

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

**LCB File No. R116-99**

September 20, 1999

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

AUTHORITY: §1, NRS 482.160; §2, NRS 482.160 and 482.333; §3, NRS 482.160 and 482.352; §4, NRS 482.160, 482.2805 and 484.444; §§5, 10, 11 and 12, NRS 481.051; §§6 and 9, NRS 481.051 and 487.160; §7, NRS 481.051 and 487.490; §§8 and 13, NRS 481.051 and 487.650.

**Section 1.** Chapter 482 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

**Sec. 2. 1.** *An authorization for the disclosure of financial records required by the department pursuant to subsection 6 of NRS 482.333 must be on a form provided by the department.*

*2. In addition to the requirements of NRS 239A.090, the form must include, without limitation, a statement that the financial records and any information concerning the financial records:*

*(a) Will only be used to assist the division of compliance enforcement of the motor vehicles branch of the department to determine the suitability of an applicant or licensee for initial or continued licensure pursuant to NRS 482.333 to 482.334, inclusive; and*

*(b) Will not be disclosed or disseminated to any person other than an employee of the department who is authorized to issue a license to an applicant pursuant to NRS 482.333 to*

*482.334, inclusive, or to determine the suitability of an applicant or a licensee for such licensure.*

**Sec. 3. 1.** *An authorization for the disclosure of financial records required by the department pursuant to subsection 3 of NRS 482.352 must be on a form provided by the department.*

*2. In addition to the requirements of NRS 239A.090, the form must include, without limitation, a statement that the financial records and any information concerning the financial records:*

*(a) Will only be used to assist the division of compliance enforcement of the motor vehicles branch of the department to determine the suitability of an applicant or licensee for initial or continued licensure pursuant to NRS 482.318 to 482.363105, inclusive; and*

*(b) Will not be disclosed or disseminated to any person other than an employee of the department who is authorized to issue a license to an applicant pursuant to NRS 482.318 to 482.363105, inclusive, or to determine the suitability of an applicant or a licensee for such licensure.*

**Sec. 4.** NAC 482.465 is hereby amended to read as follows:

482.465 **1.** Except as otherwise provided in *subsection 2 and* NAC 482.470, the department will charge a local authority a fee of ~~[\$1]~~ \$5 each time the department creates, maintains or revises a record concerning a notice of nonpayment, including, without limitation, each time the department:

~~[1.]~~ **(a)** Accepts or receives such a notice of nonpayment; and

~~[2.]~~ **(b)** Releases from the records of the department such a notice of nonpayment:

~~[(a)]~~ (1) 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)]~~ or

(2) Upon receipt of notice from the local authority indicating that the notice of nonpayment was created in error. ~~[(c)]~~

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

*2. The department will charge a local authority a fee of \$1 each time the department releases from the records of the department a notice of nonpayment in accordance with subsection 6 of NRS 482.2805.*

**Sec. 5.** Chapter 487 of NAC is hereby amended by adding thereto the provisions set forth as sections 6, 7 and 8 of this regulation.

**Sec. 6. 1.** *An authorization for the disclosure of financial records required by the department pursuant to subsection 7 of NRS 487.160 must be on a form provided by the department.*

*2. In addition to the requirements of NRS 239A.090, the form must include, without limitation, a statement that the financial records and any information concerning the financial records:*

*(a) Will only be used to assist the division of compliance enforcement of the motor vehicles branch of the department to determine the suitability of an applicant or licensee for initial or continued licensure pursuant to NRS 487.045 to 487.200, inclusive; and*

*(b) Will not be disclosed or disseminated to any person other than an employee of the department who is authorized to issue a license to an applicant pursuant to NRS 487.045 to*

*487.200, inclusive, or to determine the suitability of an applicant or a licensee for such licensure.*

**Sec. 7. 1.** *An authorization for the disclosure of financial records required by the department pursuant to subsection 6 of NRS 487.490 must be on a form provided by the department.*

*2. In addition to the requirements of NRS 239A.090, the form must include, without limitation, a statement that the financial records and any information concerning the financial records:*

*(a) Will only be used to assist the division of compliance enforcement of the motor vehicles branch of the department to determine the suitability of an applicant or licensee for initial or continued licensure pursuant to NRS 487.400 to 487.510, inclusive; and*

*(b) Will not be disclosed or disseminated to any person other than an employee of the department who is authorized to issue a license to an applicant pursuant to NRS 487.400 to 487.510, inclusive, or to determine the suitability of an applicant or a licensee for such licensure.*

**Sec. 8. 1.** *An authorization for the disclosure of financial records required by the department pursuant to subsection 2 of NRS 487.650 must be on a form provided by the department.*

*2. In addition to the requirements of NRS 239A.090, the form must include, without limitation, a statement that the financial records and any information concerning the financial records:*

*(a) Will only be used to assist the division of compliance enforcement of the motor vehicles branch of the department to determine the suitability of an applicant or licensee for initial or continued licensure pursuant to NRS 487.600 to 487.690, inclusive; and*

*(b) Will not be disclosed or disseminated to any person other than an employee of the department who is authorized to issue a license to an applicant pursuant to NRS 487.600 to 487.690, inclusive, or to determine the suitability of an applicant or a licensee for such licensure.*

**Sec. 9.** NAC 487.010 is hereby amended to read as follows:

487.010 As used in NAC 487.010 to 487.030, inclusive, *and section 6 of this regulation*, unless the context otherwise requires:

1. "Automobile wrecker" means any person licensed by the department who dismantles, scraps, processes or wrecks vehicles subject to the registration laws of Nevada.

