

SENATE BILL NO. 349—SENATOR FLORES

MARCH 21, 2023

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions relating to document preparation services. (BDR 43-855)

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 document preparation services; authorizing a document preparation service to use the name of the Department of Motor Vehicles in an advertisement under certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law prohibits a person from using the name, service marks, trademarks or logo of the Department of Motor Vehicles 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. (NRS 482.160) This bill provides a limited exception from that general prohibition by authorizing a document preparation service to use the term “Department of Motor Vehicles” or “DMV” in an advertisement if: (1) the term is followed by the term “services,” “registration services” or other similar language; and (2) the advertisement includes a clear and conspicuous statement that the document preparation service is a third-party business not affiliated with the Department.

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



1 agency as an agent to assist in carrying out the duties of the  
2 Department pursuant to this chapter.

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

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

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

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

21 5. An agent appointed pursuant to subsection 2 or NRS  
22 487.815 may use the name, service marks, trademarks or logo of the  
23 Department in an advertisement if the agent has obtained the written  
24 permission of the Department for such use.

25 ***6. A document preparation service registered pursuant to***  
26 ***chapter 240A of NRS may use the term "Department of Motor***  
27 ***Vehicles" or "DMV" in an advertisement if:***

28 ***(a) The term is immediately followed by the term "services" or***  
29 ***"registration services" or other similar language which clearly***  
30 ***indicates that the document preparation service is a third-party***  
31 ***business and that the advertisement is not an advertisement of the***  
32 ***Department; and***

33 ***(b) The advertisement includes a clear and conspicuous***  
34 ***statement that the document preparation service is a third-party***  
35 ***business not affiliated with the Department.***

36 **Sec. 2.** This act becomes effective on July 1, 2023.

