

ASSEMBLY BILL NO. 411—ASSEMBLYMAN CLABORN

MARCH 19, 2007

Referred to Committee on Transportation

SUMMARY—Authorizes the Department of Motor Vehicles to issue special license plates and registration certificates for historic vehicles. (BDR 43-1072)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 motor vehicles; authorizing the Department of Motor Vehicles to issue special license plates and registration certificates for historic vehicles; imposing fees for the issuance of those special license plates; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 This bill authorizes the Department of Motor Vehicles to issue special license
2 plates and registration certificates for historic vehicles, which are vehicles
3 manufactured at least 40 years before the date of application for the plates and
4 registration. This bill provides that a historic vehicle which is not used for general
5 transportation may be registered for a one-time fee of \$50, in lieu of the annual
6 registration fees and governmental services tax. The one-time fee is valid so long as
7 the vehicle is owned by the initial registrant, his spouse or his child. This bill
8 exempts a historic vehicle from vehicle inspection and emission control inspection
9 requirements.

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
2 thereto a new section to read as follows:

3 *1. The Department may issue special license plates and*
4 *registration certificates to residents of Nevada for a historic*
5 *vehicle which is used for occasional transportation, exhibitions,*
6 *club activities, parades, tours or similar uses.*



2. *In lieu of the annual registration and fees required by this chapter, and of the governmental services tax imposed by chapter 371 of NRS, the owner of a historic vehicle may submit:*

(a) *An affidavit to the Department indicating that the historic vehicle:*

(1) *Will only be used for the purposes enumerated in subsection 1;*

(2) *Has been inspected and found safe to be operated on the highways of this State; and*

(3) *Was manufactured at least 40 years before the application is submitted to the Department;*

(b) *A one-time registration fee of \$50, which is valid so long as the historic vehicle is owned by the initial registrant or the spouse or child of the initial registrant; and*

(c) *A declaration signed by the applicant that he has provided the insurance required by NRS 485.185 and will maintain the insurance during the period of registration.*

3. *License plates issued pursuant to this section must bear the inscription "Historic Vehicle," and the plates must be numbered consecutively.*

4. *Except as otherwise provided in paragraph (a) of subsection 2, a historic vehicle registered pursuant to this section is exempt from any vehicle inspections required by law and from an emissions control inspection required pursuant to NRS 445B.770.*

5. *If, during a registration year, the holder of license plates issued pursuant to the provisions of this section disposes of the vehicle to which the plates are affixed, the holder shall:*

(a) *Retain the plates and affix them to another vehicle that meets the requirements of this section if the transfer and registration fees are paid as set out in this chapter; or*

(b) *Within 30 days after removing the plates from the vehicle, return them to the Department.*

6. *The provisions of NRS 482.36705 do not apply to this section.*

7. *As used in this section, "occasional transportation" means the operation of the historic vehicle not more than 1 day every 7 days.*

Sec. 2. NRS 482.216 is hereby amended to read as follows:

482.216 1. Upon the request of a new vehicle dealer, the Department may authorize the new vehicle dealer to:

(a) Accept applications for the registration of the new motor vehicles he sells and the related fees and taxes;

(b) Issue certificates of registration to applicants who satisfy the requirements of this chapter; and



(c) Accept applications for the transfer of registration pursuant to NRS 482.399 if the applicant purchased from the new vehicle dealer a new vehicle to which the registration is to be transferred.

2. A new vehicle dealer who is authorized to issue certificates of registration pursuant to subsection 1 shall:

(a) Transmit the applications he receives to the Department within the period prescribed by the Department;

(b) Transmit the fees he collects from the applicants and properly account for them within the period prescribed by the Department;

(c) Comply with the regulations adopted pursuant to subsection 4; and

(d) Bear any cost of equipment which is necessary to issue certificates of registration, including any computer hardware or software.

3. A new vehicle dealer who is authorized to issue certificates of registration pursuant to subsection 1 shall not:

(a) Charge any additional fee for the performance of those services;

(b) Receive compensation from the Department for the performance of those services;

(c) Accept applications for the renewal of registration of a motor vehicle; or

(d) Accept an application for the registration of a motor vehicle if the applicant wishes to:

(1) Obtain special license plates pursuant to NRS 482.3667 to 482.3825, inclusive ~~H~~, *and section 1 of this act*; or

(2) Claim the exemption from the governmental services tax provided pursuant to NRS 361.1565 to veterans and their relations.

