
ASSEMBLY BILL NO. 447—ASSEMBLYMAN ARBERRY

MARCH 16, 2009

Referred to Committee on Transportation

SUMMARY—Revises provisions governing the repair of damaged vehicles. (BDR 43-1112)

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 vehicles; revising provisions governing when a vehicle which has been wrecked, destroyed or otherwise damaged is a “total loss vehicle” based on its cost of repair; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law defines a “total loss vehicle” as a vehicle which: (1) is subject to
2 registration; and (2) has been wrecked, destroyed or otherwise damaged to such an
3 extent that the cost of repair, not including any cost associated with painting any
4 portion of the vehicle, is 65 percent or more of the fair market value of the vehicle
5 immediately before it was wrecked, destroyed or otherwise damaged. This bill
6 limits the definition to apply only to such a vehicle for which the cost of repair is
7 100 percent or more of the fair market value of the vehicle immediately before it
8 was wrecked, destroyed or otherwise damaged. (NRS 487.790)

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

1 **Section 1.** NRS 487.790 is hereby amended to read as follows:
2 487.790 1. “Total loss vehicle” means a motor vehicle:
3 (a) Of a type which is subject to registration; and
4 (b) Which has been wrecked, destroyed or otherwise damaged to
5 such an extent that the cost of repair, not including any cost
6 associated with painting any portion of the vehicle, is ~~65~~ **100**
7 percent or more of the fair market value of the vehicle immediately
8 before it was wrecked, destroyed or otherwise damaged.



- 1 2. The term does not include:
2 (a) A nonrepairable vehicle;
3 (b) A motor vehicle which is 10 model years old or older and
4 which, to restore the vehicle to its condition before it was wrecked,
5 destroyed or otherwise damaged and regardless of cost, requires the
6 replacement of only:
7 (1) The hood;
8 (2) The trunk lid;
9 (3) Two or fewer of the following parts or assemblies, which
10 may be bolted or unbolted:
11 (I) Doors;
12 (II) A grill assembly;
13 (III) A bumper assembly;
14 (IV) A headlight assembly; or
15 (V) A taillight assembly; or
16 (4) Any combination of ~~{subparagraph}~~ *subparagraphs* (1),
17 (2) ~~for~~ *and* (3); or
18 (c) A motor vehicle, regardless of the age of the vehicle, for
19 which the cost to repair the vehicle, not including any cost
20 associated with painting any portion of the vehicle, is less than ~~{65}~~
21 *100* percent of the fair market value of the vehicle immediately
22 before the vehicle was wrecked, destroyed or otherwise damaged.
23 3. For the purposes of this section, the model year of
24 manufacture is calculated based on a year beginning on January 1 of
25 the calendar year in which the damage occurs.
26 **Sec. 2.** This act becomes effective on July 1, 2009.

