

ASSEMBLY BILL NO. 378—ASSEMBLYMEN GUSTAVSON, ANGLE,
MORTENSON, CLABORN, CARPENTER, TIFFANY, FREEMAN, ARBERRY,
DE BRAGA, CEGAVSKE, VON TOBEL, GIBBONS AND BEERS

MARCH 3, 1999

Referred to Committee on Transportation

SUMMARY—Requires director of department of motor vehicles and public safety to enter into contract with person to carry out certain duties of department. (BDR 43-714)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~for omitted material~~ is material to be omitted.

AN ACT relating to motor vehicles; requiring in skeleton form for the director of the department of motor vehicles and public safety to enter into a contract with a person to carry out, under certain circumstances, the duties of the department concerning the issuance of drivers' licenses, the registration of motor vehicles and the examination of applicants for drivers' licenses, commercial drivers' licenses and motorcycle drivers' licenses; and providing other matters properly relating thereto.

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

1 **Section 1.** Chapter 481 of NRS is hereby amended by adding thereto
2 a new section to read as follows:
3 ***1. Except as otherwise provided in subsection 2, the director shall by***
4 ***contract appoint a person to assist in carrying out the following duties of***
5 ***the department:***
6 ***(a) The issuance of:***
7 ***(1) Drivers' licenses pursuant to NRS 483.340;***
8 ***(2) Commercial drivers' licenses pursuant to NRS 483.900 to***
9 ***483.940, inclusive;***
10 ***(3) Motorcycle drivers' licenses pursuant to NRS 486.011 to***
11 ***483.381, inclusive;*** ***and***

1 (4) *Instruction permits, temporary drivers' permits and restricted*
2 *instruction permits pursuant to NRS 483.280;*

3 (b) *The issuance of duplicate instruction permits and drivers' licenses*
4 *pursuant to NRS 483.370;*

5 (c) *Transferring drivers' licenses and commercial drivers' licenses*
6 *pursuant to NRS 483.245 and 483.930;*

7 (d) *Conducting examinations of applicants for:*

8 (1) *Drivers' licenses pursuant to NRS 483.330;*

9 (2) *Commercial drivers' licenses pursuant to NRS 483.928; and*

10 (3) *Motorcycle drivers' licenses pursuant to NRS 486.131 and*
11 *486.161;*

12 (e) *The registration of motor vehicles pursuant to NRS 482.205;*

13 (f) *The renewal of certificates of registration of motor vehicles*
14 *pursuant to NRS 482.281;*

15 (g) *The issuance of duplicate or substitute certificates of registration*
16 *of motor vehicles pursuant to NRS 482.500; and*

17 (h) *The verification of insurance for motor vehicles pursuant to NRS*
18 *482.215.*

19 2. *The provisions of this section do not require the director to enter*
20 *into a contract specified in subsection 1 if he determines that:*

21 (a) *A person is not qualified for an award of that contract in*
22 *accordance with the regulations adopted pursuant to subsection 3; or*

23 (b) *Entering into the contract is not in the best interests of this state.*

24 3. *The director shall adopt such regulations as are necessary to carry*
25 *out the provisions of this section.*

26 **Sec. 2.** NRS 481.071 is hereby amended to read as follows:

27 481.071 1. Any change in the organization of the department may
28 include the divisions, functions and responsibilities described in subsection
29 2 but must not include those described in paragraph (e), (h) or (i) of that
30 subsection.

31 2. Unless the organization of the department is changed by the
32 director, the primary functions and responsibilities of the specified
33 divisions of the department are as follows:

34 (a) The registration division shall:

35 (1) ~~Execute,~~ *Except as otherwise provided in section 1 of this act,*
36 *execute,* administer and enforce the provisions of chapter 482 of NRS and
37 perform such duties and exercise such powers as may be conferred upon it
38 pursuant to chapter 482 of NRS and the provisions of any other laws;

39 (2) Execute and administer the laws relative to the licensing of motor
40 vehicle carriers and the use of public highways by those carriers ~~as~~

41 ~~contained~~ *set forth* in chapter 706 of NRS;

1 (3) Perform such duties and exercise such powers as may be
2 conferred upon it pursuant to chapter 706 of NRS and the provisions of
3 any other laws;

4 (4) Execute and administer the provisions of chapter 366 of NRS,
5 relating to the imposition and collection of taxes on special fuels used for
6 motor vehicles; and

7 (5) Perform such duties and exercise such powers as may be
8 conferred upon it pursuant to chapter 366 of NRS and the provisions of
9 any other laws.

