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SENATE BILL NO. 147—SENATORS GUSTAVSON; ATKINSON,  
CEGAVSKE, GOICOECHEA, HAMMOND AND PARKS

FEBRUARY 18, 2013

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JOINT SPONSORS: ASSEMBLYMEN FIORE; AIZLEY, DUNCAN,  
ELLISON, HAMBRICK, HANSEN, LIVERMORE, MUNFORD,  
STEWART AND WHEELER

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Referred to Committee on Natural Resources

SUMMARY—Revises provisions governing the frequency of  
required inspections of the emissions of certain  
motor vehicles. (BDR 40-427)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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

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AN ACT relating to air pollution; revising provisions governing the  
frequency of required inspections of the emissions of  
certain motor vehicles; increasing the fees charged by the  
Department of Motor Vehicles for certain forms; and  
providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the State Environmental Commission, in cooperation with  
2 the Department of Motor Vehicles and any local air pollution control agency, to  
3 adopt regulations for the control of emissions from motor vehicles in areas  
4 designated by the Commission. (NRS 445B.770) Existing law also imposes certain  
5 limitations on compulsory inspection programs established by the Commission.  
6 (NRS 445B.795)

7 **Section 1** of this bill further limits the authority of the Commission by  
8 specifying that the regulations adopted by the Commission require: (1) the initial  
9 inspection of a new passenger car or new light-duty motor vehicle 4 years after the  
10 initial registration of the vehicle; and (2) the subsequent inspection of a passenger  
11 car or light-duty motor vehicle not more often than every 2 years.

12 Existing law requires the Department of Motor Vehicles to charge a fee for the  
13 forms distributed to certify emission control compliance in the amount of \$6 per  
14 form and \$150 per set of forms. (NRS 445B.830) **Section 2** of this bill raises the  
15 fees to \$12 per form and \$300 per set of forms so that the change in the required



16 frequency of emissions inspections from every year to every other year prescribed  
17 by **section 1** does not affect the funding of the Pollution Control Account.

18 However, existing law also requires the Department of Motor Vehicles, for the  
19 initial issuance of license plates for "Old Timer" antique vehicles, "Street Rods,"  
20 "Classic Rods" and "Classic Vehicles," to charge an additional fee that is equal in  
21 amount to the fee charged for a form distributed to certify emission control  
22 compliance. (NRS 482.381, 482.3812, 482.3814, 482.3816) To prevent an increase  
23 in this additional fee for the initial issuance of these license plates, **sections 3-6** of  
24 this bill fix this additional fee at the existing amount of \$6.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 445B.795 is hereby amended to read as  
2 follows:

3 445B.795 The authority set forth in NRS 445B.770 providing  
4 for a compulsory inspection program is limited as follows:

5 1. In a county whose population is 100,000 or more, the  
6 following categories of motor vehicles which are powered by motor  
7 vehicle fuel or special fuel and require inspection pursuant to the  
8 regulations adopted by the Commission under NRS 445B.770 are  
9 required to have evidence of compliance upon registration or  
10 reregistration:

11 (a) All passenger cars;

12 (b) Light-duty motor vehicles;

13 (c) Heavy-duty motor vehicles that are powered by diesel fuel  
14 and have a manufacturer's gross vehicle weight rating which does  
15 not exceed 14,000 pounds; and

16 (d) Heavy-duty motor vehicles that are powered by motor  
17 vehicle fuel or special fuel, excluding diesel fuel.

18 2. In areas which have been designated by the Commission for  
19 inspection programs and which are located in counties whose  
20 populations are 100,000 or more, all used motor vehicles which  
21 require inspection pursuant to the regulations adopted by the  
22 Commission under NRS 445B.770 are required to have evidence of  
23 compliance upon registration or reregistration.

24 3. In designated areas in other counties where the Commission  
25 puts a program into effect, all used motor vehicles which require  
26 inspection pursuant to the regulations adopted by the Commission  
27 under NRS 445B.770 are required to have evidence of compliance  
28 upon registration or reregistration.

29 4. The board of county commissioners of a county containing a  
30 designated area may revise its program for the designated area after  
31 receiving the approval of the Commission.

