

ASSEMBLY BILL NO. 320—ASSEMBLYMAN CARRILLO

MARCH 18, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing commercial motor vehicles. (BDR 43-255)

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 commercial motor vehicles; revising provisions relating to additional fees for the registration of certain commercial motor vehicles based on the weight of the vehicle; revising provisions governing the permitting of certain commercial motor vehicles based on the length of the vehicle; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires, for every motortruck, truck-tractor or bus, the payment
2 of an additional fee for registration that is based on the weight of the vehicle. At the
3 top of the fee schedule, such a vehicle which weighs not less than 26,001 pounds
4 and not more than 80,000 pounds must pay a fee of \$17 for each 1,000 pounds,
5 with a maximum fee of \$1,360. (NRS 482.482) **Section 1** of this bill adds an
6 additional tier of vehicle weights, to the extent authorized by federal law, from
7 80,001 pounds to 129,000 pounds. Such a vehicle must pay a fee of \$1,360, plus
8 \$20 for each 1,000 pounds over 80,000 pounds, with a maximum fee of \$2,340. A
9 vehicle may be registered at a weight over 129,000 pounds to the extent federal law
10 authorizes additional weight allowances for certain alternative fuel sources and idle
11 reduction technology.

12 Under existing law, certain permits to operate certain longer combinations of
13 vehicles are issued by the Department of Transportation. Such permits are
14 transferable. (NRS 706.531) **Section 2** of this bill provides that for a vehicle
15 registered in excess of 80,000 pounds no separate permit is required, and that once
16 the vehicle is registered to operate in excess of 80,000 pounds, such a vehicle is
17 deemed permitted to operate at any legal reducible combination. A separate permit
18 is still required for a reducible combination that is less than 80,000 pounds but
19 exceeding 70 feet in length.



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

1 **Section 1.** NRS 482.482 is hereby amended to read as follows:

2 482.482 1. In addition to any other applicable fee listed in
3 NRS 482.480, there must be paid to the Department for the
4 registration of every motortruck, truck-tractor or bus which has a
5 declared gross weight of:

6 (a) Less than 6,000 pounds, a fee of \$33.

7 (b) Not less than 6,000 pounds and not more than 8,499 pounds,
8 a fee of \$38.

9 (c) Not less than 8,500 pounds and not more than 10,000
10 pounds, a fee of \$48.

11 (d) Not less than 10,001 pounds and not more than 26,000
12 pounds, a fee of \$12 for each 1,000 pounds or fraction thereof.

13 (e) Not less than 26,001 pounds and not more than 80,000
14 pounds, a fee of \$17 for each 1,000 pounds or fraction thereof. ~~The~~
15 ~~maximum fee is \$1,360.]~~

16 (f) *To the extent authorized by federal law, not less than*
17 *80,001 and not more than 129,000 pounds, a fee of \$1,360, plus*
18 *\$20 for each 1,000 pounds or fraction thereof over 80,000 pounds.*
19 *The maximum fee is \$2,340. A vehicle may register for additional*
20 *weight as follows, for no additional fee:*

21 (1) *A vehicle powered by an alternative fuel source,*
22 *including, without limitation, liquefied natural gas or electric*
23 *power, may register for additional weight in an amount equal to*
24 *the weight of the equipment required for the alternative fuel*
25 *system but not to exceed 2,000 pounds.*

26 (2) *A vehicle with an auxiliary power unit or idle reduction*
27 *technology, as those terms are defined in 42 U.S.C. § 16104, may*
28 *register for additional weight in an amount equal to the weight of*
29 *the auxiliary power unit or idle reduction technology but not to*
30 *exceed 550 pounds.*

31 2. Except as otherwise provided in subsection 6, the original or
32 renewal registration fees for fleets of vehicles with a declared gross
33 weight in excess of 26,000 pounds and the governmental services
34 tax imposed by the provisions of chapter 371 of NRS for the
35 privilege of operating those vehicles may be paid in installments, the
36 amount of which must be determined by regulation. The Department
37 shall not allow installment payments for a vehicle added to a fleet
38 after the original or renewal registration is issued.

39 3. If the due date of any installment falls on a Saturday, Sunday
40 or legal holiday, that installment is not due until the next following
41 business day.



1 4. Any payment required by subsection 2 shall be deemed
2 received by the Department on the date shown by the post office
3 cancellation mark stamped on an envelope containing payment
4 properly addressed to the Department, if that date is earlier than the
5 actual receipt of that payment.

