

ASSEMBLY BILL NO. 177—ASSEMBLYMAN YEAGER

FEBRUARY 18, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing short-term lessors of vehicles. (BDR 43-88)

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

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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 establish a program to allow for registration and renewal of registration of certain fleets of vehicles owned by short-term lessors; allowing certificates of registration and license plate decals to continue to be valid without replacement in certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, applications for the registration of a vehicle must generally be made to the Department of Motor Vehicles in person, if practicable, and must be made upon an application form furnished by the Department. (NRS 482.215) Such registration is valid for a period of 12 consecutive months, except that the owner of a fleet of vehicles may register the fleet on the basis of a calendar year. (NRS 482.206) Upon registration and payment of all applicable registration and governmental services taxes, the Department issues a certificate of registration, which must be renewed upon the expiration of the registration period. (NRS 482.260, 482.280) Upon renewal the Department may issue one or more license plate stickers. (NRS 482.265)

Section 1 of this bill requires the Department to establish a vehicle registration program which allows a short-term lessor to register and renew the registration of a fleet of vehicles. The Department is required to issue to a vehicle registered in such a manner a permanent certificate of registration and a permanent decal for the license plate, which remain valid for as long as the short-term lessor continues to renew the registration and maintain the vehicle in the fleet. The Department must provide electronic notification to the short-term lessor of the renewal requirements for each vehicle in the fleet. A short-term lessor that participates in the fleet registration program must pay the annual renewal fees and governmental services taxes required for each vehicle registered in this State, and must notify the



21 Department if a vehicle is removed from the fleet. Sections 2-8 of this bill make
22 conforming changes.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 482 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *The Department shall establish a vehicle registration*
4 *program for short-term lessors that have a fleet of vehicles*
5 *registered in this State to allow the short-term lessors which satisfy*
6 *the requirements for eligibility established by the Department to*
7 *submit to the Department:*

8 (a) *Applications for initial registration of vehicles added to the*
9 *fleet, which must include, without limitation, the information*
10 *required by NRS 482.295.*

11 (b) *Applications for the renewal of the registration of vehicles*
12 *in the fleet, including, without limitation, the information required*
13 *by NRS 482.295.*

14 (c) *Payment of the registration fees and governmental services*
15 *taxes due for the initial registration and renewal of vehicles in the*
16 *fleet, including, without limitation, any sales or use tax due*
17 *pursuant to NRS 482.225.*

18 2. *The Department shall issue for each vehicle in the fleet of*
19 *a short-term lessor that is registered pursuant to this section a:*

20 (a) *Certificate of registration; and*

21 (b) *Decal indicating the registration status of the vehicle*
22 *pursuant to the program, which must be affixed to the license*
23 *plate of each vehicle.*

24 3. *A certificate of registration and decal issued pursuant to*
25 *this section are valid for the vehicle until the vehicle is no longer a*
26 *part of the fleet of the short-term lessor, unless the short-term*
27 *lessor fails to renew the registration. The short-term lessor must*
28 *not be required to display on the license plate of a vehicle*
29 *registered pursuant to this section the month and year on which*
30 *the registration expires.*

31 4. *The Department shall provide to a short-term lessor that*
32 *participates in the program established pursuant to subsection 1*
33 *electronic notice of the required renewal of registration for a*
34 *vehicle in the fleet, which must be sent at least 30 days before*
35 *payment is due. Notification sent pursuant to this subsection must*
36 *include the information required pursuant to subsection 3 of NRS*
37 *482.280 for other renewals.*

38 5. *A short-term lessor that participates in the program*
39 *established pursuant to subsection 1 must:*



1 (a) Pay annually the renewal fees and governmental services
2 taxes required for each fleet vehicle registered in this State.

3 (b) Upon removing a vehicle from the fleet, notify the
4 Department.

5 6. Any vehicle having a declared gross weight in excess of
6 26,000 pounds is not eligible to be registered as part of a fleet
7 pursuant to this section.

8 7. The Department shall adopt regulations necessary to carry
9 out the provisions of this section. The regulations must include,
10 without limitation, the number of vehicles that a short-term lessor
11 must possess as part of the fleet to participate in the program.