32 5. Before carrying out the inspections of vehicles required  
33 pursuant to the regulations adopted by the Commission pursuant to



1 NRS 445B.770, the Commission shall, by regulation, adopt testing  
2 procedures and standards for emissions for those vehicles.

3 **6. The regulations adopted by the Commission pursuant to**  
4 **NRS 445B.770 must require that:**

5 **(a) The initial inspection of a new passenger car or new light-**  
6 **duty motor vehicle be conducted 4 years after initial registration of**  
7 **the vehicle; and**

8 **(b) Except as otherwise provided in paragraph (a), the**  
9 **inspection of a passenger car or light-duty motor vehicle be**  
10 **conducted not more often than every 2 years.**

11 **Sec. 2.** NRS 445B.830 is hereby amended to read as follows:

12 445B.830 1. In areas of the State where and when a program  
13 is commenced pursuant to NRS 445B.770 to 445B.815, inclusive,  
14 the following fees must be paid to the Department of Motor  
15 Vehicles and accounted for in the Pollution Control Account, which  
16 is hereby created in the State General Fund:

17 (a) For the issuance and annual renewal of a license  
18 for an authorized inspection station, authorized  
19 maintenance station, authorized station or fleet station ..... \$25

20 (b) For each set of 25 forms certifying emission  
21 control compliance..... ~~150~~ 300

22 (c) For each form issued to a fleet station..... ~~16~~ 12

23 2. Except as otherwise provided in subsections 6, 7 and 8, and  
24 after deduction of the amounts distributed pursuant to subsection 4,  
25 money in the Pollution Control Account may, pursuant to legislative  
26 appropriation or with the approval of the Interim Finance  
27 Committee, be expended by the following agencies in the following  
28 order of priority:

29 (a) The Department of Motor Vehicles to carry out the  
30 provisions of NRS 445B.770 to 445B.845, inclusive.

31 (b) The State Department of Conservation and Natural  
32 Resources to carry out the provisions of this chapter.

33 (c) The State Department of Agriculture to carry out the  
34 provisions of NRS 590.010 to 590.150, inclusive.

35 (d) Local governmental agencies in nonattainment or  
36 maintenance areas for an air pollutant for which air quality criteria  
37 have been issued pursuant to 42 U.S.C. § 7408, for programs related  
38 to the improvement of the quality of the air.

39 (e) The Tahoe Regional Planning Agency to carry out the  
40 provisions of NRS 277.200 with respect to the preservation and  
41 improvement of air quality in the Lake Tahoe Basin.

42 3. The Department of Motor Vehicles may prescribe by  
43 regulation routine fees for inspection at the prevailing shop labor  
44 rate, including, without limitation, maximum charges for those fees,



1 and for the posting of those fees in a conspicuous place at an  
2 authorized inspection station or authorized station.

3 4. The Department of Motor Vehicles shall make quarterly  
4 distributions of money in the Pollution Control Account to local  
5 governmental agencies in nonattainment or maintenance areas for an  
6 air pollutant for which air quality criteria have been issued pursuant  
7 to 42 U.S.C. § 7408. The distributions of money made to agencies in  
8 a county pursuant to this subsection must be made from an amount  
9 of money in the Pollution Control Account that is equal to one-sixth  
10 of the amount received for each form issued in the county pursuant  
11 to subsection 1.

12 5. Each local governmental agency that receives money  
13 pursuant to subsection 4 shall, not later than 45 days after the end of  
14 the fiscal year in which the money is received, submit to the  
15 Director of the Legislative Counsel Bureau for transmittal to the  
16 Interim Finance Committee a report on the use of the money  
17 received.

18 6. The Department of Motor Vehicles shall by regulation  
19 establish a program to award grants of money in the Pollution  
20 Control Account to local governmental agencies in nonattainment or  
21 maintenance areas for an air pollutant for which air quality criteria  
22 have been issued pursuant to 42 U.S.C. § 7408, for programs related  
23 to the improvement of the quality of the air. The grants to agencies  
24 in a county pursuant to this subsection must be made from any  
25 excess money in the Pollution Control Account. As used in this  
26 subsection, "excess money" means the money in excess of  
27 \$1,000,000 remaining in the Pollution Control Account at the end of  
28 the fiscal year, after deduction of the amounts distributed pursuant  
29 to subsection 4 and any disbursements made from the Account  
30 pursuant to subsection 2.

