

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

LCB File No. R161-01

November 26, 2001

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

AUTHORITY: §§1 and 2, NRS 481.063.

Section 1. NAC 481.550 is hereby amended to read as follows:

481.550 *1.* As used in NRS 481.063 and NAC 481.550 to 481.600, inclusive, unless the context otherwise requires:

- ~~[1. “Department” means the department of motor vehicles and public safety.~~
- ~~—2. “Law enforcement agency” means a governmental agency or division thereof which:~~
 - ~~—(a) Is responsible for enforcing laws and ordinances; and~~
 - ~~—(b) Has obtained an originating agency identifier number from:~~
 - ~~—(1) The National Law Enforcement Telecommunications System; or~~
 - ~~—(2) The National Crime Information Center.~~
- ~~—3. “List which includes license plate numbers” means a list of information which includes one or more numbers of license plates issued by the department.~~
- ~~—4. “Requester” means a person who wants to obtain personal information relating to the driver’s license, identification card, or title or registration of a vehicle of a person from:~~
 - ~~—(a) The motor vehicles branch of the department; or~~
 - ~~—(b) The files and records of the department which relate to vehicles registered in this state.~~
- ~~—5. “Retrieve such]~~

(a) *“Department” means the department of motor vehicles.*

(b) *“Requester” means a person who wants to obtain personal information relating to the driver’s license, the identification card, or the title or registration of a vehicle from:*

(1) *The department; or*

(2) *The files and records of the department.*

2. *As used in NRS 481.063, unless the context otherwise requires:*

(a) *“Law enforcement agency” means a governmental agency or division thereof which:*

(1) *Is responsible for enforcing laws and ordinances; and*

(2) *Has obtained an originating agency identifier number from:*

(I) *The National Law Enforcement Telecommunications System; or*

(II) *The National Crime Information Center.*

(b) *“List which includes license plate numbers” means a list of information which includes one or more numbers of license plates issued by the department.*

(c) *“Request information electronically” means to ~~retrieve~~ request information by electronic means, including, but not limited to, by facsimile, tape-to-tape transmission or telephone.*

Sec. 2. NAC 481.590 is hereby amended to read as follows:

481.590 1. ~~The~~ *Except as otherwise provided in subsection 2, the* department will release personal information , *excluding a photograph*, to a representative of a requester if the representative personally submits to the department:

(a) The written statement of the requester which authorizes the designated person to act as the representative of the requester; and

(b) The requester's application for personal information, affidavit, and proof of employment or licensure, as applicable, to comply with NRS 481.063 and NAC 481.550 to 481.600, inclusive.

2. *The department may release a photograph pursuant to subsection 1 if the request for personal information is made pursuant to paragraph (a) of subsection 5 of NRS 481.063 and the requester is authorized to have access to a photograph pursuant to that paragraph.*

3. A requester may not designate an employee of the department as his representative to receive personal information pursuant to NRS 481.063 and NAC 481.550 to 481.600, inclusive.