

Amendment No. 417

Senate Amendment to Senate Bill No. 386	(BDR 40-675)
Proposed by: Senate Committee on Natural Resources	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



SENATE BILL NO. 386—SENATORS MANENDO, DENIS, KIHUEN, PARKS, FARLEY;
ATKINSON, FORD, GUSTAVSON, HARRIS, LIPPARELLI, ROBERSON,
SETTELMAYER, SMITH, SPEARMAN AND WOODHOUSE

MARCH 17, 2015

Referred to Committee on Natural Resources

SUMMARY—Revises provisions relating to motor vehicles. (BDR 40-675)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

~

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to motor vehicles; revising provisions ~~governing the~~ **relating to authorized inspection stations that** conduct ~~of the inspection~~ **inspections** of certain motor vehicles for compliance with pollution control device and exhaust emissions standards; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law the State Environmental Commission, in cooperation with the Department of Motor Vehicles and any local pollution control agency, is required to adopt regulations for: (1) the control of emissions from motor vehicles in certain areas of any county whose population is 100,000 or more (currently Clark and Washoe Counties); and (2) the control of emissions from motor vehicles in certain areas of any county whose population is less than 100,000 if certain determinations about feasibility, practicality and air quality are made by the Commission. (NRS 445B.770) The Department, in cooperation with the Commission, is required to adopt regulations which prescribe the manner in which authorized inspection stations, authorized stations and fleet stations inspect motor vehicles and issue evidence of compliance with the pollution control device and exhaust emissions standards prescribed by the Commission. (NRS 445B.785) This bill ~~requires that a person conducting such an inspection first look to see~~ **provides that the regulations adopted by the Department, in cooperation with the Commission, must require that each authorized inspection station display conspicuously, in an area of the inspection station frequented by persons seeking inspection of a motor vehicle, a sign informing such persons that a motor vehicle likely will not pass the inspection** if the malfunction illumination light, commonly known as the "check engine light," is on while the engine is running. ~~If the light is on, the inspector must end the inspection and notify the person who brought the motor vehicle for inspection that: (1) the malfunction illumination light is on; (2) the motor vehicle will not pass the inspection with that light on; and (2) there will be no charge for the inspection because the inspection cannot proceed while~~ **Additionally, this bill provides that the regulations must require an employee or agent of each authorized inspection station, before conducting an inspection of a motor vehicle, to inform the person seeking the inspection that the motor vehicle likely will not pass the inspection if the malfunction illumination light is on, while the engine is running.**

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

Section 1. NRS 445B.785 is hereby amended to read as follows:
445B.785 1. The Department of Motor Vehicles shall, in cooperation with
the Commission, adopt regulations which:

(a) Prescribe requirements for licensing authorized inspection stations,
authorized maintenance stations, authorized stations and fleet stations. The
regulations adopted pursuant to this paragraph must provide that a facility licensed
as an authorized inspection station:

(1) Except as otherwise provided in subparagraph (2), ~~and paragraph~~
~~(b))~~ may not, unless specifically authorized by the Commission, install, repair,
diagnose or adjust any component or system of a motor vehicle that affects exhaust
emissions.

(2) May perform the following activities in connection with a motor
vehicle:

(I) The changing of oil;

(II) The replacing of an oil filter, air filter, fuel filter, belt or hose; and

(III) The servicing of a fuel injection system using methods approved
by the Division of Environmental Protection of the State Department of
Conservation and Natural Resources.

(3) Shall display conspicuously, in areas of the authorized inspection
station frequented by persons seeking an inspection of a motor vehicle, a sign
that:

(I) Informs such persons that a motor vehicle likely will not pass the
inspection if the malfunction illumination light is on when the engine of the
motor vehicle is running; and

(II) Conforms to any regulations adopted by the Department and the
Commission relating to the size and placement of the sign.

(b) Prescribe the manner in which authorized inspection stations, authorized
stations and fleet stations inspect motor vehicles and issue evidence of compliance.
The regulations must require, without limitation, that the person conducting the
an employee or agent of each authorized inspection look first to see if station,
before conducting an inspection of a motor vehicle, inform the person who is
seeking the inspection that the motor vehicle likely will not pass the inspection if
the malfunction illumination light is on when the engine of the motor vehicle is
running, and, if so, to end the inspection and inform the person who brought
the vehicle in for inspection that:

~~(1) The malfunction illumination light is on;~~

~~(2) The vehicle will not pass the inspection if the malfunction
illumination light is on; and~~

~~(3) There will be no charge for the inspection because the inspection
cannot proceed while the malfunction illumination light is on.~~

(c) Prescribe the diagnostic equipment necessary to perform the required
inspection. The regulations must ensure that:

(1) The equipment complies with any applicable standards of the United
States Environmental Protection Agency; and

(2) Use of the equipment is specifically authorized by the Commission.

(d) Provide for any fee, bond or insurance which is necessary to carry out the
provisions of NRS 445B.700 to 445B.815, inclusive.

1 (e) Provide for the issuance of a pamphlet for distribution to owners of motor
2 vehicles. The pamphlet must contain information explaining the reasons for and the
3 methods of the inspections.

4 2. The Department of Motor Vehicles shall issue a copy of the regulations to
5 each authorized inspection station, authorized maintenance station, authorized
6 station and fleet station.

7 **Sec. 2.** This act becomes effective on July 1, 2015.