10 (b) ~~The~~ *Except as otherwise provided in section 1 of this act, the*
11 drivers' license division shall execute, administer and enforce the
12 provisions of chapter 483 of NRS and perform such duties and exercise
13 such powers as may be conferred upon it pursuant to chapter 483 of NRS
14 and the provisions of any other laws.

15 (c) The administrative services division shall furnish fiscal and
16 accounting services to the director and the various divisions and advise and
17 assist the director and the various divisions in carrying out their functions
18 and responsibilities.

19 (d) The investigation division shall:

20 (1) Execute, administer and enforce the provisions of chapter 453 of
21 NRS relating to controlled substances and chapter 454 of NRS relating to
22 dangerous drugs;

23 (2) Assist the secretary of state in carrying out an investigation
24 pursuant to NRS 293.124; and

25 (3) Perform such duties and exercise such powers as may be
26 conferred upon it pursuant to this chapter and any other laws.

27 (e) The Nevada highway patrol division shall execute, administer and
28 enforce the provisions of chapter 484 of NRS and perform such duties and
29 exercise such powers as may be conferred upon it pursuant to NRS
30 481.180 and the provisions of any other laws.

31 (f) The division of emergency management shall execute, administer
32 and enforce the provisions of chapter 414 of NRS and perform such duties
33 and exercise such powers as may be conferred upon it pursuant to chapter
34 414 of NRS and the provisions of any other laws.

35 (g) The state fire marshal division shall execute, administer and enforce
36 the provisions of chapter 477 of NRS and perform such duties and exercise
37 such powers as may be conferred upon it pursuant to chapter 477 of NRS
38 and the provisions of any other laws.

39 (h) The division of parole and probation shall execute, administer and
40 enforce the provisions of chapters 176A and 213 of NRS relating to parole
41 and probation and perform such duties and exercise such powers as may be
42 conferred upon it pursuant to those chapters and the provisions of any
43 other

law.

1 (i) The capitol police division shall assist the chief of the buildings and
2 grounds division of the department of administration in the enforcement of
3 subsection 1 of NRS 331.140.

4 **Sec. 3.** NRS 482.160 is hereby amended to read as follows:

5 482.160 1. The director may adopt and enforce such administrative
6 regulations as are necessary to carry out the provisions of this chapter.

7 2. ~~{The}~~ *Except as otherwise provided in section 1 of this act, the*
8 director may establish branch offices as provided in NRS 481.055, and
9 may by contract appoint any person or public agency as an agent to assist
10 in carrying out the duties of the department pursuant to this chapter. The
11 director may designate the county assessor of any county as agent to assist
12 in carrying out the duties of the department in that county. The county
13 assessor may, under an agreement with the department made pursuant to
14 this subsection, transfer his duties as agent to the department where the
15 department has established a branch office, consisting of full-time
16 employees, in his county.

17 3. Except as otherwise provided in this subsection, the contract with
18 each agent appointed by the department in connection with the registration
19 of motor vehicles and issuance of license plates must provide for
20 compensation based upon the reasonable value of the services of the agent
21 but must not exceed \$2 for each registration. An authorized inspection
22 station or authorized station that issues certificates of registration pursuant
23 to NRS 482.281 is not entitled to receive compensation from the
24 department pursuant to this subsection.

25 **Sec. 4.** This act becomes effective:

26 1. Upon passage and approval for the purposes of entering into
27 contracts and adopting regulations pursuant to the provisions of section 1
28 of this act; and

29 2. On January 1, 2000, for all other purposes.