4. The Director shall adopt such regulations as are necessary to carry out the provisions of this section. The regulations adopted pursuant to this subsection must provide for:

(a) The expedient and secure issuance of license plates and decals by the Department; and

(b) The withdrawal of the authority granted to a new vehicle dealer pursuant to subsection 1 if that dealer fails to comply with the regulations adopted by the Department.

Sec. 3. NRS 482.379 is hereby amended to read as follows:

482.379 1. The Director may order the design and preparation of license plates which commemorate the 125th anniversary of Nevada's admission into the Union and establish the procedures for the application and issuance of the plates.

2. The Department may designate any colors, numbers and letters for the commemorative plates.



3. A person who is entitled to license plates pursuant to NRS 482.265 may apply for commemorative license plates.

4. The fee for the commemorative license plates is \$10, in addition to all other applicable registration and license fees and governmental services taxes. If a person is eligible for and applies for any special license plates issued pursuant to NRS 482.3667 ~~to 482.3672, 482.3675, 482.368 or 482.370~~ to 482.3825, inclusive, *and section 1 of this act*, and applies to have those special license plates combined with commemorative plates, the person must pay the fees for the special license plates in addition to the fee for the commemorative plates.

5. In addition to all fees for the license, registration and governmental services taxes, a person who is eligible for and applies for commemorative plates must pay \$25 for the celebration of the 125th anniversary of Nevada's admission into the Union. The fees for the license, registration, and governmental services taxes and the charge for the celebration may be paid with a single check.

6. Commemorative plates are renewable upon the payment of \$10.

7. If during a registration year, the holder of commemorative plates issued pursuant to the provisions of this section disposes of the vehicle to which the plates are affixed, he may retain the plates and:

(a) Within 30 days after removing the plates from the vehicle, return them to the Department; or

(b) Affix them to another vehicle which meets the requirements of this section if the transfer and registration fees are paid as is provided for in this chapter.

8. Except as otherwise provided by subsection 10, if a commemorative license plate or set of license plates issued pursuant to the provisions of this section is lost, stolen or mutilated, the owner of the vehicle may secure a replacement license plate or set of replacement license plates, as the case may be, from the Department upon payment of the fees set forth in subsection 2 of NRS 482.500.

9. The Department shall, for each set of commemorative license plates that it issues:

(a) Deposit the \$25 collected for the celebration of the 125th anniversary of Nevada's admission into the Union with the State Treasurer for credit to the Account for Nevada's 125th Anniversary in the State General Fund;

(b) Deposit \$7.50 with the State Treasurer for credit to the Motor Vehicle Fund pursuant to the provisions of NRS 482.180; and



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(c) Deposit \$2.50 with the State Treasurer for credit to the Department to reimburse the Department for the cost of manufacturing the license plates.

10. The Department shall not:

(a) Issue the commemorative license plates after October 31, 1990.

(b) Issue replacement commemorative license plates after June 30, 1995.

Sec. 4. NRS 482.3824 is hereby amended to read as follows:

482.3824 1. With respect to any special license plate that is issued pursuant to NRS 482.3667 to 482.3825, inclusive, *and section 1 of this act*, and for which an additional fee is imposed for the issuance of the special license plate to generate financial support for a charitable organization:

(a) The Director shall, at the request of the charitable organization that is benefited by the particular special license plate:

(1) Order the design and preparation of souvenir license plates, the design of which must be substantially similar to the particular special license plate; and

(2) Issue such souvenir license plates, for a fee established pursuant to NRS 482.3825, only to the charitable organization that is benefited by the particular special license plate. The charitable organization may resell such souvenir license plates at a price determined by the charitable organization.

