

SENATE BILL NO. 387—COMMITTEE ON TRANSPORTATION

MARCH 12, 1999

Referred to Committee on Transportation

SUMMARY—Revises provisions governing maintenance and use by law enforcement agencies of lists of operators of tow cars. (BDR 58-1607)

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 ~~omitted material~~ is material to be omitted.

AN ACT relating to tow cars; revising the provisions governing the maintenance and use by law enforcement agencies of lists of operators of tow cars; 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.** NRS 706.4485 is hereby amended to read as follows:  
2     706.4485     **1.** A law enforcement agency that maintains and uses a list  
3     of operators of tow cars which are called by that agency to provide towing  
4     shall not include an operator of a tow car on the list unless he:  
5     ~~(1.)~~ **(a)** Holds a certificate of public convenience and necessity issued  
6     by the authority.  
7     ~~(2.)~~ **(b)** Complies with all applicable provisions of this chapter and  
8     chapters 482 and 484 of NRS.  
9     ~~(3.)~~ **(c)** Agrees to respond in a timely manner to requests for towing  
10    made by the agency.  
11    ~~(4.)~~ **(d)** Maintains adequate, accessible and secure storage within the  
12    State of Nevada for any vehicle that is towed.  
13    ~~(5.)~~ **(e)** Complies with all standards the law enforcement agency may  
14    adopt to protect the health, safety and welfare of the public.  
15    ~~(6.)~~ **(f)** Assesses only rates and charges that have been approved by the  
16    authority for towing services performed without the prior consent of the  
17    owner of the vehicle or the person authorized by the owner to operate the  
18    vehicle.

1 ~~[7.]~~ 2. The authority shall not require that an operator of a tow car  
2 charge the same rate to law enforcement agencies for towing services  
3 performed without the prior consent of the owner of the vehicle or the  
4 person authorized by the owner to operate the vehicle that the operator  
5 charges to other persons for such services.

6 *3. If an operator of a tow car is included on a list of operators of tow*  
7 *cars that is maintained and used by a law enforcement agency pursuant*  
8 *to this section, the law enforcement agency shall not remove the operator*  
9 *of the tow car from the list, or restrict his usage pursuant thereto, solely*  
10 *on the ground that the operator of the tow car has become affiliated with*  
11 *another operator of a tow car who also is on the list and operates in the*  
12 *same geographical area. For the purposes of this subsection, an operator*  
13 *of a tow car is affiliated with another operator of a tow car if both*  
14 *operators:*

- 15 *(a) Operate under the same business license;*  
16 *(b) Are insured under the same policy of insurance;*  
17 *(c) Share common equipment that is used during the course of their*  
18 *business as operators of tow cars; or*  
19 *(d) Have common employees.*

20 **Sec. 2.** This act becomes effective on July 1, 1999.