

ASSEMBLY BILL NO. 57—COMMITTEE  
ON GROWTH AND INFRASTRUCTURE

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises various provisions relating to motor vehicles. (BDR 9-274)

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

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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; revising provisions relating to a lien on a motor vehicle; revising the date by which the Director of the Department of Motor Vehicles is required to submit certain reports concerning garages, garage operators and body shops; repealing provisions relating to special license plates issued to honorary consuls of foreign countries; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Under existing law, certain persons who store, maintain, keep, repair or furnish  
2 facilities or services for certain vehicles have a lien on such vehicles. (NRS  
3 108.265-108.367) Existing law authorizes a person who has such a lien to satisfy  
4 the lien by selling the vehicle at an auction held at or near the place where the lien  
5 was acquired. **Section 1** of this bill provides that, if a person who has such a lien is  
6 unable to sell the vehicle at a public auction for the fair market value of the vehicle,  
7 the person may satisfy the lien by selling the vehicle by private sale directly to a  
8 third-party purchaser in an arm’s length transaction. **Section 1** also removes the  
9 requirement that a sale must be held at or near the place where the lien was  
10 acquired.

11 On November 16, 2021, the United States Department of State issued a notice  
12 indicating that it is the preference of the Office of Foreign Missions of the United  
13 States Department of State that states cease issuing special license plates to  
14 honorary consular officers. (United States Department of State, “Cessation of  
15 Honorary Consul License Plates,” November 16, 2021) In accordance with that  
16 notice, **section 7** of this bill repeals provisions of existing law which provide for the  
17 issuance of special license plates to a person appointed as an honorary consul of a



18 foreign country, thereby terminating the production and distribution of such plates.  
19 (NRS 482.3675) **Sections 2 and 3** of this bill make conforming changes by  
20 eliminating references to the repealed section.

21 Existing law requires the Director of the Department of Motor Vehicles to  
22 prepare and submit an annual report concerning garages, garage operators and body  
23 shops to the Legislative Commission or Legislature, as appropriate, on or before  
24 January 1 of each year. (NRS 487.557) **Section 4** of this bill instead requires the  
25 Director to submit this report on or before February 1 of each year. **Section 4** also  
26 updates references to the standing committees to whom the report will be  
27 transmitted.

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

1 **Section 1.** NRS 108.310 is hereby amended to read as follows:  
2 108.310 Subject to the provisions of NRS 108.2723 and  
3 108.315, the lien created in NRS 108.270 to 108.367, inclusive, may  
4 be satisfied as follows:

5 1. The lien claimant shall give written notice to the person on  
6 whose account the storing, maintaining, keeping, repairing, labor,  
7 fuel, supplies, facilities, services or accessories were made, done or  
8 given, and to any other person known to have or to claim an interest  
9 in the motor vehicle, aircraft, motorcycle, motor or aircraft  
10 equipment, aircraft parts, trailer, recreational vehicle, mobile home  
11 or manufactured home, upon which the lien is asserted, and to the:

12 (a) Housing Division of the Department of Business and  
13 Industry with regard to mobile homes, manufactured homes and  
14 commercial coaches as defined in chapter 489 of NRS; or

15 (b) Department of Motor Vehicles with regard to all other items  
16 included in this section.

17 2. ~~Ha~~ *Except as otherwise provided in subsection 3, in*  
18 accordance with the terms of a notice so given, a sale by *public*  
19 auction ~~may~~ *must* be held to satisfy any valid claim which has  
20 become a lien on the motor vehicle, aircraft, motorcycle, motor or  
21 aircraft equipment, aircraft parts, trailer, recreational vehicle, mobile  
22 home or manufactured home. ~~[The sale must be held in the place~~  
23 ~~where the lien was acquired or, if that place is manifestly unsuitable~~  
24 ~~for the purpose, at the nearest suitable place.]~~

