

ASSEMBLY BILL NO. 63—COMMITTEE
ON GROWTH AND INFRASTRUCTURE

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED NOVEMBER 19, 2018

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing vehicles.
(BDR 43-226)

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 vehicles; revising the authority of the Director of the Department of Motor Vehicles to designate the county assessor of a county as an agent to carry out the duties of the Department in that county; revising provisions governing the compensation which must be provided by contract to certain agents appointed by the Department; prohibiting a person from using the name, service marks, trademarks or logo of the Department under certain circumstances; authorizing a vehicle dealer to inspect a moped for the purposes of registration under certain circumstances; authorizing the Director of the Department to contract with a vendor to produce license plates under certain circumstances; clarifying provisions relating to the distribution of certain fees from the Pollution Control Account; revising provisions governing the information which must be included in an application for the issuance of special license plates to a person with a permanent disability; repealing provisions relating to the retention and disposition of certain records of the Department; providing a penalty; and providing other matters properly relating thereto.



Legislative Counsel's Digest:

Under existing law, the Department of Motor Vehicles is authorized to appoint by contract any person or public agency as an agent to assist the Department in carrying out certain duties. The Department is also authorized specifically to designate the county assessor of any county as such an agent of the Department. (NRS 482.160) **Section 1** of this bill removes the specific authority regarding assessors as redundant with the general authority. **Section 1** also: (1) revises the compensation that certain agents appointed by the Department must be provided under a contract; and (2) newly provides that no person may use the name, service marks, trademarks or logo of the Department in an advertisement, unless the person is an appointed agent of the Department and has obtained the written permission of the Department for such use. Existing law makes a violation of this prohibition a misdemeanor. (NRS 482.555)

Existing law requires a person registering a moped to allow the Department to inspect the moped to verify that it meets the relevant definition of moped. A person who resides in a county where there is no office of the Department may instead allow a sheriff or deputy sheriff to conduct such an inspection. (NRS 482.2155) **Section 2** of this bill authorizes a new vehicle dealer or a used vehicle dealer who sells a moped to conduct such an inspection for the purchaser, and the applicant to submit to the Department verification of such inspection certifying that the moped meets the relevant definition. **Section 10** of this bill makes a conforming change.

Existing law requires the Director of the Department to utilize the facility for the production of license plates, which is located at the Department of Corrections, to produce all license plates required by the Department. (NRS 482.267) **Section 3** of this bill authorizes the Director to contract with a vendor for the production of license plates if the license plates require technological or mechanical processes which are not available at the facility.

Under existing law, certain older vehicles which are eligible for certain special license plates are exempted from required emissions testing if the owner or operator of the vehicle certifies to the Department that the vehicle was not driven more than 5,000 miles during the immediately preceding year. The Department is required to collect from the person initially obtaining the special license plates for such a vehicle an additional fee which is equal to the fee the person would pay for the emissions testing form. The fees paid to the Department under such conditions must be accounted for in the Pollution Control Account. (NRS 445B.760, 445B.830, 482.381, 482.3812, 482.3814, 482.3816) **Sections 4-7 and 11** of this bill clarify that the fees deposited in the Pollution Control Account must be distributed in the same manner and in the same proportion to the respective counties as all other excess money in the Account.

Under existing law, a person with a permanent disability is eligible to apply to the Department for a special license plate, placard or sticker which authorizes the person to park his or her vehicle in parking spaces designated for persons who are handicapped. (NRS 482.384, 484B.463, 484B.467) **Section 9** of this bill adds to the list of documents a person may present to the Department to obtain such a special license plate, placard or sticker, a certificate from the United States Department of Veterans Affairs or the United States Department of Defense which indicates the applicant has incurred a qualifying service-connected disability that meets a certain definition. (NRS 482.0962) **Section 8** of this bill makes a conforming change to the relevant definition of "person with a permanent disability."

Existing law requires the Department to retain certain original certificates of title and forms for a power of attorney for at least 1 year. (NRS 482.173) **Section 12** of this bill repeals that requirement.



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

Section 1. NRS 482.160 is hereby amended to read as follows:

482.160 1. The Director may adopt and enforce such administrative regulations as are necessary to carry out the provisions of this chapter.

