

Amendment No. 1029

Assembly Amendment to Assembly Bill No. 483 First Reprint	(BDR 43-871)
Proposed by: Assembly Committee on Ways and Means	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will ADD an appropriation where one does not currently exist in A.B. 483 R1.

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.

DLJ/BJE



Date: 5/31/2019

A.B. No. 483—Revises provisions relating to motor vehicles. (BDR 43-871)



ASSEMBLY BILL NO. 483—COMMITTEE
ON GROWTH AND INFRASTRUCTURE

MARCH 25, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions relating to motor vehicles. (BDR 43-871)

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 Department of Motor Vehicles to conduct a pilot program to gather data from certain motor vehicles in this State; requiring the Department to provide certain reports based on the data gathered; requiring certain owners of motor vehicles to provide to the Department certain information at the time of registration and transfer or renewal of registration of motor vehicles; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 **Section 2** of this bill requires the Department of Motor Vehicles to conduct a pilot
2 program to gather data on the annual vehicle miles traveled for certain motor vehicles
3 registered in this State. **Section 2** also requires the Department to gather data on mileage, type
4 of vehicle and type of fuel system for each such motor vehicle and compile a report to be
5 provided every 6 months to the Legislature and the respective Chairs of the Assembly and
6 Senate Standing Committees on Growth and Infrastructure.

7 **Section 3** of this bill requires the owners of certain motor vehicles in this State to report
8 the mileage shown on the odometer of the motor vehicle and certain other information
9 required by the Department at the time of initial registration, renewal of registration and
10 transfer of registration, if applicable. For those motor vehicles for which evidence of
11 compliance with emissions standards is required, **section 3** requires that the mileage and other
12 information be transmitted to the Department along with the evidence of compliance with
13 emissions standards. For all other motor vehicles required to provide the mileage and other
14 information, **section 3** requires the owner to report the mileage and other information in a
15 manner prescribed by the Department. **Section 3** also provides certain exemptions from the
16 requirement to participate in the pilot program. **Sections 4-6** of this bill make conforming
17 changes. Section 6.5 of this bill makes an appropriation to the Department for the cost of
18 computer programming required to implement the pilot program. **Section 7** of this bill
19 provides that the pilot program expires by limitation on December 31, 2026.

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 the provisions set forth as sections 2 and 3 of this act.

Sec. 2. 1. *The Legislature hereby finds and declares that:*

(a) The State faces major financial challenges to adequately fund the construction and maintenance of the highways of this State as revenues from taxes imposed on fuel, at both the state and federal level, long used to fund construction and maintenance of the highways of this State and many other states, have declined primarily because of the improved efficiency of the motor vehicles operated on the highways of this State.

(b) The Legislature must seek significant and innovative solutions in order to meet the challenges of adequately funding the construction and maintenance of the highways of this State into the future, among them the concept of basing revenue collection on the annual vehicle miles traveled by each vehicle using the highways of this State.

2. The Legislature therefore directs the Department of Motor Vehicles to conduct a pilot program to gather data on annual vehicle miles traveled and other relevant information for certain motor vehicles registered in this State.

3. Upon receipt of the information obtained pursuant to section 3 of this act, the Department shall compile the data and prepare a report on the annual vehicle miles traveled of those motor vehicles in this State required to provide odometer readings pursuant to section 3 of this act by categories determined by the Department, including, without limitation, the annual vehicle miles traveled by:

(a) Type of motor vehicle, including, without limitation:

- (1) Passenger car;*
- (2) Light-duty;*
- (3) Heavy-duty;*
- (4) Motortruck;*
- (5) Truck-tractor;*
- (6) Bus; and*
- (7) Recreational vehicle.*

(b) Weight of motor vehicle, including, without limitation:

- (1) Less than 6,000 pounds;*
- (2) From 6,000 pounds to 8,499 pounds;*
- (3) From 8,500 pounds to 10,000 pounds;*
- (4) From 10,001 pounds to 26,000 pounds;*
- (5) From 26,001 pounds to 80,000 pounds; and*
- (6) Over 80,000 pounds.*

(c) Motor vehicle fuel type or power source, including, without limitation:

- (1) Compressed natural gas;*
- (2) Diesel;*
- (3) Electric;*
- (4) Flexible fuel E85;*
- (5) Flexible fuel M85;*
- (6) Hybrid diesel;*
- (7) Hybrid electric;*
- (8) Hybrid gasoline/gasohol;*
- (9) Hydrogen;*
- (10) Gasoline/gasohol;*

(11) Liquefied natural gas; and

(12) Propane.