2. ~~["Certificate of dismantling" means an ownership certificate issued by the department to an automobile wrecker authorizing the disposal of the vehicle identified on the certificate.~~

~~—3.]~~ "Department" means the department of motor vehicles and public safety.

~~[4.]~~ 3. "Manufactured housing division" means the manufactured housing division of the department of business and industry.

4. *"Salvage title" means a title of ownership issued by the department to an automobile wrecker authorizing the disposal of the vehicle identified on the salvage title.*

**Sec. 10.** NAC 487.015 is hereby amended to read as follows:

487.015 1. Except as otherwise provided in subsection 2, an automobile wrecker shall not dismantle, scrap or wreck any vehicle:

(a) If he is notified by the department that the vehicle is not to be dismantled, scrapped or wrecked.

(b) Until he has applied for and been issued a ~~certificate of dismantling~~ *salvage title* by the department.

2. An automobile wrecker who submits an application in the manner required by NAC 487.021 may proceed to dismantle, scrap or wreck the vehicle if he does not receive from the department:

(a) A ~~certificate of dismantling~~ *salvage title* within 5 business days after the date his application for the ~~certificate~~ *salvage title* is delivered or mailed to the department; or

(b) Prior notification that the vehicle is not to be dismantled, scrapped or wrecked.

3. As used in this section, business day does not include Saturday, Sunday or any legal holiday.

**Sec. 11.** NAC 487.021 is hereby amended to read as follows:

487.021 1. An automobile wrecker who applies for a ~~certificate of dismantling~~ *salvage title* must submit to the department:

(a) A completed letter of transmittal, in the form prescribed by the department, containing a description of the vehicle; and

(b) Evidence of the ownership of the vehicle, consisting of any of the following:

(1) A certificate of ownership issued by the department or the manufactured housing division or a document of title issued by a public authority of another state, territory or country;

(2) A ~~certificate of dismantling,~~ *salvage title*, if the vehicle has been acquired from another automobile wrecker;

(3) A bill of sale of salvage, if the vehicle has been acquired from an insurance company or salvage pool;

(4) Proof of compliance with the provisions of NRS ~~[108.270]~~ **108.265** to 108.360, inclusive, in the form required by the department, if the vehicle has been acquired through the enforcement of a lien obtained pursuant to NRS 108.270; or

(5) Such other evidence as the department requires to establish ownership of the vehicle.

2. The documents required by this subsection must be submitted to the Department of Motor Vehicles and Public Safety, ~~[Registration Division,]~~ **Motor Vehicles Branch**, 555 Wright Way, Carson City, Nevada 89711-0750. The documents must be delivered personally or mailed by registered or certified mail.

**Sec. 12.** NAC 487.025 is hereby amended to read as follows:

487.025 An automobile wrecker who sells a vehicle must provide the purchaser with:

1. A ~~[certificate of dismantling]~~ **salvage title** issued for the vehicle to the automobile wrecker;

2. A bill of sale and a bill of sale of salvage, if the vehicle has been acquired from an insurance company or salvage pool; or

3. If the vehicle has been acquired through the enforcement of a lien obtained pursuant to NRS 108.270 or 487.270:

(a) A certificate of ownership issued by the department or the manufactured housing division;  
or

(b) A document of title issued by a public authority of another state, territory or country.

**Sec. 13.** NAC 487.100 is hereby amended to read as follows:

487.100 As used in NAC ~~[487.110]~~ 487.100 to 487.180, inclusive, *and section 8 of this regulation*, unless the context otherwise requires:

1. "After-market body part" means a sheet metal or plastic part which is used to replace a part on the exterior of a motor vehicle and which is:

- (a) Nonmechanical; and
- (b) Has not been manufactured for or by the original manufacturer of the vehicle being repaired.

FLUSH The term includes the inner and outer panels of a motor vehicle.

2. "Body shop" has the meaning ascribed to it in NRS 487.600.

3. "Used body part" means a sheet metal or plastic part which is used to replace a part on the exterior of a motor vehicle and which:

- (a) Has been previously used;
- (b) Is nonmechanical; and
- (c) Has been manufactured for or by the original manufacturer of the vehicle being repaired.

FLUSH The term includes the inner and outer panels of a motor vehicle.