

LCB File No. R038-04

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

Proposed Effective Date: Upon Codification

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

AUTHORITY: §§ NRS 487.002

**Section 1. NAC 487.010 Definitions.** (NRS 481.051, 487.160) As used in NAC 487.010 to 487.030, inclusive, unless the context otherwise requires:

1. "Automobile wrecker" means any person licensed by the department who dismantles, scraps, processes or wrecks vehicles subject to the registration laws of Nevada.
2. "Department" means the department of motor vehicles.
3. "Manufactured housing division" means the manufactured housing division of the department of business and industry.
4. "Salvage title" means a title of ownership issued by the department ~~[to an automobile wrecker authorizing the disposal of the vehicle identified on the salvage title]~~ *for a vehicle which meets the definition in Nevada Revised Statute 487.770.*

**Sec. 2. NAC 487.015 Restrictions on dismantling, scrapping or wrecking of vehicles.** (NRS 481.051)

1. Except as otherwise provided in subsection 2, an automobile wrecker shall not dismantle, scrap or wreck any vehicle:
  - (a) If he is notified by the department that the vehicle is not to be dismantled, scrapped or wrecked.
  - (b) Until he has applied for and been issued a salvage title *or non-repairable vehicle certificate* by the department *or has in his possession a properly endorsed salvage title. Upon third transfer the salvage title must be submitted to the department for transfer and issuance of a new salvage title.*
2. An automobile wrecker who submits an application in the manner required by NAC 487.021 may proceed to dismantle, scrap or wreck the vehicle if he does not receive from the department:
  - (a) A salvage title within 5 business days after the date his application for the salvage title is delivered or mailed to the department; or
  - (b) Prior notification that the vehicle is not to be dismantled, scrapped or wrecked.
  - ~~[3. As used in this section, "business day" does not include Saturday, Sunday or any legal holiday.]~~

**Sec. 3. NAC 487.021 Application for salvage title.** (NRS 481.051)

1. An ~~automobile wrecker who applies~~ *application to the department* for a salvage title *or non-repairable vehicle certificate* must ~~submit to the department~~ *include*:

(a) A completed ~~letter of transmittal~~ *application for salvage title and non-repairable vehicle certificate*, in the form prescribed by the department, containing a description of the vehicle; and

(b) Evidence of the ownership of the vehicle, consisting of any of the following:

(1) A certificate of ownership issued by the department or the manufactured housing division or a document of title issued by a public authority of another state, territory or country;

(2) A salvage title, if the vehicle has been acquired from another automobile wrecker; *or*

(3) ~~A bill of sale of salvage, if the vehicle has been acquired from an insurance company or salvage pool;~~

~~—(4) Proof of compliance with the provisions of NRS 108.265 to 108.360, inclusive, in the form required by the department, if the vehicle has been acquired through the enforcement of a lien obtained pursuant to NRS 108.270; or~~

~~—(5)~~ Such other evidence as the department requires to establish ownership of the vehicle.

2. The documents required by this subsection must be submitted to the Department of Motor Vehicles, 555 Wright Way, Carson City, Nevada 89711-0750. ~~The documents must be delivered personally or mailed by registered or certified mail.~~ *Applications for salvage titles and non-repairable vehicle certificates will be processed and a salvage title or non-repairable vehicle certificate will be issued within two business days from the day the completed application is received by the Department's Carson City Central Services and Records Division, Salvage Unit office.*

4. *Application is not completed until all required information is present. It is the responsibility of the submitter to ensure the application is properly completed in full.*

5. *As used in this section, "business day" does not include Saturday, Sunday or any legal holiday.*

**Sec. 4. NAC 487.025 Provision of certain documents to purchaser of vehicle.** (NRS 481.051)An automobile wrecker who sells a vehicle must provide the purchaser with:

1. A salvage title issued for the vehicle to the automobile wrecker;

2. ~~A bill of sale and a bill of sale of salvage, if the vehicle has been acquired from an insurance company or salvage pool; or~~

~~—3.]~~ If the vehicle has been acquired through the enforcement of a lien obtained pursuant to NRS 108.270 or 487.270:

(a) A certificate of ownership issued by the department or the manufactured housing division; or

(b) A document of title issued by a public authority of another state, territory or country.