12 **Sec. 2.** NRS 482.206 is hereby amended to read as follows:

13 482.206 1. Except as otherwise provided in this section and
14 NRS 482.2065 **§ and section 1 of this act**, every motor vehicle,
15 except for a motor vehicle that is registered pursuant to the
16 provisions of NRS 706.801 to 706.861, inclusive, and except for a
17 full trailer or semitrailer that is registered pursuant to subsection 3 of
18 NRS 482.483 or a moped registered pursuant to NRS 482.2155,
19 must be registered for a period of 12 consecutive months beginning
20 the day after the first registration by the owner in this State.

21 2. Except as otherwise provided in subsections 7 and 8 and
22 NRS 482.2065, every vehicle registered by an agent of the
23 Department or a registered dealer must be registered for 12
24 consecutive months beginning the first day of the month after the
25 first registration by the owner in this State.

26 3. Except as otherwise provided in subsection 7 and NRS
27 482.2065 **§ and section 1 of this act**, a vehicle which must be
28 registered through the Motor Carrier Division of the Department, or
29 a motor vehicle which has a declared gross weight in excess of
30 26,000 pounds, must be registered for a period of 12 consecutive
31 months beginning on the date established by the Department by
32 regulation.

33 4. Upon the application of the owner of a fleet of vehicles, the
34 Director may permit the owner to register the fleet on the basis of a
35 calendar year.

36 5. Except as otherwise provided in subsections 3, 6, 7 and 8,
37 when the registration of any vehicle is transferred pursuant to NRS
38 482.399, the expiration date of each regular license plate, special
39 license plate or substitute decal must, at the time of the transfer of
40 registration, be advanced for a period of 12 consecutive months
41 beginning:

42 (a) The first day of the month after the transfer, if the vehicle is
43 transferred by an agent of the Department; or

44 (b) The day after the transfer in all other cases,



1 ↳ and a credit on the portion of the fee for registration and
2 the governmental services tax attributable to the remainder of the
3 current period of registration must be allowed pursuant to the
4 applicable provisions of NRS 482.399.

5 6. When the registration of any trailer that is registered for a
6 3-year period pursuant to NRS 482.2065 is transferred pursuant to
7 NRS 482.399, the expiration date of each license plate or substitute
8 decal must, at the time of the transfer of the registration, be
9 advanced, if applicable pursuant to NRS 482.2065, for a period of 3
10 consecutive years beginning:

11 (a) The first day of the month after the transfer, if the trailer is
12 transferred by an agent of the Department; or

13 (b) The day after the transfer in all other cases,

14 ↳ and a credit on the portion of the fee for registration and
15 the governmental services tax attributable to the remainder of the
16 current period of registration must be allowed pursuant to the
17 applicable provisions of NRS 482.399.

18 7. A full trailer or semitrailer that is registered pursuant to
19 subsection 3 of NRS 482.483 is registered until the date on which
20 the owner of the full trailer or semitrailer:

21 (a) Transfers the ownership of the full trailer or semitrailer; or


22 (b) Cancels the registration of the full trailer or semitrailer and
23 surrenders the license plates to the Department.

24 8. A moped that is registered pursuant to NRS 482.2155 is
25 registered until the date on which the owner of the moped:

26 (a) Transfers the ownership of the moped; or

27 (b) Cancels the registration of the moped and surrenders the
28 license plate to the Department.

29 **Sec. 3.** NRS 482.215 is hereby amended to read as follows:

30 482.215 1. Except as otherwise provided in NRS 482.2155 
31 *and section 1 of this act*, all applications for registration, except
32 applications for renewal of registration, must be made as provided in
33 this section.

34 2. Except as otherwise provided in NRS 482.294, applications
35 for all registrations, except renewals of registration, must be made in
36 person, if practicable, to any office or agent of the Department or to
37 a registered dealer.

38 3. Each application must be made upon the appropriate form
39 furnished by the Department and contain:

40 (a) The signature of the owner, except as otherwise provided in
41 subsection 2 of NRS 482.294, if applicable.

