

SENATE BILL NO. 524—COMMITTEE ON TRANSPORTATION

MARCH 26, 2001

Referred to Committee on Transportation

SUMMARY—Authorizes electronic submission and storage of documents relating to vehicle registration. (BDR 43-1222)

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 vehicles; authorizing the department of motor vehicles and public safety to establish a program for the electronic submission and storage of documents relating to the registration and title of vehicles; prescribing the requirements of the program; authorizing the department to charge a fee for participation in the program; revising related provisions governing registration; 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 482 of NRS is hereby amended by adding thereto
2 the provisions set forth as sections 2, 3 and 4 of this act.
3 **Sec. 2.** *As used in sections 2, 3 and 4 of this act, unless the context*
4 *otherwise requires, “document” means an application, notice, report,*
5 *statement or other record relating to the issuance or renewal of a*
6 *certificate of registration, or the issuance of a certificate of ownership*
7 *pursuant to this chapter by financial institutions, new vehicle dealers and*
8 *used vehicle dealers on behalf of their customers.*
9 **Sec. 3.** *1. The department may establish a program for the*
10 *electronic submission and storage of documents.*
11 *2. If the department establishes a program pursuant to subsection 1,*
12 *the department shall adopt regulations to carry out the program. The*
13 *regulations must include, without limitation:*
14 *(a) The type of electronic transmission that the department will accept*
15 *for the program.*
16 *(b) The process for submission of an application by a person who*
17 *desires to participate in the program and the fee, if any, that must*
18 *accompany the application for participation.*
19 *(c) The criteria that will be applied by the department in determining*
20 *whether to approve an application to participate in the program.*



1 (d) The standards for ensuring the security and integrity of the
2 process for issuance and renewal of a certificate of registration,
3 certificate of ownership and certificate of title, including, without
4 limitation, the procedure for a financial and performance audit of the
5 program.

6 (e) The terms and conditions for participation in the program and any
7 restrictions on the participation;

8 (f) The contents of a written agreement that must be on file with the
9 department pursuant to subsection 2 of section 4 of this act before a
10 participant may submit a document by electronic means to the
11 department. Such written agreement must include, without limitation:

12 (1) An assurance that each document submitted by electronic
13 means contains all the information that is necessary to complete the
14 transaction for which the document is submitted;

15 (2) Certification that all the information contained in each
16 document that is submitted by electronic means is truthful and accurate;

17 (3) An assurance that the participant who submits a document by
18 electronic means will maintain all information and records that are
19 necessary to support the document; and

20 (4) The signature of the participant who files the written agreement
21 with the department.

22 (g) The conditions under which the department may revoke the
23 approval of a person to participate in the program, including, without
24 limitation, failure to comply with this section and section 4 of this act and
25 the regulations adopted pursuant thereto.

26 (h) The method by which the department will store documents that are
27 submitted to it by electronic means.

28 (i) The required technology that is necessary to carry out the program.

29 (j) Any other regulations that the department determines necessary to
30 carry out the program.

31 3. The department may accept gifts and grants from any source,
32 including, without limitation, donations of materials, equipment and
33 labor, for the establishment and maintenance of a program pursuant to
34 this section.

35 Sec. 4. 1. If the department approves an application for a person to
36 participate in a program established pursuant to section 3 of this act, that
37 participant may submit, by electronic means, a document that is required
38 to be submitted pursuant to this chapter for the issuance or renewal of a
39 certificate of registration, certificate of ownership or certificate of title.

40 2. If the signature of a natural person is required pursuant to this
41 chapter on a document that is submitted by electronic means, the
42 department may waive that requirement if the participant who submitted
43 the document on behalf of that person complies with all requirements of
44 this program.

45 3. Notwithstanding any other provision of law to the contrary, a
46 document that is submitted by electronic means pursuant to subsection 1,
47 if accepted by the department, shall be deemed an original document in
48 administrative proceedings, quasi-judicial proceedings and judicial
49 proceedings.



