

Chapter 482 of NAC

LCB File No. T034-05

**ADOPTED TEMPORARY REGULATION OF
DEPARTMENT OF MOTOR VEHICLES**

Filed with the Secretary of State on April 22, 2005.

Explanation: Matter in *bold italics and blue* is new; matter in brackets ~~omitted material~~ is material to be omitted.

Authority: NRS 482.155 and 482.160

NAC 482.760 is hereby amended to read as follows:

NAC 482.070 Application. (NRS 482.160, 482.327)

1. In accordance with the provisions of subsection 4 of NRS 482.327 and this section, the Department will issue a temporary license to:

- (a) Exhibit vehicles; or
- (b) Display a vehicle for sale,

to a licensed dealer who applies to conduct such a business at a temporary location.

2. At least ~~14~~ 3 days before the commencement of a business at a temporary location, an applicant must submit to the Department an application for a temporary license on forms supplied by the Department.

3. The applicant must indicate in his application whether he is applying for a temporary license to exhibit vehicles or display a vehicle for sale.

4. The Department may require an applicant to submit additional information as it deems necessary to evaluate the application.

5. The applicant must submit to the Department with his application:

- (a) A fee of:
 - (1) Twenty-five dollars for each temporary license to exhibit vehicles; or
 - (2) Seventy-five dollars for each temporary license to display a vehicle for sale; and
- (b) Evidence that he has complied with any applicable zoning restrictions and any applicable requirements for obtaining a business license.

**NOTICE OF ADOPTION OF PROPOSED TEMPORARY REGULATION
LCB File T034-05**

The Department of Motor Vehicles adopted regulations which pertain to chapter 482 of the Nevada Administrative Code on April 22, 2005.

Notice date: 03/02/05

Date of adoption by agency: 04/22/05

Workshop dates: 04/07/05

Filing date: 04/22/05

Hearing date: 04/07/05

INFORMATIONAL STATEMENT

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

The Department of Motor Vehicles noticed public workshop and public hearing for LCB File T034-05 on March 2, 2005 by posting at the Nevada State Library and Archives and each office of the Department of Motor Vehicles. In counties where the Department does not maintain an office, the notice was posted at the main office of the public libraries. The public workshop and hearing was held on April 7, 2005. A copy of written comments may be obtained by calling the Nevada Department of Motor Vehicles at (775) 684-4719 or by writing to the Department's Management Services and Programs Division at 555 Wright Way, Carson City, NV. 89711.

2. The number persons who:
 - (a) Attended each hearing: 0
 - (b) Testified at each hearing: 0
 - (c) Submitted to the agency written comments: 0
3. 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.

Comments were solicited from businesses through postings as outlined in question one, and by direct mail to the Departments interested parties' list. A copy of the written comments may be obtained by calling the Nevada Department of Motor Vehicles at (775) 684-4894 or by writing to:

Department of Motor Vehicles
Management Services and Programs Division
555 Wright Way
Carson City, NV. 89711
Attention: Kathy Rios

4. 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 temporary regulation will be adopted by the Department of Motor Vehicles on April 22, 2005 without any changes due to no public or business interest.

5. The estimated economic effect of the adopted regulation on the businesses that it is to regulate and on the public. These must be stated separately, and each case must include:
 - (a) Both adverse and beneficial effects; and
 - (b) Both immediate and long-term effects.

- (a) The proposed revisions are expected to remove an unrealistic time period a licensed dealer has to apply for a temporary license. The current regulations indicate that a dealer will have to apply for a temporary license to display or exhibit their vehicles 14 days prior to the event. Many dealerships cannot meet this regulation since in most circumstances they are informed of an event within this time period. Due to this, the Department has been forced to administer fines against licensed dealers for violating this regulation. By changing the period to a more realistic number of days, licensed dealers can apply for a temporary license and remain in compliance with State regulations.

- (b) The proposed revisions are expected benefit the Department and licensed dealers by addressing a regulation that needed to be modified to reflect realistic time period requirements when applying for a temporary license to display or exhibit vehicles at an event within Nevada.

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

There is no additional cost to the agency for enforcement of this regulation.

7. 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 government agency regulations that the proposed amendments duplicate.

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

Not applicable.

9. 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.

Not applicable.