4. Beginning not later than December 31, 2019, the Department shall compile all the information available to produce the report required pursuant to subsection 3 every 6 months, and shall transmit the report not later than January 1 and July 1 of each year to:

(a) The Chair of the Assembly Standing Committee on Growth and Infrastructure;

(b) The Chair of the Senate Standing Committee on Growth and Infrastructure; and

(c) The Director of the Legislative Counsel Bureau for transmittal to the Legislative Commission, if the report is received during an odd-numbered year, or to the next session of the Legislature, if the report is received during an even-numbered year.

5. The Department may apply for and accept gifts, grants and donations to assist with the implementation of the pilot program.

6. The Department shall:

(a) Adopt regulations which establish procedures for implementing the pilot program, including, without limitation, those procedures required for:

(1) A person to provide to the Department the mileage shown on the odometer of each vehicle and other information as required by section 3 of this act; and

(2) Any exemptions from the requirements of section 3 of this act that the Department deems appropriate to avoid undue hardship for the registered owner of a motor vehicle.

(b) Investigate and, where possible, implement technology or other solutions which allow a person required to provide to the Department the mileage shown on the odometer of his or her vehicle and other information pursuant to section 3 of this act to provide that digitally or electronically to the Department.

Sec. 3. 1. Except as otherwise provided in subsection 4, upon application for the initial registration of any motor vehicle pursuant to this chapter, the applicant shall provide the Department or registered dealer the mileage shown on the odometer of the vehicle at the time of application and any other information required by the Department. Upon application for the transfer of registration pursuant to NRS 482.399 to another motor vehicle, the applicant shall provide to the Department or registered dealer the mileage shown on the odometer of the vehicle to which the registration is to be transferred at the time of application and any other information required by the Department.

2. At the time of renewal of registration of a motor vehicle pursuant to this chapter, the mileage shown on the odometer of the vehicle and any other information required by the Department must be provided to the Department as follows:

(a) If the vehicle is required upon renewal of registration to submit evidence of compliance with standards for the control of emissions pursuant to chapter 445B of NRS, the mileage shown on the odometer of the vehicle at the time of the inspection and any other information required by the Department must be noted on the evidence of compliance.

(b) If the vehicle is not required upon renewal of registration to submit evidence of compliance with standards for the control of emissions pursuant to chapter 445B of NRS, the mileage shown on the odometer of the vehicle at the time of renewal and any other information required by the Department must be noted by the owner in a manner prescribed by the Department.

3. *Upon the transfer of the ownership of or interest in a motor vehicle and the expiration of the registration pursuant to NRS 482.399, the holder of the original registration must provide to the Department the mileage shown on the odometer of the vehicle at the time of the transfer and any other information required by the Department in a manner prescribed by the Department.*

4. *The provisions of this section do not apply to a:*

(a) *Motorcycle or moped.*

(b) *Vehicle that is exempt from registration pursuant to NRS 482.210.*

(c) *Vehicle registered as a farm vehicle.*

(d) *Vehicle that is registered through the Motor Carrier Division pursuant to the provisions of NRS 706.801 to 706.861, inclusive, and which has a declared gross weight in excess of 10,000 pounds.*

(e) *Vehicle that has been exempted by regulations adopted pursuant to subsection 6 of section 2 of this act.*

5. *The Department or its agents may inspect the odometer of a vehicle for which the mileage shown on the odometer is reported pursuant to paragraph (b) of subsection 2 not more than once every 2 years to verify the mileage reported.*

Sec. 4. NRS 482.215 is hereby amended to read as follows:

482.215 1. Except as otherwise provided in NRS 482.2155, all applications for registration, except applications for renewal of registration, must be made as provided in this section.

2. Except as otherwise provided in NRS 482.294, applications for all registrations, except renewals of registration, must be made in person, if practicable, to any office or agent of the Department or to a registered dealer.

3. Each application must be made upon the appropriate form furnished by the Department and contain:

(a) The signature of the owner, except as otherwise provided in subsection 2 of NRS 482.294, if applicable.

(b) The owner's residential address.

(c) The owner's declaration of the county where he or she intends the vehicle to be based, unless the vehicle 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.

(d) *If required pursuant to section 3 of this act, the mileage shown on the odometer of the vehicle at the time of application and any other information required by the Department.*

(e) A brief description of the vehicle to be registered, including the name of the maker, the engine, identification or serial number, whether new or used, and the last license number, if known, and the state in which it was issued, and upon the registration of a new vehicle, 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 vehicle.

