



Nevada Legislature

ASSEMBLY

TRANSPORTATION COMMITTEE MINUTES
March 27, 1973

Present: Messrs: Glover, May, Howard, Dreyer, Bickerstaff, Jacobsen, Smalley (Messrs. Bickerstaff, Jacobsen and Smalley were all late due to other meetings.)

Absent: None

Speakers: Mr. Freddie Little, Motor Vehicle Department
Mr. Bob Guinn, Nevada Motor Transport and Nevada Franchised Auto Dealers' Associations
Mr. Howard Hill, Department of Motor Vehicles
Mr. John Ciardella, Department of Motor Vehicles
Mr. William Fitzpatrick, Motor Vehicle Department

Chairman Glover called the meeting to order and stated the first order of business to be A.B. 36.

Mr. Freddie Little, Department of Motor Vehicles (DMV), was the first speaker on A.B. 36. He said Mr. Hill was attending another meeting and would appreciate it if the bill could be heard later in the meeting. Mr. Glover said that would be fine. Mr. Bob Guinn, Nevada Motor Transport and Nevada Franchised Auto Dealers' Associations, said he would like to testify now due to another meeting which he had to attend. Mr. Glover gave the floor to Mr. Guinn. He stated he still had objections to "Section 5", "subsection 6" of A.B. 36. He then stated the objections in detail. (Mr. Glover requested that Mr. Guinn submit the objections in writing and will be entered in the minutes at a later date.)

A.B. 517 was the next order of business. Mr. Glover said he had been asked to sponsor the bill and asked if the Department of Motor Vehicles had any objections. Mr. William Fitzpatrick, DMV, said there was one section (Section 1, No. 2) which he felt was vague, and wondered if this might be improved. Mr. Glover said he had a suggestion by Mr. Gene Durban, a Drivers' Education teacher in Reno, as to a method to put the coding in operation. Mr. Fitzpatrick said that due to the issuance of licenses every four years, a person could go through a drivers' ed class after obtaining

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his license and not have the code on his license until he had obtained a renewed license four years later. Mr. Dreyer expressed an objection to having the code because it would be public information that a person had or had not been to drivers' ed. Mr. Glover stated the main reason for the bill was only for a statistical purpose.

Mr. John Ciardella, DMV, was the speaker on A.B. 519. He said the present laws do not allow them to prorate license fees. This bill would give them permission to do so. He also said this bill would allow them to have no limit for a renewal sticker. They would also charge \$25.00 for the plate. Mr. Ciardella said that in a survey of surrounding states, nine charged more, 15 the same and a few were lower.

Mr. Ciardella also testified on A.B. 524. Mr. May first asked what had the Department done in the way of negotiating with Mayor Cleveland? Mr. Ciardella said they are discussing the matter at this time. They also want the cities to adopt laws concerning special plates for the councilmen.

S.B. 96 was the next order of business and Mr. Ciardella gave some background concerning the bill. He said that at one time the State Prison was responsible for plates, but that this statute had been outdated for quite sometime. He said that to his knowledge the Department of Motor Vehicles had been doing this for at least 18 years. Mr. May made a motion for do pass and Mr. Dreyer seconded the motion. The vote was unanimous for "do pass".

Mr. Glover asked for testimony on S.B. 110. Mr. Little said that Mr. James Lambert, NHP, was still involved in another meeting and asked if the bill could be held for a while. Mr. Glover said the Committee would hold the bill.

Mr. Ciardella spoke on A.B. 773. He said that the coding for plates was almost exhausted in certain counties, therefore, the purpose of the bill was to extend the coding for the plates. Mr. Glover asked if this bill was in conflict with Senator Pozzi's? Mr. Ciardella said he had discussed this matter with Senator Pozzi and there was no opposition to the bill.

Mr. Howard Hill arrived so Mr. Glover stated that A.B. 36 would again be brought for testimony. Mr. Hill distributed copies of the amendments put in the context of the bill as requested by the Committee. Mr. Hill said he had talked to Mr. Anderson, AAA, and said he felt the

amendments now eliminated all opposition to the bill. He explained how the amendments would satisfy the objections concerning out of state workers. He said Mr. Guinn had not reviewed the new amendments. Mr. Hill said he would like to reiterate the purpose of the bill. It was mainly just to eliminate the rush by new residents to obtain their license plates in December. Concerning the licensing of new residents, he said, that the point system which Nevada utilizes for the suspension of licenses would not be valid if the person received several tickets with an out of state license. He said the Highway Patrol would have some kind of criteria to define a "new resident". A discussion and question period was held with Mr. Hill, Mr. Lambert, and Mr. Ciardella. (See Attachment I for Amendments)

Mr. Bickerstaff arrived at the meeting. He had been late due to another Committee meeting.

