

**PROPOSED REGULATION OF THE TAXICAB AUTHORITY OF
THE DEPARTMENT OF BUSINESS AND INDUSTRY**

LCB File No. R114-03

October 1, 2003

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

AUTHORITY: §§1-9, 11 and 12, NRS 706.8818; §10, NRS 706.171.

Section 1. Chapter 706 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 9, inclusive, of this regulation.

Sec. 2. *A camera system installed in a taxicab must comply with the provisions of sections 2 to 9, inclusive, of this regulation.*

Sec. 3. *A camera system must:*

- 1. Preserve the images recorded by the system if a loss of power occurs in the system;*
- 2. Be equipped with a device that indicates when the recording unit of the camera system is operating and when it is not operating;*
- 3. Be equipped with an infrared lighting source and operate automatically during the day and night;*
- 4. Not be equipped with a microphone or any other device which is able to produce an audio recording; and*
- 5. Not interfere with or be affected by any other device or system in the taxicab.*

Sec. 4. *1. The lens of the camera must be of a type that captures the driver and all passengers in the taxicab on the recorded image.*

2. The housing of the camera must not have any sharp edges and must be positioned in such a manner that the driver or passengers cannot come in contact with the housing during the operation of the camera.

3. The storage unit of the camera system must be:

(a) Concealed from view and accessible only to authorized persons; and

(b) Secured in a manner that prevents unauthorized access to the stored images.

4. Each recorded image must be automatically stamped with a unique code which cannot be modified and identifies the camera used to record the image.

5. Each image stored in the camera system must:

(a) Indicate the time and date of the recording of the image and the vehicle identification number of the taxicab; and

(b) Be stored on a removable memory card so that it can be transferred from the storage unit of the camera to a computer.

Sec. 5. 1. *A decal that informs passengers that the camera system is in operation must be placed on the windows of the right and left rear doors of the taxicab. The decals must be placed:*

(a) On the upper one-third part of each such window; or

(b) In the space in the taxicab which is directly behind the passenger's window on a window that cannot be lowered. The decal must be placed on the lowest point of the fixed window and be visible to the passenger before the passenger enters the taxicab.

2. Each decal must be printed on both sides for interior and exterior viewing and include the following statement or a substantially similar statement approved by the Authority:

***VEHICLE IS EQUIPPED WITH SECURITY CAMERA
AND ALL OCCUPANTS WILL BE PHOTOGRAPHED***

Sec. 6. 1. *The recording unit of the camera system that is installed in a taxicab must:*

(a) Begin to operate when any door of the taxicab is opened and upon the activation of the meter, with at least one image being recorded every 3 seconds within the first 60 seconds after a door of the taxicab is opened.

(b) Record additional images at a rate of one image for each 200-second interval for a period of 20 minutes.

(c) Be capable of recording and storing at least 4,800 images. Each image must consist of not less than 300 television lines of resolution.

(d) Reset if any door of the taxicab is opened before the completion of any cycle or upon the completion of each 20-minute period.

2. Except as otherwise provided in this subsection, the driver of the taxicab must not be able to exercise any control over the recording unit of the camera system. The system may be equipped with a switch which allows the driver to operate the recording unit of the system manually in an emergency. If the driver of the taxicab activates the switch, the recording unit must begin recording an image at the rate of one image per second for a period of 5 minutes. The images recorded must be stored on a separate and secure memory card that cannot be rerecorded.

Sec. 7. 1. *A camera system must be installed:*

(a) By a person approved by the Authority; and

(b) In accordance with the instructions of the manufacturer of the system.

2. The manufacturer of the camera system shall provide only to law enforcement agencies access to the images stored in the camera system and any equipment used to view the stored images.

3. A test of the operation of the camera system must be conducted before the system may be used in a taxicab. The test must include a test of the alignment of the camera and verification of the operation of the camera system under low-light conditions.

4. A camera system must include a concealed connection that is readily accessible for regular testing of the camera by an inspector of the Authority. The connection may be used only to conduct a test of the camera system.

5. The camera system must be installed in a manner that:

(a) Protects the components of the system from vandalism and prevents the degradation of the recorded images by any intentional or accidental damage to the recording unit of the camera system; and

(b) Does not interfere with the driver's vision or view of the mirrors of the taxicab or otherwise interfere with the normal operation of the taxicab.

6. After the camera system is installed in the taxicab, the installer shall complete an installation report on a form prescribed by the Administrator and provide a copy of the report to the certificate holder and the Authority before the camera system is used in the taxicab. The report must include, without limitation:

(a) The vehicle identification number of the taxicab;

(b) The serial number of the camera;

(c) The date the camera system is installed; and

(d) If the camera system was previously installed in another taxicab, the vehicle identification number of the taxicab from which the camera system was transferred.

