

**REVISED PROPOSED REGULATION OF THE DIRECTOR OF  
THE DEPARTMENT OF MOTOR VEHICLES**

**LCB File No. R074-08**

June 25, 2008

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 482.160 and 482.554.

A REGULATION relating to motor vehicles; revising provisions governing the imposition of fines by the Department of Motor Vehicles for certain deceptive trade practices involving motor vehicles; and providing other matters properly relating thereto.

**Section 1.** Chapter 482 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in this section, if the Department imposes administrative fines pursuant to the provisions of NRS 482.554, it will impose such fines for violations occurring within the 3-year period immediately preceding the most recent offense according to the following schedule:*

*(a) For a first offense, a fine of not less than \$100 and not more than \$500, unless there is evidence of an intentional act to commit fraud or engage in a deceptive trade practice that victimizes a consumer by causing financial harm, in which case the fine must be not less than \$1,000 and not more than \$5,000.*

*(b) For a second offense, a fine of not less than \$500 and not more than \$1,000, unless there is evidence of an intentional act to commit fraud or engage in a deceptive trade practice that victimizes a consumer by causing financial harm, in which case the fine must be not less than \$5,000 and not more than \$10,000.*

*(c) For a third or subsequent offense, a fine of \$10,000.*

*2. For the purposes of determining a person's history of prior offenses, a cease and desist order issued by the Department for a violation of NRS 482.554 or any regulation adopted pursuant thereto shall be deemed a first offense.*

*3. If the Department determines an offense to be intentional and involve egregious or aggravating circumstances, the Department may impose a fine for the offense pursuant to paragraph (c) of subsection 1, regardless of the person's history of prior offenses.*

*4. Any person who has been fined pursuant to the provisions of this section and NRS 482.554 shall make payment to the Department not later than the date specified in the notice of the violation, unless he has requested a hearing pursuant to subsection 1 of NRS 482.554.*

*5. Upon the failure of a person to pay a fine imposed pursuant to the provisions of this section and NRS 482.554 when it becomes due, the Director may suspend, revoke or refuse to issue any license obtained pursuant to the provisions of this chapter.*