

SENATE BILL NO. 13—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED DECEMBER 19, 2012

Referred to Committee on Transportation

SUMMARY—Authorizes the Department of Motor Vehicles to suspend the registration of a motor vehicle under certain circumstances. (BDR 43-368)

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 motor vehicles; authorizing the Department of Motor Vehicles to suspend the registration of a motor vehicle of a person whose payment to the Department for registration is dishonored; providing for the reinstatement of the registration upon payment of certain fees; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, the Department of Motor Vehicles is required to cancel the
2 registration of a motor vehicle if the registration and license plates were issued
3 erroneously or improperly or obtained illegally. (NRS 482.465) Existing law also
4 requires a person to pay fees and penalties if the person does not pay the
5 governmental services tax for a vehicle for the next period of registration before the
6 expiration of the current period of registration, or if the person operates a vehicle
7 upon the highways of this State without having paid the registration fee. (NRS
8 371.140, 482.515) Existing law also authorizes the Department to waive any
9 applicable delinquent fees and penalties if the Department determines that the
10 dishonored payment: (1) was caused by circumstances beyond the registered
11 owner's control; (2) occurred despite the registered owner's exercise of ordinary
12 care; and (3) was not a result of the registered owner's willful neglect. (NRS
13 482.188) **Section 1** of this bill authorizes the Department to suspend the registration
14 of a motor vehicle if the check or other method of payment for the registration fee
15 is returned to the Department or otherwise dishonored. If the Department suspends
16 the registration of a motor vehicle of a person, the person is required to
17 immediately return to the Department the certificate of registration and the license
18 plates of the motor vehicle. The Department must provide notice of the suspension
19 by mail to the registered owner of the motor vehicle which must include



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information concerning the reinstatement of the registration. The registration must be reinstated and the license plates returned to the registered owner upon payment of the applicable registration and license plate fees, governmental services tax, and any delinquent fees or penalties and other outstanding debts owed to the Department.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 482 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Department may suspend the registration of a motor vehicle and require the return to the Department of the certificate of registration and the license plates of the motor vehicle if a check, draft, electronic transfer of money or other method of payment provided to the Department to register the motor vehicle is returned to the Department or otherwise dishonored by the financial institution on which the check, draft or electronic transfer of money is drawn.

2. If the registration of a motor vehicle of a person is suspended pursuant to this section, the person shall immediately return the certificate of registration and license plates to the Department.

3. The period of suspension of the registration of a motor vehicle that is suspended pursuant to this section begins on the effective date of the suspension as set forth in the notice thereof.

4. The Department shall mail to the registered owner of the motor vehicle a notice of the suspension. The notice must include:

- (a) The effective date of the suspension;*
- (b) The reason for the suspension;*
- (c) The requirement for the return of the certificate of registration and the license plates of the motor vehicle;*
- (d) The method by which the registration may be reinstated; and*
- (e) Any other information the Department deems necessary.*

5. Except as otherwise provided in NRS 353C.125, the Department shall reinstate the registration of a motor vehicle and issue license plates to the registered owner of the motor vehicle only upon the payment of:

- (a) Any registration and other fees or penalties required pursuant to this chapter;*
- (b) Any governmental services tax required pursuant to chapter 371 of NRS; and*
- (c) Any fees and penalties required pursuant to NRS 41.620, 371.140 or 481.079.*



Sec. 2. NRS 482.480 is hereby amended to read as follows:

482.480 There must be paid to the Department for the registration or the transfer or reinstatement of the registration of motor vehicles, trailers and semitrailers, fees according to the following schedule:

1. Except as otherwise provided in this section, for each stock passenger car and each reconstructed or specially constructed passenger car registered to a person, regardless of weight or number of passenger capacity, a fee for registration of \$33.

2. Except as otherwise provided in subsection 3:

(a) For each of the fifth and sixth such cars registered to a person, a fee for registration of \$16.50.

(b) For each of the seventh and eighth such cars registered to a person, a fee for registration of \$12.

(c) For each of the ninth or more such cars registered to a person, a fee for registration of \$8.

3. The fees specified in subsection 2 do not apply:

(a) Unless the person registering the cars presents to the Department at the time of registration the registrations of all the cars registered to the person.

(b) To cars that are part of a fleet.

4. For every motorcycle, a fee for registration of \$33 and for each motorcycle other than a trimobile, an additional fee of \$6 for motorcycle safety. The additional fee must be deposited in the State Highway Fund for credit to the Account for the Program for the Education of Motorcycle Riders.

5. For each transfer of registration, a fee of \$6 in addition to any other fees.

6. Except as otherwise provided in subsection 7 of NRS 485.317, to reinstate the registration of a motor vehicle that is suspended pursuant to that section:

(a) A fee as specified in NRS 482.557 for a registered owner who failed to have insurance on the date specified by the Department, which fee is in addition to any fine or penalty imposed pursuant to NRS 482.557; or

(b) A fee of \$50 for a registered owner of a dormant vehicle who cancelled the insurance coverage for that vehicle or allowed the insurance coverage for that vehicle to expire without first cancelling the registration for the vehicle in accordance with subsection 3 of NRS 485.320,

➔ both of which must be deposited in the Account for Verification of Insurance which is hereby created in the State Highway Fund. The money in the Account must be used to carry out the provisions of NRS 485.313 to 485.318, inclusive.

7. For every travel trailer, a fee for registration of \$27.



1 8. For every permit for the operation of a golf cart, an annual
2 fee of \$10.

3 9. For every low-speed vehicle, as that term is defined in
4 NRS 484B.637, a fee for registration of \$33.

5 10. To reinstate the registration of a motor vehicle that is
6 suspended pursuant to NRS 482.451 ~~H~~ *or section 1 of this act*, a fee
7 of \$33.

8 **Sec. 3.** This act becomes effective upon passage and approval.

