

**From:** [Paul De La Cruz](#)  
**To:** [NRED Administration](#)  
**Subject:** Subject: Request to Add Item to March CIC Task Force Public Comment – Ombudsman Role and Statutory Guidance Gap  
**Date:** Wednesday, January 21, 2026 5:39:17 PM

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**To the Administration of the Nevada Real Estate Division,**

Thank you for your time and attention.

I am writing to request that the following issue be added to the **public comment portion of the March CIC Task Force meeting**:

**Topic for Public Comment**

**The structural gap between the Ombudsman’s statutory responsibilities and the limitations placed on the Ombudsman’s ability to explain or clarify NRS 116 and NRS 116A for homeowners.**

**Context**

In recent correspondence, the Ombudsman’s Education & Information Team explained that:

- The Division **enforces** NRS 116 and NRS 116A.
- The Division **trains** community managers on these statutes.
- The Division **investigates** violations of these statutes.

However, homeowners are also told:

- The Division **cannot explain** how these statutes apply to specific factual situations.
- The Division **cannot interpret** the statutes it enforces.
- Homeowners should instead **hire private legal counsel** to interpret the laws the Division oversees.

This creates a structural contradiction that leaves homeowners without any practical, accessible avenue to understand whether their associations and management companies are following the statutes. It also creates a financial barrier to transparency and compliance, as homeowners are directed to private attorneys at \$300–\$400 per hour for basic statutory interpretation.

This concern is not about any individual staff member. **It is about the framework itself and whether it aligns with what homeowners reasonably expect from an office titled *Ombudsman*.**

### **Request**

I respectfully request that this issue be included in the **March CIC Task Force meeting** so that the Division, the Task Force, and the public may discuss whether the current structure adequately serves Nevada homeowners and whether adjustments or clarifications are needed.

Thank you for your time and consideration.

Respectfully, **Paul De La Cruz** Member, Artesia Owners Association Pahrump, Nevada