, 2004, Alberto R. Lopez and James Anthony Montano were arrested Jan. 13, 2004. The arrests and other pending warrant actions are the result of a collaborative effort of the Contractors Interagency Task Force.

These arrests stemmed from an ongoing sweep by the Washoe County Sheriff's Office. The Task Force team has been assigned the responsibility of protecting consumers who are frequently victims of fraud and misrepresentation by unlicensed contractors.

The Task Force includes representatives from the Nevada State Contractors Board, the Washoe County Sheriff's office, the Washoe County District Attorney's office, the Nevada Chapter Associated General Contractors and building officials from Douglas and Washoe Counties, the City of Reno and the City of Sparks.

The Task Force warns the public to check for contractor licenses prior to hiring.

Report Unlicensed Contracting at the NSCB website www.nscb.state.nv.us

Under "Contractors" click on "Complaint forms," then "Illegal Contracting Complaint Form."

Complainants may remain anonymous.

NSCB Special Investigations Unit Bad News for the Unlicensed

The Board's Special Investigations Unit (SIU) investigates cases of unlicensed contractor activity and construction fraud in support of the Board's mission to protect the health, safety and welfare of the public.

The SIU has opened 1,363 Criminal Cases; issued 328 Citations and filed 487 Cases with the District Attorney's office (25 felony cases) since the beginning of the fiscal year, July 1, 2003. As a result of the department's investigations during this time, \$245,692 in restitution to homeowners has been ordered, along with \$96,791 in fines.

The Nevada State Contractors Board has an unlicensed contractor tip form to report unlicensed contractors on its website, www.nscb.state.nv.us.



Contractor Tip:

Be sure that your contract is within the scope of your work/license classification.

Standards of Ethical Practice

By William Dexter, Construction Risk Management

A contractor who is dedicated to the following ethical business practices has made the commitment to comply with the full spirit and intent of all laws and regulation that impact the industry. On a personal level, practicing ethical behavior and following honest business practices are also include the contractor's relationships with all parties involved in the construction process. Among these are customers, architects, employees, suppliers, and subcontractors.

The ethical contractor is the one who believes it possible to own and manage a successful, profitable business by establishing fair and honest policies. A contractor may become involved in unethical practices unwittingly through a genuine lack of knowledge about the proper way to conduct business. On the

other hand, some unethical individuals may decide that the only way to be competitive is to conduct their businesses based on dishonesty and deceit.

A major challenge facing many construction owners is their ability to communicate effectively with customers and others in the business community regarding how they conduct their business to provide services honestly and fairly. To help them communicate this message, contractors can use the following 10-point Contractors Code of Ethics.

Nevada Contractors are encouraged to adopt and display the Code of Ethics both as a reminder and to assure their customers and potential customers of a commitment to service excellence. For a copy of the code suitable for display, contact the Contractors Board office nearest you.

Contractor Code of Ethics

1. We will always provide a detailed cost breakdown before beginning the work.

The primary concern of consumers entering into a construction project is the ability to account for and justify the total cost of the proposed work. Creating a detailed allocation of costs allows the owner to make informed decisions about specifying the work. The most important factor is that a clear description of costs eliminates many misunderstandings and conflicts between the contractor and project owner.

2. We will always provide a written schedule for the progress of the work.

It is not enough to generally assign a block of time to the entire project. Project owners want the opportunity to follow the roadmap of progress by being prepared for the delivery of materials, waiting time for coatings to dry, scheduling of inspections, and all components of the use of time. The schedule document, whether a bar chart or simple calendar page, allows the owners to remain informed about the progress of the work.

3. We will always secure a building permit if one is required.

Regardless of the size of the project, the building authority should be provided with an opportunity to review the Health, Safety, and Welfare issues that are addressed in the building codes. By taking this step, the contractor is assuring the homeowner that the work is being completed under the requirements of various codes.

4. We will always sign a written contract that includes our cost breakdown, the schedule and the plans.

The importance of a written contract goes far beyond describing the work and the cost to be paid. Contracts define what action the parties will take when unforeseen events occur. The care taken to draft a complete and detailed agreement is an invaluable step towards the smooth completion of the project and a strong relationship between the contractor and owner.

5. We will always provide sufficient labor to accomplish the work according to the project schedule.

Perhaps the most frequent complaint of project owners against the contractors is the tendency not to provide workers to the job in a manner to adhere to the schedule. Contractors subscribing to this principal provide the owners with a level of comfort that work is going forward and the schedule is being adhered to. When circumstances such as weather and material deliveries cause delays, the contractor will notify the owner of the delay and the revised completion date. The key element is improved levels of communication regarding the management of the project schedule.

6. We will always leave the job in a clean and orderly condition.

The value of a clean job site is often underestimated by the work force. Not only is the safety of the project site increased by elimination of debris and clutter, building inspectors tend to spend their time evaluating the work for its care rather than being critical of the lack of housekeeping.

7. We will provide you with a list of subcontractors that we intend to hire.

A typical remodel will involve numerous subcontractors to perform the countless tasks and provide diverse materials and equipment to the job. By providing a list of all subcontractors and suppliers, the contractor is informing the owners of the characteristics of the team that will be accomplishing the work. This has serious consequences when dealing with the administration of mechanics lien rights and releases. But more importantly, subcontractors and their suppliers provide valuable insurance for equipment failure and consequential damage.

8. We will provide a detailed invoice that incorporates a current report of the project.

Contractors and owners alike are familiar with the

trauma associated with the "final invoice." The surprises that occur when all of the accounting for changes and upgrades are totaled are generally associated with the last invoice. Contractors have a critical duty to their customers to keep them informed throughout the project regarding revisions to the total budget. Small and seemingly inconsequential upgrades can mount up to a substantial cost if not carefully and faithfully monitored. Experience has shown that even a diligent change order system fails to inform the owners of the total impact of the aggregate changes that have to be made. With a budget report, line items created in the initial cost breakdown are accounted for on every invoice. Changes are also reflected on every invoice as the owners elect them.