2. The Director may establish branch offices as provided in NRS 481.055, and may by contract appoint any person or public agency as an agent to assist in carrying out the duties of the Department pursuant to this chapter. ~~[The Director may designate the county assessor of any county as agent to assist in carrying out the duties of the Department in that county. The county assessor may, under an agreement with the Department made pursuant to this subsection, transfer his or her duties as agent to the Department where the Department has established a branch office, consisting of full time employees, in the county.]~~

3. Except as otherwise provided in this subsection, the contract with each agent appointed by the Department in connection with the registration of motor vehicles and issuance of license plates ~~[must]~~ *may* provide for compensation based upon the reasonable value of the services of the agent but must not exceed \$2 for each registration. An authorized inspection station or authorized station that issues certificates of registration pursuant to NRS 482.281 is not entitled to receive compensation from the Department pursuant to this subsection.

4. Except as otherwise provided in this section, no person may use in an advertisement:

(a) The name, service marks, trademarks or logo of the Department; or

(b) A service mark, trademark or logo designed to closely resemble a service mark, trademark or logo of the Department and intended to mislead a viewer to believe that the service mark, trademark or logo is the service mark, trademark or logo of the Department.

5. An agent appointed pursuant to subsection 2 may use the name, service marks, trademarks or logo of the Department in an advertisement if the agent has obtained the written permission of the Department for such use.

Sec. 2. NRS 482.2155 is hereby amended to read as follows:

482.2155 1. The owner of a moped shall, before the moped may be operated upon any highway in this State, apply to the Department for and obtain registration thereof. The application must be made upon the appropriate form as prescribed by the Department.



2. An application for the registration of a moped pursuant to this section must include:

(a) The signature and residential address of the owner of the moped.

(b) The owner's declaration of the county where he or she intends the moped to be based, unless the moped is deemed to have no base. The Department shall use this declaration to determine the county to which the governmental services tax is to be paid.

(c) A brief description of the moped to be registered, including the name of the maker, the engine, identification or serial number, whether new or used, and, upon the registration of a new moped, the date of sale by the manufacturer or franchised and licensed dealer in this State for the make to be registered to the person first purchasing or operating the moped.

(d) Proof of ownership satisfactory to the Department.

3. An application for the registration of a moped pursuant to subsection 2 must be accompanied by:

(a) The registration fee required pursuant to NRS 482.480.

(b) The governmental services tax imposed pursuant to chapter 371 of NRS, as provided in NRS 482.260.

(c) The fees for a license plate and an inspection required pursuant to this section.

4. An applicant for the registration of a moped pursuant to this section ~~{who resides}~~ *must provide proof satisfactory to the Department that the moped was inspected and meets the definition of "moped" as provided in NRS 482.069. An applicant who:*

(a) Purchased the moped from a new vehicle dealer or a used vehicle dealer may submit to the Department, on a form prescribed by the Department, verification of an inspection by the new vehicle dealer or used vehicle dealer which certifies that the moped meets the definition of "moped" as provided in NRS 482.069.

(b) Did not purchase the moped from a new vehicle dealer or a used vehicle dealer and:

(1) Resides in a county where an office of the Department is located must, at an office of the Department in that county, allow the Department to inspect the moped for verification that the moped meets the definition of "moped" as provided in NRS 482.069. The Department may by regulation establish a fee for such an inspection.

~~{5.—An applicant for the registration of a moped pursuant to this section who resides}~~

(2) Resides in a county where no office of the Department is located must allow the Department to inspect the moped, as specified in ~~{subsection 4,}~~ *subparagraph (1)*, at an office of the Department in another county or, in lieu of an inspection by the Department, allow a sheriff or deputy sheriff of the county in which



the applicant resides to inspect the moped for verification that the moped meets the definition of "moped" as provided in NRS 482.069. A sheriff or deputy sheriff shall, upon the request of the applicant, conduct such an inspection and transmit his or her determination, in writing, to the Department and may collect the fee established by the Department pursuant to ~~subsection 4~~ *subparagraph (1)* for such an inspection. ~~[[The]]~~ The fees ~~collected pursuant to this subsection~~ must be accounted for as provided in subsection 6 of NRS 248.275.

~~[[6.]]~~ 5. As soon as practicable after the Department:

(a) Receives the application and fees required by this section; and

(b) ~~[[Conducts]]~~ *Receives the form completed by a new vehicle dealer or used vehicle dealer pursuant to paragraph (a) of subsection 4, conducts* the inspection required by *subparagraph (1) of paragraph (b) of* subsection 4 or ~~[[5-or]]~~ receives the alternative written determination from a sheriff or deputy sheriff that is authorized by *subparagraph (2) of paragraph (b) of* subsection ~~[[5.]]~~ 4,

↳ the Department shall, if the inspection or written determination confirms that the moped meets the definition of "moped" as provided in NRS 482.069, issue a license plate and certificate of registration to the owner of the moped.