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1 **Sec. 5.** NRS 482.215 is hereby amended to read as follows:
2 482.215 1. All applications for registration, except applications for
3 renewal of registration, must be made as provided in this section.
4 2. ~~Applications~~ *Except as otherwise provided in section 4 of this*
5 *act, applications* for all registrations, except renewals of registration, must
6 be made in person, if practicable, to any office or agent of the department
7 or to a registered dealer.
8 3. Each application must be made upon the appropriate form furnished
9 by the department and contain:
10 (a) The signature of the owner ~~H~~ , *except as otherwise provided in*
11 *subsection 2 of section 4 of this act, if applicable.*
12 (b) His residential address.
13 (c) His declaration of the county where he intends the vehicle to be
14 based, unless the vehicle is deemed to have no base. The department shall
15 use this declaration to determine the county to which the privilege tax is to
16 be paid.
17 (d) A brief description of the vehicle to be registered, including the
18 name of the maker, the engine, identification or serial number, whether
19 new or used, and the last license number, if known, and the state in which
20 it was issued, and upon the registration of a new vehicle, the date of sale by
21 the manufacturer or franchised and licensed dealer in this state for the
22 make to be registered to the person first purchasing or operating the
23 vehicle.
24 (e) Proof satisfactory to the department or registered dealer that the
25 applicant has provided the insurance required by NRS 485.185 and , *except*
26 *as otherwise provided in this paragraph,* his signed declaration that he
27 will maintain the insurance during the period of registration. *If the*
28 *application is submitted by electronic means pursuant to section 4 of this*
29 *act, the applicant is not required to sign the declaration required by this*
30 *paragraph.*
31 (f) If the insurance is provided by a contract of insurance, evidence of
32 that insurance provided by the insurer in the form of:
33 (1) A certificate of insurance on a form approved by the
34 commissioner of insurance; or
35 (2) A card issued pursuant to NRS 690B.023 which identifies the
36 vehicle and indicates, at the time of application for registration, coverage
37 which meets the requirements of NRS 485.185.
38 The department may file that evidence, return it to the applicant or
39 otherwise dispose of it.
40 (g) If required, evidence of the applicant's compliance with controls
41 over emission.
42 4. The application must contain such other information as is required
43 by the department or registered dealer, and must be accompanied by proof
44 of ownership satisfactory to the department.
45 5. For purposes of the proof, declaration and evidence required by
46 paragraphs (e) and (f) of subsection 3:
47 (a) Vehicles which are subject to the fee for a license and the
48 requirements of registration of the Interstate Highway User Fee
49 Apportionment Act, and which are based in this state, may be declared as a



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1 fleet by the registered owner thereof, on his original application for or
2 application for renewal of a proportional registration. The owner may file a
3 single certificate of insurance covering that fleet.

4 (b) Other fleets composed of 10 or more vehicles based in this state or
5 vehicles insured under a blanket policy which does not identify individual
6 vehicles may each be declared annually as a fleet by the registered owner
7 thereof for the purposes of an application for his original or any renewed
8 registration. The owner may file a single certificate of insurance covering
9 that fleet.

10 (c) A person who qualifies as a self-insurer pursuant to the provisions of
11 NRS 485.380 may file a copy of his certificate of self-insurance.

12 (d) A person who qualifies for an operator's policy of liability insurance
13 pursuant to the provisions of NRS 485.186 and 485.3091 may file evidence
14 of that insurance.

15 **Sec. 6.** NRS 482.280 is hereby amended to read as follows:

16 482.280 1. The registration of every vehicle expires at midnight on
17 the day specified on the receipt of registration, unless the day specified
18 falls on a Saturday, Sunday or legal holiday. If the day specified on the
19 receipt of registration is a Saturday, Sunday or legal holiday, the
20 registration of the vehicle expires at midnight on the next judicial day. The
21 department shall mail to each holder of a certificate of registration an
22 application for renewal of registration for the following period of
23 registration. The applications must be mailed by the department in
24 sufficient time to allow all applicants to mail the applications to the
25 department and to receive new certificates of registration and license
26 plates, stickers, tabs or other suitable devices by mail before the expiration
27 of their registrations. An applicant may present *or submit* the application to
28 any agent or office of the department.

29 2. An application ~~mailed~~ :

30 (a) *Mailed* or presented to the department or to a county assessor
31 pursuant to the provisions of this section ~~or presented~~ ;

32 (b) *Submitted to the department pursuant to section 4 of this act; or*

33 (c) *Presented* to an authorized inspection station or authorized station
34 pursuant to the provisions of NRS 482.281 ,
35 must include, if required, evidence of compliance with standards for
36 control of emissions.

