

Assembly

TRANSPORTATION COMMITTEE MINUTES  
February 22, 1973

66

Present: Messrs. Glover, Smalley, May, Bickerstaff, Howard, Dreyer,  
Jacobsen

Absent: None

Guest Speakers: Mr. B.J. Silva, Department of Motor Vehicles (DMV)  
Mr. John Ciardella, DMV  
Mr. Bob Guinn, Nevada Franchise Auto Dealers and  
Nevada Motor Transport Associations  
Mr. Virgil Anderson, Nevada AAA  
Mr. Jim Lien, Nevada Tax Commission

Chairman Glover called the meeting to order at 4:00 p.m., and stated the first order of business to be A.B. 94.

Mr. B.J. Silva, DMV, stated the reason for the bill, which is, to provide clear definitions which the statutes did not previously have. He said he would rather answer questions than read all the changes. A discussion was held.

Mr. Silva continued his testimony with an explanation of S.B. 63 as related to A.B. 94 concerning the definition of "travel trailer". He said both bills must be changed if a change was made in the length of travel trailers. He then continued his presentation on A.B. 94. He said the change on page 3, line 10, the word "express" should be bracketed out because some people felt it was redundant. He said that as was previously discussed, there would be a change in line 12, of page 2, of "32 feet" to "40 feet". He added that all definitions had been taken from the Ansi code.

Mr. Guinn said as a representative of the Nevada Franchise Auto Dealers and Nevada Motor Transport Association he had a question on the definition of the word "highway". He also questioned the definition of "used car dealers" in respect to the change of "selling" to "purchasing". Mr. Silva answered the question of used car dealer by saying the change was directed at people who are not licensed to sell, but do a great deal of selling. Mr. Ciardella then made an explanation of the definition of highway. He said it would make the definition uniform and said it was felt that highway should only apply to roads when public funds are used to maintain them.

Mr. James Lien, Nevada Tax Commission, said he had no objections to the bill in general, but felt there should be an amendment to A.B. 94 because it conflicted with Chapter 361. He said he would appreciate the opportunity to work with DMV to correct this mistake if the bill was to be passed.

## Assembly

### TRANSPORTATION COMMITTEE MINUTES

February 22, 1973

Page - 2 -

67

A.B. 97 was the next order of business and Mr. Silva said the change on page 2, line 19, was simply to be in conformance with other chapters as concerned with vehicle compliance. The change on line 27, was for clarification in the name of this particular section. He added that he did not know the reason for the change in section 3, page 3, because the same definition was contained in A.B. 94.

Mr. John Ciardella, DMV, gave testimony on A.B. 93. He said the new language was needed because there was a shortage in the number of people authorized to inspect vehicles. This would curtail the shortage.

An explanation of A.B. 96 was given by Jack Williams, DMV. He stated the main reason for the bill was to give the Department authorization to reimburse the small counties for loses caused by bad checks. He also read some suggested amendments. (Attachment I)

Mr. Glover stated the Committee had some questions on A.B. 89 and A.B. 92.

Mr. Silva took the floor on A.B. 89. He submitted a list of changes to the Committee (Attachment II), and gave a short explanation. He said the reasons the responsibility of removing the plates was on the seller was to stop the illegal use of another persons plates. Mr. Virgil Anderson, Nevada AAA, said there might be a complication with the new language. He cited an example of where a Californian would come to Nevada on the weekend and purchase a new car. He would, therefore, have to turn his plates into DMV when the Department was closed. He suggested the burden of turning the plates in should be on the purchaser not the seller. Mr. Silva said this would not help the problem of someone letting the buyer of the car use his plates. He added the example which Mr. Anderson cited would be an isolated case, and the Californian could always turn his plates into the dealer. Mr. Ciardella said that if a person allowed another to use his license plates, he would get in a lot of trouble if the car was used for something illegal. Mr. Glover asked for suggestion in changes in the language. Mr. Anderson read some suggestions which he had prepared. Mr. Glover asked Mr. Anderson to submit a written copy to the Committee.

Mr. Bickerstaff asked about the license plates which the dealer was supposed to keep as concerned with A.B. 92. Mr. Ciardella said that periodically the plates were picked up by DMV and recycled.

Mr. Glover stated that A.B. 89 and S.B. 63 would be re-scheduled and thanked the audience for their attendance and participation. He then asked for a motion on A.B. 92.

Assembly

TRANSPORTATION COMMITTEE MINUTES

February 22, 1973

Page - 3 -

68

A.B. 92 - Mr. Jacobsen made a motion for "do pass" and Mr. Smalley seconded the motion. Unanimous for "do pass".