~~[[7.]]~~ 6. The fee for the issuance of a license plate pursuant to this section is \$5, which must be allocated to the Revolving Account for the Issuance of Special License Plates, created by NRS 482.1805, to defray the costs of manufacturing license plates pursuant to this section.

~~[[8.]]~~ 7. The registration issued pursuant to this section is not renewable or transferable, and a moped that is registered pursuant to this section is registered until the date on which the owner of the moped:

(a) Transfers the ownership of the moped; or

(b) Cancels the registration of the moped and surrenders the license plate to the Department.

~~[[9.]]~~ 8. The Department may, upon proof of ownership satisfactory to it, issue a certificate of title before the registration of a moped pursuant to this section. A certificate of title issued pursuant to this subsection is valid until cancelled by the Department upon the transfer of interest therein.

Sec. 3. NRS 482.267 is hereby amended to read as follows:

482.267 ~~[[The]]~~

1. Except as otherwise provided in subsection 2, the Director shall utilize the facility for the production of license plates which is



located at the Department of Corrections to produce all license plates required by the Department of Motor Vehicles.

2. The Director may contract with a vendor for the production of license plates which require technological or mechanical processes which are not available at the facility.

Sec. 4. NRS 482.381 is hereby amended to read as follows:

482.381 1. Except as otherwise provided in NRS 482.2655, the Department may issue special license plates and registration certificates to residents of Nevada for any motor vehicle which is a model manufactured more than 40 years before the date of application for registration pursuant to this section.

2. License plates issued pursuant to this section must bear the inscription "Old Timer," and the plates must be numbered consecutively.

3. The Nevada Old Timer Club members shall bear the cost of the dies for carrying out the provisions of this section.

4. The Department shall charge and collect the following fees for the issuance of these license plates, which fees are in addition to all other license fees and applicable taxes:

(a) For the first issuance \$35

(b) For a renewal sticker 10

5. In addition to the fees required pursuant to subsection 4, the Department shall charge and collect a fee for the first issuance of the license plates for those motor vehicles exempted pursuant to paragraph (b) of subsection 1 of NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815, inclusive. The amount of the fee must be equal to the amount of the fee for a form certifying emission control compliance set forth in paragraph (c) of subsection 1 of NRS 445B.830.

6. Fees paid to the Department pursuant to subsection 5 must be accounted for in the Pollution Control Account created by NRS 445B.830 ~~and~~ *and distributed in accordance with subsection 6 of NRS 445B.830.*

Sec. 5. NRS 482.3812 is hereby amended to read as follows:

482.3812 1. Except as otherwise provided in NRS 482.2655, the Department may issue special license plates and registration certificates to residents of Nevada for any passenger car or light commercial vehicle:

(a) Having a manufacturer's rated carrying capacity of 1 ton or less; and

(b) Manufactured not later than 1948.

2. License plates issued pursuant to this section must be inscribed with the words "STREET ROD" and a number of characters, including numbers and letters, as determined necessary by the Director.



3. If, during a registration period, the holder of special plates issued pursuant to this section disposes of the vehicle to which the plates are affixed, the holder shall retain the plates and:

(a) Affix them to another vehicle which meets the requirements of this section and report the change to the Department in accordance with the procedure set forth for other transfers; or

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

4. The fee for the special license plates is \$35, in addition to all other applicable registration and license fees and governmental services taxes. The fee for an annual renewal sticker is \$10.

5. In addition to the fees required pursuant to subsection 4, the Department shall charge and collect a fee for the first issuance of the special license plates for those motor vehicles exempted pursuant to paragraph (b) of subsection 1 of NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815, inclusive. The amount of the fee must be equal to the amount of the fee for a form certifying emission control compliance set forth in paragraph (c) of subsection 1 of NRS 445B.830.

