

ASSEMBLY BILL NO. 146—COMMITTEE ON TRANSPORTATION

FEBRUARY 11, 2015

Referred to Committee on Transportation

SUMMARY—Revises provisions governing motor vehicle licensing. (BDR 40-15)

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 air pollution; revising provisions governing the required inspections of the emissions of certain motor vehicles; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law authorizes the State Environmental Commission, in cooperation  
2 with the Department of Motor Vehicles to adopt regulations to prescribe standards  
3 for emissions from motor vehicles. (NRS 445B.760)

4 **Section 2.3** of this bill requires the Commission to exempt from those standards  
5 any motor vehicle manufactured before 1996.

6 Existing law requires the Department of Motor Vehicles to charge a fee for the  
7 forms distributed to certify emission control compliance in the amount of \$6 per  
8 form and \$150 per set of forms. (NRS 445B.830) **Section 2** of this bill raises the  
9 fees to \$12 per form and \$300 per set of forms so that the change in the required  
10 frequency of emissions inspections from every year to every other year prescribed  
11 by **section 1** does not affect the funding of the Pollution Control Account.

12 However, existing law also requires the Department of Motor Vehicles, for the  
13 initial issuance of license plates for certain “Old Timer” antique vehicles, “Street  
14 Rods,” “Classic Rods” and “Classic Vehicles,” to charge an additional fee that is  
15 equal in amount to the fee charged for a form distributed to certify emission control  
16 compliance if the vehicle for which such a license plate is issued is exempted from  
17 emissions testing. (NRS 482.381, 482.3812, 482.3814, 482.3816) **Sections 3-6** of  
18 this bill remove the requirement for the fee as to vehicles with those certain license  
19 plates. **Section 2.5** of this bill requires the Department to charge a fee that is equal  
20 to the amount of the fee for a form certifying emission control compliance at the  
21 initial issuance of license plates for any motor vehicle which is exempt from  
22 emissions testing by **section 2.3**. **Section 2.5** also requires that the fees must be  
23 accounted for in the Pollution Control Account, to reduce the effect on the Account  
24 of the new exemption provided in **section 2.3**.



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25 **Section 6.3** of this bill clarifies that if the owner of a motor vehicle that was  
26 registered with “Old Timer,” “Street Rod,” “Classic Rod” or “Classic Vehicle”  
27 plates before July 1, 2015, has already, in connection with that vehicle, paid the  
28 special fee that is equal to the amount of the fee for a form certifying emission  
29 control compliance, such a person is not required to pay that same fee again for the  
30 same vehicle pursuant to **section 2.5**.

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

1 **Section 1.** (Deleted by amendment.)  
2 **Sec. 2.** (Deleted by amendment.)  
3 **Sec. 2.3.** NRS 445B.760 is hereby amended to read as follows:  
4 445B.760 1. The Commission may by regulation prescribe  
5 standards for exhaust emissions, fuel evaporative emissions and  
6 visible emissions of smoke from mobile internal combustion  
7 engines on the ground or in the air, including, but not limited to,  
8 aircraft, motor vehicles, snowmobiles and railroad locomotives. The  
9 regulations must provide for the exemption from such standards of a  
10 *motor* vehicle ~~for which special license plates have been issued~~  
11 ~~pursuant to NRS 482.381, 482.3812, 482.3814 or 482.3816 if the~~  
12 ~~owner of such a vehicle certifies to the Department of Motor~~  
13 ~~Vehicles, on a form provided by the Department of Motor Vehicles,~~  
14 ~~that the vehicle was not driven more than 5,000 miles during the~~  
15 ~~immediately preceding year.]~~ *manufactured before 1996.*  
16 2. Except as otherwise provided in subsection 3, standards for  
17 exhaust emissions which apply to a:  
18 (a) Reconstructed vehicle, as defined in NRS 482.100; and  
19 (b) Trimobile, as defined in NRS 482.129,  
20 ➔ must be based on standards which were in effect in the year in  
21 which the engine of the vehicle was built.  
22 3. A trimobile that meets the definition of a motorcycle in 40  
23 C.F.R. § 86.402-78 or 86.402-98, as applicable, is not subject to  
24 emissions standards under this chapter.  
25 4. Any such standards which pertain to motor vehicles must be  
26 approved by the Department of Motor Vehicles before they are  
27 adopted by the Commission.  
28 **Sec. 2.5.** Chapter 482 of NRS is hereby amended by adding  
29 thereto a new section to read as follows:  
30 *1. In addition to the fee for the issuance of a license plate and*  
31 *all other applicable registration and license fees and governmental*  
32 *services taxes, the Department shall charge and collect a fee for*  
33 *the first issuance of the license plates for those motor vehicles*  
34 *exempted pursuant to NRS 445B.760 from the provisions of NRS*  
35 *445B.770 to 445B.815, inclusive. The amount of the fee must be*



