

SENATE TRANSPORTATION COMMITTEE

MINUTES OF MEETING

Tuesday, January 30, 1973

The meeting was called to order at 1:00 o'clock p.m.

Senator Helen Herr was in the Chair.

PRESENT: Senator Helen Herr Senator Richard Blakemore
 Senator William Raggio Senator Carl Dodge
 Senator Warren Monroe

ABSENT: Senator Archie Pozzi and Senator Joe Neal

OTHERS PRESENT:

Joe Jackson - Press
Russ Nielsen - Press
W. E. Adams - City of Las Vegas
Wallie Warren - Sierra Pacific Power Company
Stephen C. Moss - Legislative Intern
Jeffrey Minicucci - Legislative Intern
Howard Hill - Director, Department of Motor Vehicles
Freddie Little - Assistant Director, DMV
Richard Bortolin - Deputy Attorney General, DMV
Leonard Winkelman - Internal Auditor, DMV
Jack Williams - Chief, Administrative Services, DMV
Hale Bennett - Chief, Automation, DMV
John Borda - Highway Safety Coordinator, DMV
John Ciardella - Chief, Registration, DMV
Colonel James Lambert, Nevada Highway Patrol
Lieutenant Bernard Diehl, Nevada Highway Patrol

Chairman Herr asked for a motion that we accept the Senate Minimum Rules as laid down by the Standing Committee. Senator Raggio made the motion which was seconded by Senator Blakemore and unanimously passed.

Chairman Herr asked that we follow Number 6 of the Transportation Committee rules and not take telephone calls during a committee meeting so there would be no disruption of a quorum. This was agreed upon by committee members.

Chairman Herr announced that we would not follow the agenda as Senator Pozzi was out of town. All bills which were up for consideration on the agenda were Senator Pozzi's bills and he wished to comment on these.

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Bills discussed and/or voted upon were as follows:

AJR #3*

Senator Monroe moved "Do Pass."
Seconded by Senator Dodge.
Motion carried.

SB #63*

Senator Raggio moved "Do Pass."
Seconded by Senator Monroe.
Motion carried.

SB #110*

Howard Hill, Director, DMV, was given the floor to explain the need of this bill. After much discussion the bill was tabled until a later time for further consideration.

SB #86*

Senator Dodge moved "Do Pass."
Seconded by Senator Raggio.
Motion carried.

SB #85*

John Ciardella, Chief of Registration Division, DMV, was given the floor for further explanation of this bill.

Senator Dodge suggested that the bill be amended on Page 2, line 1. to read, "...amount of \$1,000 regardless of the length..."

Senator Dodge moved "Do Pass with amendment."
Seconded by Senator Monroe
Motion carried.

SB #74*

Further explanation of the bill was given by Howard Hill, Director of DMV.

Senator Blakemore moved "Do Pass."
Seconded by Senator Monroe.
Motion carried.

* Copy of bill attached.

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SB #70*

Colonel James Lambert, Nevada Highway Patrol gave a full explanation of the purpose of this bill. Senator Raggio asked that Colonel Lambert inquire with the Washoe County Sheriff, Reno Chief of Police and the Sparks Chief of Police as to their feelings about the proposed bill and report back to the committee on his findings. Colonel Lambert said that he would do so and give his report at the Thursday, February 1 meeting.

The bill was tabled until this information was received.

An informal discussion was held regarding Periodic Motor Vehicle Inspection or Random Motor Vehicle Inspection within the State of Nevada.

Chairman Herr commented that she had attended national conference recently where she had received a great deal of information on the importance of a motor vehicle inspection program.

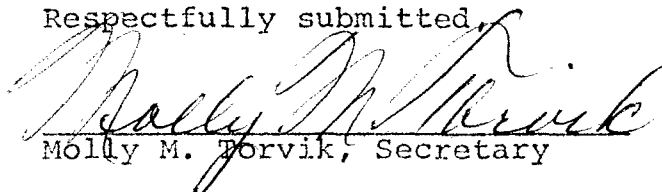
Colonel Lambert and John Borda, Highway Safety Coordinator for the State of Nevada, commented on the costs and feasibility of implementing such a program within the State. Colonel Lambert stated that it was much more inexpensive to have a random inspection program over a periodic inspection program.

John Borda reported that a motor vehicle inspection program was the only standard of the Highway Safety Act which Nevada had not complied and that the State of Michigan had the only Random Motor Vehicle Inspection statute which had been accepted by the National Highway Traffic Safety Administration.

Chairman Herr suggested that we write to the State of Michigan and request a copy of their motor vehicle inspection statute that we might use as a guide in preparing a bill to present to the Nevada Legislature.