6. Fees paid to the Department pursuant to subsection 5 must be accounted for in the Pollution Control Account created by NRS 445B.830 ~~and~~ *and distributed in accordance with subsection 6 of NRS 445B.830.*

Sec. 6. NRS 482.3814 is hereby amended to read as follows:

482.3814 1. Except as otherwise provided in NRS 482.2655, the Department may issue special license plates and registration certificates to residents of Nevada for any passenger car or light commercial vehicle:

(a) Having a manufacturer's rated carrying capacity of 1 ton or less; and

(b) Manufactured not earlier than 1949, but at least 20 years before the application is submitted to the Department.

2. License plates issued pursuant to this section must be inscribed with the words "CLASSIC ROD" and a number of characters, including numbers and letters, as determined necessary by the Director.

3. If, during a registration year, the holder of special plates issued pursuant to this section disposes of the vehicle to which the plates are affixed, the holder shall retain the plates and:

(a) Affix them to another vehicle which meets the requirements of this section and report the change to the Department in accordance with the procedure set forth for other transfers; or

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



4. The fee for the special license plates is \$35, in addition to all other applicable registration and license fees and governmental services taxes. The fee for an annual renewal sticker is \$10.

5. In addition to the fees required pursuant to subsection 4, the Department shall charge and collect a fee for the first issuance of the special license plates for those motor vehicles exempted pursuant to paragraph (b) of subsection 1 of NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815, inclusive. The amount of the fee must be equal to the amount of the fee for a form certifying emission control compliance set forth in paragraph (c) of subsection 1 of NRS 445B.830.

6. Fees paid to the Department pursuant to subsection 5 must be accounted for in the Pollution Control Account created by NRS 445B.830 ~~and~~ *and distributed in accordance with subsection 6 of NRS 445B.830.*

Sec. 7. NRS 482.3816 is hereby amended to read as follows:

482.3816 1. Except as otherwise provided in NRS 482.2655, the Department may issue special license plates and registration certificates to residents of Nevada for any passenger car or light commercial vehicle:

(a) Having a manufacturer's rated carrying capacity of 1 ton or less;

(b) Manufactured at least 25 years before the application is submitted to the Department; and

(c) Containing only the original parts which were used to manufacture the vehicle or replacement parts that duplicate those original parts.

2. License plates issued pursuant to this section must be inscribed with the words "CLASSIC VEHICLE" and a number of characters, including numbers and letters, as determined necessary by the Director.

3. If, during a registration period, the holder of special plates issued pursuant to this section disposes of the vehicle to which the plates are affixed, the holder shall retain the plates and:

(a) Affix them to another vehicle which meets the requirements of this section and report the change to the Department in accordance with the procedure set forth for other transfers; or

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

4. The fee for the special license plates is \$35, in addition to all other applicable registration and license fees and governmental services taxes. The fee for an annual renewal sticker is \$10.

5. In addition to the fees required pursuant to subsection 4, the Department shall charge and collect a fee for the first issuance of the special license plates for those motor vehicles exempted pursuant to



paragraph (b) of subsection 1 of NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815, inclusive. The amount of the fee must be equal to the amount of the fee for a form certifying emission control compliance set forth in paragraph (c) of subsection 1 of NRS 445B.830.

6. Fees paid to the Department pursuant to subsection 5 must be accounted for in the Pollution Control Account created by NRS 445B.830 ~~and~~ *and distributed in accordance with subsection 6 of NRS 445B.830.*

Sec. 8. NRS 482.3837 is hereby amended to read as follows:

482.3837 1. "Person with a permanent disability" means a person:

~~(a)~~ *(a)* With a disability which limits or impairs the ability to walk; and

~~(b)~~ *(b)* Whose disability has been certified by a licensed physician or advanced practice registered nurse as irreversible.

2. *The term includes a person with a qualifying service-connected disability, as that term is defined in subsection 1 or 2 of NRS 482.0962.*

Sec. 9. NRS 482.384 is hereby amended to read as follows:

482.384 1. Upon the application of a person with a permanent disability, the Department may issue special license plates for a vehicle, including a motorcycle or moped, registered by the applicant pursuant to this chapter. The application must include a statement from a licensed physician or advanced practice registered nurse certifying that the applicant is a person with a permanent disability ~~or a certificate from the United States Department of Veterans Affairs or the United States Department of Defense which indicates the applicant has incurred a qualifying service-connected disability, as that term is defined in subsection 1 or 2 of NRS 482.0962, as applicable.~~ The issuance of a special license plate to a person with a permanent disability pursuant to this subsection does not preclude the issuance to such a person of a special parking placard for a vehicle other than a motorcycle or moped or a special parking sticker for a motorcycle or moped pursuant to subsection 6.