42 (b) The owner's residential address.

43 (c) The owner's declaration of the county where he or she
44 intends the vehicle to be based, unless the vehicle is deemed to have



1 no base. The Department shall use this declaration to determine the
2 county to which the governmental services tax is to be paid.

3 (d) A brief description of the vehicle to be registered, including
4 the name of the maker, the engine, identification or serial number,
5 whether new or used, and the last license number, if known, and the
6 state in which it was issued, and upon the registration of a new
7 vehicle, the date of sale by the manufacturer or franchised and
8 licensed dealer in this State for the make to be registered to the
9 person first purchasing or operating the vehicle.

10 (e) Except as otherwise provided in this paragraph, if the
11 applicant is not an owner of a fleet of vehicles or a person described
12 in subsection 5:

13 (1) Proof satisfactory to the Department or registered dealer
14 that the applicant carries insurance on the vehicle provided by an
15 insurance company licensed by the Division of Insurance of the
16 Department of Business and Industry and approved to do business in
17 this State as required by NRS 485.185; and

18 (2) A declaration signed by the applicant that he or she will
19 maintain the insurance required by NRS 485.185 during the period
20 of registration. If the application is submitted by electronic means
21 pursuant to NRS 482.294, the applicant is not required to sign the
22 declaration required by this subparagraph.

23 (f) If the applicant is an owner of a fleet of vehicles or a person
24 described in subsection 5, evidence of insurance provided by an
25 insurance company licensed by the Division of Insurance of the
26 Department of Business and Industry and approved to do business in
27 this State as required by NRS 485.185:

28 (1) In the form of a certificate of insurance on a form
29 approved by the Commissioner of Insurance;

30 (2) In the form of a card issued pursuant to NRS 690B.023
31 which identifies the vehicle or the registered owner of the vehicle;
32 or

33 (3) In another form satisfactory to the Department, including,
34 without limitation, an electronic format authorized by
35 NRS 690B.023.

36 ➤ The Department may file that evidence, return it to the applicant
37 or otherwise dispose of it.

38 (g) If required, evidence of the applicant's compliance with
39 controls over emission.

40 (h) If the application for registration is submitted via the
41 Internet, a statement which informs the applicant that he or she may
42 make a nonrefundable monetary contribution of \$2 for each vehicle
43 registered for the Complete Streets Program, if any, created pursuant
44 to NRS 244.2643, 277A.285 or 403.575, as applicable, based on the
45 declaration made pursuant to paragraph (c). The application form



1 must state in a clear and conspicuous manner that a contribution for
2 a Complete Streets Program is nonrefundable and voluntary and is
3 in addition to any fees required for registration, and must include a
4 method by which the applicant must indicate his or her intention to
5 opt in or opt out of making such a contribution.

6 4. The application must contain such other information as is
7 required by the Department or registered dealer and must be
8 accompanied by proof of ownership satisfactory to the Department.

9 5. For purposes of the evidence required by paragraph (f) of
10 subsection 3:

11 (a) Vehicles which are subject to the fee for a license and the
12 requirements of registration of the Interstate Highway User Fee
13 Apportionment Act, and which are based in this State, may be
14 declared as a fleet by the registered owner thereof on his or her
15 original application for or application for renewal of a proportional
16 registration. The owner may file a single certificate of insurance
17 covering that fleet.

18 (b) Other fleets composed of 10 or more vehicles based in this
19 State or vehicles insured under a blanket policy which does not
20 identify individual vehicles may each be declared annually as a fleet
21 by the registered owner thereof for the purposes of an application
22 for his or her original or any renewed registration. The owner may
23 file a single certificate of insurance covering that fleet.

24 (c) A person who qualifies as a self-insurer pursuant to the
25 provisions of NRS 485.380 may file a copy of his or her certificate
26 of self-insurance.

27 (d) A person who qualifies for an operator's policy of liability
28 insurance pursuant to the provisions of NRS 485.186 and 485.3091
29 may file or provide electronic evidence of that insurance.

