

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

LCB File No. R159-09

December 22, 2009

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

AUTHORITY: §§1 and 2, NRS 482.160; §3, NRS 482.160 and 482.482.

A REGULATION relating to motor vehicles; revising certain registration requirements for farm vehicles; revising dates for installment payments for the registration fees for certain fleets of vehicles; and providing other matters properly relating thereto.

Section 1. Chapter 482 of NAC is hereby amended by adding thereto a new section to read as follows:

As used in this chapter, unless the context otherwise requires, “unladen weight” has the meaning ascribed to it in NRS 706.141.

Sec. 2. NAC 482.440 is hereby amended to read as follows:

482.440 1. A person who applies to the Department for the *initial* registration of a farm vehicle shall submit ~~[upon the appropriate]~~ :

(a) *On a* form furnished by the Department an affidavit stating that:

~~[(a) He]~~ (1) *The applicant* is a farmer or rancher as defined in NAC 482.430; and

~~[(b) His]~~ (2) *The applicant’s* vehicle is a farm vehicle as defined in NRS 482.036 ~~[]~~; and

(b) *Proof of the weight of the farm vehicle. Such proof must include:*

(1) *A public weighmaster certificate as defined in NAC 582.010; or*

(2) *A printout from a scale which has been certified by the State Sealer of Weights and*

Measures.

2. Such an applicant shall also submit to the Department any additional proof deemed necessary by the Department to establish that ~~he~~ *the applicant* is a farmer or rancher.

3. If the registration of a farm vehicle is based upon a false or fraudulent affidavit or application for registration, the Department will, upon discovery of that fact, suspend the registration of the vehicle and require the return to the Department of the license plates issued for the vehicle.

4. An applicant for the renewal of registration of a farm vehicle must submit an affidavit and proof of weight of the farm vehicle in the manner required by subsection 1 for the initial registration if the weight of the farm vehicle has changed since the initial registration.

5. The registration fees for a farm vehicle must be calculated based on the unladen weight of the farm vehicle.

Sec. 3. NAC 482.940 is hereby amended to read as follows:

482.940 1. Installment payments for the original or renewal registration fees for a fleet of vehicles with a declared gross weight in excess of 26,000 pounds and the governmental services tax imposed by the provisions of chapter 371 of NRS for the privilege of operating those vehicles are due to the Department on or before ~~January 1,~~ April 1, July 1, ~~and~~ October 1 *and December 31* of each year.

2. For the purposes of this section, the Department will suspend for the remainder of the present registration year and the following registration year the privilege of the owner of the fleet of vehicles to pay in installments if:

(a) An installment payment is received from the owner of the fleet of vehicles after the date due; or

(b) A check or draft issued by the owner of the fleet of vehicles to the Department for the installment payment is returned to the Department for insufficient funds.