

**LCB File No. R137-06**

**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. 9<sup>th</sup> 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**

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



**LCB File No. R137-06**

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

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

AUTHORITY: NRS 445B.770, NRS 445B.775, NRS 445B.790

**NAC 445B.462 Test station: Application for license to operate; inspection of premises; issuance of license.** (NRS 445B.210, 445B.770, 445B.785, 445B.790)

1. An application for a license to operate a test station must be filed on a form supplied by the Department. The applicant must:

(a) Specify in writing the type of license and, if applicable, the class of license and the rating or ratings for which he is applying;

(b) Furnish such proof as the Director deems necessary to determine whether the applicant is qualified to operate a test station, including, without limitation, proof that he is at least 18 years of age and has an established place of business in this State.

2. Before an application is approved, an authorized representative of the Department will inspect the premises. The Department will determine whether the premises and equipment comply with the requirements of the Department and whether the persons employed by the applicant are adequately trained to perform the duties for which they are licensed or rated, as appropriate.

3. A license for:

(a) An authorized inspection station or class 1 fleet station will not be issued to an applicant unless he is a class 1 approved inspector or class 2 approved inspector, or he employs at least one class 1 approved inspector or class 2 approved inspector, with the rating or ratings for which the applicant is applying.

(b) An authorized station or class 2 fleet station will not be issued to an applicant unless he is a class 2 approved inspector, or he employs at least one class 2 approved inspector, with the rating or ratings for which the applicant is applying.

*4. An application for initial licensing or renewal of a license to operate an authorized inspection station, or authorized station, with the exception of Governmental entities, must also include the federal identification number of the business.*

~~[4.]~~ 5. If the Department is satisfied that the applicant for a license to operate a test station is entitled to a license, it will issue him a license to operate a test station. The license will set forth the:

- (a) Name of the station;
- (b) Type and, if applicable, class of station;
- (c) Rating or ratings approved for the station;
- (d) Address of the established place of business of the licensee; and
- (e) Date on which the license expires.