

**PROPOSED REGULATION OF THE
DEPARTMENT OF MOTOR VEHICLES**

LCB File No. R018-15

June 16, 2015

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1 and 2, NRS 445B.785.

A REGULATION relating to vehicle emissions; revising provisions relating to the testing of vehicle exhaust emissions; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires certain vehicles to operate within designated exhaust emission standards and requires certain vehicles to be tested and certified annually at a station licensed by the Department of Motor Vehicles. (Chapter 445B of NRS) Existing regulations authorize the Department to grant licenses to certain governmental entities for the purpose of testing and certifying vehicles owned and operated by those governmental entities. Existing regulations also exempt the holders of such a license from certain requirements, including the requirement to obtain a waiver from the Department for certain noncompliant vehicles. (NAC 445B.461) **Section 1** of this regulation removes this exemption.

Existing regulations require vehicles operated on certain federal installations located within an area requiring a program for inspection to have their exhaust emissions inspected and certified annually, except for certain vehicles specifically exempted by regulation. (NAC 445B.595) **Section 2** of this regulation removes an exemption for vehicles operated by certain federal employees or military personnel who are visiting a federal installation for 60 days or less during a calendar year.

Section 1. NAC 445B.461 is hereby amended to read as follows:

445B.461 1. A license may be issued to the Federal Government or any state agency or political subdivision of the State to inspect motor vehicles owned by the Federal Government, the State or the political subdivision for the purpose of compliance with NAC 445B.400 to 445B.735, inclusive.

2. The Federal Government or any state agency or political subdivision, in complying with NAC 445B.400 to 445B.735, inclusive, shall submit to the Department annually a list, in a form prescribed by the Department, of those motor vehicles which are assigned license plates issued by the Department as described in NRS 482.368.

3. The holder of a license issued pursuant to subsection 1 is exempt from the requirements set forth in the following sections for the limited purposes indicated:

(a) Bond, NAC 445B.465;

(b) Evidence of compliance, NAC 445B.583 to 445B.586, inclusive; *and*

(c) Sign, NAC 445B.469 . ~~}; and~~

~~(d) Use of waiver, NAC 445B.590.}~~

Sec. 2. NAC 445B.595 is hereby amended to read as follows:

445B.595 1. Motor vehicles owned by the State or any of its political subdivisions which are provided distinguishing license plates issued by the Department must be inspected and certified annually if they are based in those areas where a program for the inspection of exhaust emissions has been put into effect.

2. Motor vehicles operated on federal installations located within an area requiring a program for the inspection of exhaust emissions must be inspected and certified annually. The provisions of this subsection:

(a) Apply to all motor vehicles which are owned, leased or operated by an employee of, or military personnel stationed at, a federal installation;

(b) Apply to all motor vehicles which are owned, leased or operated by any agency of the Federal Government on a federal installation; *and*

(c) Do not apply to tactical military vehicles operated on a federal installation . ~~}; and~~

~~—(d) Do not apply to motor vehicles which are owned, leased or operated on a federal installation by visiting federal employees or military personnel when the visit does not exceed 60 days within any 1 calendar year. A federal installation shall annually submit to the Department evidence showing that it has complied with the provisions of this subsection, in a form prescribed by the Department.]~~