

S.B. 501

SENATE BILL NO. 501—COMMITTEE ON FINANCE

MAY 27, 2003

Referred to Committee on Finance

SUMMARY—Requires Department of Motor Vehicles to charge and collect certain new fees relating to sale or lease of vehicle. (BDR 43-1360)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

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

AN ACT relating to motor vehicles; requiring the Department of Motor Vehicles to charge and collect certain new fees relating to the lease or sale of a vehicle; 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 482.423 is hereby amended to read as follows:
- 2 482.423 1. When a new vehicle is sold in this state for the
- 3 first time, the seller shall complete and execute a manufacturer’s
- 4 certificate of origin or a manufacturer’s statement of origin and,
- 5 unless the vehicle is sold to a licensed dealer, a dealer’s report of
- 6 sale. The dealer’s report of sale must be in a form prescribed by the
- 7 Department and must include:
- 8 (a) A description of the vehicle;
- 9 (b) The name and address of the seller; and
- 10 (c) The name and address of the buyer.
- 11 2. If, in connection with the sale, a security interest is taken or
- 12 retained by the seller to secure all or part of the purchase price, or a
- 13 security interest is taken by a person who gives value to enable the
- 14 buyer to acquire rights in the vehicle, the name and address of the
- 15 secured party or his assignee must be entered on the dealer’s report
- 16 of sale and on the manufacturer’s certificate or statement of origin.



- 1 3. Unless an extension of time is granted by the Department,
2 the seller shall:
- 3 (a) Collect the ~~fee~~ fees set forth in NRS 482.429 for ~~fa~~ :
4 (1) A certificate of title for a vehicle registered in this state;
5 and
6 (2) *The processing of the dealer's report of sale; and*
7 (b) *Within 20 days after the execution of the dealer's report of*
8 *sale:*
9 (1) *Submit to the Department* the original of the dealer's
10 report of sale and the manufacturer's certificate or statement of
11 origin ; and ~~remit the fee~~
12 (2) *Remit to the Department the fees* collected pursuant to
13 ~~[this subsection for the certificate of title to the Department within~~
14 ~~20 days after the execution of the dealer's report of sale.]~~
15 *paragraph (a).*
- 16 4. Upon entering into a contract for the sale of a new vehicle,
17 the seller shall affix a temporary placard to the rear of the vehicle.
18 Only one temporary placard may be issued for the vehicle. The
19 temporary placard must:
20 (a) Be in a form prescribed by the Department;
21 (b) Be made of a material appropriate for use on the exterior of a
22 vehicle;
23 (c) Be free from foreign materials and clearly visible from the
24 rear of the vehicle; and
25 (d) Include the date of its expiration.
- 26 5. Compliance with the requirements of subsection 4 permits
27 the vehicle to be operated for a period not to exceed 30 days after
28 the execution of the contract. Upon the issuance of the certificate of
29 registration and license plates for the vehicle or the expiration of the
30 temporary placard, whichever occurs first, the buyer shall remove
31 the temporary placard from the rear of the vehicle.
- 32 6. For the purposes of establishing compliance with the period
33 required by paragraph (b) of subsection 3, the Department shall use
34 the date imprinted or otherwise indicated on the dealer's report of
35 sale as the beginning date of the 20-day period.
- 36 7. Upon execution of all required documents to complete the
37 sale of a vehicle, the dealer shall execute the dealer's report of sale
38 and furnish a copy of the report to the buyer not less than 10 days
39 before the expiration of the temporary placard.
- 40 **Sec. 2.** NRS 482.4235 is hereby amended to read as follows:
41 482.4235 1. If a new vehicle is leased in this state by a long-
42 term lessor, the long-term lessor shall complete and execute a
43 manufacturer's certificate of origin or a manufacturer's statement of
44 origin, and a long-term lessor's report of lease. Such a report must
45 be in a form prescribed by the Department and must include:



- 1 (a) A description of the vehicle; and
- 2 (b) The names and addresses of the long-term lessor, long-term
- 3 lessee and any person having a security interest in the vehicle.

4 2. Unless an extension of time is granted by the Department,
5 the long-term lessor shall ~~[submit]~~ , *within 20 days after the*
6 *execution of the long-term lessor's report of lease:*

7 (a) *Submit to the Department* the original of the long-term
8 lessor's report of lease and the manufacturer's certificate of origin
9 or manufacturer's statement of origin ~~[to the Department within 20~~
10 ~~days after the execution of the long term lessor's report of lease.] ;~~
11 *and*

12 (b) *Collect and remit to the Department the fee set forth in*
13 *NRS 482.429 for the processing of the long-term lessor's report of*
14 *lease.*

15 3. Upon entering into a lease for a new vehicle, the seller shall
16 affix a temporary placard to the rear of the vehicle. Only one
17 temporary placard may be issued for the vehicle. The temporary
18 placard must:

- 19 (a) Be in a form prescribed by the Department;
- 20 (b) Be made of a material appropriate for use on the exterior of a
- 21 vehicle;
- 22 (c) Be free from foreign materials and clearly visible from the
- 23 rear of the vehicle; and
- 24 (d) Include the date of its expiration.