Mr. James Lambert, Nevada Highway Patrol, spoke on S.B. 110 at this time. He stated the purpose was to give police officers the authority to make individuals comply to requests in cases when cooperation was needed on highways. He said one amendment was inserted by the Senate. Mr. May made a motion to pass the bill. Mr. Dreyer seconded the motion. The vote was unanimous for "do pass".

A.B. 820 was the next order of business. Mr. Glover said the bill was Mr. Howard's and asked if he would like to speak. Mr. Howard said the reason for the bill was because some golf carts had been impounded in domicile because they were not registered. He said they did not have the equipment specifications to be registered, therefore, he felt they should be exempt.

Mr. Glover asked if there was any further business that the audience would like to bring before the Committee. There was none. Mr. Glover called a short recess.

Mr. Glover said A.B. 784 was Mr. Smalley's bill and since he had not yet arrived at the meeting, Mr. May would speak on the bill since he had some knowledge of the situation. Mr. May said this was a "special interest" bill due to the nature of the circumstances. Mr. and Mrs. Marron have operated the dispatch of the cab company out of their home for approximately 20 years. This is the only public transportation available in Henderson. He said Mrs. Marron had worked for the telephone company to support the family, but has now retired. Mr. Marron is an invalid. The cab company has only been able to exist because Mrs. Marron put the money earned at the telephone company back into the cab company.

The company is only allowed to operate in the Henderson area. At one time the Taxi Cab Authority granted them permission to operate service to the Airport, but one of the larger companies took the case to court and won with a verdict that the Henderson Cab Company was not allowed to give service out of their area. The bill would give them a larger area of service, and therefore, provide an income.

Mr. Smalley and Mr. Jacobsen arrived at the meeting. Mr. Smalley took over the testimony on the bill. He gave a summary of what Mr. May had said. Mr. Dreyer made a motion to pass and Mr. Howard seconded the motion. The vote was unanimous for "do pass".

Mr. Glover entertained a motion on A.B. 36. After discussion it was decided to postpone the bill until next Tuesday, April 3.

A.B. 773 - Mr. Howard made a motion to pass and Mr. Jacobsen seconded the motion. Unanimous for "do pass".

A.B. 519 - Mr. Glover said this bill came out of the bill drafter with an error, therefore, it would have to be amended. (See Attachment II) Mr. May also pointed out a mistake in the next to the last line of the word "are". It should read "were". Mr. May made a motion for amend and pass and Mr. Dreyer seconded the motion. The vote was unanimous for "amend and pass".

A.B. 517 - After a discussion was held, Mr. May made a motion to pass and Mr. Smalley seconded the motion. The vote was "do pass". Messrs. May, Smalley, Howard, and Glover voted "yea". Messrs. Jacobsen, Dreyer, and Bickerstaff voted "nay".

A.B. 845 - Mr. Glover asked Mr. Bickerstaff to speak on the bill. He said the road in question was not being maintained at the present time. The State wanted to take over the maintenance and the county agreed, but this could not be done until it had been placed in the NRS. Mr. Howard made a motion to pass and Mr. Bickerstaff seconded the motion. Unanimous vote for "do pass".

A.B. 524 - Mr. Glover stated that this bill would be held.

Chairman Glover said A.B. 86 had been returned by the Senate. The Senate had requested that the Committee concur with two amendments. Mr. Glover read the amendments and a discussion was held as to which sections the amendments were to be placed. Mr. Jacobsen suggested that the

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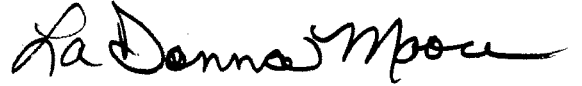
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Chairman check with the Senate regarding the amendments. Mr. Glover said he would and A.B. 86 would be on Thursday's agenda.

Mr. Glover asked for further business. There was none. Mr. Bickerstaff made a motion to adjourn and Mr. Smalley seconded the motion. Chairman Glover adjourned the meeting.

Respectfully submitted,



LA DONNA MOORE
Assembly Attache

/lm
Attachments

ASSEMBLY

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AGENDA FOR COMMITTEE ON TRANSPORTATION

Date March 27, 1973 Time 4:00 Room 336

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
A.B. 517	Provides for coding drivers' licenses to indicate formal training.	
A.B. 519	Prorates fees for personalized prestige license plates and abolishes extra fees for special license plates for certain public officers.	
A.B. 524	Provides for issuance of special license plates to members of local governing bodies.	
S.B. 96	Relieves warden of state prison from responsibility for delivery of motor vehicle license plates and eliminates provisions for repair of sacks by prisoners.	
S.B. 110	Makes willful failure or refusal to comply with any lawful directives of police officers unlawful.	

