

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

LCB File No. R114-03

September 17, 2004

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

AUTHORITY: §§1-11, 13 and 14, NRS 706.8818; §12, NRS 706.171.

A REGULATION relating to taxicabs; requiring the installation of a camera system in certain taxicabs; and providing other matters properly relating thereto.

Section 1. Chapter 706 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 11, inclusive, of this regulation.

Sec. 2. *A camera system installed in a taxicab must comply with the provisions of sections 2 to 11, 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; and*
- 4. Not interfere with, or be affected by, any other device or system in the taxicab.*

Sec. 4. *1. The lens of the camera must capture on the recorded image the driver and all passengers in the taxicab.*

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.

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 a passenger before the passenger enters the taxicab.

2. Each decal must be visible from the exterior or interior of a taxicab and include the following statement or a substantially similar statement approved by the Authority:

***THIS VEHICLE IS EQUIPPED WITH A
SECURITY CAMERA, AND ALL OCCUPANTS
WILL BE PHOTOGRAPHED AND MAY BE RECORDED***

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, with at least 50 images recorded within the first 120 seconds after a door of the taxicab is opened;

(b) After the first 120 seconds after a door of the taxicab is opened, record an additional 50 images; and

(c) Be capable of recording and storing at least 3,000 images. Each image must consist of not less than 300 television lines of resolution.

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 record not less than 100 images within a period of 2 minutes after the switch is activated.

Sec. 7. *A camera system installed in a taxicab must:*

1. Include a connection that is readily accessible for regular testing of the camera; and

2. Be manufactured and installed in a taxicab in a manner that:

(a) Reasonably 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.

Sec. 8. *1. A certificate holder shall not allow the driver of a taxicab to operate the taxicab unless the camera system installed in the taxicab is operating in accordance with the requirements of the manufacturer of the system.*

2. The driver of a taxicab shall not operate the taxicab unless the camera system installed in the taxicab is operating in accordance with the requirements of the manufacturer of the system.

Sec. 9. *1. Each certificate holder shall:*

(a) Make available to the members of the staff of the Authority the equipment and computer 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 by:

(a) A person authorized by the Authority;

(b) A law enforcement agency for a criminal investigation; or

(c) An authorized representative of the certificate holder of the taxicab in which the camera system is installed.

3. Images which are retrieved from a camera system by a law enforcement agency must be preserved as evidence, and the custody of those images must be documented in the manner prescribed by the Authority.

Sec. 10. *A person shall not tamper with, disable or otherwise modify a camera system installed in a taxicab pursuant to sections 2 to 11, inclusive, of this regulation.*

Sec. 11. *A person shall not sell or offer to sell, or distribute for profit, any image recorded by a camera system installed in a taxicab pursuant to sections 2 to 11, inclusive, of this regulation.*

Sec. 12. 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 11, 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. 13. 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 11, inclusive, of this regulation.*

Sec. 14. This regulation becomes effective on April 1, 2005.