2. Every year after the initial issuance of special license plates to a person with a permanent disability, the Department shall require the person to renew the special license plates in accordance with the procedures for renewal of registration pursuant to this chapter. The Department shall not require a person with a permanent disability to include with the application for renewal a statement from a licensed physician or advanced practice registered nurse certifying that the person is a person with a permanent disability ~~or a certificate from the United States Department of Veterans Affairs or the~~



United States Department of Defense which indicates the applicant has incurred a qualifying service-connected disability, as that term is defined in subsection 1 or 2 of NRS 482.0962, as applicable.

3. Upon the application of an organization which provides transportation for a person with a permanent disability, disability of moderate duration or temporary disability, the Department may issue special license plates for a vehicle registered by the organization pursuant to this chapter, or the Department may issue special parking placards to the organization pursuant to this section to be used on vehicles providing transportation to such persons. The application must include a statement from the organization certifying that:

(a) The vehicle for which the special license plates are issued is used primarily to transport persons with permanent disabilities, disabilities of moderate duration or temporary disabilities; or

(b) The organization which is issued the special parking placards will only use such placards on vehicles that actually transport persons with permanent disabilities, disabilities of moderate duration or temporary disabilities.

4. The Department may charge a fee for special license plates issued pursuant to this section not to exceed the fee charged for the issuance of license plates for the same class of vehicle.

5. Special license plates issued pursuant to this section must display the international symbol of access in a color which contrasts with the background and is the same size as the numerals and letters on the plate.

6. Upon the application of a person with a permanent disability or disability of moderate duration, the Department may issue:

(a) A special parking placard for a vehicle other than a motorcycle or moped. Upon request, the Department may issue one additional placard to an applicant to whom special license plates have not been issued pursuant to this section.

(b) A special parking sticker for a motorcycle or moped.

➡ The application must include a statement from a licensed physician or advanced practice registered nurse certifying that the applicant is a person with a permanent disability or disability of moderate duration **H** *or a certificate from the United States Department of Veterans Affairs or the United States Department of Defense which indicates the applicant has incurred a qualifying service-connected disability, as that term is defined in subsection 1 or 2 of NRS 482.0962, as applicable.*

7. A special parking placard issued pursuant to subsection 6 must:



(a) Have inscribed on it the international symbol of access which is at least 3 inches in height, is centered on the placard and is white on a blue background;

(b) Have an identification number and date of expiration of:

(1) If the special parking placard is issued to a person with a permanent disability, 10 years after the initial date of issuance; or

(2) If the special parking placard is issued to a person with a disability of moderate duration, 2 years after the initial date of issuance;

(c) Have placed or inscribed on it the seal or other identification of the Department; and

(d) Have a form of attachment which enables a person using the placard to display the placard from the rearview mirror of the vehicle.

8. A special parking sticker issued pursuant to subsection 6 must:

(a) Have inscribed on it the international symbol of access which complies with any applicable federal standards, is centered on the sticker and is white on a blue background;

(b) Have an identification number and a date of expiration of:

(1) If the special parking sticker is issued to a person with a permanent disability, 10 years after the initial date of issuance; or

(2) If the special parking sticker is issued to a person with a disability of moderate duration, 2 years after the initial date of issuance; and

(c) Have placed or inscribed on it the seal or other identification of the Department.

9. Before the date of expiration of a special parking placard or special parking sticker issued to a person with a permanent disability or disability of moderate duration, the person shall renew the special parking placard or special parking sticker. If the applicant for renewal is a person with a disability of moderate duration, the applicant must include with the application for renewal a statement from a licensed physician or advanced practice registered nurse certifying that the applicant is a person with a disability which limits or impairs the ability to walk, and that such disability, although not irreversible, is estimated to last longer than 6 months. A person with a permanent disability is not required to submit evidence of a continuing disability with the application for renewal.

10. The Department, or a city or county, may issue, and charge a reasonable fee for, a temporary parking placard for a vehicle other than a motorcycle or moped or a temporary parking sticker for a motorcycle or moped upon the application of a person with a temporary disability. Upon request, the Department, city or county



1 may issue one additional temporary parking placard to an applicant.
2 The application must include a certificate from a licensed physician
3 or advanced practice registered nurse indicating:

4 (a) That the applicant has a temporary disability; and

5 (b) The estimated period of the disability.