**Sec. 5. NAC 487.100 Definitions.** (NRS 481.051, 487.650) As used in NAC 487.100 to 487.180, inclusive, unless the context otherwise requires:

1. "After-market body part" means a sheet metal or plastic part which is used to replace a part on the exterior of a motor vehicle and which is:

(a) Nonmechanical; and

(b) Has not been manufactured for or by the original manufacturer of the vehicle being repaired.

The term includes the inner and outer *body* panels of a motor vehicle.

2. "Body shop" has the meaning ascribed to it in NRS 487.600.

3. "Used body part" means a sheet metal or plastic part which is used to replace a part on the exterior of a motor vehicle and which:

(a) Has been previously used;

(b) Is nonmechanical; and

(c) Has been manufactured for or by the original manufacturer of the vehicle being repaired.

The term includes the inner and outer panels of a motor vehicle.

4. *"Assembly" means a part or combination of parts assembled together in such a way to create a whole part.*

5. *"Conventional frame" means the underside support mechanism of a vehicle to which the vehicle suspension, drive train and body are independently attached.*

6. *"Cowl Assembly" means the forward structural portion of a motor vehicle to which all or a part of the windshield frame, the firewall, the instrument panel housing and front doors hinge mechanisms are attached.*

7. *"Passenger compartment" means the area of a vehicle designed and intended by the manufacture for the seating and transportation of the driver and passengers.*

8. *"Floor pan assembly" means the metal or composite floor of a vehicle located under the front and rear passenger compartments of a vehicle to which the passenger seats supports or seat frames are attached.*

9. *"Front clip assembly" means the entire front body and/or front uni-body portion of a vehicle located in front of the cowl assembly.*

10. *"Major Component" meaning ascribed from Nevada Revised Statute 482.098.*

11. *"Rear Clip assembly" means the entire rear body and/or rear uni-body portion of a vehicle located behind the rear seat or rocker panel and/or rear roof supports of a vehicle.*

12. *"Reconstructed" meaning ascribed from Nevada Revised Statute 482.100.*

13. *"Replace" means to substitute, or change in whole a new or used part of a vehicle.*

14. *"Roof assembly" means the parts of a vehicle that together form the roof of a vehicle to include at least two vertical roof supports, the framework and exterior metal skin located over the passenger area of a vehicle. The inner cloth or composite material attached to the underside of the roof in the passenger compartment and commonly referred to as the headliner is not considered part of the roof assembly.*

15. *"Uni-body frame" means 2 or more of the independent frame rails of a vehicle to which a portion of the vehicle body, axles and suspension of the vehicle are attached as defined by the manufacturer.*

## Sec. 6.

1. *When the frame of a vehicle has been replaced, the owner of the body shop or his designee of the body shop or garage that completed the replacement of the frame shall provide the insurance company, registered owner, or other person authorizing the replacement of the vehicle frame, written disclosure that the vehicle frame has been replaced. The written disclosure must include information as to whether the frame is new or an after market part.*

2. *Unless a non-repairable vehicle certificate has already been obtained for the donor vehicle, whenever a replacement frame is obtained from any vehicle, an application for a non-repairable vehicle certificate must be submitted to the Department for the vehicle from which the frame was obtained.*

*3. Vehicles which replacement of conventional or uni-body frames that have a manufacturer's stamped vehicle identification number upon the frame will be assigned new a vehicle identification number by the Department. It is the responsibility of the owner of the vehicle to ensure the Department assigns and stamps the vehicle identification number upon the frame.*

*4. All reconstructed vehicles will be assign a new vehicle identification number by the Department.*