

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 frequency of required inspections of the emissions of certain motor vehicles; increasing fees charged by the Department of Motor Vehicles for certain forms; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the State Environmental Commission, in cooperation with
2 the Department of Motor Vehicles and any local air pollution control agency, to
3 adopt regulations for the control of emissions from motor vehicles in areas
4 designated by the Commission. (NRS 445B.770) Existing law also imposes certain
5 limitations on compulsory inspection programs established by the Commission.
6 (NRS 445B.795)

7 **Section 1** of this bill further limits the authority of the Commission by
8 specifying that the regulations adopted by the Commission require: (1) the initial
9 inspection of a new passenger car or new light-duty motor vehicle 4 years after the
10 initial registration of the vehicle; and (2) the subsequent inspection of a passenger
11 car or light-duty motor vehicle not more often than every 2 years.

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

18 However, existing law also requires the Department of Motor Vehicles, for the
19 initial issuance of license plates for “Old Timer” antique vehicles, “Street Rods,”
20 “Classic Rods” and “Classic Vehicles,” to charge an additional fee that is equal in
21 amount to the fee charged for a form distributed to certify emission control
22 compliance. (NRS 482.381, 482.3812, 482.3814, 482.3816) To prevent an increase



23 in this additional fee for the initial issuance of these license plates, **sections 3-6** of
24 this bill fix this additional fee at the existing amount of \$6.

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

1 **Section 1.** NRS 445B.795 is hereby amended to read as
2 follows:

3 445B.795 The authority set forth in NRS 445B.770 providing
4 for a compulsory inspection program is limited as follows:

5 1. In a county whose population is 100,000 or more, the
6 following categories of motor vehicles which are powered by motor
7 vehicle fuel or special fuel and require inspection pursuant to the
8 regulations adopted by the Commission under NRS 445B.770 are
9 required to have evidence of compliance upon registration or
10 reregistration:

11 (a) All passenger cars;

12 (b) Light-duty motor vehicles;

13 (c) Heavy-duty motor vehicles that are powered by diesel fuel
14 and have a manufacturer's gross vehicle weight rating which does
15 not exceed 14,000 pounds; and

16 (d) Heavy-duty motor vehicles that are powered by motor
17 vehicle fuel or special fuel, excluding diesel fuel.

18 2. In areas which have been designated by the Commission for
19 inspection programs and which are located in counties whose
20 populations are 100,000 or more, all used motor vehicles which
21 require inspection pursuant to the regulations adopted by the
22 Commission under NRS 445B.770 are required to have evidence of
23 compliance upon registration or reregistration.

24 3. In designated areas in other counties where the Commission
25 puts a program into effect, all used motor vehicles which require
26 inspection pursuant to the regulations adopted by the Commission
27 under NRS 445B.770 are required to have evidence of compliance
28 upon registration or reregistration.

29 4. The board of county commissioners of a county containing a
30 designated area may revise its program for the designated area after
31 receiving the approval of the Commission.

32 5. Before carrying out the inspections of vehicles required
33 pursuant to the regulations adopted by the Commission pursuant to
34 NRS 445B.770, the Commission shall, by regulation, adopt testing
35 procedures and standards for emissions for those vehicles.

36 ***6. The regulations adopted by the Commission pursuant to***
37 ***NRS 445B.770 must require that:***



* A B 1 4 6 *

1 (a) *The initial inspection of a new passenger car or new light-*
2 *duty motor vehicle be conducted 4 years after initial registration of*
3 *the vehicle; and*

4 (b) *Except as otherwise provided in paragraph (a), the*
5 *inspection of a passenger car or light-duty motor vehicle be*
6 *conducted not more often than every 2 years.*

7 **Sec. 2.** NRS 445B.830 is hereby amended to read as follows:

8 445B.830 1. In areas of the State where and when a program
9 is commenced pursuant to NRS 445B.770 to 445B.815, inclusive,
10 the following fees must be paid to the Department of Motor
11 Vehicles and accounted for in the Pollution Control Account, which
12 is hereby created in the State General Fund:

