

Amendment No. 856

Assembly Amendment to Senate Bill No. 175 First Reprint	(BDR 43-700)
Proposed by: Committee on Judiciary	
Amendment Box:	
Resolves Conflicts with: N/A	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will MAINTAIN a 2/3s majority vote requirement for final passage of S.B. 175 R1 (§ 2).

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 sec. 2, page 2, line 37, by deleting “*General*” and inserting “*Highway*”.

Amend the bill as a whole by deleting sections 3 and 4, renumbering sections 5 through 10 as sections 3 through 8 and adding a new section designated sec. 9, following sec. 10, to read as follows:

“**Sec. 9.** NRS 706.4479 is hereby amended to read as follows:

706.4479 *1.* If a motor vehicle is towed at the request of someone other than the owner, or authorized agent of the owner, of the motor vehicle, the operator shall, in addition to the requirements set forth in the provisions of chapter 108 of NRS:

~~{1-}~~ (a) Notify the registered and legal owner of the motor vehicle by certified mail not later than *21 days after placing the motor vehicle in storage if the motor vehicle was towed at the request of*

MSN/RBL

Date: 5/23/2005

S.B. No. 175—Revises provisions governing motor vehicles.

a law enforcement officer following an accident involving the motor vehicle or not later than 15 days after placing ~~the~~ any other vehicle in storage:

~~{(a)}~~ (1) Of the location where the motor vehicle is being stored;

~~{(b)}~~ (2) Whether the storage is inside a locked building, in a secured, fenced area or in an unsecured, open area;

~~{(c)}~~ (3) Of the charge for storage; and

~~{(d)}~~ (4) Of the date and time the vehicle was placed in storage.

~~{2.}~~ (b) If the identity of the registered and legal owners is not readily available, request the necessary information from the Department. The operator shall attempt to notify the owner of the vehicle as soon as possible, but in no case later than ~~{15 days.}~~ :

(1) *Twenty-one days* after identification of the owner is obtained ~~{-~~
~~—3.}~~ *if the motor vehicle that is placed in storage was towed at the request of a law enforcement officer following an accident involving the motor vehicle; or*

(2) *Fifteen days after identification of the owner is obtained for any other motor vehicle.*

(c) Use all resources reasonably necessary to ascertain the name of the owner of a vehicle and is responsible for making an independent inquiry and correct notification of the owner.

2. If a motor vehicle that is placed in storage was towed at the request of a law enforcement officer following an accident involving the motor vehicle, the operator shall not impose any administrative or processing fee or charge with respect to the vehicle for the period ending 14 days after the date on which the motor vehicle was placed in storage.”.

Amend the title of the bill by deleting the fourth and fifth lines and inserting:

“the terms of a contract or security agreement; revising provisions concerning the notification provided to the owner of a motor vehicle that is towed at the request of a person other than the owner; and providing”.

**If this amendment is adopted, the Legislative
Counsel's Digest will be changed to read as follows:**

Legislative Counsel's Digest:

Existing law requires a law enforcement officer and law enforcement agencies to provide a copy of an accident report to an injured party or his legal representative for a reasonable fee. In addition, existing law requires such officers and agencies to provide related information within their possession unless such information is privileged or confidential. (NRS 248.242, 258.072, 268.900, 269.247, 280.400, 396.328, 480.600)

This bill requires the copy of the accident report to be provided within 7 days after receipt of a written request for such a report and authorizes an insurer to request such information. This bill further provides that the report is not required to be provided within that time if the materials are privileged or confidential or if the accident involved the death or substantial bodily harm of a person, failure to stop at the scene of an accident or the commission of a felony.

Existing law requires a seller of a motor vehicle or other secured party to deliver a certificate of title to the person legally entitled to it within 15 days after the termination or release of the security agreement. (NRS 482.431)

This bill requires the Department to investigate any alleged failure to deliver a certificate of title and to impose an administrative fine for each day that the seller or other secured party fails to deliver the certificate. This bill requires the lienholder to provide to the owner of and each person who holds a security interest in the vehicle a copy of all documents relating to the sale.

Existing law provides that a person who stores a motor vehicle that has been towed at the request of someone other than the owner of the vehicle is required to provide notice to the owner within 15 days after placing the motor vehicle in storage or obtaining the identification of the owner. (NRS 706.4479)

This bill increases the time for providing notice to 21 days if the vehicle was towed at the request of a law enforcement officer following an accident involving the motor vehicle. This bill also prohibits the person who stores the vehicle from imposing any administrative or processing fee or charge for 14 days after such a motor vehicle is placed in storage.