

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

**LCB File No. R075-21**

February 2, 2022

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

AUTHORITY: § 1, NRS 445B.770 and 445B.785, as amended by section 7 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2174; § 2, NRS 445B.770 and 445B.825, as amended by section 9 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2175; § 3, NRS 485.185, 485.313 and 485.317.

A REGULATION relating to motor vehicles; revising the fees for the issuance and renewal of a license to inspect motor vehicles and devices for the control of pollution at certain additional locations and for the transfer of such a license; revising provisions governing the exemption of new motor vehicles from emissions standards and testing; requiring, at the time of registration, that the owner of an Old Timer antique vehicle, classic rod or classic vehicle provide to the Department of Motor Vehicles a declaration page provided by the insurer of the vehicle; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law defines an approved inspector as a person who is licensed by the Department of Motor Vehicles to inspect motor vehicles and devices for the control of pollution for an authorized station or authorized inspection station. (NRS 445B.705) If an approved inspector who has paid the \$25 fee for licensure wishes to be licensed at one or more locations in addition to the location for which the initial license was issued, existing law provides that the Department must not impose a fee greater than \$2 for the issuance and biennial renewal of an inspector's license for each additional location. (NRS 445B.785, as amended by section 7 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2174; NAC 445B.499) Existing regulations provide that: (1) the fee for the issuance and biennial renewal of an inspector's license for each additional location is \$10; and (2) the fee for the transfer of an inspector's license is \$10. (NAC 445B.499) To conform with existing law, **section 1** of this regulation: (1) reduces the fee for the issuance and biennial renewal of an inspector's license for each additional location from \$10 to \$2; and (2) reduces the fee for the transfer of an inspector's license from \$10 to \$2.

Existing law requires the State Environmental Commission, in cooperation with the Department and any local air pollution control agency, to adopt regulations for the control of emissions from motor vehicles in any county whose population is 100,000 or more (currently

Clark and Washoe Counties) in areas of the county designated by the Commission. (NRS 445B.770) Existing law exempts new motor vehicles from the test of emissions conducted by the Department until the fourth registration of the vehicle, which is the first 3 years of the life of the motor vehicle, and requires the Department to conduct the test annually after the fourth registration of the motor vehicle. (NRS 445B.825, as amended by section 9 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2175) Existing regulations exempt new motor vehicles from compliance with emissions standards and testing until the third registration of the vehicle, which is the first 2 years of the life of the motor vehicle. (NAC 445B.592) **Section 2** of this regulation exempts new motor vehicles from such emissions standards and testing until the fourth registration of the vehicle to conform with existing law.

The provisions of Assembly Bill No. 349 enacted by the 2021 Legislature amended existing law to require, beginning on January 1, 2023, that for the issuance of special license plates and a registration certificate for an Old Timer antique vehicle, classic rod or classic vehicle, the motor vehicle must have proof satisfactory to the Department that the vehicle is covered by insurance that: (1) is designed or designated specifically for classic or antique vehicles; or (2) includes an endorsement that is designed or designated specifically for classic or antique vehicles. (NRS 482.381, as amended by section 1 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2170, NRS 482.3814, as amended by section 3 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2171, NRS 482.3816, as amended by section 4 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2172) **Section 3** of this regulation requires that, at the time of registration, the owner of an Old Timer antique vehicle, classic rod or classic vehicle provide to the Department a declaration page provided by the insurer of the vehicle that includes the company code assigned to the insurer by the National Association of Insurance Commissioners. **Section 4** of this regulation provides for **section 3** to become effective on the later of: (a) January 1, 2023; or (b) the date on which this regulation is approved by the Legislative Commission and filed with the Secretary of State pursuant to NRS 233B.070.

**Section 1.** NAC 445B.499 is hereby amended to read as follows:

445B.499 1. The fee for the initial issuance and biennial renewal of an inspector's license is \$25.

2. If an inspector who is employed by a test station and has paid the fee required by subsection 1 wishes to be licensed at one or more additional locations of ~~that~~ a test station, the fee for the issuance and biennial renewal of an inspector's license for each additional location is ~~that~~ ~~\$10.~~ \$2.

3. The fee for the transfer of an inspector's license is ~~that~~ ~~\$10.~~ \$2.

**Sec. 2.** NAC 445B.592 is hereby amended to read as follows:

445B.592 The provisions of subsection 3 of NAC 445B.576 and NAC 445B.593 to 445B.596, inclusive, do not apply to any:

1. Motorcycle or moped.
2. Motor vehicle which is subject to prorated registration pursuant to NRS 706.801 to 706.861, inclusive, and is not based in this State.
3. New motor vehicle until the ~~third~~ *fourth* registration of the vehicle.
4. Motor vehicle permanently converted from gasoline to propane, compressed natural gas (CNG), methane or butane as a fuel.
5. Motor vehicle with a model year before 1968.
6. Heavy-duty motor vehicle which has a manufacturer's gross vehicle weight rating of more than 14,000 pounds and which is powered by a diesel engine.
7. Trimobile, as defined in NRS 482.129, that meets the definition of a motorcycle set forth in 40 C.F.R. § 86.402-78 or 86.402-98.

**Sec. 3.** Chapter 485 of NAC is hereby amended by adding thereto a new section to read as follows:

*In addition to the requirements of NRS 482.381, as amended by section 1 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2170, NRS 482.3814, as amended by section 3 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2171, and NRS 482.3816, as amended by section 4 of Assembly Bill No. 349, chapter 363, Statutes of Nevada 2021, at page 2172, the owner of an Old Timer antique vehicle, classic rod or classic vehicle shall provide to the Department, at the time of registration, the declaration page provided by the insurer of the vehicle, that includes the company code assigned to the insurer by the National Association of Insurance Commissioners.*

**Sec. 4.** 1. This section and sections 1 and 2 of this regulation become effective on the date on which this regulation is approved by the Legislative Commission and filed with the Secretary of State pursuant to NRS 233B.070.

2. Section 3 of this regulation becomes effective on the later of:

(a) January 1, 2023; or

(b) The date on which this regulation is approved by the Legislative Commission and filed with the Secretary of State pursuant to NRS 233B.070.