

(Reprinted with amendments adopted on April 22, 2019)

FIRST REPRINT

A.B. 288

ASSEMBLY BILL NO. 288—ASSEMBLYWOMAN SPIEGEL

MARCH 18, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Makes various changes relating to motor vehicles.  
(BDR 43-938)

FISCAL NOTE: Effect on Local Government: Increases or Newly  
Provides for Term of Imprisonment in County or City  
Jail or Detention Facility.

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 make certain efforts to provide employees who are fluent in certain languages at offices of the Department in certain circumstances; revising provisions related to towing certain vehicles from a residential complex; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Under federal law, certain voting materials must be provided in a language  
2 other than English in certain political subdivisions if more than 5 percent of the  
3 citizens of voting age in the subdivision are members of a single language minority  
4 and are limited-English proficient. (52 U.S.C. § 10503) **Section 1** of this bill  
5 requires the Department of Motor Vehicles, in any office of the Department located  
6 in a county where federal law requires voting materials in a language other than  
7 English, to make every effort to provide at least one employee who is fluent in the  
8 language of the relevant single language minority.

9 Existing law imposes certain requirements on the towing of a vehicle from a  
10 residential complex when the tow is at the request of a person other than the owner  
11 of the vehicle. (NRS 706.4477) **Section 76** of this bill newly requires a tow  
12 operator who has been requested by the owner of the real property where the  
13 residential complex is located, or an authorized agent of the owner, to tow a vehicle  
14 from the residential complex based on an expired registration of the vehicle to  
15 independently verify the registration status of the vehicle before towing the vehicle.  
16 A tow operator who fails to comply with that requirement is responsible for the cost  
17 of the towing and storage of the vehicle.



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

1     **Section 1.** Chapter 481 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3     *At each office of the Department in which voting materials are*  
4 *required pursuant to NRS 293.2699 to be provided in the language*  
5 *or languages of a minority group, the Department shall make*  
6 *every effort to ensure that not less than one employee who is fluent*  
7 *in each such language is available to provide services in the office*  
8 *in the language or languages of the minority group. Such efforts*  
9 *must include, without limitation, including fluency in any such*  
10 *language as a consideration when hiring employees for or*  
11 *transferring employees to an office that lacks such an employee.*

12     **Sec. 2.** (Deleted by amendment.)

13     **Sec. 3.** (Deleted by amendment.)

14     **Sec. 4.** (Deleted by amendment.)

15     **Sec. 5.** (Deleted by amendment.)

16     **Sec. 6.** (Deleted by amendment.)

17     **Sec. 7.** (Deleted by amendment.)

18     **Sec. 8.** (Deleted by amendment.)

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

20     **Sec. 10.** (Deleted by amendment.)

21     **Sec. 11.** (Deleted by amendment.)

22     **Sec. 12.** (Deleted by amendment.)

23     **Sec. 13.** (Deleted by amendment.)

24     **Sec. 14.** (Deleted by amendment.)

25     **Sec. 15.** (Deleted by amendment.)

26     **Sec. 16.** (Deleted by amendment.)

27     **Sec. 17.** (Deleted by amendment.)

28     **Sec. 18.** (Deleted by amendment.)

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

30     **Sec. 20.** (Deleted by amendment.)

31     **Sec. 21.** (Deleted by amendment.)

32     **Sec. 22.** (Deleted by amendment.)

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34     **Sec. 24.** (Deleted by amendment.)

35     **Sec. 25.** (Deleted by amendment.)

36     **Sec. 26.** (Deleted by amendment.)

37     **Sec. 27.** (Deleted by amendment.)

38     **Sec. 28.** (Deleted by amendment.)

39     **Sec. 29.** (Deleted by amendment.)

40     **Sec. 30.** (Deleted by amendment.)

41     **Sec. 31.** (Deleted by amendment.)

42     **Sec. 32.** (Deleted by amendment.)



- 1     **Sec. 33.** (Deleted by amendment.)
- 2     **Sec. 34.** (Deleted by amendment.)
- 3     **Sec. 35.** (Deleted by amendment.)
- 4     **Sec. 36.** (Deleted by amendment.)
- 5     **Sec. 37.** (Deleted by amendment.)
- 6     **Sec. 38.** (Deleted by amendment.)
- 7     **Sec. 39.** (Deleted by amendment.)
- 8     **Sec. 40.** (Deleted by amendment.)
- 9     **Sec. 41.** (Deleted by amendment.)
- 10    **Sec. 42.** (Deleted by amendment.)
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- 18    **Sec. 50.** (Deleted by amendment.)
- 19    **Sec. 51.** (Deleted by amendment.)
- 20    **Sec. 52.** (Deleted by amendment.)
- 21    **Sec. 53.** (Deleted by amendment.)
- 22    **Sec. 54.** (Deleted by amendment.)
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- 24    **Sec. 56.** (Deleted by amendment.)
- 25    **Sec. 57.** (Deleted by amendment.)
- 26    **Sec. 58.** (Deleted by amendment.)
- 27    **Sec. 59.** (Deleted by amendment.)
- 28    **Sec. 60.** (Deleted by amendment.)
- 29    **Sec. 61.** (Deleted by amendment.)
- 30    **Sec. 62.** (Deleted by amendment.)
- 31    **Sec. 63.** (Deleted by amendment.)
- 32    **Sec. 64.** (Deleted by amendment.)
- 33    **Sec. 65.** (Deleted by amendment.)
- 34    **Sec. 66.** (Deleted by amendment.)
- 35    **Sec. 67.** (Deleted by amendment.)
- 36    **Sec. 68.** (Deleted by amendment.)
- 37    **Sec. 69.** (Deleted by amendment.)
- 38    **Sec. 70.** (Deleted by amendment.)
- 39    **Sec. 71.** (Deleted by amendment.)
- 40    **Sec. 72.** (Deleted by amendment.)
- 41    **Sec. 73.** (Deleted by amendment.)
- 42    **Sec. 74.** (Deleted by amendment.)
- 43    **Sec. 75.** (Deleted by amendment.)



