

SENATE TRANSPORTATION COMMITTEE

265

MINUTES OF MEETING

WEDNESDAY, APRIL 30, 1975

The twenty-first meeting of the Senate Transportation Committee was held on Wednesday, April 30, 1975 at 12:00 Noon in Room #345 of the Legislative Building.

Senator Helen Herr was in the Chair.

PRESENT WERE: Chairman Helen Herr
Vice Chairman Warren Monroe
Senator Jack Schofield
Senator Mary Gojack
Senator Richard Blakemore
Senator William Raggio

ABSENT: Senator Joe Neal

ALSO PRESENT: Howard Hill, DMV
James Lambert, DMV
John Ciardella, DMV
Hal Foutz, Vice President - Nev. Ind. Auto Dealers
E. J. Silva, DMV
Robert Guinn, Nevada Motor Transport Association

ACTION WAS THEN TAKEN ON THE FOLLOWING MEASURES:

SB 549

PROVIDES FOR ELIGIBILITY OF WOMEN AS HIGHWAY PATROL PERSONNEL.

James Lambert of the Nevada Highway Patrol testified as to the purpose of the Bill.

He did have one suggested amendment, which was to change "person" to "trooper" on line 3, section 1, subsection 1. If this amendment were made, NRS 481.140 and 145 would also have to be amended by changing the word "patrolman" to "trooper".

After short discussion:

Senator Gojack moved "AMEND AND DO PASS"
Senator Raggio seconded the motion.
Motion carried unanimously.

SB 541

ENABLES DEPARTMENT OF MOTOR VEHICLES TO RECORD PRIVATE SALE OF VEHICLES.

Howard Hill, John Ciardella, and E. J. Silva of the Department of Motor Vehicles testified against the measure. They felt that the measure did not set

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forth proper guidelines for action of the Department of Motor Vehicles to follow after declaration of sale was made. The Taxation Department, through the Senate Commerce and Labor Committee had introduced the Bill and DMV felt that it should be handled by the sales tax people as they were the ones who determined if sales tax had been paid on any newly registered vehicle.

Hal Foutz, representing the Nevada Independent Automobile Dealer's Association, testified for the measure. He stated that the Tax Commission was interested in the measure as they had been losing a great deal of tax monies by "curb stoners". He felt and his organization felt that if they did not have this type of control the State would never get rid of the "curb stoners" and through them they estimate 1000 to 1500 cars going through which no tax has been paid upon.

Senator Herr suggested that possibly we should have some input from the Tax Commission on this measure before acting upon it. It was agreed by the Committee that the Bill be held until further hearing on Wednesday, May 7, 1975.

Chairman Herr then distributed copies of BDR 43-292 (See attachment) among the Committee members. This was an Assembly amendment to SB 63. She asked the Committee if they concurred.

Senator Monroe moved "DO NOT CONCUR."
Senator Blakemore seconded the motion.
Motion carried unanimously.

Chairman Herr then distributed a proposed measure which would be printed and introduced instead of SB 121 which allowed for a vehicle safety inspection program.*

Howard Hill and James Lambert of DMV and Wayne Tetrault of the Highway Safety Program all testified in favor of the new proposal.

The measure would allow a "pilot program" to be carried out within the State to inspect brakes and tires on all newly registered vehicles. It would take \$33,500 to implement the program with matching funds from the Department of Transportation. If we did not implement some program within the State, DOT threatened to withhold all Highway Safety Funds and 10% of the Highway Funds.

The program would take 4 full time employees and the inspection station would be set up at the DMV yards in Reno. Statistics will be kept on the number of unsafe cars and brought before the 1977 Session of the Legislature where it will be determined if it is actually necessary to implement a statewide PMVI program. James Lambert testified that if the statistics show there is no need for this type of program, there may be a reverse decision from the Federal Government and we may not have to implement any PMVI program. The DOT has already softened their attitude towards compliance of this Standard, which now only requires inspection of brakes and tires.

x See attached.

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After much discussion, it was decided that the measure needed a fiscal note attached for \$33,500, as it was better that the money come from the General Fund rather than the Highway Fund.

Robert Guinn remarked that if we did not do something in this area we were again taking a chance of losing a great deal of Federal funds.