30 **Sec. 4.** NRS 482.240 is hereby amended to read as follows:
31 482.240 1. ~~Upon~~ *Except as otherwise provided in section 1*
32 *of this act, upon* the registration of a vehicle, the Department or a
33 registered dealer shall issue a certificate of registration to the owner.

34 2. When an applicant for registration or transfer of registration
35 is unable, for any reason, to submit to the Department in support of
36 the application for registration, or transfer of registration, such
37 documentary evidence of legal ownership as, in the opinion of the
38 Department, is sufficient to establish the legal ownership of the
39 vehicle concerned in the application for registration or transfer of
40 registration, the Department may issue to the applicant only a
41 certificate of registration.

42 3. The Department may, upon proof of ownership satisfactory
43 to it or pursuant to NRS 482.2605, issue a certificate of title before
44 the registration of the vehicle concerned. The certificate of
45 registration issued pursuant to this chapter is valid only during the



1 registration period or calendar year for which it is issued, and a
2 certificate of title is valid until cancelled by the Department upon
3 the transfer of interest therein.

4 **Sec. 5.** NRS 482.260 is hereby amended to read as follows:

5 482.260 1. When registering a vehicle, the Department and
6 its agents or a registered dealer shall:

7 (a) Collect the fees for license plates and registration as
8 provided for in this chapter.

9 (b) Collect the governmental services tax on the vehicle, as
10 agent for the State and for the county where the applicant intends to
11 base the vehicle for the period of registration, unless the vehicle is
12 deemed to have no base.

13 (c) Collect the applicable taxes imposed pursuant to chapters
14 372, 374, 377 and 377A of NRS.

15 (d) ~~Issue~~ *Except as otherwise provided in section 1 of this act,*
16 *issue* a certificate of registration.

17 (e) If the registration is performed by the Department, issue the
18 regular license plate or plates.

19 (f) If the registration is performed by a registered dealer, provide
20 information to the owner regarding the manner in which the regular
21 license plate or plates will be made available to the owner.

22 2. Upon proof of ownership satisfactory to the Director or as
23 otherwise provided in NRS 482.2605, the Director shall cause to be
24 issued a certificate of title as provided in this chapter.

25 3. Except as otherwise provided in NRS 371.070 and
26 subsections 6, 7 and 8, every vehicle being registered for the first
27 time in Nevada must be taxed for the purposes of the governmental
28 services tax for a 12-month period.

29 4. The Department shall deduct and withhold 2 percent of the
30 taxes collected pursuant to paragraph (c) of subsection 1 and remit
31 the remainder to the Department of Taxation.

32 5. A registered dealer shall forward all fees and taxes collected
33 for the registration of vehicles to the Department.

34 6. A trailer being registered pursuant to NRS 482.2065 must be
35 taxed for the purposes of the governmental services tax for a 3-year
36 period.

37 7. A full trailer or semitrailer being registered pursuant to
38 subsection 3 of NRS 482.483 must be taxed for the purposes of the
39 governmental services tax in the amount of \$86. The governmental
40 services tax paid pursuant to this subsection is nontransferable and
41 nonrefundable.

42 8. A moped being registered pursuant to NRS 482.2155 must
43 be taxed for the purposes of the governmental services tax for only
44 the 12-month period following the registration. The governmental



1 services tax paid pursuant to this subsection is nontransferable and
2 nonrefundable.

3 **Sec. 6.** NRS 482.265 is hereby amended to read as follows:

4 482.265 1. The Department shall furnish to every owner
5 whose vehicle is registered two license plates for a motor vehicle
6 other than a motorcycle or moped and one license plate for all other
7 vehicles required to be registered hereunder. Except as otherwise
8 provided in NRS 482.2155 ~~H~~ and *section 1 of this act*, upon
9 renewal of registration, the Department may issue one or more
10 license plate stickers, tabs or other suitable devices in lieu of new
11 license plates.

12 2. Except as otherwise provided in NRS 482.2065, 482.266,
13 482.2705, 482.274, 482.379 and 482.37091, every 8 years the
14 Department shall reissue a license plate or plates at the time of
15 renewal of each license plate or plates issued pursuant to this
16 chapter. The Director may adopt regulations to provide procedures
17 for such reissuance.

