

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

LCB File No. R026-10

March 19, 2010

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

AUTHORITY: §§1 and 2, NRS 445B.785.

A REGULATION relating to motor vehicles; authorizing certain emissions test stations to obtain permission to revise their business days; and providing other matters properly relating thereto.

Section 1. NAC 445B.472 is hereby amended to read as follows:

445B.472 1. Each test station shall maintain and have available for collection, records of all inspections and repairs, as may be applicable, for evaluation of the information at the request of the Department.

2. Except as otherwise provided in subsection 3, the principal portion of the established place of business of a test station must be open to inspection by any authorized agent of the Department during ~~[regular business hours as set forth in]~~ *the days and hours that it is open for business as established pursuant to* NAC 445B.480.

3. The Department may grant an exception to the requirement set forth in subsection 2 for good cause shown upon a request submitted to the Department by a test station in writing or by electronic mail.

4. A representative of the Department will perform an audit of all exhaust gas analyzers located at a test station a minimum of once every calendar month.

5. A representative of the Department will perform an accuracy audit using specialty gas specifically designed for that purpose on all exhaust gas analyzers located at a test station a minimum of once every quarter in each calendar year.

Sec. 2. NAC 445B.480 is hereby amended to read as follows:

445B.480 1. A test station shall post and adhere to ~~[regular business]~~ *specific days and hours of business* and test any motor vehicle presented at its facility during those *days and hours*, except as otherwise provided in NAC 445B.478 or unless the motor vehicle is rejected for reasons of safety.

2. ~~[For the purposes of this section, regular business hours are]~~ *Except as otherwise provided in subsection 3, the test station must be open for business on* Monday through Friday from 8 a.m. to 5 p.m. except on the holidays set forth in NRS 236.015.

3. *The holder of a license for a test station may submit a request on a form provided by the Department to be open for business from 8 a.m. to 5 p.m. on different days. Upon receiving such a request, the Department will grant approval to the licensee if the test station will remain open for business on at least 2 weekdays from 8 a.m. to 5 p.m. except on the holidays set forth in NRS 236.015.*

4. For an authorized station or an authorized inspection station operated by a single ~~[employee,]~~ *approved inspector*, a notification indicating at what time the ~~[employee]~~ *approved inspector* will return must be posted at the test station for any instance of business closure.