Senator Monroe moved "AMEND AND DO PASS" Have the fiscal note added and printed for introduction.
 Senator Schofield seconded the motion.
 All voted aye except for Senator Blakemore who recorded "not voting", Senator Raggio who voted nay, and Senator Herr "voting aye reluctantly."
 Motion Carried.
 Senator Gojack then moved to "REREFER TO FINANCE."
 Senator Schofield seconded the motion
 All voted aye except for Senator Blakemore who recorded "not voting", and Senator Raggio who voted nay.
 Motion Carried.

AB 170

PERMITS ISSUANCE OF IDENTIFICATION CARDS TO CERTAIN PERSONS WHO DO NOT HAVE A DRIVER'S LICENSE.

Howard Hill of DMV testified as to the purpose of this measure. It would allow those who did not drive a car but needed an identification card to go to the driver's license division of the Department of Motor Vehicles, pay the same fee as they would for a driver's license and they would then receive a card.

Senator Raggio suggested that there be an amendment to the measure which would add the same language as was in SB 217, the new driver's license measure. The amendment would be added to line 22 of Page 2 stating that the photograph would be a profile for all those under the age of 21 and over the age of 17 who applied for the identification card. All those over 21 would be photographed full face.

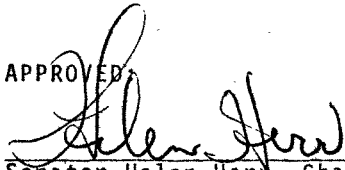
Senator Blakemore moved "AMEND AND DO PASS"
 Senator Schofield seconded the motion.
 Motion carried unanimously.

There being no further business the meeting was then adjourned.

Respectfully submitted,


 Molly M. Forvik, Secretary

APPROVED


 Senator Helen Herr, Chairman

ASSEMBLY / ~~SENATE~~ AMENDMENT BLANKAmendments to ~~Assembly~~ / SenateBill / ~~Resolution~~ No. 63 (BDR 43-292)Proposed by Mr. DemersAmendment N^o 5852

Amend section 1, page 1, by deleting line 11 and inserting:

"poses only for use by officers of local police and sheriffs' departments and agents of the investigation and narcotics division of the department of law enforcement assistance while engaged in special undercover narcotics or prostitution investigations. No such license may be issued for use by any federal agent or investigator under any circumstances."

Amend section 1, page 1, by deleting line 13 and inserting:

"police or sheriff's department or the chief of the investigation and narcotics division."

Section 1. Chapter 484 is hereby amended to allow for a vehicle safety inspection program.

1. "Department" means the department of motor vehicles.

2. "Director" means the director of the department of motor vehicles.

Section 2. NRS 484.695 is hereby amended to read as follows:

484.695 1. [Police officers of incorporated cities and towns, sheriffs and their deputies, and other peace officers of the State of Nevada] Peace officers, and vehicle safety inspectors of the department of motor vehicles, in pursuance of assigned duty, having reasonable cause to believe that any vehicle or combination of vehicles is not equipped as required by this chapter or is in such unsafe condition as to endanger the driver or other occupant or any person upon a public highway, or does not comply with tire or brake standards established by the department, may require the driver thereof to stop and submit such vehicle or combination of vehicles to an inspection of the mechanical condition or equipment thereof and such test with reference thereto as may be appropriate.

2. If such vehicle or combination of vehicles is found to be in an unsafe mechanical condition or is not equipped as required by this chapter [.] or does not comply with established tire or brake standards, the [officer making the inspection] peace officer or vehicle safety inspector causing the inspection to be made may give such driver a [notice of arrest] written traffic citation or notice of vehicle equipment violation and further require the driver or the owner of the vehicle to produce in court or office of the peace officer or vehicle safety inspector satisfactory evidence that such vehicle or its equipment has been made to conform with the requirements of this chapter.

3. [Every officer giving such directions or notice of arrest as provided in this section shall mail a copy of otherwise give notice thereof to the owner and any legal owner of such vehicle if other than the driver.] Effective January 1, 1976, the director may establish vehicle safety inspection centers at department branch offices for the purpose of inspecting vehicles intended to be registered in the State. Safety inspections at these centers shall be limited to examination of tires and brakes on motor vehicles having an unladen weight of 6,000 or less pounds and manufactured more than 2 years prior to the date of inspection. The director shall establish rules and regulations prescribing the standards for tires and brakes.

4. The governor's office of highway safety is hereby directed to develop a plan for periodic motor vehicle inspection^{as provided in SS 3022}which shall meet Federal Government guidelines and that the governor's office of highway safety shall employ staff and service necessary to effectuate such plan; and shall report the results of such plan to the governor and to the 59th session of the Nevada legislature, together with recommendations for any necessary and appropriate legislation.