~~(e)~~ (f) Except as otherwise provided in this paragraph, if the applicant is not an owner of a fleet of vehicles or a person described in subsection 5:

(1) Proof satisfactory to the Department or registered dealer that the applicant carries insurance on the vehicle provided by an insurance company licensed by the Division of Insurance of the Department of Business and Industry and approved to do business in this State as required by NRS 485.185; and

(2) A declaration signed by the applicant that he or she will maintain the insurance required by NRS 485.185 during the period of registration. If the application is submitted by electronic means pursuant to NRS 482.294, the applicant is not required to sign the declaration required by this subparagraph.

~~[(g)]~~ (g) If the applicant is an owner of a fleet of vehicles or a person described in subsection 5, evidence of insurance provided by an insurance company licensed by the Division of Insurance of the Department of Business and Industry and approved to do business in this State as required by NRS 485.185:

(1) In the form of a certificate of insurance on a form approved by the Commissioner of Insurance;

(2) In the form of a card issued pursuant to NRS 690B.023 which identifies the vehicle or the registered owner of the vehicle; or

(3) In another form satisfactory to the Department, including, without limitation, an electronic format authorized by NRS 690B.023.

➤ The Department may file that evidence, return it to the applicant or otherwise dispose of it.

~~[(g)]~~ (h) If required, evidence of the applicant's compliance with controls over emission.

~~[(h)]~~ (i) If the application for registration is submitted via the Internet, a statement which informs the applicant that he or she may make a nonrefundable monetary contribution of \$2 for each vehicle registered for the Complete Streets Program, if any, created pursuant to NRS 244.2643, 277A.285 or 403.575, as applicable, based on the declaration made pursuant to paragraph (c). The application form must state in a clear and conspicuous manner that a contribution for a Complete Streets Program is nonrefundable and voluntary and is in addition to any fees required for registration, and must include a method by which the applicant must indicate his or her intention to opt in or opt out of making such a contribution.

4. The application must contain such other information as is required by the Department or registered dealer and must be accompanied by proof of ownership satisfactory to the Department.

5. For purposes of the evidence required by paragraph ~~[(g)]~~ (g) of subsection 3:

(a) Vehicles which are subject to the fee for a license and the requirements of registration of the Interstate Highway User Fee Apportionment Act, and which are based in this State, may be declared as a fleet by the registered owner thereof on his or her original application for or application for renewal of a proportional registration. The owner may file a single certificate of insurance covering that fleet.

(b) Other fleets composed of 10 or more vehicles based in this State or vehicles insured under a blanket policy which does not identify individual vehicles may each be declared annually as a fleet by the registered owner thereof for the purposes of an application for his or her original or any renewed registration. The owner may file a single certificate of insurance covering that fleet.

(c) A person who qualifies as a self-insurer pursuant to the provisions of NRS 485.380 may file a copy of his or her certificate of self-insurance.

(d) A person who qualifies for an operator's policy of liability insurance pursuant to the provisions of NRS 485.186 and 485.3091 may file or provide electronic evidence of that insurance.

Sec. 5. NRS 482.280 is hereby amended to read as follows:

482.280 1. Except as otherwise provided in NRS 482.2155, the registration of every vehicle expires at midnight on the day specified on the receipt of registration, unless the day specified falls on a Saturday, Sunday or legal holiday. If the day specified on the receipt of registration is a Saturday, Sunday or legal holiday, the registration of the vehicle expires at midnight on the next judicial day. The Department shall mail to each holder of a certificate of registration a notification for renewal of registration for the following period of registration. The notifications must be mailed by the Department in sufficient time to allow all

1 applicants to mail the notifications to the Department or to renew the certificate of
2 registration at a kiosk or authorized inspection station or via the Internet or an
3 interactive response system and to receive new certificates of registration and
4 license plates, stickers, tabs or other suitable devices by mail before the expiration
5 of their registrations. An applicant may present or submit the notification to any
6 agent or office of the Department.

7 2. A notification:

8 (a) Mailed or presented to the Department or to a county assessor pursuant to
9 the provisions of this section;

10 (b) Submitted to the Department pursuant to NRS 482.294; or

11 (c) Presented to an authorized inspection station or authorized station pursuant
12 to the provisions of NRS 482.281,

13 must include, if required, evidence of compliance with standards for the control
14 of emissions.

15 3. The Department shall include with each notification mailed pursuant to
16 subsection 1:

17 (a) The amount of the governmental services tax to be collected pursuant to the
18 provisions of NRS 482.260.

19 (b) The amount set forth in a notice of nonpayment filed with the Department
20 by a local authority pursuant to NRS 484B.527.

21 (c) A statement which informs the applicant:

22 (1) That, pursuant to NRS 485.185, the applicant is legally required to
23 maintain insurance during the period in which the motor vehicle is registered which
24 must be provided by an insurance company licensed by the Division of Insurance of
25 the Department of Business and Industry and approved to do business in this State;
26 and

27 (2) Of any other applicable requirements set forth in chapter 485 of NRS
28 and any regulations adopted pursuant thereto.