A.B. 94 - Mr. Glover appointed subcommittee (Mr. Smalley and Mr. May) to work on the bill. He suggested they contact Mr. Lien.

A.B. 97 - Mr. Jacobsen made a motion to pass. Mr. May seconded the motion. Unanimous vote for "do pass".

A.B. 93 - Mr. May made a motion for "do pass". Mr. Bickerstaff suggested a change be made in line 22 of "\$1.00" to "\$2.00". There was a short discussion and Mr. Jacobsen seconded the motion for "do pass". Vote was for "do pass" with the exception of Mr. Bickerstaff who vote "nay".

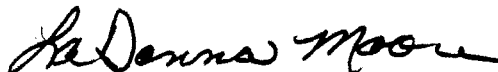
A.B. 96 - Mr. Howard made a motion for pass as amended and was seconded by Mr. Bickerstaff. Unanimous vote for "do pass as amended".

Mr. Glover asked for other business. Mr. Howard suggested the Committee vote on S.B. 63. He said he could see no problems with the bill.

S.B. 63 - Mr. Howard made a motion to pass and was seconded by Mr. May. Unanimous for "do pass".

Mr. Howard made a motion to adjourn the meeting. Mr. May seconded the motion. Chairman Glover adjourned the meeting at 5:04.

Respectfully submitted,



La Donna Moore  
Assembly Attache

/lm

ASSEMBLY

AGENDA FOR COMMITTEE ON TRANSPORTATION

Date Feb. 22, 1973 Time 4:00 p.m. Room 336

Bills or Resolutions to be considered	<u>Subject</u>	<u>Counsel requested*</u>
A.B. 94 <i>Sub Comm with Jim</i>	Defines terms used in vehicle registration sections of NRS.	
A.B. 97 <i>do Pass</i>	Creates vehicle compliance and enforcement sections within motor vehicle registration Div. of Dept. of Motor Vehicles, and increases jurisdiction of field inspectors.	
A.B. 93 <i>do Pass</i>	Increases the class of persons who may sign vehicle inspection certificates.	
A.B. 96 <i>do Pass</i>	Provides for disposition of bad checks used in payment of vehicle privilege taxes and provides change fund for main office of Dept. of Motor Vehicles.	
S.B. 63 <i>do Pass</i>	Allows investigation and narcotics division to have unmarked vehicles.	

THIS AGENDA IS AN ADDITION TO PREVIOUS AGENDA FOR Feb. 22, 1973

\*Please do not ask for counsel unless necessary.

HEARINGS PENDING

Date \_\_\_\_\_ Time \_\_\_\_\_ Room \_\_\_\_\_  
Subject \_\_\_\_\_

Date \_\_\_\_\_ Time \_\_\_\_\_ Room \_\_\_\_\_  
Subject \_\_\_\_\_



Suggested Amendments to AB 96

Page 1, Line 5 - motor vehicle fund. The Department shall be held liable for checks dishonored upon presentment for payment for such taxes and fees. The dishonored checks shall be charged back against the appropriate state and county funds.

Page 2, Line 14 - established branch offices. [The Department shall be held liable for checks dishonored upon presentation for payment which have been received in payment for such taxes as provided in NRS 482.183. The dishonored checks shall be charged back against the Motor Vehicle Fund.]

ASSEMBLY BILL NO. 89 - COMMITTEE ON TRANSPORTATION

Section 1. NRS 482.550 is hereby amended to read as follows:

482.550[1. It[shall be] is unlawful to sell or deliver any used automobile or other vehicle, within the State of Nevada, when such vehicle is not registered in the State of Nevada and has displayed on it a vehicle license plate or plates issued by another state or nation. [, unless the vehicle is sold and delivered to a bona fide resident of another state or nation and the vehicle is to be immediately removed from the state of Nevada] The actual cost of[licensing and] registering the vehicle in Nevada shall be paid by the purchaser of the vehicle.]

[2.] 1. Every person, firm, association or corporation selling [or delivering] any vehicle [described in subsection 1] which has displayed on it a vehicle license plate or plates issued by any state or nation before selling or delivering, after sale, any such vehicle shall remove from such vehicle any such license plate or plates and turn in such plate or plates to the department [at the time of registration in the State of Nevada] of motor vehicles or an authorized agent of the department.

[3.] 2. Any person violating any provision of this section [shall be] is guilty of a misdemeanor.