The meeting was adjourned at 2:00 o'clock p.m. until Thursday, February 1, 1973, upon adjournment of the Senate.

Respectfully submitted,


Molly M. Torvik, Secretary

APPROVED:


Helen Herr, Chairman

ATTACHMENT I

A. J. R. 3

ASSEMBLY JOINT RESOLUTION NO. 3—COMMITTEE ON
TRANSPORTATION

JANUARY 17, 1973

Referred to Committee on Transportation

SUMMARY—Memorializes Congress to provide funds for fencing
federal lands traversed by highways. (BDR 26)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is
material to be omitted.

ASSEMBLY JOINT RESOLUTION—Memorializing Congress to provide funds for
fencing land adjacent to highways that pass through federal land.

- 1 WHEREAS, Highway safety has become a matter of great concern both
2 at the state and federal level; and
3 WHEREAS, It has been determined that domestic animals ranging across
4 Nevada's highways create an extremely dangerous hazard that has caused
5 many deaths among those who have traveled these highways in motor
6 vehicles; and
7 WHEREAS, Much of the unfenced land abutting Nevada's highways is
8 federal land; and
9 WHEREAS, Nevada's highways could be kept substantially free of
10 domestic animals if federal grazing land was fenced; now, therefore, be it
11 *Resolved by the Assembly and the Senate of the State of Nevada,*
12 *jointly,* That the legislature of the State of Nevada hereby respectfully
13 memorializes the Congress of the United States to provide additional
14 funding to fence federal land used for grazing domestic animals; and be
15 it further
16 *Resolved,* That copies of this resolution be prepared and transmitted
17 by the legislative counsel to the Vice President of the United States as
18 presiding officer of the Senate, to the Speaker of the House of Representa-
19 tives and to all members of the Nevada congressional delegation.

S. B. 63

SENATE BILL NO. 63—SENATOR BRYAN

JANUARY 23, 1973

Referred to Committee on Transportation

SUMMARY—Allows investigation and narcotics division to have unmarked vehicles. Fiscal Note: No. (BDR 27-29)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to state automobiles; exempting the investigation and narcotics division of the department of law enforcement assistance from the requirement that state vehicles be specifically marked; allowing the division to obtain undistinguishable license plates for its undercover vehicles; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 334.010 is hereby amended to read as follows:
2 334.010 1. Except as otherwise provided in subsections 2 and 3, and
3 except for automobiles to be used as ambulances, any automobile pur-
4 chased by or on behalf of the State of Nevada, any department, office,
5 bureau, or official or employee thereof, shall cost a sum of money not to
6 exceed \$3,500 as the entire purchase price thereof, whether to be paid for
7 entirely in money or part by exchange of another automobile traded in.
8 2. Any automobile purchased by or on behalf of the governor shall
9 cost a sum of money not to exceed \$7,500 as the entire purchase price
10 thereof, whether to be paid for entirely in money or part by exchange of
11 another automobile traded in.
12 3. Any automobile purchased for use as a highway patrol vehicle shall
13 cost a sum of money not to exceed \$4,000 as the entire purchase price
14 thereof, whether to be paid for entirely in money or in part by exchange
15 of another automobile traded in.
16 4. No automobile shall be purchased by any department, office,
17 bureau, official or employee of the state without prior written consent of
18 the state board of examiners.
19 5. All such automobiles shall be used for official purposes only.
20 6. All such automobiles, except automobiles maintained for and used
21 by or under the authority and direction of the state board of parole com-
22 missioners, the state contractors' board and auditors, the state fire mar-
23 shal, *the investigation and narcotics division of the department of law*

1 enforcement assistance and investigators of the state gaming control
 2 board and the attorney general, and one automobile used by the Nevada
 3 state prison, two automobiles used by the Nevada girls training center,
 4 and four automobiles used by the Nevada youth training center, shall be
 5 labeled on both sides thereof by painting the words "For Official Use
 6 Only" thereon in plain lettering and by placing a facsimile of the great
 7 seal of the State of Nevada thereon. The facsimile shall not be less than
 8 8 inches in diameter and shall be placed or inscribed on the automobile
 9 by painting, the use of decalcomania, or other method whereby the same
 10 shall be clearly and permanently visible. The public service commission
 11 of Nevada shall furnish each state department or officer with stencils,
 12 decalcomania, or other materials necessary for placing the facsimile of
 13 the great seal on each such automobile and shall charge the necessary
 14 costs thereof to the department or officer receiving the same.

15 7. Any officer or employee of the State of Nevada who violates any
 16 provision of this section shall be guilty of a misdemeanor.