Sec. 3. NRS 484.697 is hereby amended to read as follows:

484.697 1. No person [shall] may operate any vehicle or combination of vehicles after notice of such unsafe condition or that the vehicle is not equipped as required by this chapter, except as may be necessary to return such vehicle or combination of vehicles to the residence or place of business of the owner or driver or to a garage, until the vehicle and its equipment has been made to conform with the requirements of this chapter.

2. If any vehicle or combination of vehicles is found to be unsafe to a degree that continued operation would endanger the driver or other occupant or any other person on a public highway, the peace officer or vehicle safety inspector may require that the vehicle or combination of vehicles cease operation or be taken to the nearest garage or other safe place.

Sec. 4. NRS 484.701 is hereby amended to read as follows:

484.701 Whenever the driver of a vehicle is directed by a [police officer, sheriff or his deputy, or other peace officer of the State of Nevada] peace officer of vehicle safety inspector in pursuance of assigned duty, to stop and submit the mechanical condition of the vehicle or its equipment to an inspection or test under conditions stated in NRS 484.695, such driver shall stop and submit to such inspection or test. A failure or refusal so to do or to cease operation when required is a misdemeanor.

S. B. 549

SENATE BILL NO. 549—SENATORS GOJACK, YOUNG, MON-
ROE, HILBRECHT, WILSON, SCHOFIELD, NEAL, RAGGIO,
BLAKEMORE, SHEERIN, WALKER AND BRYAN

APRIL 17, 1975

Referred to Committee on Transportation

SUMMARY—Provides for eligibility of women as highway
patrol personnel. Fiscal Note: No. (BDR 43-1743)

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

AN ACT relating to Nevada highway patrol; providing for
eligibility of women as highway patrol personnel.

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

- 1 SECTION 1. NRS 481.160 is hereby amended to read as follows:
2 481.160 The appointed personnel shall:
3 1. Be **[men]** *persons* qualified at the time of their appointment with
4 the knowledge of all traffic laws of this state, the provisions of chapter 482
5 of NRS, the provisions of chapter 483 of NRS, the provisions of chapter
6 706 of NRS, and all the laws with respect to the imposition and collection
7 of gasoline taxes and special fuel taxes.
8 2. Be versed in the laws respecting the powers of police officers as to
9 traffic law violations and other offenses committed over and along the
10 highways of this state.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 170

ASSEMBLY BILL NO. 170—ASSEMBLYMEN BROOKMAN, MELLO, GLOVER, MANN, VERGIELS, JEFFREY, BAR- ENGO, BREMNER, MURPHY, PRICE, POLISH, CHANEY, WEISE, BANNER, HICKEY, BENNETT, HARMON, DEMERS, CHRISTENSEN, YOUNG, CRADDOCK, SCHOFIELD AND GETTO

JANUARY 30, 1975

Referred to Committee on Transportation

SUMMARY—Permits issuance of identification cards to certain persons who do not have a driver's license. Fiscal Note: No. (BDR 43-393)

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

AN ACT permitting the issuance of identification cards by the department of motor vehicles to any person of a certain age who does not have a valid Nevada driver's license; providing for the payment of application fees; providing penalties; 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. Chapter 483 of NRS is hereby amended by adding
- 2 thereto the provisions set forth as sections 2 to 11, inclusive, of this act.
- 3 SEC. 2. *The legislature finds and declares that:*
- 4 1. *A need exists in this state for the creation of a system of identifica-*
- 5 *tion for adult residents who do not hold a driver's license.*
- 6 2. *To serve this purpose, official identification cards should be pre-*
- 7 *pared for issuance to those adult residents who wish to apply for them.*
- 8 *The cards should be designed in such form and distributed pursuant to*
- 9 *such controls that they will merit the general acceptability of drivers'*
- 10 *licenses for personal identification.*
- 11 SEC. 3. 1. *Every adult resident of this state who does not hold a*
- 12 *Nevada driver's license and makes an application as provided in this chap-*
- 13 *ter is entitled to receive an identification card.*
- 14 2. *The department of motor vehicles shall charge and collect the same*
- 15 *fees for issuance of an original, duplicate or changed identification card as*
- 16 *for a driver's license.*

THIS EXHIBIT IS 3 PAGES LONG
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A COPY OF THE COMPLETE EXHIBIT