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WORK SESSION

ASSEMBLY COMMITTEE ON TRANSPORTATION

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ASSEMBLY TRANSPORTATION *M1-9*
DATE: *4/8/03* ROOM: *3/32* EXHIBIT *M*
SUBMITTED BY: *Marji Pastow Thomas*



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WORK SESSION

Assembly Committee on Transportation

April 8, 2003

The following measures will be considered for action by the Assembly Committee on Transportation during a work session on Tuesday, April 8, 2003:

ASSEMBLY BILL 223

Requires certain vehicle dealers to provide copies of certain documents translated into Spanish for viewing by purchaser or prospective purchaser of motor vehicle under certain circumstances.

Sponsored by: Assemblymen Atkinson, Chowning, Pierce, Parks, Christensen, Anderson, Andonov, Angle, Arberry Jr., Buckley, Carpenter, Claborn, Conklin, Geddes, Giunchigliani, Goicoechea, Goldwater, Grady, Griffin, Hardy, Horne, Knecht, Koivisto, Leslie, Mabey, Manendo, Marvel, McClain, McCleary, Ocegüera, Perkins, Sherer, Williams

Dates Heard: March 20, 2003—NACT

Discussion

Assembly Bill 223 requires a vehicle dealer who conducts business or advertises he conducts business in Spanish to arrange for copies of all sale forms used on a regular basis to be translated into Spanish. This bill also provides that a purchaser or prospective purchaser of a motor vehicle who is communicating in Spanish to view the copies of all agreements or contracts in Spanish. Also, each place of business must conspicuously post a legible sign written in Spanish in 48 point type advising purchasers and prospective purchases of their right to view all agreements or contracts in Spanish. The Director of the Department of Motor Vehicles (DMV) shall adopt regulations to carry out these requirements.

Proposed Conceptual Amendments

Assemblyman Atkinson proposes the following amendment:

1. On page 1, subsection 1 of section 1, line 3-4, delete "Each vehicle dealer who conducts business in Spanish or advertises that he conducts business in Spanish shall," and add "*Each vehicle dealer who has interaction with a prospective customer or customer regarding the sale of a motor vehicle that is conducted in the Spanish language shall,*"

ASSEMBLY BILL 299

Establishes duties of driver when approaching stopped authorized emergency vehicle under certain circumstances.

Sponsored by: Assemblymen Beers, Gustavson, Christensen, Conklin, Giunchigliani, Grady, Horne, Koivisto, McClain, Pierce, Sherer, Weber, Cegavske, Amodei, Care, Schneider

Dates Heard: April 3, 2003—NACT

Discussion

Assembly Bill 299 requires a driver who approaches an authorized emergency vehicle that is stopped and using flashing lights that does not have peace officer directing traffic to decrease the speed of his vehicle to a speed that is reasonable and proper and less than the posted speed limit. The measure requires the driver to proceed with caution, be prepared to stop, and if possible, drive in a lane that is not adjacent to the lane in which the emergency vehicle is stopped. A person who violates this provision is guilty of a misdemeanor.

Proposed Conceptual Amendments

There are no proposed amendments.

ASSEMBLY BILL 324

Revises provisions governing frequency of renewal of registration of certain vehicles and frequency of renewal of certain drivers' licenses.

Sponsored by: Assemblymen Griffin, Claborn, Knecht, Brown, Andonov, Angle, Arberry Jr., Beers, Christensen, Conklin, Geddes, Goicoechea, Grady, Gustavson, Hardy, Hettrick, Horne, Leslie, Mabey, Marvel, McCleary, Mortenson, Parks, Sherer, Weber

Dates Heard: April 1, 2003—NACT

Discussion

Assembly Bill 324 provides that an owner of a motor vehicle may register his vehicle for period of 24 months. The bill requires the Department of Motor Vehicles (DMV) to collect the amount of the governmental services tax and, if applicable, the supplemental governmental services tax for a period of 24 months. The DMV will work with the State Environmental Commission and local air pollution control agencies concerning emission testing of vehicles for a 24-month period. The bill adjusts fees for special and personalized license plates to make them consistent with the longer registration period.

This measure also provides that a person must renew his driver's license every six years. Currently, a person must renew his driver's license every four years.

Proposed Conceptual Amendments

Clay Thomas, Administrator—Field Services, Department of Motor Vehicles, proposes the following amendment:

1. Retain existing statutory language on page 49, section 46, line 35, and page 50, section 47, line 7.

ASSEMBLY BILL 325

Makes various changes relating to motor vehicles that have sustained certain damages.

Sponsored by: Assemblymen Buckley, Conklin, Koivisto, Parks, Leslie, Anderson, Arberry Jr., Atkinson, Claborn, Collins, Giunchigliani, Grady, Horne, Mabey, Manendo, McClain, Perkins, Pierce, Sherer, Weber, Williams

Dates Heard: April 1, 2003—NACT

Discussion

Assembly Bill 325 imposes certain restrictions and requirements upon the transfer and titling of vehicle that have sustained certain damaged. This measure also requires certain notices and disclosures by any person who transfers an interest in a motor vehicle in this state to disclose in writing any information that the transferor knows concerning whether the vehicle is a salvage vehicle. Additionally, this bill imposes certain civil liability and providing criminal penalties for certain violations. Further, this measure revises provisions governing the registration or licensure of garagemen and body shops.