13 (a) For the issuance and annual renewal of a
14 license for an authorized inspection station,
15 authorized maintenance station, authorized station or
16 fleet station..... \$25

17 (b) For each set of 25 forms certifying emission
18 control compliance..... ~~150~~ 300

19 (c) For each form issued to a fleet station..... ~~6~~ 12

20 2. Except as otherwise provided in subsection 6, and after
21 deduction of the amounts distributed pursuant to subsection 4,
22 money in the Pollution Control Account may, pursuant to legislative
23 appropriation or with the approval of the Interim Finance
24 Committee, be expended by the following agencies in the following
25 order of priority:

26 (a) The Department of Motor Vehicles to carry out the
27 provisions of NRS 445B.770 to 445B.845, inclusive.

28 (b) The State Department of Conservation and Natural
29 Resources to carry out the provisions of this chapter.

30 (c) The State Department of Agriculture to carry out the
31 provisions of NRS 590.010 to 590.150, inclusive.

32 (d) Local air pollution control agencies in nonattainment or
33 maintenance areas for an air pollutant for which air quality criteria
34 have been issued pursuant to 42 U.S.C. § 7408, for programs related
35 to the improvement of the quality of the air.

36 (e) The Tahoe Regional Planning Agency to carry out the
37 provisions of NRS 277.200 with respect to the preservation and
38 improvement of air quality in the Lake Tahoe Basin.

39 3. The Department of Motor Vehicles may prescribe by
40 regulation routine fees for inspection at the prevailing shop labor
41 rate, including, without limitation, maximum charges for those fees,
42 and for the posting of those fees in a conspicuous place at an
43 authorized inspection station or authorized station.

44 4. The Department of Motor Vehicles shall make quarterly
45 distributions of money in the Pollution Control Account to local air



1 pollution control agencies in nonattainment or maintenance areas for
2 an air pollutant for which air quality criteria have been issued
3 pursuant to 42 U.S.C. § 7408. The distributions of money made to
4 agencies in a county pursuant to this subsection must be made from
5 an amount of money in the Pollution Control Account that is equal
6 to one-sixth of the amount received for each form issued in the
7 county pursuant to subsection 1.

8 5. Each local air pollution control agency that receives money
9 pursuant to subsections 4 and 6 shall, not later than 45 days after the
10 end of the fiscal year in which the money is received, submit to
11 the Director of the Legislative Counsel Bureau for transmittal to the
12 Interim Finance Committee a report on the use of the money
13 received.

14 6. The Department of Motor Vehicles shall make annual
15 distributions of excess money in the Pollution Control Account to
16 local air pollution control agencies in nonattainment or maintenance
17 areas for an air pollutant for which air quality criteria have been
18 issued pursuant to 42 U.S.C. § 7408, for programs related to the
19 improvement of the quality of the air. The distributions of excess
20 money made to local air pollution control agencies in a county
21 pursuant to this subsection must be made in an amount
22 proportionate to the number of forms issued in the county pursuant
23 to subsection 1. As used in this subsection, "excess money" means
24 the money in excess of \$1,000,000 remaining in the Pollution
25 Control Account at the end of the fiscal year, after deduction of the
26 amounts distributed pursuant to subsection 4 and any disbursements
27 made from the Account pursuant to subsection 2.

28 7. The Department of Motor Vehicles shall provide for the
29 creation of an advisory committee consisting of representatives of
30 state and local agencies involved in the control of emissions from
31 motor vehicles. The committee shall:

32 (a) Establish goals and objectives for the program for control of
33 emissions from motor vehicles;

34 (b) Identify areas where funding should be made available; and

35 (c) Review and make recommendations concerning regulations
36 adopted pursuant to NRS 445B.770.

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

38 482.381 1. Except as otherwise provided in NRS 482.2655,
39 the Department may issue special license plates and registration
40 certificates to residents of Nevada for any motor vehicle which is a
41 model manufactured more than 40 years before the date of
42 application for registration pursuant to this section.

43 2. License plates issued pursuant to this section must bear the
44 inscription "Old Timer," and the plates must be numbered
45 consecutively.