25 3. *A lien claimant may cause a motor vehicle, aircraft,*  
26 *motorcycle, motor or aircraft equipment, aircraft parts, trailer,*  
27 *recreational vehicle, mobile home or manufactured home to be*  
28 *sold by private sale directly to a third-party purchaser in an arm's*  
29 *length transaction if the lien claimant is unable to sell the motor*  
30 *vehicle, aircraft, motorcycle, motor or aircraft equipment, aircraft*  
31 *parts, trailer, recreational vehicle, mobile home or manufactured*  
32 *home at a public auction for the fair market value of the motor*



1 *vehicle, aircraft, motorcycle, motor or aircraft equipment, aircraft*  
2 *parts, trailer, recreational vehicle, mobile home or manufactured*  
3 *home.*

4 ~~[3.]~~ 4. After the time for the payment of the claim specified in  
5 the notice has elapsed, an advertisement of the sale, describing the  
6 motor vehicle, aircraft, motorcycle, motor or aircraft equipment,  
7 aircraft parts, trailer, recreational vehicle, mobile home or  
8 manufactured home to be sold, and stating the name of the owner or  
9 person on whose account it is held, and the time and place of the  
10 sale, must be published once a week for 3 consecutive weeks in a  
11 newspaper *of general circulation* published in the place where the  
12 sale is to be held . ~~[, but if no newspaper is published in that place,~~  
13 ~~then in a newspaper published in this State that has a general~~  
14 ~~circulation in that place.]~~ The sale must not be held less than 22  
15 days after the time of the first publication.

16 ~~[4.]~~ 5. From the proceeds of the sale the lien claimant who  
17 furnished the services, labor, fuel, accessories, facilities or supplies  
18 shall satisfy the lien, including the reasonable charges of notice,  
19 advertisement and sale. The balance, if any, of the proceeds must be  
20 delivered, on demand, to the person to whom the lien claimant  
21 would have been bound to deliver, or justified in delivering, the  
22 motor vehicle, aircraft, motorcycle, motor or aircraft equipment,  
23 aircraft parts, trailer, recreational vehicle, mobile home or  
24 manufactured home.

25 6. *Nothing in this section shall be construed to prohibit a lien*  
26 *claimant from purchasing a motor vehicle, aircraft, motorcycle,*  
27 *motor or aircraft equipment, aircraft parts, trailer, recreational*  
28 *vehicle, mobile home or manufactured home at a public auction*  
29 *held pursuant to subsection 2 for the fair market value of the*  
30 *motor vehicle, aircraft, motorcycle, motor or aircraft equipment,*  
31 *aircraft parts, trailer, recreational vehicle, mobile home or*  
32 *manufactured home.*

33 7. *As used in this section:*

34 (a) *“Arm’s length transaction” means a transaction between*  
35 *two parties:*

36 (1) *Who are not related, affiliated or on close terms; and*

37 (2) *Who are presumed to have roughly equal bargaining*  
38 *power.*

39 (b) *“Fair market value” means the retail value of a motor*  
40 *vehicle, aircraft, motorcycle, motor or aircraft equipment, aircraft*  
41 *parts, trailer, recreational vehicle, mobile home or manufactured*  
42 *home that is established by:*

43 (1) *An objective appraisal based upon local market*  
44 *resources, including, without limitation, automobile dealers and*  
45 *classified advertisements of newspapers;*



- 1           (2) *An independent appraisal service;*
- 2           (3) *A current issue of a nationally recognized guide used by*
- 3 *financial institutions in this State for the valuation of used goods,*
- 4 *including, without limitation, used motor vehicles; or*
- 5           (4) *A computer-based service commonly used by the*
- 6 *insurance industry for the valuation of goods, including, without*
- 7 *limitation, used motor vehicles.*

8       **Sec. 2.** NRS 482.379 is hereby amended to read as follows:

9       482.379 1. The Director may order the design and  
10 preparation of license plates which commemorate the 125th  
11 anniversary of Nevada's admission into the Union and establish the  
12 procedures for the application and issuance of the plates.

13       2. The Department may designate any colors, numbers and  
14 letters for the commemorative plates.