(b) The Department may, except as otherwise provided in this paragraph and after the particular special license plate is approved for issuance, issue the special license plate for a trailer or other type of vehicle that is not a passenger car or light commercial vehicle, excluding motorcycles and vehicles required to be registered with the Department pursuant to NRS 706.801 to 706.861, inclusive, upon application by a person who is entitled to license plates pursuant to NRS 482.265 and who otherwise complies with the requirements for registration and licensing pursuant to this chapter. The Department may not issue a special license plate for such other types of vehicles if the Department determines that the design or manufacture of the plate for those other types of vehicles would not be feasible. In addition, if the Department incurs additional costs to manufacture a special license plate for such other types of vehicles, including, without limitation, costs associated with the purchase, manufacture or modification of dies or other equipment necessary to manufacture the special license plate for such other types of vehicles, those additional costs must be paid from private sources without any expense to the State of Nevada.

2. As used in this section, "charitable organization" means a particular cause, charity or other entity that receives money from the



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1 imposition of an additional fee in connection with the issuance of a
2 special license plate pursuant to NRS 482.3667 to 482.3825,
3 inclusive **H**, *and section 1 of this act*. The term includes the
4 successor, if any, of a charitable organization.

5 **Sec. 5.** NRS 482.500 is hereby amended to read as follows:

6 482.500 1. Except as otherwise provided in subsection 2 or 3,
7 whenever upon application any duplicate or substitute certificate of
8 registration, decal or number plate is issued, the following fees must
9 be paid:

10	
11	For a certificate of registration..... \$5.00
12	For every substitute number plate or set of plates..... 5.00
13	For every duplicate number plate or set of plates 10.00
14	For every decal displaying a county name..... .50
15	For every other decal, license plate sticker or tab..... 5.00
16	

17 2. The following fees must be paid for any replacement plate or
18 set of plates issued for the following special license plates:

19 (a) For any special plate issued pursuant to NRS 482.3667,
20 482.367002, 482.3672, 482.3675, 482.370 to 482.376, inclusive, or
21 482.379 to 482.3818, inclusive, *and section 1 of this act*, a fee of
22 \$10.

23 (b) For any special plate issued pursuant to NRS 482.368,
24 482.3765, 482.377 or 482.378, a fee of \$5.

25 (c) Except as otherwise provided in paragraph (a) of subsection
26 1 of NRS 482.3824, for any souvenir license plate issued pursuant
27 to NRS 482.3825 or sample license plate issued pursuant to NRS
28 482.2703, a fee equal to that established by the Director for the
29 issuance of those plates.

30 3. A fee must not be charged for a duplicate or substitute of a
31 decal issued pursuant to NRS 482.37635.

32 4. The fees which are paid for duplicate number plates and
33 decals displaying county names must be deposited with the State
34 Treasurer for credit to the Motor Vehicle Fund and allocated to the
35 Department to defray the costs of duplicating the plates and
36 manufacturing the decals.

37 **Sec. 6.** NRS 445B.760 is hereby amended to read as follows:

38 445B.760 1. The State Environmental Commission may by
39 regulation prescribe standards for exhaust emissions, fuel
40 evaporative emissions and visible emissions of smoke from mobile
41 internal combustion engines on the ground or in the air, including,
42 but not limited to, aircraft, motor vehicles, snowmobiles and
43 railroad locomotives. The regulations must:

44 (a) Provide for the exemption from such standards of restored
45 *and historic* vehicles for which special license plates have been



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1 issued pursuant to NRS 482.381, 482.3812, 482.3814 or 482.3816
2 ~~H~~ or section 1 of this act.

3 (b) Establish criteria for the condition and functioning of a
4 restored *and historic* vehicle to qualify for the exemption, and
5 provide that the evaluation of the condition and functioning of such
6 a vehicle may be conducted at an authorized inspection station or
7 authorized station as defined in NRS 445B.710 and 445B.720,
8 respectively.

9 (c) Define "restored vehicle" for the purposes of the regulations.

10 2. Standards for exhaust emissions which apply to a trimobile
11 must be based on standards which were in effect in the year in
12 which the engine of the trimobile was built.

13 3. Any such standards which pertain to motor vehicles must be
14 approved by the Department of Motor Vehicles before they are
15 adopted by the Commission.

16 **Sec. 7.** This act becomes effective on July 1, 2007.

