

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS
AS REQUIRED BY NRS 233B.066
LCB FILE NO. R110-23**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 482B.

1. A clear and concise explanation of the need for the adopted regulation.

In January 2023, Governor Joe Lombardo issued Executive Order 2023-003, which required state executive agencies to put a freeze on all existing regulations development and also conduct a review of existing regulations as candidates for streamlining or improvement, and also regulations that could be removed from the Nevada Administrative Code (NAC). Department staff met and reviewed the several chapters of the NAC that deal with various aspects of DMV operations and determined there were several regulations that could be revised and/or deleted that would clarify intent, remove unnecessary and duplicative language that could be confusing for customers, and simplify how business is conducted. The changes proposed in these regulations involve: driver education business licensure for both commercial and non-commercial driver's licenses, and; provides for removal of certain language provisions in the area of equipment, inspections, weights, sizes and loads for vehicles; and also removes duplicative and outmoded references and definitions reflected in other chapters of NRS and the NAC. The Department worked with Legislative Counsel Bureau staff to put the language in it's correct form and DMV was provided with a finalized version of the language on February 6, 2024. The Department adopted this language without change at the April 1, 2024 hearing.

2. A description of how public comment was solicited, a summary of the public response, and an explanation of how other interested persons may obtain a copy of the summary.

Comments were solicited using electronic mail and postings for both the Workshop and the Hearing, and during the public meetings themselves. No suggestions for change were offered at either workshop or hearing, and no requested changes were submitted to the Department during the process. They were also made available on the Department of Motor Vehicles website at www.dmvnv.com/publicmeetings.htm. Persons who would like a copy of the proceedings and comments for this process may contact the Research and Project Management Division of the Department of Motor Vehicles, 555 Wright Way, Carson City, NV 89711; email mhefner@dmv.nv.gov.

3. The number of persons who:

(a) Attended each hearing (remote meetings held via Webex, physical meeting location in DMV Carson City office):

1. Workshop - ___0___

2. Hearing ___2___

(b) Testified at the hearing- 0

(c) Submitted to the agency written statements- 0

- 4. A list of names and contact information, including telephone number, business address, business telephone number, electronic mail address, and name of entity of organization represented, for each person identified above in #3, as provided to the agency, is attached as Exhibit A.**

See attached Exhibit A

- 5. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**

Comment from interested participants was obtained through the workshops and hearings held on the topic, and during notification periods when the public meetings were posted. Other persons wishing to obtain a summary of the regulations adoption proceedings may contact:

Department of Motor Vehicles
Attn: Research and Project Management Division
555 Wright Way
Carson City, NV 89711
Southern NV- (702) 486-4368
Northern NV- (775) 684-4368
Email: mhefner@dmv.nv.gov

- 6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**

The proposed language revisions represent the Department's compliance with the Governor's executive order to review, streamline and reduce cumbersome regulations that may unnecessarily constrain customers and businesses. The changes made here are a part of DMV's ongoing effort to effectively regulate the

motor vehicle industry, encourage and promote responsible business activity, and protect the general public.

7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:

(a) Business:

i. Both adverse and beneficial effects; and

ii. Both immediate and long-term effects.

The main purpose of these revisions to the regulations is to continue oversight capability of the Department while at the same time identifying those areas of the NAC that the department controls to clean up duplications, clarify intent and eliminate outdated or ineffective language provisions. There is no perceived adverse impacts to the development and deployment of these regulations changes.

Immediate: will work to allow that these companies that provide driver education and services can effectively retain and acquire qualified instructors to teach driving skills for both commercial and non-commercial licensee applicants.

Long-term: will work to enable that increasing amounts of qualified license holders will be able to operate commercial and non-commercial vehicles and assist in filling vacancies in the commercial motor vehicle industry.

(b) Public:

i. Both adverse and beneficial effects; and

ii. Both immediate and long-term effects.

No adverse impact to the general public is estimated; Nevada overall will benefit from being a state that effectively oversees its motor vehicle industry and protects the public while at the same time clarifying the selection process for qualified instructors that can produce good drivers that can operate vehicles safely on Nevada's road and highways.

Anticipated immediate and long-term effect to the general public will be in the area of ensuring that these types of vehicles will be operated in a safe manner on the roads and highways of Nevada, and also provide a potential economic benefit to Nevadans employed in this industry segment and possibly reduce the amount of vacancies for qualified drivers.

8. The estimated cost to the agency for enforcement of the adopted regulation.

The Department incurs a standard amount of costs (\$342.00) for the general development of regulations. There is no anticipated additional cost to the Department for the enforcement of the adopted regulations.

- 9. A description of any regulations of other state or government agencies that the proposed regulation overlaps or duplicates, and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

There are no other state or federal government agency regulations that are duplicated or overlapped by the adopted regulations.

- 10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.**

The language that is being proposed here for adoption is neither more rigorous or stringent than currently existing federal regulations.

- 11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

The language that is being proposed in these regulations does not contain any provisions for fee increases and the Department does not anticipate collecting any additional revenue from this adoption.

NRS 233B.066 Informational statement required concerning adopted permanent or temporary regulation; contents of statement.

1. Except as otherwise provided in subsection 2, each adopted regulation which is submitted to the Legislative Counsel pursuant to [NRS 233B.067](#) or filed with the Secretary of State pursuant to subsection 2 or 3 of [NRS 233B.070](#) must be accompanied by a statement concerning the regulation which contains the following information:

- (a) A clear and concise explanation of the need for the adopted regulation.
- (b) A description of how public comment was solicited, a summary of the public response and an explanation of how other interested persons may obtain a copy of the summary.
- (c) The number of persons who:
 - (1) Attended each hearing;
 - (2) Testified at each hearing; and
 - (3) Submitted to the agency written statements.
- (d) For each person identified in subparagraphs (2) and (3) of paragraph (c), the following information if provided to the agency conducting the hearing:
 - (1) Name;
 - (2) Telephone number;
 - (3) Business address;
 - (4) Business telephone number;
 - (5) Electronic mail address; and
 - (6) Name of entity or organization represented.
- (e) A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.
- (f) If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.
- (g) The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately, and in each case must include:
 - (1) Both adverse and beneficial effects; and
 - (2) Both immediate and long-term effects.
- (h) The estimated cost to the agency for enforcement of the proposed regulation.
- (i) A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.
- (j) If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.
- (k) If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

2. **The requirements of paragraphs (b) to (f), inclusive, of subsection 1 do not apply to emergency regulations.**

(Added to NRS by [1981, 186](#); A [1987, 1581](#); [1989, 572](#); [1995, 131, 2580](#); [2003, 2006](#); [2011, 379](#); [2013, 78](#))

EXHIBIT A

Attendees at Public Workshops/Hearings for R110-23

Name	Organization	Address	Phone Number	Email	Testified? (Y/N)
Celssie Hardy	Holland and Hart	9555 Hillwood Dr., 2 nd Fl. Las Vegas, NV 89134	702-222-2587	crhardy@hollandhart.com	N
Hannah Branch	Ferrari Reeder Public Affairs	527 Lander St., Reno, NV 89509	702-574-8781	www.ferrarireeder.com	N