25 4. Compliance with the requirements of subsection 3 permits
26 the vehicle to be operated for a period not to exceed 30 days after
27 the execution of the lease. Upon issuance of the certificate of
28 registration and license plates for the vehicle or the expiration of the
29 temporary placard, whichever occurs first, the long-term lessee shall
30 remove the temporary placard from the rear of the vehicle.

31 5. For the purposes of establishing compliance with the period
32 required by subsection 2, the Department shall use the date
33 imprinted or otherwise indicated on the long-term lessor's report of
34 lease as the beginning date of the 20-day period.

35 6. Upon executing all documents necessary to complete the
36 lease of the vehicle, the long-term lessor shall execute the long-term
37 lessor's report of lease and furnish a copy of the report to the long-
38 term lessee not less than 10 days before the expiration of the
39 temporary placard.

40 **Sec. 3.** NRS 482.424 is hereby amended to read as follows:

41 482.424 1. When a used or rebuilt vehicle is sold in this state
42 to any person, except a licensed dealer, by a dealer, rebuilder, long-
43 term lessor or short-term lessor, the seller shall complete and
44 execute a dealer's or rebuilder's report of sale. The dealer's or



1 rebuilder's report of sale must be in a form prescribed by the
2 Department and must include:
3 (a) A description of the vehicle, including whether it is a rebuilt
4 vehicle;
5 (b) The name and address of the seller; and
6 (c) The name and address of the buyer.
7 2. If a security interest exists at the time of the sale, or if in
8 connection with the sale a security interest is taken or retained by
9 the seller to secure all or part of the purchase price, or a security
10 interest is taken by a person who gives value to enable the buyer to
11 acquire rights in the vehicle, the name and address of the secured
12 party must be entered on the dealer's or rebuilder's report of sale.
13 3. Unless an extension of time is granted by the Department,
14 the seller shall:
15 (a) Collect the ~~fee~~ fees set forth in NRS 482.429 for ~~fa~~ :
16 (1) A certificate of title for a vehicle registered in this state;
17 and
18 (2) *The processing of the dealer's or rebuilder's report of*
19 *sale; and*
20 (b) *Within 30 days after the execution of the dealer's or*
21 *rebuilder's report of sale:*
22 (1) *Submit to the Department the original of the dealer's or*
23 *rebuilder's report of sale and the properly endorsed certificate of*
24 *title previously issued for the vehicle; and* ~~remit the fee~~
25 (2) *Remit to the Department the fees* collected pursuant to
26 ~~[this subsection for the certificate of title to the Department within~~
27 ~~30 days after the execution of the dealer's or rebuilder's report of~~
28 ~~sale, together with the properly endorsed certificate of title or~~
29 ~~certificate of ownership previously issued for the vehicle.]~~
30 *paragraph (a).*
31 4. Upon entering into a contract for the sale of a used or rebuilt
32 vehicle, the seller shall affix a temporary placard to the rear of the
33 vehicle. Only one temporary placard may be issued for the vehicle.
34 The temporary placard must:
35 (a) Be in a form prescribed by the Department;
36 (b) Be made of a material appropriate for use on the exterior of a
37 vehicle;
38 (c) Be free from foreign materials and clearly visible from the
39 rear of the vehicle; and
40 (d) Include the date of its expiration.
41 5. Compliance with the requirements of subsection 4 permits
42 the vehicle to be operated for not more than 30 days after the
43 execution of the contract. Upon the issuance of the certificate of
44 registration and license plates for the vehicle or the expiration of the



1 temporary placard, whichever occurs first, the buyer shall remove
2 the temporary placard from the rear of the vehicle.

3 6. For the purposes of establishing compliance with the period
4 required by paragraph (b) of subsection 3, the Department shall use
5 the date imprinted or otherwise indicated on the dealer's or
6 rebuilder's report of sale as the beginning date of the 30-day period.

7 7. Upon executing all documents necessary to complete the
8 sale of the vehicle, the seller shall execute the dealer's or rebuilder's
9 report of sale and furnish a copy of the report to the buyer not less
10 than 10 days before the expiration of the temporary placard.

