

**Amendment No. 739**

Assembly Amendment to Assembly Bill No. 249 First Reprint	(BDR 43-136)
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**Proposed by:** Committee on Ways and Means**Amendment Box:** Replaces Amendment No. 723.**Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: No

Adoption of this amendment will:

- (1) MAINTAIN a 2/3s majority vote requirement for final passage of A.B. 249 R1 (§§ 12, 15, 28.7); and  
 (2) ADD an appropriation where one does not currently exist in A.B. 249 R1.

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend the bill as a whole by deleting sec. 28 and adding new sections designated sections 28 through 28.7, following secs. 26 and 27, to read as follows:

“**Sec. 28.** Chapter 108 of NRS is hereby amended by adding thereto the provisions set forth as sections 28.3 and 28.7 of this act.

**Sec. 28.3.** *The Department of Motor Vehicles may adopt such regulations as it deems necessary to ensure compliance with all applicable laws relating to the processing of liens for storing, maintaining, keeping or repairing vehicles required to be registered with the Department pursuant to chapter 482 of NRS.*

SGW

Date: 5/12/2005

A.B. No. 249—Makes various changes relating to vehicles.

**Sec. 28.7. 1. *The Department of Motor Vehicles may impose an administrative fine, not to exceed \$2,500, for a violation of any provision of NRS 108.265 to 108.360, inclusive, and sections 28.3 and 28.5 of this act, or any regulation or order adopted or issued pursuant thereto by the Department. The Department shall afford to any person so fined an opportunity for a hearing pursuant to the provisions of NRS 233B.121.***

**2. *All administrative fines collected by the Department of Motor Vehicles pursuant to subsection 1 must be deposited with the State Treasurer to the credit of the State Highway Fund.***

**3. *In addition to any other remedy provided by this chapter, the Department of Motor Vehicles may compel compliance with any provision of NRS 108.265 to 108.360, inclusive, and sections 28.3 and 28.7 of this act, and any regulation or order adopted or issued pursuant thereto, by injunction or other appropriate remedy and the Department may institute and maintain in the name of the State of Nevada any such enforcement proceedings.***

Amend sec. 29, page 11, line 3, by deleting:

“27 and 28” and inserting:

“28.3 and 28.7”.

Amend sec. 29, page 11, line 5, by deleting:

“and section 27 of this act,”.

Amend the bill as a whole by adding new sections designated sections 45 and 46, following sec. 44, to read as follows:

**“Sec. 45. 1. There is hereby appropriated from the State Highway Fund to the Department of Motor Vehicles to defray any administrative costs incurred by the Department in enforcing the provisions of NRS 108.265 to 108.360, inclusive, and sections 28.3 and 28.7 of this act relating to**

liens for storing, maintaining, keeping or repairing vehicles required to be registered with the Department of Motor Vehicles pursuant to chapter 482 of NRS:

For the Fiscal Year 2005-2006.....\$234,644

For the Fiscal Year 2006-2007.....\$198,530

2. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State Highway Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 46.** 1. This section and sections 28 to 29, inclusive, and 45 of this act become effective on July 1, 2005.

2. Sections 1 to 27, inclusive, and 30 to 44, inclusive, of this act become effective on October 1, 2005.”.

Amend the title of the bill, twentieth line, after “penalties;” by inserting:  
“making an appropriation;”.