

PROPOSED REGULATION OF THE DEPARTMENT OF MOTOR VEHICLES

LCB File No. R058-15

July 17, 2015

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

AUTHORITY: NRS 482.265, NRS 482.268, NRS 482.220, 482.3965

A REGULATION relating to an 8-year rolling reissue of vehicle license plates, adjusting the fee to be charged and collected by the Department to defray the cost of producing license plates, eliminating the paper colors required for short-term lessor permits, clarifying that the Department will charge a \$1 fee for a vehicle identification (VIN) inspection, establishing the fee for a moped inspection, clarifying the placement and durability of dealer temporary placards; and providing other matters properly relating thereto.

Section 1. Chapter 482 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 4, of this regulation.

Sec. 2. *As used in section 3, the term “reissuance” means: a continuous process whereby a license plate is remanufactured and reissued to the current holder of the license plate in the eighth year following the previous issuance. A license plate that is reissued will bear the same combination of letters and numbers of the license plate that is currently in use by the registered owner.*

Sec. 3. 1. *Unless a license plate is initially issued pursuant to NRS 482.379, 482.37901, 482.266, 482.2705 or 482.274, each license plate will be reissued every 8 years at the time of the renewal of the vehicle registration that is associated to the license plate.*

2. *License plates exempt from reissuance include:*

a. Commemoration of the 125th anniversary of Nevada’s admission into the union; NRS 482.379.

b. Commemoration of the 150th anniversary of Nevada’s admission into the union; NRS 482.37901.

c. Circa 1982 license plates manufactured substantially similar to license plates issued before January 1, 1982; NRS 482.266.

d. Blue license plates issued for a passenger car or truck before January 1, 1982 if the license plates are readable and in good condition; NRS 482.2705.

e. Blue license plates issued for a trailer before July 1, 1975 if the license plate is readable and in good condition; NRS 482.274.

3. *Pursuant to NRS 482.2065, except as otherwise provided for in subsection 2, a license plate that is registered to a trailer for a three-year renewal period will be reissued upon the first renewal following the eighth year from when the license plate was last issued.*

4. *License plates that have been discontinued by the Department pursuant to NRS 482.367008 will be reissued pursuant to the 8-year reissuance schedule described in subsection 1.*

5. *Upon the eighth year following the initial or previous issuance of a license plate, the Department will provide to registered owners a notification of plate reissuance.*
6. *Each registration renewal notice for which the license plates are due for reissuance will include the fee to defray the cost of producing the license plate pursuant to NAC 482.295.*

Sec. 4. *A temporary placard issued pursuant to NRS 482.423, 482.4235, 482.424 and 482.4245 must:*

- (1) Be placed in the rear license plate bracket of the vehicle; and*
- (2) Be made of synthetic paper that is waterproof, tear-resistant, durable, designed to withstand a high degree of temperature fluctuations, and a minimum thickness of seven millimeters (7 mil).*

Sec. 5. NAC 482.295 is hereby amended to read as follows:

1. Except as otherwise provided in subsection 2, each person who applies for a license plate for a motor vehicle, trailer or semitrailer must pay a fee of ~~1\$31~~ **\$3.50** to the Department pursuant to paragraph (b) of subsection 1 of NRS 482.268 to defray the cost of producing the license plate.
2. A person is not required to pay the fee pursuant to subsection 1 if the cost of producing the license plate is otherwise charged pursuant to chapter 482 of NRS or any regulations adopted pursuant thereto.

Sec. 6. NAC 482.320 is hereby amended to read as follows:

1. The letter "O," the letter "I" and the letter "Q" must not be used alone but may be used with a combination of other letters and numbers if the combination does not create confusion between the letter "O" or "Q" and the number "0" or between the letter "I" and the number "1."
2. Only letters, numbers and spaces may be used on personalized prestige license plates. Letters, numbers and spaces may be used in any combination not prohibited by this section or NRS 482.3667.
3. A blank plate will not be issued.
4. No letter or number may be placed on a personalized prestige license plate upside down or backwards or in other than its normal legible position.
5. No more than seven characters may be on any one personalized prestige license plate.
6. No combination of letters, numbers or spaces is allowed if it:
 - (a) Creates confusion with any combination on other license plates.
 - (b) Expresses contempt, ridicule or superiority of:
 - (1) Race;
 - (2) Ethnic heritage;
 - (3) Religion; or
 - (4) Gender.
 - (c) Contains any connotation that is sexual, vulgar, derogatory, profane or obscene.
 - (d) Contains a direct or indirect reference to a:
 - (1) Drug or drug paraphernalia; or
 - (2) Gang.
 - (e) Makes a defamatory reference to a person or group.
7. *The transfer of personalized plates from one vehicle to another may be denied if the license plate number being transferred results in an inappropriate combination of letters, numbers or spaces on the new vehicle.*

~~74~~ 8. The person who first applies for a particular letter or number or combination of letters, numbers or spaces and pays the prescribed fee for registration and for the personalized prestige license plates has priority to receive plates with that particular letter or number or combination of letters, numbers or spaces once the application has been accepted by the Department.

Sec. 7. NAC 482.276 is hereby amended to read as follows:

1. Each temporary permit to operate a vehicle must:

(a) Contain three copies. ~~[The original copy must be blue, the second copy must be green, and the third copy must be white.]~~

(b) Provide a space for the vehicle identification number. The vehicle identification number must be indicated in this space.

(c) Provide a space for the date of the commencement of the permit. The date must be indicated in this space.

(d) Provide a space for a signature. The person issuing the permit must sign his or her name in this space.

(e) Provide space for any additional information required by law or which the Department deems necessary and appropriate.

2. All of the information required to be placed on the permit pursuant to subsection 1 must be written legibly on the permit before it is issued. If the signature on the temporary permit is illegible, the name of the person signing the permit must be printed in a legible manner below the signature. A permit which is not complete or which contains incorrect information is void.

Sec. 8. NAC 482.9005 is hereby amended to read as follows:

Except for a peace officer acting in his or her official capacity, the Department or any of its authorized inspection agents will charge \$1 for:

1. A vehicle identification number (VIN) inspection; or

*2. A certificate of ~~the~~ inspection of any vehicle described in subsection 1 of NRS 482.220 **or NRS 482.069.***

TEXT OF REPEALED SECTIONS

482.284 Identification for certain purposes of vehicle licensing fees paid by short-term lessor. (NRS 482.160, 482.313)

1. For the purposes of enforcing the provisions of NRS 482.313, the fees paid by a short-term lessor for the registration of, and the issuance of certificates of title for, the passenger cars leased by him or her include only the fees paid by a short-term lessor for:

(a) Registration or the transfer of registration pursuant to NRS 482.480;

(b) The issuance of a certificate of title or duplicate certificate of title pursuant to NRS 482.429 and NAC 482.907;

(c) The issuance of any duplicate or substitute certificate of registration, decal or number plate pursuant to subsection 1 of NRS 482.500;

(d) The issuance of any replacement plate or set of plates pursuant to subsection 2 of NRS 482.500;

(e) The issuance of a temporary permit pursuant to subsection 2 of NRS 482.3965;

(f) The issuance of a license plate pursuant to NRS 482.268; and

(g) An inspection pursuant to subsection 3 of NRS 482.220.

2. Such fees do not include:

(a) Delinquent fees and penalties imposed pursuant to NRS 371.140 or 482.515;

(b) Sales or use taxes imposed pursuant to NRS 372.105, 372.185, 374.110, 374.190, 377.040, 377A.030 or 543.600; or

(c) Fees for the reinstatement of registration pursuant to NRS 482.480.

482.288 Separate listing of certain charges on lease agreement. (NRS 482.160, 482.313)

1. Each short-term lessor shall list the fee of 6 percent imposed pursuant to subsection 1 of NRS 482.313 on each lease agreement as an item on a line separated from all other listed charges, and shall identify that fee on the lease agreement as “Governmental Services Fee.”

2. If a short-term lessor charges and collects from a short-term lessee a recovery surcharge pursuant to paragraph (c) of subsection 1 of NRS 482.313, the short-term lessor shall list the surcharge on each lease agreement as an item on a line separated from all other listed charges, and shall identify that surcharge on the lease agreement as “Recovery Surcharge.”