29 (d) *A statement which informs the applicant that, if the applicant is required*
30 *to report the mileage or any other information required by the Department*
31 *pursuant to section 3 of this act, the applicant must submit to the Department the*
32 *mileage shown on the odometer of the vehicle at the time of application for*
33 *renewal and any other information required by the Department.*

34 (e) A statement which informs the applicant that, if the applicant renews a
35 certificate of registration at a kiosk or via the Internet, he or she may make a
36 nonrefundable monetary contribution of \$2 for each vehicle registration renewed
37 for the Complete Streets Program, if any, created pursuant to NRS 244.2643,
38 277A.285 or 403.575, as applicable, based on the declaration made pursuant to
39 paragraph (c) of subsection 3 of NRS 482.215. The notification must state in a clear
40 and conspicuous manner that a contribution for a Complete Streets Program is
41 nonrefundable and voluntary and is in addition to any fees required for registration.

42 ~~(f)~~ (f) Any amount due for reissuance of a license plate or a plate reissued
43 pursuant to subsection 2 of NRS 482.265, if applicable.

44 4. An application for renewal of a certificate of registration submitted at a
45 kiosk or via the Internet must include a statement which informs the applicant that
46 he or she may make a nonrefundable monetary contribution of \$2, for each vehicle
47 registration which is renewed at a kiosk or via the Internet, for the Complete Streets
48 Program, if any, created pursuant to NRS 244.2643, 277A.285 or 403.575, as
49 applicable, based on the declaration made pursuant to paragraph (c) of subsection 3
50 of NRS 482.215. The application must state in a clear and conspicuous manner that
51 a contribution for a Complete Streets Program is nonrefundable and voluntary and
52 is in addition to any fees required for registration, and must include a method by

1 which the applicant must indicate his or her intention to opt in or opt out of making
2 such a contribution.

3 5. An owner who has made proper application for renewal of registration
4 before the expiration of the current registration but who has not received the license
5 plate or plates or card of registration for the ensuing period of registration is entitled
6 to operate or permit the operation of that vehicle upon the highways upon
7 displaying thereon the license plate or plates issued for the preceding period of
8 registration for such a time as may be prescribed by the Department as it may find
9 necessary for the issuance of the new plate or plates or card of registration.

10 **Sec. 6.** NRS 482.480 is hereby amended to read as follows:

11 482.480 There must be paid to the Department for the registration or the
12 transfer or reinstatement of the registration of motor vehicles, trailers and
13 semitrailers, fees according to the following schedule:

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

17 2. Except as otherwise provided in subsection 3:

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

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

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

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

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

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

28 4. For every motorcycle, a fee for registration of \$33 and for each motorcycle
29 other than a trimobile, an additional fee of \$6 for motorcycle safety. The additional
30 fee must be deposited in the State General Fund for credit to the Account for the
31 Program for the Education of Motorcycle Riders created by NRS 486.372.

32 5. For every moped, a one-time fee for registration of \$33.

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

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

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

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

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

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

47 9. For every permit for the operation of a golf cart, an annual fee of \$10.

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

50 11. To reinstate the registration of a motor vehicle that is suspended pursuant
51 to NRS 482.451 or 482.458, a fee of \$33.

52 12. For each vehicle for which the registered owner has indicated his or her
53 intention to opt in to making a contribution pursuant to paragraph ~~(b)~~ (i) of

1 subsection 3 of NRS 482.215 or subsection 4 of NRS 482.280, a contribution of \$2.
2 The contribution must be distributed to the appropriate county pursuant to NRS
3 482.1825.

4 Sec. 6.5. 1. There is hereby appropriated from the State Highway Fund
5 to the Department of Motor Vehicles the sum of \$121,142 for computer
6 programming necessary to implement the pilot program required by section 2
7 of this act.

8 2. Any remaining balance of the appropriation made by subsection 1
9 must not be committed for expenditure after June 30, 2021, by the entity to
10 which the appropriation is made or any entity to which money from the
11 appropriation is granted or otherwise transferred in any manner, and any
12 portion of the appropriated money remaining must not be spent for any
13 purpose after September 17, 2021, by either the entity to which the money was
14 appropriated or the entity to which the money was subsequently granted or
15 transferred, and must be reverted back to the State Highway Fund on or
16 before September 17, 2021.

17 Sec. 7. ~~This~~ 1. This section and section 6.5 of this act become effective
18 on July 1, 2019.

19 2. Sections 1 to 6, inclusive, of this act ~~becomes~~ become effective on
20 October 1, 2019, and ~~expires~~ expire by limitation on December 31, 2026.