11 **Sec. 4.** NRS 482.4245 is hereby amended to read as follows:

12 482.4245 1. If a used or rebuilt vehicle is leased in this state
13 by a long-term lessor, the long-term lessor shall complete and
14 execute a long-term lessor's report of lease. Such a report must be in
15 a form prescribed by the Department and must include:

- 16 (a) A description of the vehicle;
- 17 (b) An indication as to whether the vehicle is a rebuilt vehicle;
- 18 and
- 19 (c) The names and addresses of the long-term lessor, long-term
20 lessee and any person having a security interest in the vehicle.

21 2. Unless an extension of time is granted by the Department,
22 the long-term lessor shall ~~[submit]~~ , *within 30 days after the*
23 *execution of the long-term lessor's report of lease:*

24 (a) *Submit to the Department* the original of the long-term
25 lessor's report of lease ~~[to the Department within 30 days after the~~
26 ~~execution of the long-term lessor's report of lease, together with]~~
27 *and* the properly endorsed certificate of title or certificate of
28 ownership previously issued for the vehicle ~~[.]~~ ; *and*

29 (b) *Collect and remit to the Department the fee set forth in*
30 *NRS 482.429 for the processing of the long-term lessor's report of*
31 *lease.*

32 3. Upon entering into a lease for a used or rebuilt vehicle, the
33 seller shall affix a temporary placard to the rear of the vehicle. Only
34 one temporary placard may be issued for the vehicle. The temporary
35 placard must:

- 36 (a) Be in a form prescribed by the Department;
- 37 (b) Be made of a material appropriate for use on the exterior of a
38 vehicle;
- 39 (c) Be free from foreign materials and clearly visible from the
40 rear of the vehicle; and
- 41 (d) Include the date of its expiration.

42 4. Compliance with the requirements of subsection 3 permits
43 the vehicle to be operated for a period not to exceed 30 days after
44 the execution of the lease. Upon issuance of the certificate of
45 registration and license plates for the vehicle or the expiration of the



1 temporary placard, whichever occurs first, the long-term lessee shall
2 remove the temporary placard from the rear of the vehicle.

3 5. For the purposes of establishing compliance with the period
4 required by subsection 2, the Department shall use the date
5 imprinted or otherwise indicated on the long-term lessor's report of
6 lease as the beginning date of the 30-day period.

7 6. Upon executing all documents necessary to complete the
8 lease of the vehicle, the long-term lessor shall execute the long-term
9 lessor's report of lease and furnish a copy of the report to the long-
10 term lessee not less than 10 days before the expiration of the
11 temporary placard.

12 **Sec. 5.** NRS 482.426 is hereby amended to read as follows:
13 482.426 When a used or rebuilt vehicle is sold in this state by a
14 person who is not a dealer or rebuilder, the seller or buyer or both of
15 them shall, within 10 days after the sale ~~[-submit]~~ :

16 **1. Submit** to the Department:
17 ~~[(1)]~~ (a) If a certificate of ownership has been issued in this state,
18 the certificate properly endorsed.

19 ~~[(2)]~~ (b) If a certificate of title or other document of title has been
20 issued by a public authority of another state, territory or country:

21 ~~[(a)]~~ (1) The certificate or document properly endorsed; and

22 ~~[(b)]~~ (2) A statement containing, if not included in the endorsed
23 certificate or document, the description of the vehicle, including
24 whether it is a rebuilt vehicle, the names and addresses of the buyer
25 and seller, and the name and address of any person who takes or
26 retains a purchase money security interest. Any such statement must
27 be signed and acknowledged by the seller and the buyer.

28 ~~[(3)]~~ (c) If no document of title has been issued by any public
29 authority, a statement containing all the information and signed and
30 acknowledged in the manner required by *subparagraph (2) of*
31 *paragraph (b)*. ~~[of subsection 2.]~~

32 **2. Remit to the Department the fee set forth in NRS 482.429**
33 **for the processing of an endorsed certificate of title or statement**
34 **submitted to the Department pursuant to this section.**

35 **Sec. 6.** NRS 482.429 is hereby amended to read as follows:
36 482.429 For its services under this chapter, the Department
37 shall charge and collect the following fees:

38	
39	For each certificate of title issued for a vehicle
40	present or registered in this state..... \$20.00
41	For each duplicate certificate of title issued..... 20.00
42	For each certificate of title issued for a vehicle not
43	present in or registered in this state..... 35.00
44	For the processing of each dealer's or rebuilder's
45	report of sale submitted to the Department..... 8.25



1	<i>For the processing of each long-term lessor's report</i>	
2	<i>of lease submitted to the Department</i>	<i>\$8.25</i>
3	<i>For the processing of each endorsed certificate of</i>	
4	<i>title or statement submitted to the Department</i>	
5	<i>upon the sale of a used or rebuilt vehicle in this</i>	
6	<i>state by a person who is not a dealer or rebuilder</i>	<i>8.25</i>