31 7. Any regulations adopted pursuant to subsection 6 must  
32 provide for the creation of an advisory committee consisting of  
33 representatives of state and local agencies involved in the control of  
34 emissions from motor vehicles. The committee shall:

35 (a) Review applications for grants and make recommendations  
36 for their approval, rejection or modification;

37 (b) Establish goals and objectives for the program for control of  
38 emissions from motor vehicles;

39 (c) Identify areas where funding should be made available; and

40 (d) Review and make recommendations concerning regulations  
41 adopted pursuant to subsection 6 or NRS 445B.770.

42 8. Grants proposed pursuant to subsections 6 and 7 must be  
43 submitted to the appropriate deputy director of the Department of  
44 Motor Vehicles and the Administrator of the Division of  
45 Environmental Protection of the State Department of Conservation



1 and Natural Resources. Proposed grants approved by the appropriate  
2 deputy director and the Administrator must not be awarded until  
3 approved by the Interim Finance Committee.

4 **Sec. 3.** NRS 482.381 is hereby amended to read as follows:

5 482.381 1. Except as otherwise provided in NRS 482.2655,  
6 the Department may issue special license plates and registration  
7 certificates to residents of Nevada for any motor vehicle which is a  
8 model manufactured more than 40 years before the date of  
9 application for registration pursuant to this section.

10 2. License plates issued pursuant to this section must bear the  
11 inscription "Old Timer," and the plates must be numbered  
12 consecutively.

13 3. The Nevada Old Timer Club members shall bear the cost of  
14 the dies for carrying out the provisions of this section.

15 4. The Department shall charge and collect the following fees  
16 for the issuance of these license plates, which fees are in addition to  
17 all other license fees and applicable taxes:

- 18 (a) For the first issuance ..... \$35
- 19 (b) For a renewal sticker ..... 10

20 5. In addition to the fees required pursuant to subsection 4, the  
21 Department shall charge and collect a fee *of \$6* for the first issuance  
22 of the license plates for those motor vehicles exempted pursuant to  
23 NRS 445B.760 from the provisions of NRS 445B.770 to 445B.815,  
24 inclusive. ~~The amount of the fee must be equal to the amount of the~~  
25 ~~fee for a form certifying emission control compliance set forth in~~  
26 ~~paragraph (c) of subsection 1 of NRS 445B.830.~~

27 6. Fees paid to the Department pursuant to subsection 5 must  
28 be accounted for in the Pollution Control Account created by  
29 NRS 445B.830.

30 **Sec. 4.** NRS 482.3812 is hereby amended to read as follows:

31 482.3812 1. Except as otherwise provided in NRS 482.2655,  
32 the Department may issue special license plates and registration  
33 certificates to residents of Nevada for any passenger car or light  
34 commercial vehicle:

- 35 (a) Having a manufacturer's rated carrying capacity of 1 ton or  
36 less; and
- 37 (b) Manufactured not later than 1948.

38 2. License plates issued pursuant to this section must be  
39 inscribed with the words "STREET ROD" and three or four  
40 consecutive numbers.

41 3. If, during a registration year, the holder of special plates  
42 issued pursuant to this section disposes of the vehicle to which the  
43 plates are affixed, the holder shall retain the plates and:



1 (a) Affix them to another vehicle which meets the requirements  
2 of this section and report the change to the Department in  
3 accordance with the procedure set forth for other transfers; or

4 (b) Within 30 days after removing the plates from the vehicle,  
5 return them to the Department.

6 4. The fee for the special license plates is \$35, in addition to all  
7 other applicable registration and license fees and governmental  
8 services taxes. The fee for an annual renewal sticker is \$10.

9 5. In addition to the fees required pursuant to subsection 4, the  
10 Department shall charge and collect a fee *of \$6* for the first issuance  
11 of the special license plates for those motor vehicles exempted  
12 pursuant to NRS 445B.760 from the provisions of NRS 445B.770 to  
13 445B.815, inclusive. ~~The amount of the fee must be equal to the~~  
14 ~~amount of the fee for a form certifying emission control compliance~~  
15 ~~set forth in paragraph (c) of subsection 1 of NRS 445B.830.]~~

16 6. Fees paid to the Department pursuant to subsection 5 must  
17 be accounted for in the Pollution Control Account created by  
18 NRS 445B.830.