18 3. The Director shall have the authority to require the return to
19 the Department of all number plates upon termination of the lawful
20 use thereof by the owner under this chapter.

21 4. Except as otherwise specifically provided by statute, for the
22 issuance of each special license plate authorized pursuant to this
23 chapter:

24 (a) The fee to be received by the Department for the initial
25 issuance of the special license plate is \$35, exclusive of any
26 additional fee which may be added to generate funds for a particular
27 cause or charitable organization;

28 (b) The fee to be received by the Department for the renewal of
29 the special license plate is \$10, exclusive of any additional fee
30 which may be added to generate financial support for a particular
31 cause or charitable organization; and

32 (c) The Department shall not design, prepare or issue a special
33 license plate unless, within 4 years after the date on which the
34 measure authorizing the issuance becomes effective, it receives at
35 least 250 applications for the issuance of that plate.

36 5. The provisions of subsection 4 do not apply to
37 NRS 482.37901.

38 **Sec. 7.** NRS 482.270 is hereby amended to read as follows:

39 482.270 1. Except as otherwise provided in this section or by
40 specific statute, the Director shall order the redesign and preparation
41 of motor vehicle license plates.

42 2. Except as otherwise provided in subsection 3, the
43 Department may, upon the payment of all applicable fees, issue
44 redesigned motor vehicle license plates.



1 3. The Department shall not issue redesigned motor vehicle
2 license plates pursuant to this section to a person who was issued
3 motor vehicle license plates before January 1, 1982, or pursuant to
4 NRS 482.2155, 482.3747, 482.3763, 482.3783, 482.379 or
5 482.37901, without the approval of the person.

6 4. The Director may determine and vary the size, shape and
7 form and the material of which license plates are made, but each
8 license plate must be of sufficient size to be plainly readable from a
9 distance of 100 feet during daylight. All license plates must be
10 treated to reflect light and to be at least 100 times brighter than
11 conventional painted number plates. When properly mounted on an
12 unlighted vehicle, the license plates, when viewed from a vehicle
13 equipped with standard headlights, must be visible for a distance of
14 not less than 1,500 feet and readable for a distance of not less than
15 110 feet.

16 5. Every license plate must have displayed upon it:

17 (a) The registration number, or combination of letters and
18 numbers, assigned to the vehicle and to the owner thereof;

19 (b) The name of this State, which may be abbreviated;

20 (c) If issued for a calendar year, the year; and

21 (d) ~~It~~ *Except as otherwise provided in section 1 of this act, if*
22 *issued for a registration period other than a calendar year, the month*
23 *and year the registration expires.*

24 6. Each special license plate that is designed, prepared and
25 issued pursuant to NRS 482.367002 must be designed and prepared
26 in such a manner that:

27 (a) The left-hand one-third of the plate is the only part of the
28 plate on which is displayed any design or other insignia that is
29 suggested pursuant to paragraph (g) of subsection 2 of that section;
30 and

31 (b) The remainder of the plate conforms to the requirements for
32 lettering and design that are set forth in this section.

33 **Sec. 8.** NRS 482.280 is hereby amended to read as follows:

34 482.280 1. Except as otherwise provided in NRS 482.2155,
35 the registration of every vehicle expires at midnight on the day
36 specified on the receipt of registration, unless the day specified falls
37 on a Saturday, Sunday or legal holiday. If the day specified on the
38 receipt of registration is a Saturday, Sunday or legal holiday, the
39 registration of the vehicle expires at midnight on the next judicial
40 day. ~~The~~ *Except as otherwise provided in section 1 of this act, the*
41 *Department shall mail to each holder of a certificate of registration a*
42 *notification for renewal of registration for the following period of*
43 *registration. The notifications must be mailed by the Department in*
44 *sufficient time to allow all applicants to mail the notifications to the*
45 *Department or to renew the certificate of registration at a kiosk or*



1 authorized inspection station or via the Internet or an interactive
2 response system and to receive new certificates of registration and
3 license plates, stickers, tabs or other suitable devices by mail before
4 the expiration of their registrations. An applicant may present or
5 submit the notification to any agent or office of the Department.

