

**PROPOSED REGULATION OF THE
STATE ENVIRONMENTAL COMMISSION**

LCB File No. R120-24

July 1, 2024

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

AUTHORITY: § 1, NRS 445B.210, 445B.760, 445B.770 and 445B.825.

A REGULATION relating to vehicle emissions; revising the exemption for new motor vehicles from the requirements for the control and testing of emissions; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the State Environmental Commission, in cooperation with the Department of Motor Vehicles and any local air pollution control agency, to adopt regulations for the control of emissions from motor vehicles in areas designated by the Commission that are in any county whose population is 100,000 or more (currently Clark and Washoe Counties). (NRS 445B.770) Existing law authorizes the Department to conduct a test of the emissions from a motor vehicle which is being driven on a highway in such counties to determine whether the motor vehicle complies with these provisions for the control of emissions from motor vehicles. (NRS 445B.798) Existing law further exempts a new motor vehicle from compliance until the fourth registration of the vehicle. (NRS 445B.825) Consistent with this exemption, this regulation exempts a new motor vehicle from these provisions governing the control and testing of emissions until the fourth registration of the vehicle. (NAC 445B.592)

Section 1. NAC 445B.592 is hereby amended to read as follows:

445B.592 The provisions of subsection 3 of NAC 445B.576 and NAC 445B.593 to 445B.596, inclusive, do not apply to any:

1. Motorcycle or moped.
2. Motor vehicle which is subject to prorated registration pursuant to NRS 706.801 to 706.861, inclusive, and is not based in this State.
3. New motor vehicle until the ~~third~~ *fourth* registration of the vehicle.

4. Motor vehicle permanently converted from gasoline to propane, compressed natural gas (CNG), methane or butane as a fuel.
5. Motor vehicle with a model year before 1968.
6. Heavy-duty motor vehicle which has a manufacturer's gross vehicle weight rating of more than 14,000 pounds and which is powered by a diesel engine.
7. Trimobile, as defined in NRS 482.129, that meets the definition of a motorcycle set forth in 40 C.F.R. § 86.402-78 or 86.402-98.