17 SEC. 2. NRS 482.368 is hereby amended to read as follows:

18 482.368 1. The department shall provide suitable distinguishing
 19 plates, to be issued once every 5 years, except as provided in subsection
 20 2, for vehicles owned by the State of Nevada, or by any board, bureau,
 21 department, or commission thereof, or any county, city, town, school dis-
 22 trict or irrigation district in the state, which shall be provided at cost and
 23 shall be displayed on such vehicles in the same manner as provided for
 24 privately owned vehicles.

25 2. License plates furnished for such automobiles as are maintained
 26 for and used by or under the authority and direction of the state board of
 27 parole commissioners, the state contractors' board and auditors, the state
 28 fire marshal, the investigation and narcotics division of the department of
 29 law enforcement assistance and investigators of the state gaming control
 30 board and the attorney general, and one automobile used by the Nevada
 31 state prison, two automobiles used by the Nevada girls training center,
 32 and four automobiles used by the Nevada youth training center shall not
 33 bear any distinguishing mark which would serve to identify such automo-
 34 biles as state-owned vehicles. Notwithstanding the provisions of subsec-
 35 tion 1, such license plates shall be issued annually.

36 3. Applications for such licenses shall be made through the head of
 37 the department, board, bureau, commission, school district or irrigation
 38 district, or through the chairman of the board of county commissioners of
 39 the county or town or through the mayor of the city, owning or con-
 40 trolling such vehicles, and no plate or plates shall be issued until a cer-
 41 tificate shall have been filed with the department showing that the name
 42 of the department, board, bureau, commission, county, city, town, school
 43 district or irrigation district, as the case may be, and the words "For Offi-
 44 cial Use Only" have been permanently and legibly affixed to each side of
 45 the vehicle, except such automobiles as are maintained for and used by or
 46 under the authority and direction of the state board of parole commission-
 47 ers, the state contractors' board and auditors, the state fire marshal, the

1 investigation and narcotics division of the department of law enforcement
 2 assistance and investigators of the state gaming control board and the
 3 attorney general, and one automobile used by the Nevada state prison,
 4 two automobiles used by the Nevada girls training center, and four auto-
 5 mobiles used by the Nevada youth training center.

(8)

S. B. 110

SENATE BILL NO. 110—COMMITTEE ON TRANSPORTATION

JANUARY 29, 1973

Referred to Committee on Transportation

SUMMARY—Makes willful failure or refusal to comply with any lawful directives of police officers unlawful. Fiscal Note: No. (BDR 43-484)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to police officers' authority; making willful failure or refusal to comply with any lawful directives of police officers unlawful.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 484.253 is hereby amended to read as follows:
- 2 484.253 It is unlawful for any person willfully to fail or refuse to
- 3 comply with any lawful order or direction of any police officer invested
- 4 by law with authority to [direct, control or regulate traffic.] *issue such in*
- 5 *the performance of his duty.*

S. B. 86

SENATE BILL NO. 86—COMMITTEE ON
TRANSPORTATION

JANUARY 24, 1973

Referred to Committee on Transportation

SUMMARY—Permits appeal of denial or revocation of vehicle dealer's license in district court of person's residence. Fiscal Note: No. (BDR 43-111)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT permitting a person whose application for a dealer's license has been denied, or whose dealer's license has been revoked, to appeal the denial or revocation in the district court of the county of his residence.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. NRS 482.354 is hereby amended to read as follows:
2 482.354 1. If the application or license is denied or revoked, the
3 applicant or licensee may, within 30 days from the date of denial or
4 revocation, appeal to the district court of Carson City [.] or of the
5 county of his residence.
6 2. The action shall be tried as other civil actions, and shall be con-
7 ducted as a trial de novo.

