

SENATE BILL NO. 218—SENATOR PARKS

MARCH 5, 2015

Referred to Committee on Transportation

SUMMARY—Revises provisions relating to certain communication systems installed in motor vehicles. (BDR 43-861)

FISCAL NOTE: Effect on Local Government: No.
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; requiring the manufacturer of a new motor vehicle equipped with vehicle telematics technology to make certain disclosures to the purchaser of the vehicle; requiring the manufacturer of a new motor vehicle to provide a purchaser with the ability to opt out of the generation, recordation, collection and transmission of information by vehicle telematics technology installed within the vehicle; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires certain disclosures to a purchaser regarding event
2 recording devices installed within a new motor vehicle that is sold or leased within
3 this State. (NRS 484D.485) This bill requires the manufacturer of a new motor
4 vehicle which is sold or leased in this State, which is manufactured on or after
5 January 1, 2017, and which has vehicle telematics technology installed within the
6 vehicle, to provide certain disclosures to the purchaser. In addition, this bill requires
7 the manufacturer of a new vehicle to provide a purchaser with the ability to opt out
8 of the generation, recordation, collection and transmission of information by the
9 vehicle telematics technology other than information necessarily required for the
10 operation, repair or maintenance of the motor vehicle or for motor vehicle safety.



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

1 **Section 1.** Chapter 484D of NRS is hereby amended by
2 adding thereto a new section to read as follows:

3 ***1. The manufacturer of a new motor vehicle which is sold or***
4 ***leased in this State, which is manufactured on or after January 1,***
5 ***2017, and which is equipped with vehicle telematics technology***
6 ***shall disclose to a purchaser or potential purchaser of the motor***
7 ***vehicle:***

8 ***(a) The types and features of any vehicle telematics technology***
9 ***installed in the motor vehicle;***

10 ***(b) The types of information generated, recorded, collected and***
11 ***transmitted by the vehicle telematics technology;***

12 ***(c) How and where the information generated, recorded,***
13 ***collected and transmitted by the vehicle telematics technology is***
14 ***stored and how the stored information may be accessed;***

15 ***(d) All persons that may access the information generated,***
16 ***recorded, collected and transmitted by the vehicle telematics***
17 ***technology, including, without limitation, whether the possibility***
18 ***exists for third parties to access, purchase or use the information;***
19 ***and***

20 ***(e) Any known security risks, including, without limitation, the***
21 ***risk of identity theft, as defined in NRS 205.4651, associated with***
22 ***the generation, recordation, collection and transmission of the***
23 ***information.***

24 ***2. The disclosure required by subsection 1 must be:***

25 ***(a) Included within the owner's manual of the vehicle; and***

26 ***(b) Provided at the time of sale to, and acknowledged by, a***
27 ***vehicle purchaser on a separate document printed in at least 12-***
28 ***point type. The requirements of this paragraph may be satisfied by***
29 ***a new vehicle dealer, as that term is defined in NRS 482.078,***
30 ***acting on behalf of the manufacturer of the new motor vehicle.***

31 ***3. The manufacturer of a new motor vehicle which is sold or***
32 ***leased in this State, which is manufactured on or after January 1,***
33 ***2017, and which is equipped with vehicle telematics technology***
34 ***shall provide to the purchaser of the vehicle the ability to opt out***
35 ***of the generation, recordation, collection and transmission of***
36 ***information by the vehicle telematics technology, other than***
37 ***information necessarily required for the operation, repair or***
38 ***maintenance of the motor vehicle or for motor vehicle safety. The***
39 ***manufacturer may not withhold or deny any service or benefit to a***
40 ***registered owner who exercises his or her right to opt out of the***
41 ***generation, recordation, collection and transmission of***
42 ***information by the vehicle telematics technology pursuant to this***



1 *section, unless the service or benefit is technically dependent on*
2 *the information generated, recorded, collected and transmitted by*
3 *the vehicle telematics technology.*

4 4. As used in this section, “vehicle telematics technology”
5 means any technology installed by the manufacturer within a
6 vehicle that sends, receives or stores information or data related to
7 the location, operation and maintenance of the vehicle, including,
8 without limitation, navigation systems, route guidance systems,
9 traffic update systems, electronic communication systems, voice
10 communication systems, collision avoidance warning technology,
11 automated driver assistance technology, global positioning
12 satellite systems and any technology designed to transmit or
13 receive information using any wireless communications system.