*Please do not ask for counsel unless necessary.

ASSEMBLY

AGENDA FOR COMMITTEE ON TRANSPORTATION

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Date March 27, 1973 Time 4:00 p.m. Room 336

ADDITION TO PREVIOUS AGENDA FOR MARCH 27, 1973.

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
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A.B. 773

Adds certain permissible code letters for use on motor vehicle license plates and provides for motorcycle license plates.

A.B. 36

Amends provisions concerning motor vehicle operation and licensing and drivers' licensing for new residents.

*Please do not ask for counsel unless necessary.

ASSEMBLY

AGENDA FOR COMMITTEE ON TRANSPORTATION

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Date March 27, 1973 Time 4:00 p.m. Room 336

Bills or Resolutions
to be considered

Subject

Counsel
requested*

A.B. 784

Grants Taxicab franchise to Henderson
Cab Company.

A.B. 820

Exempts golf carts for registration.

SECTION 1. Chapter 482 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Sec. 2. "Out-of-state student" means a student whose legal residence is not in this state and who comes into Nevada for the purpose of attending an educational institution.

"Border State Employee" means a person whose legal residence is not in this state and who resides outside of the State of Nevada and who commutes into the State of Nevada solely for the purpose of employment.

"Occupational transient worker" means a person whose legal residence is not in this state and who temporarily resides in the State of Nevada for a particular job or project.

Sec. 3. "Resident" for the purpose of this Chapter shall include, but not be limited to, the following:

1. Any person whose legal residence is in the State of Nevada.

2. Any person who engages in intrastate business and operates in such business any motor vehicle, trailer or semitrailer; or any person maintaining such vehicles in this state, as the home state of such vehicles. The provisions of section 3 shall not apply to vehicles operated in this state under the provisions of any reciprocity agreement made by the department or to vehicles entitled to proportional registration under the provisions of Chapter NRS 706.801 to 706.861, inclusive, or NRS 482.385 to 482.395, inclusive.

3. Any person, except an actual tourist, an out-of-state student, a Border State Employee, or an Occupational transient worker, who owns, leases or rents a place of residence or business within this state.

4. Any person who physically resides in this state and engages in a trade, profession, occupation or accepts gainful employment in this state, for other than a temporary or transitory purpose.

5. Any person who declares himself to be a resident of Nevada for purposes of obtaining privileges not ordinarily extended to nonresidents of this state.

Sec. 4 NRS 482.010 is hereby amended to read as follows:

482.010 When used in this chapter, the words and terms in NRS 482.013 to 482.135, inclusive, and sections 2 and 3 of this act, shall, for the purposes of this chapter, have the meanings ascribed to them in NRS 482.013 to 482.135, inclusive, and sections 2 and 3 of this act, except in those instances where the context clearly indicates a different meaning.

Sec. 5. NRS 482.385 is hereby amended to read as follows:

482.385 1. Except as otherwise provided in NRS 482.390, a non-resident owner of a vehicle of a type subject to registration under this chapter, owning any vehicle which has been duly registered for the current year in the state, country or other place of which the owner is a resident and which at all times when operated in this state has displayed upon it the registration number plate or plates issued for such vehicle in the place of residence

of such owner, may operate or permit the operation of such vehicle within this state without any registration thereof in this state under the provisions of this chapter and without the payment of any registration fees to the state.

2. Nothing in this section shall be construed:

(a) To prohibit the use of manufacturers' or dealers' license plates issued by any state or country by any nonresident in the operation of any vehicle on the public highways of this state.

(b) To require registration of vehicles of a type subject to registration under this chapter operated by nonresident common motor carriers of persons or property, contract motor carriers of persons or property, or private motor carriers of property as stated in NRS 482.390.

3. When a person, formerly a nonresident, becomes a resident of this state, [he may continue to operate or permit the operation of any vehicle which he owns and which is validly registered in another jurisdiction, without registration in this state, until the expiration of the registration period of such other jurisdiction during which he became a resident of this state. Immediately upon the expiration of such registration period, the owner shall apply for registration of the vehicle in this state as provided in this chapter.