15       3. A person who is entitled to license plates pursuant to NRS  
16 482.265 may apply for commemorative license plates.

17       4. The fee for the commemorative license plates is \$10, in  
18 addition to all other applicable registration and license fees and  
19 governmental services taxes. If a person is eligible for and applies  
20 for any special license plates issued pursuant to NRS 482.3667,  
21 482.3672, ~~482.3675,~~ 482.368 or 482.370 to 482.3825, inclusive,  
22 and applies to have those special license plates combined with  
23 commemorative plates, the person must pay the fees for the special  
24 license plates in addition to the fee for the commemorative plates.

25       5. In addition to all fees for the license, registration and  
26 governmental services taxes, a person who is eligible for and applies  
27 for commemorative plates must pay \$25 for the celebration of the  
28 125th anniversary of Nevada's admission into the Union. The fees  
29 for the license, registration, and governmental services taxes and the  
30 charge for the celebration may be paid with a single check.

31       6. Commemorative plates are renewable upon the payment of  
32 \$10.

33       7. If during a registration period, the holder of commemorative  
34 plates issued pursuant to the provisions of this section disposes of  
35 the vehicle to which the plates are affixed, the holder may retain the  
36 plates and:

37       (a) Within 30 days after removing the plates from the vehicle,  
38 return them to the Department; or

39       (b) Affix them to another vehicle which meets the requirements  
40 of this section if the transfer and registration fees are paid as is  
41 provided for in this chapter.

42       8. Except as otherwise provided by subsection 10, if a  
43 commemorative license plate or set of license plates issued pursuant  
44 to the provisions of this section is lost, stolen or mutilated, the  
45 owner of the vehicle may secure a duplicate number plate or set of



1 duplicate number plates, as the case may be, from the Department  
2 upon payment of the fees set forth in subsection 2 of NRS 482.500.

3 9. The Department shall, for each set of commemorative  
4 license plates that it issues:

5 (a) Deposit the \$25 collected for the celebration of the 125th  
6 anniversary of Nevada's admission into the Union with the State  
7 Treasurer for credit to the Account for Nevada's 125th Anniversary  
8 in the State General Fund;

9 (b) Deposit \$7.50 with the State Treasurer for credit to the  
10 Motor Vehicle Fund pursuant to the provisions of NRS 482.180;  
11 and

12 (c) Deposit \$2.50 with the State Treasurer for credit to the  
13 Department to reimburse the Department for the cost of  
14 manufacturing the license plates.

15 10. The Department shall not:

16 (a) Issue the commemorative license plates after October 31,  
17 1990.

18 (b) Issue duplicate or replacement commemorative license plates  
19 after June 30, 1995.

20 11. License plates issued pursuant to this section are not  
21 subject to reissue pursuant to subsection 2 of NRS 482.265.

22 **Sec. 3.** NRS 482.500 is hereby amended to read as follows:

23 482.500 1. Except as otherwise provided in subsection 2 or 3  
24 or specifically provided by statute, whenever upon application any  
25 duplicate or substitute certificate of registration, indicator, decal or  
26 number plate is issued, the following fees must be paid:

27	
28	For a certificate of registration ..... \$5.00
29	For every substitute number plate or set of plates ..... 5.00
30	For every duplicate number plate or set of plates ..... 10.00
31	For every decal displaying a county name ..... .50
32	For every other indicator, decal, license plate
33	sticker or tab ..... 5.00
34	

35 2. The following fees must be paid for any replacement  
36 number plate or set of plates issued for the following special license  
37 plates:

38 (a) For any special plate issued pursuant to NRS 482.3667,  
39 482.367002, 482.3672, ~~482.3675,~~ 482.370 to 482.3755, inclusive,  
40 482.376 or 482.379 to 482.3818, inclusive, a fee of \$10.

41 (b) For any special plate issued pursuant to NRS 482.368,  
42 482.3765, 482.377 or 482.378, a fee of \$5.