19 **Sec. 5.** NRS 482.3814 is hereby amended to read as follows:

20 482.3814 1. Except as otherwise provided in NRS 482.2655,  
21 the Department may issue special license plates and registration  
22 certificates to residents of Nevada for any passenger car or light  
23 commercial vehicle:

24 (a) Having a manufacturer's rated carrying capacity of 1 ton or  
25 less; and

26 (b) Manufactured not earlier than 1949, but at least 20 years  
27 before the application is submitted to the Department.

28 2. License plates issued pursuant to this section must be  
29 inscribed with the words "CLASSIC ROD" and three or four  
30 consecutive numbers.

31 3. If, during a registration year, the holder of special plates  
32 issued pursuant to this section disposes of the vehicle to which the  
33 plates are affixed, the holder shall retain the plates and:

34 (a) Affix them to another vehicle which meets the requirements  
35 of this section and report the change to the Department in  
36 accordance with the procedure set forth for other transfers; or

37 (b) Within 30 days after removing the plates from the vehicle,  
38 return them to the Department.

39 4. The fee for the special license plates is \$35, in addition to all  
40 other applicable registration and license fees and governmental  
41 services taxes. The fee for an annual renewal sticker is \$10.

42 5. In addition to the fees required pursuant to subsection 4, the  
43 Department shall charge and collect a fee *of \$6* for the first issuance  
44 of the special license plates for those motor vehicles exempted  
45 pursuant to NRS 445B.760 from the provisions of NRS 445B.770 to



1 445B.815, inclusive. ~~[The amount of the fee must be equal to the~~  
2 ~~amount of the fee for a form certifying emission control compliance~~  
3 ~~set forth in paragraph (c) of subsection 1 of NRS 445B.830.]~~

4 6. Fees paid to the Department pursuant to subsection 5 must  
5 be accounted for in the Pollution Control Account created by  
6 NRS 445B.830.

7 **Sec. 6.** NRS 482.3816 is hereby amended to read as follows:

8 482.3816 1. Except as otherwise provided in NRS 482.2655,  
9 the Department may issue special license plates and registration  
10 certificates to residents of Nevada for any passenger car or light  
11 commercial vehicle:

12 (a) Having a manufacturer's rated carrying capacity of 1 ton or  
13 less;

14 (b) Manufactured at least 25 years before the application is  
15 submitted to the Department; and

16 (c) Containing only the original parts which were used to  
17 manufacture the vehicle or replacement parts that duplicate those  
18 original parts.

19 2. License plates issued pursuant to this section must be  
20 inscribed with the words "CLASSIC VEHICLE" and three or four  
21 consecutive numbers.

22 3. If, during a registration year, the holder of special plates  
23 issued pursuant to this section disposes of the vehicle to which the  
24 plates are affixed, the holder shall retain the plates and:

25 (a) Affix them to another vehicle which meets the requirements  
26 of this section and report the change to the Department in  
27 accordance with the procedure set forth for other transfers; or

28 (b) Within 30 days after removing the plates from the vehicle,  
29 return them to the Department.

30 4. The fee for the special license plates is \$35, in addition to all  
31 other applicable registration and license fees and governmental  
32 services taxes. The fee for an annual renewal sticker is \$10.

33 5. In addition to the fees required pursuant to subsection 4, the  
34 Department shall charge and collect a fee *of \$6* for the first issuance  
35 of the special license plates for those motor vehicles exempted  
36 pursuant to NRS 445B.760 from the provisions of NRS 445B.770 to  
37 445B.815, inclusive. ~~[The amount of the fee must be equal to the~~  
38 ~~amount of the fee for a form certifying emission control compliance~~  
39 ~~set forth in paragraph (c) of subsection 1 of NRS 445B.830.]~~

40 6. Fees paid to the Department pursuant to subsection 5 must  
41 be accounted for in the Pollution Control Account created by  
42 NRS 445B.830.

43 **Sec. 7.** This act becomes effective on July 1, 2013.