4. If a vehicle which comes within the provisions of subsection 3 is transferred to a resident of this state, or to a person who uses such vehicle for a gainful purpose in this state, the transferee shall apply immediately for registration of such vehicle as provided in this chapter, and shall not be entitled to the benefits of subsection 3.] he shall, within 45 days apply for the registration of any vehicle which he owns and which is regularly operated in this state.

4. A person registering a vehicle pursuant to the provisions of subsection 3 shall be assessed the registration fees and privilege tax, as required by the provisions of Chapter 371 and Chapter 482 of NRS. He shall be allowed credit on said taxes and fees for the unused months of his previous registration. The fee discussed in 482.480, section 10 shall not be prorated. Those fees that are to be prorated will be prorated based upon Nevada Registration fees and privilege taxes and reduced by one-twelfth for each month remaining on the registration period in the State of former residence.

5. If a vehicle is used in this state for a gainful purpose, the owner shall immediately apply to the department for registration, except as provided in NRS 482.390, 482.395 and NRS 706.801 to 706.861, inclusive.

6. An owner registering a vehicle under the provisions of this section shall surrender the existing nonresident license plates and registration certificates to the department for cancellation.

Sec. 6 NRS 482.395 is hereby amended to read as follows:

482.395 The director is authorized, empowered and directed to enter agreements and formal

compacts with appropriate officials of other states for the purpose of establishing rules and regulations governing registration, conduct and operation of motor vehicles coming within the provisions of NRS 482.385 and 482.390, including mutual agreements leading to the revocation of reciprocity for persistent violators of laws concerning motor vehicle operation and licensing.

Sec. 7. Chapter 483 of NRS is hereby amended by adding thereto the provisions set forth as sections 8 and 9 of this act.

Sec. 8. "Out-of-state students" means a student whose legal residence is not in this state and who comes into Nevada for the purpose of attending an educational institution.

"Border State Employee" means a person whose legal residence is not in this state and who resides outside of the State of Nevada and who commutes into the State of Nevada solely for the purpose of employment.

"Occupational transient worker" means a person whose legal residence is not in this state and who temporarily resides in the State of Nevada for a particular job or project.

Sec. 9. "Resident" for the purpose of this chapter shall include, but not be limited to, the following:

1. Any person whose legal residence is in the State of Nevada.
2. Any person who engages in intrastate business and operates in such business any motor vehicle, trailer or semitrailer; or any person maintaining such vehicles in this state, as the home state of such vehicles. The provisions of section 9 shall not apply to vehicles operated in this state under the provisions of any reciprocity agreement made by the department or to vehicles entitled to proportional registration under the provisions of Chapter NRS 706.801 to 706.861, inclusive, or NRS 482.385 to 482.395, inclusive.
3. Any person, except an actual tourist, an out-of-state student, a Border State Employee, or an Occupational transient worker, who owns, leases or rents a place of residence or business within this state.
4. Any person who physically resides in this state and engages in a trade, profession, occupation or accepts gainful employment in this state, for other than a temporary or transitory purpose.
5. Any person who declares himself to be a resident of Nevada for purposes of obtaining privileges not ordinarily extended to nonresidents of this state.

Sec. 10. NRS 483.020 is hereby amended to read as follows:

483.020 When used in NRS 483.010 to 483.630, inclusive; and sections 8 and 9 of this act, the words and phrases defined in NRS 483.030 to 483.190, inclusive, and sections 8 and 9 of this act, have the meanings respectively ascribed to them in such sections.

Sec. 11. NRS 483.245 is hereby amended to read as follows:

483.245 1. When a person becomes a resident of Nevada as defined in NRS 482 and NRS 483 he must obtain a Nevada Driver License as a prerequisite to driving any Motor Vehicle in the State of Nevada.

2. Where a person who applies for a license has a valid driver's license from a state which has requirements for issuance of drivers' licenses comparable to those of the State of Nevada, the department may:

(a) [Waive the examination for such person and issue a Nevada license which shall expire no later than the license from such other state; or

(b)] Issue a Nevada license under the same terms and conditions applicable to a renewal of a license in this state.

3. In carrying out the provisions of this chapter, the director is authorized to enter into reciprocal agreements with appropriate officials of other states concerning the licensing of drivers of motor vehicles.

Sec. 12. NRS 483.140 is hereby repealed.

Suggested Amendments for A.B. 519.

Page 1, Lines 16, 17, and 18, beginning with the word "Any" on line 16. Delete existing wording and add the following wording:

Any person transferring plates shall be allowed a one-twelfth reduction in fees for each calendar month remaining unused from the previous registration, applicable to the fees which are for the registration year for which the plates are being transferred.