

LCB File No. R136-06

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

**NOTICE OF PUBLIC WORKSHOP
TO SOLICIT COMMENTS ON PROPOSED REGULATIONS FOR
THE DEPARTMENT OF MOTOR VEHICLES**

The Department of Motor Vehicles is proposing the adoption of a new regulation pertaining to Chapter 482 and amendments of regulations pertaining to Chapter 445B of the Nevada Administrative Code. A workshop has been set for:

**PUBLIC WORKSHOP
RENO**

Thursday November 09, 2006 at 10:30 am
Washoe County Health Department
1001 E. 9th St. Bldg. C, Room #110
Reno, NV. 89512

The purpose of this Workshop is to solicit comments from all interested persons regarding:

- NAC 482, relating to vehicle emissions; revising provisions governing vehicles that emit excessive fumes or smoke; and providing other matters properly relating thereto.
- NAC 445B, relating to vehicle emissions; revising the definition of “used motor vehicle”; revising the provisions governing the operation of certain test stations; and providing other matters properly relating thereto.
- NAC 445B, relating to vehicle emissions; revising provisions regarding advertising and fees for posting signs by authorized inspection stations that perform emission control tests; and providing other matters properly relating thereto.
- NAC 445B, relating to vehicle emissions; revising the application process for licensing as a test station; and providing other matters properly relating thereto.

If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Department of Motor Vehicles may proceed immediately to act upon any written submissions.

There is no economic effect of the regulation on the public, nor is there a cost to the agency for enforcement of the proposed regulations

The proposed adoption of a new regulation pertaining to Chapter 482 and amendments of regulations pertaining to Chapter 445B of the Nevada Administrative Code do not overlap or duplicate that of any other state or local governmental agency. These regulations are not required pursuant to federal law, nor does the federal government regulate similar activities.

Persons wishing to comment upon the proposed action of the Department of Motor Vehicles may appear at the scheduled public workshops or may address their comments, data, views, or arguments, in written form to:

Ivie Harper
Department of Motor Vehicles
Compliance Enforcement Division
555 Wright Way, Carson City, NV 89711

Written submission must be received by Department of Motor Vehicles on or before November 09, 2006.

A copy of this notice and the regulation to be amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and regulations to be amended will be available at each of the Department of Motor Vehicles listed, and at the main public libraries listed, for inspection and copying by members of the public during business hours. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of workshop has been posted at the locations listed on the attached page.

THIS NOTICE HAS BEEN POSTED AT THE FOLLOWING LOCATIONS:

DEPARTMENT OF MOTOR VEHICLE BRANCH OFFICES

Office of the Director
555 Wright Way
Carson City, NV. 89711

1085 Highway 95
Hawthorne, NV. 89415

8250 West Flamingo Rd.
Las Vegas, NV. 89147

3030 S. Needles Highway, Ste. 900
Laughlin, NV. 89028

3920 E. Idaho St.
Elko, NV. 89801

1360 Basin Road
Pahrump, NV. 89060

178 Avenue F
Ely, NV. 89301

330 N. Sandhill Rd. Ste. H
Mesquite, NV. 89027

973 W. Williams Ave.
Fallon, NV. 89406

4021 W. Carey Ave.
N. Las Vegas, NV. 89030

400 Howerton Hill
Tonopah, NV. 89049

3505 Construction Way
Winnemucca, NV. 89445

215 West Bridge St. No. 9
Yerington, NV. 89447

1694 County Rd.
Minden, NV. 89423

305 Galletti Way
Reno, NV. 89512

1399 American Pacific Dr.
Henderson, NV. 89014

2701 E. Sahara Ave.
Las Vegas, NV. 89104

LIBRARIES

Goldfield Public Library
Fourth & Crook St.
Goldfield, NV. 89013

Lincoln County Library
93 Main St.
Pioche, NV. 89043

Eureka Branch Library
10190 Monroe St.
Eureka, NV. 89316

Battle Mountain Branch
625 Broad St.
Battle Mountain, NV. 89820

Pershing County Library
1125 Central Ave.
Lovelock, NV. 89419

Storey County Library
95 South R St.
Virginia City, NV. 89440

Nevada Tax Payers Association
501 S. Carson St. Ste.301
Carson City, NV. 89701

Mineral County Library
1125 Central Ave.
Hawthorn NV. 89419

Nevada State Library
100 North Stewart St.
Carson City, NV. 89701

NOTICE OF INTENT TO ACT UPON A REGULATION

**NOTICE OF PUBLIC HEARING
FOR THE ADOPTION AND AMENDMENT OF REGULATIONS OF THE
THE DEPARTMENT OF MOTOR VEHICLES**

The Department of Motor Vehicles is proposing the adoption of a new regulation pertaining to Chapter 482 and amendments of regulations pertaining to Chapter 445B of the Nevada Administrative Code. A hearing has been set for:

**PUBLIC HEARING
RENO**

December 06, 2006 at 10:30 am
South Valleys Library
15650 "A" Wedge View Parkway
Reno, NV. 89521

**PUBLIC HEARING
LAS VEGAS**

December 08, 2006 at 10:30 am
Community College of Southern Nevada
6375 W. Charleston, Bldg. D, Rm# 219
Las Vegas, NV. 89146

The purpose of this Hearing is to solicit comments from all interested persons regarding:

- NAC 482, relating to vehicle emissions; revising provisions governing vehicles that emit excessive fumes or smoke; and providing other matters properly relating thereto.
- NAC 445B, relating to vehicle emissions; revising the definition of "used motor vehicle"; revising the provisions governing the operation of certain test stations; and providing other matters properly relating thereto.
- NAC 445B, relating to vehicle emissions; revising provisions regarding advertising and fees for posting signs by authorized inspection stations that perform emission control tests; and providing other matters properly relating thereto.
- NAC 445B, relating to vehicle emissions; revising the application process for licensing as a test station; and providing other matters properly relating thereto.

If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Department of Motor Vehicles may proceed immediately to act upon any written submissions.

There is no economic effect of the regulation on the public, nor is there a cost to the agency for enforcement of the proposed regulations

The proposed adoption of a new regulation pertaining to Chapter 482 and amendments of regulations pertaining to Chapter 445B of the Nevada Administrative Code do not overlap or duplicate that of any other state or local governmental agency. These regulations are not required pursuant to federal law, nor does the federal government regulate similar activities.

Persons wishing to comment upon the proposed action of the Department of Motor Vehicles may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form to:

Ivie Harper
Department of Motor Vehicles
Compliance Enforcement Division
555 Wright Way, Carson City, NV 89711

Written submission must be received by Department of Motor Vehicles on or before November 30, 2006.

A copy of this notice and the regulations to be adopted and/or amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and regulations to be amended will be available at each of the Department of Motor Vehicles listed, and at the main public libraries listed, for inspection and copying by members of the public during business hours. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the locations listed on the attached page.

THIS NOTICE HAS BEEN POSTED AT THE FOLLOWING LOCATIONS:

DEPARTMENT OF MOTOR VEHICLE BRANCH OFFICES

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Carson City, NV. 89711

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Hawthorne, NV. 89415

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LCB File No. R136-06

PROPOSED REGULATION OF THE DEPARTMENT OF MOTOR VEHICLES

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

AUTHORITY: NRS 445B.785

NAC 445B.469 is hereby proposed to be amended as follows:

NAC 445B.469 Authorized station or authorized inspection station: Posting of signs and placards. (NRS 445B.210, 445B.770, 445B.785, 445B.830)

1. An authorized station or authorized inspection station shall post in a conspicuous place in the station signs or placards provided by the Department which:

- (a) Set forth the fee for the emission control test;
- (b) Set forth the fee for each vehicle inspection report number issued; and
- (c) Provide information regarding the program of this State for the inspection and maintenance of motor vehicles.

2. In addition to the requirements of subsection 1, an authorized station shall post in a conspicuous place in the station signs or placards provided by the Department which set forth the hourly labor rate charged by the authorized station.

3. An authorized station or authorized inspection station shall display at least one outdoor sign provided by the Department which is posted so that it is visible from the middle of the nearest roadway adjacent to the station.

4. For each sign posted by an authorized station or authorized inspection station that is provided by the Department, the Department will collect from the authorized station or authorized inspection station a fee based upon the actual costs incurred by the Department to produce the sign. ~~[The fee will be returned if the sign is returned to the Department in a reusable condition.]~~

5. An authorized station or authorized inspection station shall pay the costs of repairing and maintaining signs which are in its control.

6. A business that has ceased operation as an authorized station or authorized inspection station shall remove the sign and/or informational placards described in subsection 1 and any other advertised reference to emission control testing.