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

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

6 (a) For the first issuance \$35

7 (b) For a renewal sticker 10

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

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

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

19 482.3812 1. Except as otherwise provided in NRS 482.2655,
20 the Department may issue special license plates and registration
21 certificates to residents of Nevada for any passenger car or light
22 commercial vehicle:

23 (a) Having a manufacturer’s rated carrying capacity of 1 ton or
24 less; and

25 (b) Manufactured not later than 1948.

26 2. License plates issued pursuant to this section must be
27 inscribed with the words “STREET ROD” and a number of
28 characters, including numbers and letters, as determined necessary
29 by the Director.

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

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

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

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

41 5. In addition to the fees required pursuant to subsection 4, the
42 Department shall charge and collect a fee *of \$6* for the first issuance
43 of the special license plates for those motor vehicles exempted
44 pursuant to NRS 445B.760 from the provisions of NRS 445B.770 to
45 445B.815, inclusive. ~~¶The amount of the fee must be equal to the~~



1 ~~amount of the fee for a form certifying emission control compliancee~~
2 ~~set forth in paragraph (e) of subsection 1 of NRS 445B.830.]~~

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

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

7 482.3814 1. Except as otherwise provided in NRS 482.2655,
8 the Department may issue special license plates and registration
9 certificates to residents of Nevada for any passenger car or light
10 commercial vehicle:

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

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

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

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

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

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

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

30 5. In addition to the fees required pursuant to subsection 4, the
31 Department shall charge and collect a fee *of \$6* for the first issuance
32 of the special license plates for those motor vehicles exempted
33 pursuant to NRS 445B.760 from the provisions of NRS 445B.770 to
34 445B.815, inclusive. ~~[The amount of the fee must be equal to the~~
35 ~~amount of the fee for a form certifying emission control compliancee~~
36 ~~set forth in paragraph (e) of subsection 1 of NRS 445B.830.]~~

37 6. Fees paid to the Department pursuant to subsection 5 must
38 be accounted for in the Pollution Control Account created by
39 NRS 445B.830.

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

41 482.3816 1. Except as otherwise provided in NRS 482.2655,
42 the Department may issue special license plates and registration
43 certificates to residents of Nevada for any passenger car or light
44 commercial vehicle:



- 1 (a) Having a manufacturer's rated carrying capacity of 1 ton or
2 less;
- 3 (b) Manufactured at least 25 years before the application is
4 submitted to the Department; and
- 5 (c) Containing only the original parts which were used to
6 manufacture the vehicle or replacement parts that duplicate those
7 original parts.
- 8 2. License plates issued pursuant to this section must be
9 inscribed with the words "CLASSIC VEHICLE" and a number of
10 characters, including numbers and letters, as determined necessary
11 by the Director.
- 12 3. If, during a registration period, the holder of special plates
13 issued pursuant to this section disposes of the vehicle to which the
14 plates are affixed, the holder shall retain the plates and:
- 15 (a) Affix them to another vehicle which meets the requirements
16 of this section and report the change to the Department in
17 accordance with the procedure set forth for other transfers; or
- 18 (b) Within 30 days after removing the plates from the vehicle,
19 return them to the Department.
- 20 4. The fee for the special license plates is \$35, in addition to all
21 other applicable registration and license fees and governmental
22 services taxes. The fee for an annual renewal sticker is \$10.
- 23 5. In addition to the fees required pursuant to subsection 4, the
24 Department shall charge and collect a fee *of \$6* for the first issuance
25 of the special license plates for those motor vehicles exempted
26 pursuant to NRS 445B.760 from the provisions of NRS 445B.770 to
27 445B.815, inclusive. ~~[The amount of the fee must be equal to the
28 amount of the fee for a form certifying emission control compliance
29 set forth in paragraph (c) of subsection 1 of NRS 445B.830.]~~
- 30 6. Fees paid to the Department pursuant to subsection 5 must
31 be accounted for in the Pollution Control Account created by
32 NRS 445B.830.
- 33 **Sec. 7.** This act becomes effective on July 1, 2015.