37 3. The department shall insert in each application mailed pursuant to
38 subsection 1:

39 (a) The amount of privilege tax to be collected for the county pursuant
40 to the provisions of NRS 482.260.

41 (b) The amount set forth in a notice of nonpayment filed with the
42 department by a local authority pursuant to NRS 484.444.

43 (c) A statement which informs the applicant that, pursuant to NRS
44 485.185, he is legally required to maintain insurance during the period in
45 which the motor vehicle is registered.

46 4. An owner who has made proper application for renewal of
47 registration before the expiration of the current registration but who has not
48 received the license plate or plates or card of registration for the ensuing
49 period of registration is entitled to operate or permit the operation of that



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1 vehicle upon the highways upon displaying thereon the license plate or
2 plates issued for the preceding period of registration for such a time as may
3 be prescribed by the department as it may find necessary for the issuance
4 of the new plate or plates or card of registration.

5 **Sec. 7.** NRS 482.399 is hereby amended to read as follows:

6 482.399 1. Upon the transfer of the ownership of or interest in any
7 vehicle by any holder of a valid registration, or upon destruction of the
8 vehicle, the registration expires.

9 2. The holder of the original registration may transfer the registration
10 to another vehicle to be registered by him and use the same license plate or
11 plates thereon, if the license plate or plates are appropriate for the second
12 vehicle, upon filing an application for transfer of registration and upon
13 paying the transfer registration fee and the excess, if any, of the registration
14 fee and privilege tax on the vehicle to which the registration is transferred
15 over the total registration fee and privilege tax paid on all vehicles from
16 which he is transferring his ownership or interest. ~~Application~~ *Except as*
17 *otherwise provided in section 4 of this act, an application* for transfer of
18 registration must be made in person, if practicable, to any office or agent of
19 the department or to a registered dealer, and the license plate or plates may
20 not be used upon a second vehicle until registration of that vehicle is
21 complete. In computing the privilege tax, the department, its agent or the
22 registered dealer shall credit the portion of the tax paid on the first vehicle
23 attributable to the remainder of the current registration period or calendar
24 year on a pro rata monthly basis against the tax due on the second vehicle
25 or on any other vehicle of which the person is the registered owner. If any
26 person transfers his ownership or interest in two or more vehicles, the
27 department or the registered dealer shall credit the portion of the tax paid
28 on all of the vehicles attributable to the remainder of the current
29 registration period or calendar year on a pro rata monthly basis against the
30 tax due on the vehicle to which the registration is transferred or on any
31 other vehicle of which the person is the registered owner. The certificates
32 of registration and unused license plates of the vehicles from which a
33 person transfers his ownership or interest must be submitted before credit
34 is given against the tax due on the vehicle to which the registration is
35 transferred or on any other vehicle of which the person is the registered
36 owner.

37 3. In computing the registration fee, the department or its agent or the
38 registered dealer shall credit the portion of the registration fee paid on each
39 vehicle attributable to the remainder of the current calendar year or
40 registration period on a pro rata basis against the registration fee due on the
41 vehicle to which registration is transferred. If the amount owed on the
42 registration fee or privilege tax on that vehicle is less than the credit on the
43 total registration fee or privilege tax paid on all vehicles from which a
44 person transfers his ownership or interest, the department shall issue to the
45 person a refund in an amount equal to the difference between the amount
46 owed on the registration fee or privilege tax on that vehicle and the credit
47 on the total registration fee or privilege tax paid on all vehicles from which
48 a person transfers his ownership or interest.



1 4. If the license plate or plates are not appropriate for the second
2 vehicle, the plate or plates must be surrendered to the department or
3 registered dealer and an appropriate plate or plates must be issued by the
4 department. The department shall not reissue the surrendered plate or
5 plates until the next succeeding licensing period.

6 5. If application for transfer of registration is not made within 60 days
7 after the destruction or transfer of ownership of or interest in any vehicle,
8 the license plate or plates must be surrendered to the department on or
9 before the 60th day for cancellation of the registration.

10 6. If a person cancels his registration and surrenders to the department
11 his license plates for a vehicle, the department shall issue to the person a
12 refund of the portion of the registration fee and privilege tax paid on the
13 vehicle attributable to the remainder of the current calendar year or
14 registration period on a pro rata basis.

15 **Sec. 8.** This act becomes effective on July 1, 2001.