Proposed Conceptual Amendments

A comprehensive amendment that includes all suggested changes as requested by various parties is contained under TAB A. A mock-up of the bill with suggested language is contained under TAB A.

ASSEMBLY BILL 358

Provides for design, preparation and issuance of special license plates by petition to Department of Motor Vehicles.

Sponsored by: Assemblyman Perkins

Dates Heard: March 27, 2003—NACT

Discussion

This measure provides that a person may request that DMV design, prepare, and issue a special license plate by submitting an application to DMV. The application must be on form provided by DMV, accompanied by a petition containing the signatures of at least 250 persons who wish to obtain the special license plate, specify whether the special license plate is intended to generate financial support for a particular cause or charitable organization, and may be accompanied by suggestions for the design of and colors. The plate may be issued only if DMV receives 1,000 applications within two years after the date the original application was filed. The DMV may issue special license plates for any passenger car, light commercial vehicle, or motorcycle.

In addition to other registration and license fees and taxes, applicant must pay a special plate fee of \$35 and an additional \$25. The annual renewal fee is \$10 and an additional fee of \$20. The DMV shall deposit the fees collected with the State Treasurer for credit to an account created in the State General Fund for the benefit of the particular cause or charitable organization for which the special plate was created.

On October 1, of each year, DMV shall determine the total number of validly registered motor vehicle to which each special license plate is affixed, except those plates that have been available for less than 12 months. If, on October 1 of the year immediately succeeding the year in which notice was provided, the total number of validly registered vehicles for a special license plates is less than the number of initial requests required for the design and preparation of that special plate, the DMV shall issue an order withdrawing that special license plate from use.

Proposed Conceptual Amendments

Assemblyman Perkins, Speaker of the Assembly, proposes the following amendments:

1. Amend the bill to allow DMV to issue up to 25 special license plates.
2. Amend the bill by adding a new section creating the Commission on Special License Plates. The Commission is comprised of the following five members: the Chairman of the Assembly Committee on Transportation, the Chairman of the Senate Committee on Transportation, Director of DMV, Director of the Department of Public Safety, and a representative of the Department of Cultural Affairs. The members serve a term of two

years. The Commission approves applications submitted to DMV for the design and production of special license plates.

3. Amend the bill by deleting on page 4, subsection 4 of section 4, lines 10-23. The DMV is required to provide notice to each holder of a special plate that the plate is being withdrawn from use. A person is required to replace the plate being withdrawn from use when the holder renews the registration of the vehicle or the registration of the vehicle to which the plate is affixed expires, whichever comes first.
4. Amend the bill by adding a new section allowing that under the provisions of NRS 482.1805, money in the revolving account for the issuance of special license plates may also be used to purchase improvements and upgrades in technology, including, but not limited to, digital plate production technology.
5. Amend the bill by adding a new section requiring that the design and colors suggested for a special license late is located in the leftmost one-third region of the license plate. The remaining two-thirds center and rightmost regions of the license plate must be predominately blue and silver. However, white may be substituted in place of silver when no suitable material is available.

TAB B contains proposed language and a mock-up of the bill with suggested amendments.

ASSEMBLY BILL 367

Makes various changes relating to repair of motor vehicles.

Sponsored by: Assemblywoman Chowning

Dates Heard: April 3, 2003—NACT

Discussion

Assembly Bill 367 allows an insured or a claimant on policy of motor vehicle insurance to select a licensed body shop for repairs to a motor vehicle. An insurer must notify the insured or claimant of this right at the time the insurer is first contacted concerning a claim for damage to a motor vehicle. The insurer may not interfere with the selection of a licensed body shop. If an insurer or representative of an insurer violates these provisions, an insured, claimant, or licensed body shop may file a complaint with the Commissioner of Insurance. If the Commissioner finds that a violation has occurred, he may impose an administrative fine of not more than \$5,000 against an insurer and not more than \$500 against a representative of an insurer. An insurer is not required to pay more than the reasonable rate required for repairs to a motor vehicle

The bill also expands the definition of a rebuilt vehicle to include roof assembly and front clip assembly.

Proposed Conceptual Amendments

Michael Speers, General Manager, Green Valley Collision Center, proposes the following amendments:

1. On page 2, subsection 7(c) of section 2, line 38-39, amend the bill by retaining the current language.
2. On page 3, subsection 2(b) of section 3, line 10-11, amend the bill by retaining the current language.
3. On page 3, subsection 2(b), subsection 2(c), subsection 3, and subsection 4 of section 3, line 12-26, delete the proposed language.
4. Amend the bill by adding a new section defining front clip assembly as the complete front inner structure for a unibody.

TAB C is a mock-up of the bill with suggested amendments and a letter of intent written by Mr. Speers.