6 11. A temporary parking placard issued pursuant to subsection
7 10 must:

8 (a) Have inscribed on it the international symbol of access
9 which is at least 3 inches in height, is centered on the placard and is
10 white on a red background;

11 (b) Have an identification number and a date of expiration; and

12 (c) Have a form of attachment which enables a person using the
13 placard to display the placard from the rearview mirror of the
14 vehicle.

15 12. A temporary parking sticker issued pursuant to subsection
16 10 must:

17 (a) Have inscribed on it the international symbol of access
18 which is at least 3 inches in height, is centered on the sticker and is
19 white on a red background; and

20 (b) Have an identification number and a date of expiration.

21 13. A temporary parking placard or temporary parking sticker
22 is valid only for the period for which a physician or advanced
23 practice registered nurse has certified the disability, but in no case
24 longer than 6 months. If the temporary disability continues after the
25 period for which the physician or advanced practice registered nurse
26 has certified the disability, the person with the temporary disability
27 must renew the temporary parking placard or temporary parking
28 sticker before the temporary parking placard or temporary parking
29 sticker expires. The person with the temporary disability shall
30 include with the application for renewal a statement from a licensed
31 physician or advanced practice registered nurse certifying that the
32 applicant continues to be a person with a temporary disability and
33 the estimated period of the disability.

34 14. A special or temporary parking placard must be displayed
35 in the vehicle when the vehicle is parked by hanging or attaching the
36 placard to the rearview mirror of the vehicle. If the vehicle has no
37 rearview mirror, the placard must be placed on the dashboard of the
38 vehicle in such a manner that the placard can easily be seen from
39 outside the vehicle when the vehicle is parked.

40 15. Upon issuing a special license plate pursuant to subsection
41 1, a special or temporary parking placard, or a special or temporary
42 parking sticker, the Department, or the city or county, if applicable,
43 shall issue a letter to the applicant that sets forth the name and
44 address of the person with a permanent disability, disability of
45 moderate duration or temporary disability to whom the special



license plate, special or temporary parking placard or special or temporary parking sticker has been issued and:

(a) If the person receives special license plates, the license plate number designated for the plates; and

(b) If the person receives a special or temporary parking placard or a special or temporary parking sticker, the identification number and date of expiration indicated on the placard or sticker.

➤ The letter, or a legible copy thereof, must be kept with the vehicle for which the special license plate has been issued or in which the person to whom the special or temporary parking placard or special or temporary parking sticker has been issued is driving or is a passenger.

16. A special or temporary parking sticker must be affixed to the windscreen of the motorcycle or moped. If the motorcycle or moped has no windscreen, the sticker must be affixed to any other part of the motorcycle or moped which may be easily seen when the motorcycle or moped is parked.

17. Special or temporary parking placards, special or temporary parking stickers, or special license plates issued pursuant to this section do not authorize parking in any area on a highway where parking is prohibited by law.

18. No person, other than the person certified as being a person with a permanent disability, disability of moderate duration or temporary disability, or a person actually transporting such a person, may use the special license plate or plates or a special or temporary parking placard, or a special or temporary parking sticker issued pursuant to this section to obtain any special parking privileges available pursuant to this section.

19. Any person who violates the provisions of subsection 18 is guilty of a misdemeanor.

20. The Department may review the eligibility of each holder of a special parking placard, a special parking sticker or special license plates, or any combination thereof. Upon a determination of ineligibility by the Department, the holder shall surrender the special parking placard, special parking sticker or special license plates, or any combination thereof, to the Department.

21. The Department may adopt such regulations as are necessary to carry out the provisions of this section.

Sec. 10. NRS 248.320 is hereby amended to read as follows:

248.320 Except as otherwise provided in subsection ~~5~~ 4 of NRS 482.2155, no other fees shall be charged by sheriffs than those specifically set forth in this chapter, nor shall fees be charged for any other services than those mentioned in this chapter.



Sec. 11. NRS 445B.830 is hereby amended to read as follows:

445B.830 1. In areas of the State where and when a program is commenced pursuant to NRS 445B.770 to 445B.815, inclusive, the following fees must be paid to the Department of Motor Vehicles and accounted for in the Pollution Control Account, which is hereby created in the State General Fund:

(a) For the issuance and annual renewal of a license for an authorized inspection station, authorized station or fleet station \$25

(b) For each set of 25 forms certifying emission control compliance..... 150

(c) For each form issued to a fleet station..... 6

2. Except as otherwise provided in subsection 6, and after deduction of the amounts distributed pursuant to subsection 4, money in the Pollution Control Account may, pursuant to legislative appropriation or with the approval of the Interim Finance Committee, be expended by the following agencies in the following order of priority:

(a) The Department of Motor Vehicles to carry out the provisions of NRS 445B.770 to 445B.845, inclusive.

