

SENATE BILL NO. 357—COMMITTEE ON NATURAL RESOURCES

MARCH 15, 2001

Referred to Committee on Natural Resources

SUMMARY—Authorizes board of county commissioners of certain larger counties, in certain circumstances, to impose additional fee for each form certifying emission control compliance and revises provisions governing disbursement of money from pollution control account. (BDR 40-1180)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: 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 air pollution; authorizing the board of county commissioners of certain larger counties, in certain circumstances, to impose an additional fee for each form certifying emission control compliance; providing that such fees must be distributed to the local air pollution control agency in the county in which the fees were collected; revising the provisions governing the disbursement of money from the pollution control account; 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 445B.830 is hereby amended to read as follows:  
2     445B.830 1. In areas of the state where and when a program is  
3 commenced pursuant to NRS 445B.770 to 445B.815, inclusive, the  
4 following fees must be paid to the department of motor vehicles and public  
5 safety and accounted for in the pollution control account, which is hereby  
6 created in the state general fund:  
7     (a) For the issuance and annual renewal of a license for an  
8     authorized inspection station, authorized maintenance station,  
9     authorized station or fleet station ..... \$25  
10    (b) For each set of 25 forms certifying emission control  
11    compliance ..... 125  
12    (c) For each form issued to a fleet station ..... 5  
13    *(d) In a county whose population is 400,000 or more, if the*  
14    *board of county commissioners of the county determines*  
15    *that the imposition of an additional fee is necessary to carry*  
16    *out a program for the control of air pollution, an additional*



\* S B 3 5 7 R 1 \*

1       *fee not to exceed, for each form certifying emission control*  
2       *compliance..... 6*  
3       2. Except as otherwise provided in subsections 4 ~~1, 5 and 6,~~ to 7,  
4       *inclusive*, and after deduction of the amount required for grants pursuant to  
5       paragraph (a) of subsection ~~4,~~ 5, money in the pollution control account  
6       may, pursuant to legislative appropriation or with the approval of the  
7       interim finance committee, be expended by the following agencies in the  
8       following order of priority:  
9       (a) The department of motor vehicles and public safety to carry out the  
10      provisions of NRS 445B.770 to 445B.845, inclusive.  
11      (b) The state department of conservation and natural resources to carry  
12      out the provisions of this chapter.  
13      (c) The state department of agriculture to carry out the provisions of  
14      NRS 590.010 to 590.150, inclusive.  
15      (d) *Local governmental agencies in nonattainment or maintenance*  
16      *areas for an air pollutant for which air quality criteria have been issued*  
17      *pursuant to 42 U.S.C. § 7408, for programs related to the improvement of*  
18      *the quality of the air.*  
19      (e) The Tahoe Regional Planning Agency to carry out the provisions of  
20      NRS 277.200 with respect to the preservation and improvement of air  
21      quality in the Lake Tahoe Basin.  
22      3. The department of motor vehicles and public safety may prescribe  
23      by regulation routine fees for inspection at the prevailing shop labor rate,  
24      including, without limitation, maximum charges for those fees, and for the  
25      posting of those fees in a conspicuous place at an authorized inspection  
26      station or authorized station.  
27      4. *The department of motor vehicles and public safety shall, in a*  
28      *county whose population is 400,000 or more, distribute the fees collected*  
29      *pursuant to paragraph (d) of subsection 1 to the local air pollution*  
30      *control agency in that county with jurisdiction over nonattainment or*  
31      *maintenance areas for an air pollutant for which air quality criteria have*  
32      *been issued pursuant to 42 U.S.C. § 7408.*  
33      5. The department of motor vehicles and public safety shall by  
34      regulation establish a program to award grants of money in the pollution  
35      control account to local governmental agencies in nonattainment or  
36      maintenance areas for ~~carbon monoxide~~ *an air pollutant for which air*  
37      *quality criteria have been issued pursuant to 42 U.S.C. § 7408* for  
38      programs related to the improvement of the quality of air. The grants to  
39      agencies in a county pursuant to this subsection must be made from:  
40      (a) An amount of money in the pollution control account that is equal to  
41      one-fifth of the amount received for each form issued in the county  
42      pursuant to *paragraphs (b) and (c) of* subsection 1; and  
43      (b) Excess money in the pollution control account. As used in this  
44      paragraph, "excess money" means the money in excess of \$500,000  
45      remaining in the pollution control account at the end of the fiscal year, after  
46      deduction of the amount required for grants pursuant to paragraph (a) and  
47      any disbursements made from the account pursuant to ~~subsection 2.~~  
48      ~~—5.~~ *subsections 2 and 4.*



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1       **6.** Any regulations adopted pursuant to subsection ~~44~~ **5** must provide  
2 for the creation of an advisory committee consisting of representatives of  
3 state and local agencies involved in the control of emissions from motor  
4 vehicles. The committee shall:

5       (a) Review applications for grants and make recommendations for their  
6 approval, rejection or modification;

7       (b) Establish goals and objectives for the program for control of  
8 emissions from motor vehicles;

9       (c) Identify areas where funding should be made available; and

10       (d) Review and make recommendations concerning regulations adopted  
11 pursuant to subsection ~~44~~ **5** or NRS 445B.770.

12       ~~6-1~~ **7.** Grants proposed pursuant to subsections ~~4-and~~ **5 and 6** must  
13 be submitted to the deputy director of the motor vehicles branch of the  
14 department of motor vehicles and public safety and the administrator of the  
15 division of environmental protection of the state department of  
16 conservation and natural resources. Proposed grants approved by the  
17 deputy director and the administrator must not be awarded until approved  
18 by the interim finance committee.

19       **Sec. 2.** NRS 218.6827 is hereby amended to read as follows:

20       218.6827 1. Except as otherwise provided in subsections 2 and 3, the  
21 interim finance committee may exercise the powers conferred upon it by  
22 law only when the legislature is not in regular or special session.

23       2. During a regular session, the interim finance committee may also  
24 perform the duties imposed on it by subsection 5 of NRS 284.115,  
25 subsection 2 of NRS 321.335, NRS 322.007, subsection 2 of NRS 323.020,  
26 NRS 323.050, subsection 1 of NRS 323.100, subsection 1 of NRS 341.145,  
27 NRS 353.220, 353.224, 353.2705 to 353.2771, inclusive, and 353.335,  
28 paragraph (b) of subsection 4 of NRS 407.0762 ~~44~~ **and** NRS 428.375,  
29 439.630, ~~subsection 6 of NRS~~ 445B.830 and ~~NRS~~ 538.650. In  
30 performing those duties, the senate standing committee on finance and the  
31 assembly standing committee on ways and means may meet separately and  
32 transmit the results of their respective votes to the chairman of the interim  
33 finance committee to determine the action of the interim finance committee  
34 as a whole.

35       3. During a regular or special session, the interim finance committee  
36 may exercise the powers and duties conferred upon it pursuant to the  
37 provisions of NRS 353.2705 to 353.2771, inclusive.

38       4. If the interim finance committee determines that a fundamental  
39 review of the base budget of a state agency is necessary, it shall, by  
40 resolution, notify the legislative commission of that finding for assignment  
41 of the review to a legislative committee for the fundamental review of the  
42 base budgets of state agencies established pursuant to NRS 218.5382.

43       **Sec. 3.** 1. This section and section 2 of this act become effective on  
44 July 1, 2001.

45       2. Section 1 of this act becomes effective at 12:01 a.m. on  
46 July 1, 2001.