1 *equal to the amount of the fee for a form certifying emission*  
2 *control compliance set forth in paragraph (c) of subsection 1 of*  
3 *NRS 445B.830.*

4 *2. Fees paid to the Department pursuant to subsection 1 must*  
5 *be accounted for in the Pollution Control Account created by*  
6 *NRS 445B.830.*

7 *3. As used in this section, "first issuance" means the first*  
8 *time that the plates with which a motor vehicle is registered are*  
9 *issued or renewed on or after July 1, 2015.*

10 **Sec. 3.** NRS 482.381 is hereby amended to read as follows:

11 482.381 1. ~~Except as otherwise provided in NRS 482.2655,~~  
12 ~~the~~ *The* Department may issue special license plates and  
13 registration certificates to residents of Nevada for any motor vehicle  
14 which is a model manufactured more than 40 years before the date  
15 of application for registration pursuant to this section.

16 2. License plates issued pursuant to this section must bear the  
17 inscription "Old Timer," and the plates must be numbered  
18 consecutively.

19 3. The Nevada Old Timer Club members shall bear the cost of  
20 the dies for carrying out the provisions of this section.

21 4. The Department shall charge and collect the following fees  
22 for the issuance of these license plates, which fees are in addition to  
23 all other license fees and applicable taxes:

- 24 (a) For the first issuance ..... \$35
- 25 (b) For a renewal sticker ..... 10

26 ~~5. In addition to the fees required pursuant to subsection 4, the~~  
27 ~~Department shall charge and collect a fee for the first issuance of the~~  
28 ~~license plates for those motor vehicles exempted pursuant to NRS~~  
29 ~~445B.760 from the provisions of NRS 445B.770 to 445B.815,~~  
30 ~~inclusive. The amount of the fee must be equal to the amount of the~~  
31 ~~fee for a form certifying emission control compliance set forth in~~  
32 ~~paragraph (c) of subsection 1 of NRS 445B.830.~~

33 ~~6. Fees paid to the Department pursuant to subsection 5 must~~  
34 ~~be accounted for in the Pollution Control Account created by~~  
35 ~~NRS 445B.830.~~

36 **Sec. 4.** NRS 482.3812 is hereby amended to read as follows:

37 482.3812 1. ~~Except as otherwise provided in NRS 482.2655,~~  
38 ~~the~~ *The* Department may issue special license plates and  
39 registration certificates to residents of Nevada for any passenger car  
40 or light commercial vehicle:

- 41 (a) Having a manufacturer's rated carrying capacity of 1 ton or  
42 less; and
- 43 (b) Manufactured not later than 1948.



1 2. License plates issued pursuant to this section must be  
2 inscribed with the words "STREET ROD" and a number of  
3 characters, including numbers and letters, as determined necessary  
4 by the Director.

5 3. If, during a registration period, the holder of special plates  
6 issued pursuant to this section disposes of the vehicle to which the  
7 plates are affixed, the holder shall retain the plates and:

8 (a) Affix them to another vehicle which meets the requirements  
9 of this section and report the change to the Department in  
10 accordance with the procedure set forth for other transfers; or

11 (b) Within 30 days after removing the plates from the vehicle,  
12 return them to the Department.

13 4. The fee for the special license plates is \$35, in addition to all  
14 other applicable registration and license fees and governmental  
15 services taxes. The fee for an annual renewal sticker is \$10.

16 ~~5. In addition to the fees required pursuant to subsection 4, the~~  
17 ~~Department shall charge and collect a fee for the first issuance of the~~  
18 ~~special license plates for those motor vehicles exempted pursuant to~~  
19 ~~NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815,~~  
20 ~~inclusive. The amount of the fee must be equal to the amount of the~~  
21 ~~fee for a form certifying emission control compliance set forth in~~  
22 ~~paragraph (c) of subsection 1 of NRS 445B.830.~~

23 ~~6. Fees paid to the Department pursuant to subsection 5 must~~  
24 ~~be accounted for in the Pollution Control Account created by~~  
25 ~~NRS 445B.830.~~

26 **Sec. 5.** NRS 482.3814 is hereby amended to read as follows:

27 482.3814 1. ~~Except as otherwise provided in NRS 482.2655,~~  
28 ~~the~~ *The* Department may issue special license plates and  
29 registration certificates to residents of Nevada for any passenger car  
30 or light commercial vehicle:

31 (a) Having a manufacturer's rated carrying capacity of 1 ton or  
32 less; and

33 (b) Manufactured not earlier than 1949, but at least 20 years  
34 before the application is submitted to the Department.

35 2. License plates issued pursuant to this section must be  
36 inscribed with the words "CLASSIC ROD" and a number of  
37 characters, including numbers and letters, as determined necessary  
38 by the Director.

