

**PROPOSED REGULATION OF THE
DEPARTMENT OF MOTOR VEHICLES AND PUBLIC SAFETY**

LCB File No. R162-97

January 2, 1998

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

AUTHORITY: §§2-8, NRS 482.160, 482.2805 and 484.444.

Section 1. Chapter 482 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this regulation.

Sec. 2. *As used in sections 2 to 8, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 and 4 of this regulation have the meanings ascribed to them in those sections.*

Sec. 3. *“Local authority” has the meaning ascribed to it in NRS 484.079.*

Sec. 4. *“Notice of nonpayment” means a notice that is filed with the department by a local authority pursuant to NRS 484.444.*

Sec. 5. *Except as otherwise provided in section 6 of this regulation, the department will charge a local authority a fee of \$1 each time the department creates, maintains or revises a record concerning a notice of nonpayment, including, without limitation, each time the department:*

- 1. Accepts or receives such a notice of nonpayment; and*
- 2. Releases from the records of the department such a notice of nonpayment:*

(a) In accordance with subsection 1 of NRS 482.2805, upon presentation to the department of a receipt issued by the local authority pursuant to NRS 482.2807;

(b) Upon receipt of notice from the local authority indicating that the notice of nonpayment was created in error; or

(c) In accordance with subsection 6 of NRS 482.2805.

Sec. 6. *1. A notice of nonpayment may be released by either the department or the local authority upon full payment from or on behalf of the registered owner named on the notice.*

2. The department will not charge the local authority more than one time for the release of a notice of nonpayment.

Sec. 7. *1. On or before the 15th day of each month, the department will send to each local authority to which a fee has been charged pursuant to section 5 of this regulation an invoice. The invoice will set forth the total amount owed to the department, including any unpaid balance from a previous invoice.*

2. If a local authority fails to pay a fee within 60 days after the first invoice for that fee is sent by the department, the department will send the local authority a letter notifying the local authority that the payment of the fee is delinquent.

3. If the local authority fails to pay a delinquent fee within 30 days after the department has sent a letter pursuant to subsection 2, the department will send the local authority a letter notifying the local authority that the department will not create, maintain or revise any records concerning a notice of nonpayment on behalf of that local authority until the delinquent fee has been paid.

Sec. 8. *1. In addition to the information required pursuant to subsection 2 of NRS 484.444, when a local authority files with the department a notice of nonpayment, the notice must include:*

(a) The name of the local authority;

(b) The type of license plate of the vehicle of the registered owner to whom the notice applies;

(c) The unique, sequential number assigned to the citation issued to the registered owner by the local authority;

(d) The statute, regulation or ordinance pursuant to which the citation was issued;

(e) The classification of offense for which the citation was issued;

(f) The time of the offense set forth in military format; and

(g) The name of the registered owner of the vehicle for which the citation was issued and, if different, the name of the person to whom the citation was issued.

2. A local authority shall ensure the accuracy of the information submitted to the department in a notice of nonpayment. If the local authority determines that any such information is erroneous, the local authority shall revise the information as soon as possible and notify the department.