1       **Sec. 76.** NRS 706.4477 is hereby amended to read as follows:  
2       706.4477 1. If towing is requested by a person other than the  
3 owner, or an agent of the owner, of the motor vehicle or a law  
4 enforcement officer:

5       (a) The person requesting the towing must be the owner of the  
6 real property from which the vehicle is towed or an authorized agent  
7 of the owner of the real property and must sign a specific request for  
8 the towing. For the purposes of this section, the operator is not an  
9 authorized agent of the owner of the real property.

10       (b) The area from which the vehicle is to be towed must be  
11 appropriately posted in accordance with state or local requirements.

12       (c) Notice must be given to the appropriate law enforcement  
13 agency pursuant to state and local requirements.

14       (d) The operator may be directed to terminate the towing by a  
15 law enforcement officer.

16       2. If, pursuant to subsection 1, the owner of the real property or  
17 authorized agent of the owner of the real property requests that a  
18 vehicle be towed from a residential complex at which the vehicle is  
19 located, the owner of the real property or authorized agent of the  
20 owner:

21       (a) Must:

22           (1) Meet the requirements of subsection 1.

23           (2) If the vehicle is being towed pursuant to subparagraph  
24 (1), (2) or (3) of paragraph (b), notify the owner or operator of the  
25 vehicle of the tow not less than 48 hours before the tow by affixing  
26 to the vehicle a sticker which provides the date and time after which  
27 the vehicle will be towed.

28       (b) May only have a vehicle towed:

29           (1) Because of a parking violation;

30           (2) If the vehicle is not registered pursuant to this chapter or  
31 chapter 482 of NRS or in any other state;

32           (3) If the registration of the vehicle:

33               (I) Has been expired for not less than 60 days, if the  
34 vehicle is owned or operated by a resident of the residential complex  
35 or does not meet the requirements of sub-subparagraph (II); or

36               (II) Is expired, if the owner of real property or authorized  
37 agent of the owner verifies that the vehicle is not owned or operated  
38 by a resident of the residential complex; or

39           (4) If the vehicle is:

40               (I) Blocking a fire hydrant, fire lane or parking space  
41 designated for the handicapped; or

42               (II) Posing an imminent threat of causing a substantial  
43 adverse effect on the health, safety or welfare of the residents of the  
44 residential complex.



1 3. If towing is requested by a county or city pursuant to NRS  
2 244.3605 or 268.4122, as applicable:

3 (a) Notice must be given to the appropriate law enforcement  
4 agency pursuant to state and local requirements.

5 (b) The operator may be directed to terminate the towing by a  
6 law enforcement officer.

7 4. *If towing is requested based on subparagraph (2) or (3) of*  
8 *paragraph (b) of subsection 2, the operator shall independently*  
9 *verify the registration status of the vehicle before towing the*  
10 *vehicle. If, upon accessing the Internet website of the Department*  
11 *for such verification the operator encounters a failure of the*  
12 *verification system or receives an error message, the operator shall*  
13 *be considered to have met the requirements of this subsection. The*  
14 *operator shall retain evidence of such verification, system failure*  
15 *or error message for not less than 1 year. An operator who fails to*  
16 *comply with this subsection is responsible for the cost of removal*  
17 *and storage of the vehicle.*

18 5. The registered owner of a motor vehicle towed pursuant to  
19 the provisions of subsection 1, 2 or 3:

20 (a) Is presumed to have left the motor vehicle on the real  
21 property from which the vehicle is towed; and

22 (b) ~~H5~~ *Except as otherwise provided in subsection 4, is*  
23 *responsible for the cost of removal and storage of the motor vehicle.*

24 ~~F5~~ 6. The registered owner may rebut the presumption in  
25 subsection ~~F4~~ 5 by showing that:

26 (a) The registered owner transferred the registered owner's  
27 interest in the motor vehicle:

28 (1) Pursuant to the provisions set forth in NRS 482.399 to  
29 482.420, inclusive; or

30 (2) As indicated by a bill of sale for the vehicle that is signed  
31 by the registered owner; or

32 (b) The vehicle is stolen, if the registered owner submits  
33 evidence that, before the discovery of the vehicle, the registered  
34 owner filed an affidavit with the Department or a written report with  
35 an appropriate law enforcement agency alleging the theft of the  
36 vehicle.

37 ~~F6~~ 7. As used in this section:

38 (a) "Parking violation" means a violation of any:

39 (1) State or local law or ordinance governing parking; or

40 (2) Parking rule promulgated by the owner or manager of the  
41 residential complex that applies to vehicles on the property of the  
42 residential complex.

43 (b) "Residential complex" means a group of apartments,  
44 condominiums or townhomes intended for use as residential units  
45 and for which a common parking area is provided, regardless of



1 whether each resident or unit has been assigned a specific parking  
2 space in the common parking area.

3 **Sec. 77.** (Deleted by amendment.)

4 **Sec. 78.** This act becomes effective:

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

8 2. On July 1, 2020, for all other purposes.

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