9. We will compile a booklet of all manufacturer's warranties for any new equipment we install.

Manufacturers of water heaters, furnaces, thermostats, fireplaces, and appliances provide detailed brochures with instruction, warranties, and maintenance tips. The contractor will endeavor to gather and bind all of the technical bulletins and brochures and assemble them into a booklet for retention by the owner.

10. We will conduct a walk-through inspection with you and correct any deficient work prior to final payment.

The contractor agrees that no final payment will be made until all finished work has been completed. The contractor will correct any deficient or damaged work according to the agreement between the parties. Further, since mechanic's liens are time sensitive, the contractor will postpone payment of 10% of the contract price for a period of 35 days following the owner's recording the required notice that a project has been completed.

Contractor Focus

Carl's Air Conditioning & Sheet Metal Inc., License #8370B



Ed and Sheree Bless

Sheree's family is from Manitowoc, Wisconsin. In 1959, her father, Carl Butler made the move West on his own to find work in California. "I guess dad got tired of shoveling snow," Sheree says. After commuting back and forth a few too many times, Carl moved his family to Boulder City, Nevada, and started

Carl's Air Conditioning & Sheet Metal, Inc. in 1964.

"There weren't too many air conditioning firms in Las Vegas in those days. Individuals who owned such businesses usually hung out together to play golf and socialize." Carl chose to start a shop with his wife Elsie, who would handle the ledgers at home. Elsie began teaching Sheree to use an old Victor calculator. Sheree soon worked in the shop and learned quickly. "I started young and still love the job," Sheree says. Sheree worked for her father most of her life.

Ed Bless was born and raised in Chambersburg, Pennsylvania. He joined the Air Force in 1964. He was an armament specialist stationed in Alaska where tests were being performed on the F4C's, the new fighter aircraft designed for service in Viet Nam. In 1967, after a year long tour of Viet Nam, he was reassigned to Nellis Air Force Base where his honorable discharge became effective. With the help of one of Carl's Air Conditioning superintendents, Ed soon found work at Carl's Air Conditioning in 1973.

Two years after having been hired, Ed got to know the owner of the company, Carl. When the superintendent, his only contact at the

company, left Carl's, Ed advanced and was on his way. In 1980 Carl semi-retired and Ed became General Manager.

In 1990, Carl retired. Ed had been in charge of field activities while Sheree was handling office chores. "It seems that Ed and I were thrown together because of our association with the firm," Sheree says. Ed and Sheree were married in 1991.

In the early days of Carl's Air Conditioning, its focus was on small commercial contracts. Subsequently, the focus shifted to housing tract work. Today, Carl's Air Conditioning does extensive custom homes projects up to 20,000 square feet or more. It operates in a full production sheet metal shop, one of the few of its kind in Southern Nevada. "Some people come in with their old cars because we can make anything out of metal." Carl's has 20 employees, some who have been employed there for over 20 years, whose work also includes service and repair of all makes and models, tenant improvements, unit replacement, air purification, and many other custom items.

Ed and Sheree Bless have worked together for many years and through many challenges to keep Carl's Air Conditioning competitive and successful. They and their two sons, Christopher and Eddie Jr., and their Labrador retriever like to recreate out on Lake Mead in their boat. "It helps us to get away from the hectic pace and restore our energy."

Sheree has followed in her parent's footsteps and believes that her sons may choose to do the same. If not, her grandson Alec could become a third generation owner. This is Carl's Air Conditioning's 40th year in business. Ed and Sheree look to many more great years.

The NSCB Congratulates Carl's Air Conditioning & Sheet Metal for its 40 years as an industry pioneer

1964-2004

Contractor Tips:

If your address or other pertinent information about your business changes, notify the Contractors Board in writing within 30 days.
(NRS 624.640(3))

If it's not written in your contract- it does not exist, make sure all change orders are in writing and signed by all parties
(NRS 624.3013(1))

Check to ensure that the licenses of all persons with whom you contract are valid and active.
(NAC 624.650)

Contractor Business Enhancement Series Registration Form

“Before During and After the Job: The Full Cycle of Customer Service”

10 a.m. - 2 p.m.
Check-in starts at 9:30 a.m.

Saturday, March 6, 2004
Monte Carlo Resort - Las Vegas
2nd Floor Ballrooms

Saturday, April 10, 2004
Silver Legacy Resort - Reno
Silver Baron Room E

See page 4 and 5 for details.

Please send this completed form with the
\$20 registration fee (check or money
order) to:

**Nevada State Contractors Board
Business Enhancement Series
P.O. Box 70905
Las Vegas, NV 89170-0905**

(Checks should be made payable to the Nevada State
Contractors Board)

Please make a copy for each person attending.

- Las Vegas, March 6, 2004
 Reno, April 10, 2004
(Please indicate which city/seminar.)

Name: _____

Company Name: _____

License Number: _____

Address: _____

Phone Number: _____

Fax Number: _____

Email address: _____

www.nscb.state.nv.us

Southern Nevada
2310 Corporate Circle
Suite 200
Henderson, NV 89074

Northern Nevada
9670 Gateway Drive
Suite 100
Reno, NV 89521

NSCB Office Locations

NSCB BOARD HEARINGS

Reno	Henderson
March 9, 2004	March 23, 2004
April 6, 2004	April 20, 2004
May 4, 2004	May 25, 2004

NEVADA CONTRACTORS' BILLBOARD

Nevada State Contractors Board
2310 Corporate Circle, Suite 200
Henderson, NV 89074