6 2. A notification:

7 (a) Mailed or presented to the Department or to a county
8 assessor pursuant to the provisions of this section;

9 (b) Submitted to the Department pursuant to NRS 482.294; or

10 (c) Presented to an authorized inspection station or authorized
11 station pursuant to the provisions of NRS 482.281,

12 ➤ must include, if required, evidence of compliance with standards
13 for the control of emissions.

14 3. The Department shall include with each notification mailed
15 pursuant to subsection 1:

16 (a) The amount of the governmental services tax to be collected
17 pursuant to the provisions of NRS 482.260.

18 (b) The amount set forth in a notice of nonpayment filed with
19 the Department by a local authority pursuant to NRS 484B.527.

20 (c) A statement which informs the applicant:

21 (1) That, pursuant to NRS 485.185, the applicant is legally
22 required to maintain insurance during the period in which the motor
23 vehicle is registered which must be provided by an insurance
24 company licensed by the Division of Insurance of the Department of
25 Business and Industry and approved to do business in this State; and

26 (2) Of any other applicable requirements set forth in chapter
27 485 of NRS and any regulations adopted pursuant thereto.

28 (d) A statement which informs the applicant that, if the applicant
29 renews a certificate of registration at a kiosk or via the Internet, he
30 or she may make a nonrefundable monetary contribution of \$2 for
31 each vehicle registration renewed for the Complete Streets Program,
32 if any, created pursuant to NRS 244.2643, 277A.285 or 403.575, as
33 applicable, based on the declaration made pursuant to paragraph (c)
34 of subsection 3 of NRS 482.215. The notification must state in a
35 clear and conspicuous manner that a contribution for a Complete
36 Streets Program is nonrefundable and voluntary and is in addition to
37 any fees required for registration.

38 (e) Any amount due for reissuance of a license plate or a plate
39 reissued pursuant to subsection 2 of NRS 482.265, if applicable.

40 4. An application for renewal of a certificate of registration
41 submitted at a kiosk or via the Internet must include a statement
42 which informs the applicant that he or she may make a
43 nonrefundable monetary contribution of \$2, for each vehicle
44 registration which is renewed at a kiosk or via the Internet, for the
45 Complete Streets Program, if any, created pursuant to



1 NRS 244.2643, 277A.285 or 403.575, as applicable, based on the
2 declaration made pursuant to paragraph (c) of subsection 3 of NRS
3 482.215. The application must state in a clear and conspicuous
4 manner that a contribution for a Complete Streets Program is
5 nonrefundable and voluntary and is in addition to any fees required
6 for registration, and must include a method by which the applicant
7 must indicate his or her intention to opt in or opt out of making such
8 a contribution.

9 5. Except as otherwise provided in NRS 482.2918, an owner
10 who has made proper application for renewal of registration before
11 the expiration of the current registration but who has not received
12 the license plate or plates or card of registration for the ensuing
13 period of registration is entitled to operate or permit the operation of
14 that vehicle upon the highways upon displaying thereon the license
15 plate or plates issued for the preceding period of registration for
16 such a time as may be prescribed by the Department as it may find
17 necessary for the issuance of the new plate or plates or card of
18 registration.

19 **Sec. 9.** (Deleted by amendment.)

20 **Sec. 10.** The Department of Motor Vehicles:

21 1. Shall adopt the regulations required by section 1 of this act
22 as soon as practicable, but in any case not later than January 1,
23 2021.

24 2. Shall, in adopting the regulations required by section 1 of
25 this act, require a short-term lessor to have at least 200 vehicles in
26 its fleet of vehicles to participate in the vehicle registration program
27 established pursuant to section 1 of this act, except that the
28 Department may, any time after July 1, 2021, require fewer vehicles
29 if it is determined appropriate by the Department.

30 **Sec. 11.** This act becomes effective:

31 1. Upon passage and approval for the purpose of adopting
32 regulations and performing any other preparatory administrative
33 tasks that are necessary to carry out the provisions of this act; and

34 2. On January 1, 2021, for all other purposes.