(b) The State Department of Conservation and Natural Resources to carry out the provisions of this chapter.

(c) The State Department of Agriculture to carry out the provisions of NRS 590.010 to 590.150, inclusive.

(d) Local air pollution control agencies in nonattainment or maintenance areas for an air pollutant for which air quality criteria have been issued pursuant to 42 U.S.C. § 7408, for programs related to the improvement of the quality of the air.

(e) The Tahoe Regional Planning Agency to carry out the provisions of NRS 277.200 with respect to the preservation and improvement of air quality in the Lake Tahoe Basin.

3. The Department of Motor Vehicles may prescribe by regulation routine fees for inspection at the prevailing shop labor rate, including, without limitation, maximum charges for those fees, and for the posting of those fees in a conspicuous place at an authorized inspection station or authorized station.

4. The Department of Motor Vehicles shall make quarterly distributions of money in the Pollution Control Account to local air pollution control agencies in nonattainment or maintenance areas for an air pollutant for which air quality criteria have been issued pursuant to 42 U.S.C. § 7408. The distributions of money made to agencies in a county pursuant to this subsection must be made from an amount of money in the Pollution Control Account that is equal to one-sixth of the amount received for each form issued in the county pursuant to subsection 1.



5. Each local air pollution control agency that receives money pursuant to subsections 4 and 6 shall, not later than 45 days after the end of the fiscal year in which the money is received, submit to the Director of the Legislative Counsel Bureau for transmittal to the Interim Finance Committee a report on the use of the money received.

6. The Department of Motor Vehicles shall make annual distributions of excess money in the Pollution Control Account to local air pollution control agencies in nonattainment or maintenance areas for an air pollutant for which air quality criteria have been issued pursuant to 42 U.S.C. § 7408, for programs related to the improvement of the quality of the air. The distributions of excess money made to local air pollution control agencies in a county pursuant to this subsection must be made in an amount proportionate to the number of forms issued in the county pursuant to subsection 1 ~~and an amount proportionate to the amount of fees paid in the county pursuant to NRS 482.381, 482.3812, 482.3814 and 482.3816.~~ As used in this subsection, “excess money” means ~~the~~:

(a) The money in excess of \$1,000,000 remaining in the Pollution Control Account at the end of the fiscal year, after deduction of the amounts distributed pursuant to subsection 4 and any disbursements made from the Account pursuant to subsection 2 ~~and~~; and

(b) *The money deposited in the Pollution Control Account by the Department of Motor Vehicles pursuant to NRS 482.381, 482.3812, 482.3814 and 482.3816.*

7. The Department of Motor Vehicles shall provide for the creation of an advisory committee consisting of representatives of state and local agencies involved in the control of emissions from motor vehicles. The committee shall:

(a) Establish goals and objectives for the program for control of emissions from motor vehicles;

(b) Identify areas where funding should be made available; and

(c) Review and make recommendations concerning regulations adopted pursuant to NRS 445B.770.

Sec. 12. NRS 482.173 is hereby repealed.

Sec. 13. This act becomes effective:

1. Upon passage and approval for the purpose of adopting any regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and

2. On October 1, 2019, for all other purposes.



TEXT OF REPEALED SECTION

482.173 Schedule for retention and disposition of certain records of Department.

1. Notwithstanding the provisions of any schedule for the retention and disposition of official state records to the contrary, the Director shall ensure that the Department retains the originals of:

(a) Certificates of title that are submitted to the Department for the registration of a vehicle which has been sold or transferred; and

(b) Forms for a power of attorney that are submitted to the Department pursuant to subsection 2 of NRS 482.415,

↪ for at least 1 year after the date on which such documents are received by the Department.

2. Notwithstanding the provisions of NRS 239.080, the Director may order the destruction of certificates of title and forms for a power of attorney which are retained pursuant to subsection 1 after the expiration of the 1-year period set forth in that subsection.

3. The Department shall keep a record showing when certificates of title and forms for a power of attorney are destroyed.