43 (c) Except as otherwise provided in paragraph (a) of subsection  
44 1 of NRS 482.3824, for any souvenir license plate issued pursuant  
45 to NRS 482.3825 or sample license plate issued pursuant to NRS



1 482.2703, a fee equal to that established by the Director for the  
2 issuance of those plates.

3 3. A fee must not be charged for a duplicate or substitute of a  
4 decal issued pursuant to NRS 482.37635.

5 4. The fees which are paid for replacement number plates,  
6 duplicate number plates and decals displaying county names must  
7 be deposited with the State Treasurer for credit to the Motor Vehicle  
8 Fund and allocated to the Department to defray the costs of  
9 replacing or duplicating the plates and manufacturing the decals.

10 **Sec. 4.** NRS 487.557 is hereby amended to read as follows:

11 487.557 1. On or before ~~January~~ *February* 1 of each year,  
12 the Director of the Department shall prepare a report concerning  
13 garages, garage operators and body shops. The report must include:

14 (a) The number of complaints relating to garages, garage  
15 operators and body shops made to and acted upon by the  
16 Department during the year for which the report is prepared;

17 (b) The number of investigations conducted during that year by  
18 the Department relating to garages, garage operators and body  
19 shops; and

20 (c) The outcome of each investigation specified in paragraph (b)  
21 and the extent to which any information relating to each  
22 investigation is subject to disclosure to the members of the public.

23 2. On or before ~~January~~ *February* 1 of each even-numbered  
24 year, the Director of the Department shall submit the report required  
25 pursuant to subsection 1 to the Legislative Commission. On or  
26 before ~~January~~ *February* 1 of each odd-numbered year, the  
27 Director of the Department shall submit the report to the Director of  
28 the Legislative Counsel Bureau for transmittal to:

29 (a) The Senate Standing Committee on ~~Energy,~~ *Growth and*  
30 *Infrastructure* ; ~~and Transportation;~~ and

31 (b) The Assembly Standing Committee on ~~Transportation;~~  
32 *Growth and Infrastructure.*

33 **Sec. 5.** A person to whom the Department of Motor Vehicles  
34 issued special license plates pursuant to NRS 482.3675 shall, on or  
35 before January 1, 2024, surrender any such plates in his or her  
36 possession to the Department, and, in lieu of any plates surrendered,  
37 is entitled to receive regular Nevada license plates.

38 **Sec. 6.** The provisions of subsection 1 of NRS 218D.380 do  
39 not apply to any provision of this act which adds or revises a  
40 requirement to submit a report to the Legislature.

41 **Sec. 7.** NRS 482.3675 is hereby repealed.

42 **Sec. 8.** This act becomes effective on July 1, 2023.



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**TEXT OF REPEALED SECTION**

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**482.3675 Honorary consul of foreign country.**

1. An owner of a motor vehicle who is a United States citizen or a citizen of a foreign country residing in this State and who holds from a foreign country a letter of appointment as an honorary consul may, upon signed application on a form prescribed and provided by the Department, accompanied by:

(a) The fee charged for personalized prestige license plates in NRS 482.367 in addition to all other required registration fees and taxes; and

(b) A copy of the letter of appointment from that country,  
↳ be issued a set of license plates upon which is inscribed CONSULAR CORPS with a number of characters, including numbers and letters, as determined necessary by the Director pursuant to NRS 482.367003.

2. Each person who is eligible for special license plates under this section may apply for one set of plates. The plates may be used only on a private passenger vehicle or a noncommercial truck.

3. When a person to whom special license plates have been issued pursuant to this section loses his or her status as an honorary consul, the person shall surrender any special plates he or she possesses to the Department and is entitled to receive regular Nevada license plates. Surrendered plates may be reissued or disposed of in a manner authorized by the regulations of the Department.

4. The Department may adopt regulations governing the issuance of special license plates to honorary consuls of foreign countries. The Department shall include on the form for application a notice to the applicant that the issuance of such license plates does not confer any diplomatic immunity.

5. Special license plates issued pursuant to this section are renewable upon the payment of \$10.

