

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

LCB File No. R136-10

August 18, 2010

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

AUTHORITY: §§1-3, NRS 445B.830.

A REGULATION relating to air controls; making various changes to provisions relating to the Advisory Committee on the Control of Emissions From Motor Vehicles; and providing other matters properly relating thereto.

Section 1. NAC 445B.853 is hereby amended to read as follows:

445B.853 1. The Advisory Committee on the Control of Emissions From Motor Vehicles is hereby created.

2. The Committee consists of 11 members appointed by the Deputy Director of the Department of Motor Vehicles. The Deputy Director shall appoint:

- (a) Two persons who are representatives of the Department of Motor Vehicles;
- (b) Two persons who are representatives of the Division of Environmental Protection;
- (c) Two persons who are representatives of the Clark County Department of Air Quality and Environmental Management;
- (d) One person who is a representative of the Department of Transportation;
- (e) One person who is a representative of the State Department of Agriculture;
- (f) ~~One person~~ *Two persons* who ~~is a representative~~ *are representatives* of the Washoe County District Health Department;
- (g) ~~One person who is a representative of the Truckee Meadows Regional Planning Agency;~~

~~—(h)~~ One person, as a nonvoting member, who is a representative of the United States Environmental Protection Agency, Region IX; and

~~[(h)]~~ *(h)* One person, as an alternate member, for each person described in paragraphs (a) to ~~[(h)]~~ *(g)*, inclusive.

3. The Deputy Director of the Department of Motor Vehicles shall:

(a) Appoint the members of the Committee from a list submitted by the chief administrative officer of each agency represented on the Committee.

(b) Designate one of the members of the Committee to act as its ~~[(Chairman)]~~ *Chair*.

(c) Designate one of the members of the Committee to act as its Vice Chair. The Vice Chair must perform the duties of the Chair in the absence of the Chair.

Sec. 2. NAC 445B.855 is hereby amended to read as follows:

445B.855 1. Unless ~~[(he is)]~~ removed pursuant to the provisions of subsection 3:

(a) The ~~[(Chairman)]~~ *Chair and the Vice Chair* of the Committee ~~[(serves)]~~ *serve* in that capacity for a term of not more than 2 years, as determined by the Deputy Director of the Department of Motor Vehicles, and may be reappointed.

(b) Each member and alternate member of the Committee serves a term of 2 years and may be reappointed. Any person appointed to replace a member or alternate member before the expiration of his term serves during the unexpired portion of that term.

2. Members of the Committee serve without salary.

3. Any member or alternate member of the Committee must be removed upon written request for his removal made by the chief administrative officer of the agency he represents. Any such request must be submitted to the Deputy Director of the Department of Motor Vehicles.

Sec. 3. Notwithstanding the provisions of NAC 445B.855, upon the expiration of the current term of the members of the Advisory Committee on the Control of Emissions From Motor Vehicles, one of the persons appointed to serve as a member of the Advisory Committee pursuant to paragraphs (a) to (d), inclusive, and (f) of subsection 2 of NAC 445B.853 shall serve for a term of 3 years, and for a term of 2 years for each term thereafter.