7. All recorded images that are downloaded or printed during the testing of the camera system must be destroyed. The installer of the camera system and the certificate holder of the taxicab in which the camera system is installed shall retain one copy of the results of the test of the camera system as proof that the camera system was in operating condition after the test was conducted.

8. The certificate holder shall ensure that each driver of a taxicab of the certificate holder is provided with the appropriate training concerning the operation of the camera system.

Sec. 8. 1. *A camera system installed in a taxicab must be maintained in accordance with the requirements established by the manufacturer of the camera system. If repair of the camera system is required, the certificate holder of the taxicab shall cause the system to be repaired as soon as possible.*

2. A taxicab may not be operated unless the camera system is operating in accordance with the requirements of the manufacturer of the system.

Sec. 9. 1. *Each person who provides a camera system that is installed in a taxicab shall:*

(a) Make available to the members of the staff of the Authority the equipment and software required to retrieve images recorded by the camera system; and

(b) Provide training concerning the retrieval of those images to the members of the staff of the Authority.

2. Images recorded by a camera system may be retrieved only:

(a) By persons authorized by the Authority; or

(b) A law enforcement agency for the investigation of criminal activity relating to the driver or a passenger of the taxicab.

3. Images which are retrieved from a camera system must be preserved as evidence, and the custody of those images must be documented on a form prescribed by the Authority.

Sec. 10. NAC 706.450 is hereby amended to read as follows:

706.450 As used in NAC 706.450 to 706.990, inclusive, *and sections 2 to 9, inclusive, of this regulation,* unless the context otherwise requires:

1. “Administrator” means the Taxicab Administrator or his authorized agent.
2. “Authority” means the Taxicab Authority created by NRS 706.8818.
3. “Certificate” means a certificate of public convenience and necessity issued by the Authority.
4. “Medallion” means the metal plate issued by the Authority which is affixed to a taxicab authorizing it to be operated within the jurisdiction of the Authority.
5. “Permit” means the document supplied by the Authority authorizing a person to drive a taxicab within the jurisdiction of the Authority for a period of 1 year.
6. “Temporary permit” means the document supplied by the Authority authorizing a person to drive a taxicab within the jurisdiction of the Authority for less than 1 year.

Sec. 11. NAC 706.492 is hereby amended to read as follows:

706.492 A certificate holder shall not permit a taxicab to be operated in passenger service unless the taxicab meets all of the following standards in addition to those prescribed by NRS 706.8837:

1. The front suspension system is in good repair and proper working order.

2. The engine, transmission and drive train, including mounts, are in good repair and proper working order and, during normal operation, do not die, miss, backfire or show noticeable loss of power.

3. The engine, transmission, drivetrain or accessories must not emit loud noises so as to be disturbing to the passengers or distracting to the driver.

4. The taxicab is equipped with an air filter or adequate flame arrester covering the air intake of the carburetor.

5. The taxicab does not pull to the left or right or tend to drift under normal driving conditions.

6. The engine, transmission, radiator or accessories do not allow a noticeable quantity of fluid to leak.

7. The engine does not emit excessive smoke from either the exhaust or crankcase.

8. All windows are operable, free of obstruction and the driver's view is not impaired in any direction.

9. The brake lining is of sufficient thickness to prevent the metal portion of the brake shoe or pad from coming in contact with the brake drum or disc. Under normal braking conditions, the taxicab does not pull to the left or right or unusual locking of wheels does not occur.

10. Heating and air-conditioning systems are mandatory equipment on all taxicabs operating in this state and are required to provide reasonable comfort to passengers at their request and must conform to reasonable standards of efficiency.

11. The taxicab must be equipped with:

(a) A mirror on the outside of the front door on the passenger's side;

(b) Operable trunk lid supports or a trunk rod or bar, one end of which is permanently affixed to the vehicle;

(c) Straps to tie down the trunk;

(d) Windows that have not been tinted more than the manufacturer's specifications for the vehicle;

(e) Seat belts that are maintained in a clean and operable condition at all times;

(f) Automatic locks which control all doors and which are operable at the driver's door; ~~and~~

(g) A trunk release which is operable from inside the trunk ~~and~~; *and*

(h) A camera system approved by the Authority which complies with the provisions of sections 2 to 9, inclusive, of this regulation.

Sec. 12. This regulation becomes effective on March 1, 2004.