39 3. If, during a registration year, the holder of special plates  
40 issued pursuant to this section disposes of the vehicle to which the  
41 plates are affixed, the holder shall retain the plates and:

42 (a) Affix them to another vehicle which meets the requirements  
43 of this section and report the change to the Department in  
44 accordance with the procedure set forth for other transfers; or



1 (b) Within 30 days after removing the plates from the vehicle,  
2 return them to the Department.

3 4. The fee for the special license plates is \$35, in addition to all  
4 other applicable registration and license fees and governmental  
5 services taxes. The fee for an annual renewal sticker is \$10.

6 ~~5.—In addition to the fees required pursuant to subsection 4, the  
7 Department shall charge and collect a fee for the first issuance of the  
8 special license plates for those motor vehicles exempted pursuant to  
9 NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815,  
10 inclusive. The amount of the fee must be equal to the amount of the  
11 fee for a form certifying emission control compliance set forth in  
12 paragraph (c) of subsection 1 of NRS 445B.830.~~

13 ~~6.—Fees paid to the Department pursuant to subsection 5 must  
14 be accounted for in the Pollution Control Account created by  
15 NRS 445B.830.~~

16 **Sec. 6.** NRS 482.3816 is hereby amended to read as follows:

17 482.3816 1. ~~Except as otherwise provided in NRS 482.2655;~~  
18 ~~the~~ **The** Department may issue special license plates and  
19 registration certificates to residents of Nevada for any passenger car  
20 or light commercial vehicle:

21 (a) Having a manufacturer's rated carrying capacity of 1 ton or  
22 less;

23 (b) Manufactured at least 25 years before the application is  
24 submitted to the Department; and

25 (c) Containing only the original parts which were used to  
26 manufacture the vehicle or replacement parts that duplicate those  
27 original parts.

28 2. License plates issued pursuant to this section must be  
29 inscribed with the words "CLASSIC VEHICLE" and a number of  
30 characters, including numbers and letters, as determined necessary  
31 by the Director.

32 3. If, during a registration period, the holder of special plates  
33 issued pursuant to this section disposes of the vehicle to which the  
34 plates are affixed, the holder shall retain the plates and:

35 (a) Affix them to another vehicle which meets the requirements  
36 of this section and report the change to the Department in  
37 accordance with the procedure set forth for other transfers; or

38 (b) Within 30 days after removing the plates from the vehicle,  
39 return them to the Department.

40 4. The fee for the special license plates is \$35, in addition to all  
41 other applicable registration and license fees and governmental  
42 services taxes. The fee for an annual renewal sticker is \$10.

43 ~~5.—In addition to the fees required pursuant to subsection 4, the  
44 Department shall charge and collect a fee for the first issuance of the  
45 special license plates for those motor vehicles exempted pursuant to~~



1 ~~NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815,~~  
2 ~~inclusive. The amount of the fee must be equal to the amount of the~~  
3 ~~fee for a form certifying emission control compliance set forth in~~  
4 ~~paragraph (e) of subsection 1 of NRS 445B.830.~~

5 ~~— 6. Fees paid to the Department pursuant to subsection 5 must~~  
6 ~~be accounted for in the Pollution Control Account created by~~  
7 ~~NRS 445B.830.†~~

8 **Sec. 6.3.** Notwithstanding the provisions of section 2.5 of this  
9 act, no additional fee is required to be paid in connection with a  
10 motor vehicle pursuant to that section if:

11 1. The motor vehicle was manufactured before 1996;

12 2. Before July 1, 2015, the motor vehicle was registered with  
13 special license plates pursuant to NRS 482.381, 482.3812, 482.3814  
14 or 482.3816; and

15 3. The owner of the motor vehicle, pursuant to NRS 482.381,  
16 482.3812, 482.3814 or 482.3816, already paid to the Department an  
17 additional fee equal to the amount of the fee for a form certifying  
18 emission control compliance set forth in paragraph (c) of subsection  
19 1 of NRS 445B.830.

20 **Sec. 6.5.** NRS 482.2655 is hereby repealed.

21 **Sec. 7.** This act becomes effective on July 1, 2015.

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### TEXT OF REPEALED SECTION

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#### **482.2655 Department not to issue special license plates for certain older motor vehicles within 90 days after failed emissions test.**

1. If, with respect to a motor vehicle that is required to comply with the provisions of NRS 445B.700 to 445B.815, inclusive, and the regulations adopted pursuant thereto, an authorized inspection station or authorized station tests the emissions from the motor vehicle and the motor vehicle fails the emissions test, the Department shall not issue a special license plate for that vehicle pursuant to NRS 482.381, 482.3812, 482.3814 or 482.3816 for a period of 90 days after the motor vehicle fails the emissions test.

2. As used in this section:

(a) “Authorized inspection station” has the meaning ascribed to it in NRS 445B.710.

(b) “Authorized station” has the meaning ascribed to it in NRS 445B.720.



(c) "Fails the emissions test" means that a motor vehicle does not comply with the applicable provisions of NRS 445B.700 to 445B.815, inclusive, and the regulations adopted pursuant thereto.

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