S. B. 85

SENATE BILL NO. 85—COMMITTEE ON TRANSPORTATION

JANUARY 24, 1973

Referred to Committee on Transportation

SUMMARY—Provides reduced bond for dealers and manufacturers of horse trailers, tent trailers and utility trailers. Fiscal Note: No. (BDR 43-110)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to vehicles; reducing the required bond for dealers and manufacturers of horse trailers, tent trailers and utility trailers; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 482.345 is hereby amended to read as follows:
2 482.345 1. Before any dealer's license, dealer's plate or plates, spe-
3 cial dealer's plate or plates or rebuilder's license or rebuilder's plate or
4 plates shall be furnished to a manufacturer, dealer or rebuilder as pro-
5 vided in this chapter, the department shall require that the applicant
6 make application for a dealer license and dealer plate or plates or a
7 rebuilder license and rebuilder plate or plates upon a form to be furnished
8 by the department, and the applicant shall furnish such information as
9 the department may require, including proof that the applicant has an
10 established place of business in this state, and also, except as provided
11 in subsection 2, procure and file with the department a good and suf-
12 ficient bond in the amount of \$10,000 with a corporate surety thereon,
13 duly licensed to do business within the State of Nevada, approved as to
14 form by the attorney general, and conditioned that the applicant shall
15 conduct his business as a dealer or rebuilder without fraud or fraudulent
16 representation, and without violation of the provisions of this chapter.
17 The department may, by agreement with any dealer or rebuilder who has
18 been in business for 5 years or more, allow a reduction in the amount of
19 the bond of such dealer, if the business of such dealer or rebuilder has
20 been conducted satisfactorily for the preceding 5 years, but no bond shall
21 be in an amount less than \$1,000.
22 2. A manufacturer or dealer who manufactures or sells only motor-
23 cycles [or], *horse trailers, tent trailers, utility trailers or trailers designed*
24 to carry boats shall file a bond as required by subsection 1 in [the] an

1 amount [of] which shall not be less than \$1,000 regardless of the length
2 of time he has been in business.

3 3. The bond shall be continuous in form and the total aggregate
4 liability on the bond shall be limited to the payment of the total amount
5 of the bond, but in no case shall the amount of any judgment in an action
6 on such a bond exceed the retail value of any vehicle in connection with
7 which the action was brought.

8 4. The undertaking on the bond shall be deemed to include and shall
9 include any fraud or fraudulent representation or violation of any of the
10 provisions of this chapter by the salesman of any licensed dealer or
11 rebuilder acting for the dealer or rebuilder on his behalf and within the
12 scope of the employment of such salesman.

13 5. The bond shall provide that any person injured by the action of
14 the dealer, rebuilder or salesman in violation of any provisions of this
15 chapter may bring an action on the bond.

S. B. 74

SENATE BILL NO. 74—COMMITTEE ON TRANSPORTATION

JANUARY 23, 1973

Referred to Committee on Transportation

SUMMARY—Changes registration dates for mobile homes.
Fiscal Note: No. (BDR 43-104)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT changing the beginning and ending dates for the registration period of mobile homes.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 482.206 is hereby amended to read as follows:
2 482.206 1. Except as provided in subsection 4, every passenger car
3 and motorcycle, and every trailer or semitrailer having an unladen
4 weight of 3,500 pounds or less, except a converter dolly, shall, and every
5 motortruck having an unladen weight of 5,000 or less pounds, may be
6 registered for a period of 12 consecutive months beginning the first day of
7 the month after the first registration by the owner in this state.
8 2. Every mobile home shall be registered for a period of 1 year com-
9 mencing [July 1] *August 1* and ending [June 30] *July 31* of the follow-
10 ing year.
11 3. Every other vehicle shall be registered on a calendar year basis.
12 4. Upon the application of the owner of a fleet of vehicles of a type
13 referred to in subsection 1, the director may permit such an owner to
14 register such fleet on a calendar year basis.

ATTACHMENT VII

S. B. 70

SENATE BILL NO. 70—COMMITTEE ON TRANSPORTATION

JANUARY 23, 1973

Referred to Committee on Transportation

SUMMARY—Deletes the requirement that the department of motor vehicles distribute a monthly list of motor vehicles that were stolen or recovered. Fiscal Note: No. (BDR 43-122)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT deleting the requirement that the department of motor vehicles prepare and distribute throughout the state a monthly list of motor vehicles stolen and recovered.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. NRS 482.520 is hereby amended to read as follows:
2 482.520 **[1.]** Whenever the owner of any motor vehicle, trailer or
3 semitrailer which is stolen or embezzled files an affidavit alleging **[either]**
4 such fact with the department, it shall immediately suspend the registra-
5 tion of or reregister such vehicle until such time as it shall be notified
6 that the owner has recovered the vehicle, but notices given as herein pro-
7 vided shall be effective only during the current registration year in which
8 given. If during such year the vehicle is not recovered a new affidavit may
9 be filed with like effect during the ensuing year. Every owner who has
10 filed an affidavit of theft or embezzlement must immediately notify the
11 department of the recovery of such vehicle.
12 **[2.]** As often as practicable, but at least once each month, the depart-
13 ment shall prepare a record of stolen and recovered motor vehicles in the
14 State of Nevada and furnish copies thereof to its branch offices or agents,
15 to police departments and sheriffs' offices throughout the state and to the
16 Federal Bureau of Investigation.]