

**ADOPTED REGULATION OF THE
DEPARTMENT OF MOTOR VEHICLES**

LCB File No. R161-01

Effective February 12, 2002

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

AUTHORITY: §§1 and 2, NRS 481.063.

Section 1. NAC 481.550 is hereby amended to read as follows:

481.550 *1.* As used in NRS 481.063 and NAC 481.550 to 481.600, inclusive, unless the context otherwise requires:

- ~~[1. “Department” means the department of motor vehicles and public safety.~~
- ~~—2. “Law enforcement agency” means a governmental agency or division thereof which:~~
 - ~~—(a) Is responsible for enforcing laws and ordinances; and~~
 - ~~—(b) Has obtained an originating agency identifier number from:~~
 - ~~—(1) The National Law Enforcement Telecommunications System; or~~
 - ~~—(2) The National Crime Information Center.~~
- ~~—3. “List which includes license plate numbers” means a list of information which includes one or more numbers of license plates issued by the department.~~
- ~~—4. “Requester” means a person who wants to obtain personal information relating to the driver’s license, identification card, or title or registration of a vehicle of a person from:~~
 - ~~—(a) The motor vehicles branch of the department; or~~
 - ~~—(b) The files and records of the department which relate to vehicles registered in this state.~~
- ~~—5. “Retrieve such]~~

(a) *“Department” means the department of motor vehicles.*

(b) *“Requester” means a person who wants to obtain personal information relating to the driver’s license, the identification card, or the title or registration of a vehicle from:*

(1) The department; or

(2) The files and records of the department.

2. *As used in NRS 481.063, unless the context otherwise requires:*

(a) *“Law enforcement agency” means a governmental agency or division thereof which:*

(1) Is responsible for enforcing laws and ordinances; and

(2) Has obtained an originating agency identifier number from:

(I) The National Law Enforcement Telecommunications System; or

(II) The National Crime Information Center.

(b) *“List which includes license plate numbers” means a list of information which includes one or more numbers of license plates issued by the department.*

(c) *“Request information electronically” means to ~~retrieve~~ request information by electronic means, including, but not limited to, by facsimile, tape-to-tape transmission or telephone.*

Sec. 2. NAC 481.590 is hereby amended to read as follows:

481.590 1. ~~The~~ *Except as otherwise provided in subsection 2, the* department will release personal information , *excluding a photograph,* to a representative of a requester if the representative personally submits to the department:

(a) The written statement of the requester which authorizes the designated person to act as the representative of the requester; and

(b) The requester's application for personal information, affidavit, and proof of employment or licensure, as applicable, to comply with NRS 481.063 and NAC 481.550 to 481.600, inclusive.

2. *The department may release a photograph pursuant to subsection 1 if the request for personal information is made pursuant to paragraph (a) of subsection 5 of NRS 481.063 and the requester is authorized to have access to a photograph pursuant to that paragraph.*

3. A requester may not designate an employee of the department as his representative to receive personal information pursuant to NRS 481.063 and NAC 481.550 to 481.600, inclusive.

NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R161-01

The Department of Motor Vehicles adopted regulations assigned LCB File No. R161-01 which pertain to release of personal information on December 10, 2001.

Notice date: 10/23/2001

Date of adoption by agency: 12/10/2001

Hearing date: 12/5/2001 & 12/7/2001

Filing date: 2/12/2002

INFORMATIONAL STATEMENT

The following statement is submitted for adopted amendments to Nevada Administrative Code, Chapter 481.

The Department of Motor Vehicles noticed and held public workshops on November 13th in Reno and 19th in Las Vegas and the hearings on December 5th in Reno and December 7th in Las Vegas, 2001, to solicit opinion on proposed regulations pertaining to self insurance. Copies of the proposed regulations were available by contacting the department at (775)684-477 or through the mail, 555 Wright Way, Carson City, Nevada 89711.

The notice of public hearing and complete copies of the proposed regulation were posted on or before October 23, 2001, at the Nevada State Library and Archives and each office of the Department of Motor Vehicles. In each county where the Department does not maintain an office, the notice was posted at the main office of the public library. Workshop and hearing notices were mailed to businesses that have or had self-insurance.

Public hearings were held on December 5, 2001 in Reno and December 7, 2001 in Las Vegas. In Reno, 5 people were in attendance, with no testimony concerning the proposed regulation taken. In Las Vegas, there were fifteen people in attendance, no testimony concerning the proposed regulation was taken. No written comments were received.

The department will adopt the amended regulations with no changes made. No written comments were received.

There are no adverse economic effects of this regulation to the department, local authorities or the public.

There are no other state or government regulations which the proposed regulations duplicate.