6 5. A person who fails to pay any fee pursuant to subsection 2
7 or governmental services tax when due shall pay to the Department
8 a penalty of 10 percent of the amount of the unpaid fee, plus interest
9 on the unpaid fee at the rate of 1 percent per month or fraction of a
10 month from the date the fee and tax were due until the date of
11 payment.

12 6. If a person fails to pay any fee pursuant to subsection 2 or
13 governmental services tax when due, the Department may, in
14 addition to the penalty provided for in subsection 5, require that
15 person to pay:

16 (a) The entire amount of the unpaid registration fee and
17 governmental services tax owed by that person for the remainder of
18 the period of registration; and

19 (b) On an annual basis, any registration fee and governmental
20 services tax set forth in subsection 2 which may be incurred by that
21 person in any subsequent period of registration.

22 7. A person who is convicted of, or who pleads guilty, guilty
23 but mentally ill or nolo contendere to, a violation of NRS 484D.630
24 must reregister the vehicle with a declared gross weight equal to:

25 (a) The gross vehicle weight rating; or

26 (b) The combined gross vehicle weight rating, if the vehicle was
27 operated in combination at the time of the violation.

28 ↪ The registration fee owed pursuant to this subsection is incurred
29 from the date the person was convicted of, or pled guilty, guilty but
30 mentally ill or nolo contendere to, a violation of NRS 484D.630.

31 **Sec. 1.5.** NRS 706.531 is hereby amended to read as follows:

32 706.531 1. The Department of Transportation *or its designee*
33 shall approve an application for a permit pursuant to the provisions
34 of subsection 5 of NRS 484D.615. ~~[/The permit must be carried and
35 displayed in such a manner as the Department determines on every
36 combination so operating. The permit issued may be transferred
37 from one combination to another, under such conditions as the
38 Department may by regulation prescribe, but must not be transferred
39 from one person or operator to another without prior approval of the
40 Department. The permit may be used only on]~~ *In lieu of a separate
41 permit issued by the Department, a motor [vehicles] vehicle*
42 regularly licensed *in excess of 80,000 pounds* pursuant to the
43 provisions of NRS 482.482 ~~[.]~~ *shall be deemed permitted to operate*
44 *any legal, reducible combination pursuant to NRS 484D.615.*



1 2. The annual fee for each permit for a *legal, reducible*
 2 combination of vehicles ~~is \$60 for each 1,000 pounds or fraction~~
 3 ~~thereof of gross weight in excess of 80,000 pounds. The fee must be~~
 4 ~~reduced one twelfth for each month that has elapsed since the~~
 5 ~~beginning of each registration cycle rounded to the nearest dollar,~~
 6 ~~but must not be less than \$50. The annual fee for each permit for a~~
 7 ~~combination of vehicles] exceeding 70 feet in length but~~ not
 8 exceeding 80,000 pounds is \$10.

9 3. The fee required pursuant to this ~~[subsection is]~~ *section is* in
 10 addition to all other fees required by the provisions of this chapter.
 11 ~~[The Department of Transportation shall adopt regulations~~
 12 ~~establishing registration cycles for permits issued pursuant to this~~
 13 ~~section and establishing procedures for assigning a person applying~~
 14 ~~for a permit pursuant to this section to a particular registration cycle.~~
 15 ~~—3.]~~

16 4. Any person operating a combination of vehicles licensed
 17 pursuant to the provisions of subsection *1 or 2* who is apprehended
 18 operating a combination ~~[in excess of the gross weight for]~~ which
 19 ~~[the fee in subsection 2 has been paid]~~ *violates this section or NRS*
 20 *484D.615* is, in addition to all other penalties provided by law,
 21 liable for the difference between the fee for the load being carried
 22 and the fee paid, for the full licensing period.

23 ~~[4. Any person apprehended operating a combination of~~
 24 ~~vehicles without having complied with the provisions of this section~~
 25 ~~and NRS 484D.615 is, in addition to all other penalties provided by~~
 26 ~~law, liable for the payment of the fee which would be due pursuant~~
 27 ~~to the provisions of subsection 2 for the balance of the registration~~
 28 ~~cycle for the gross load being carried at the time of apprehension.~~

29 ~~—5. The holder of an original permit may, upon surrendering the~~
 30 ~~permit to the Department or upon delivering to the Department a~~
 31 ~~signed and notarized statement that the permit was lost or stolen and~~
 32 ~~such other documentation as the Department may require, apply to~~
 33 ~~the Department:~~

34 ~~—(a) For a refund of an amount equal to that portion of the fees~~
 35 ~~paid for the permit that is attributable, on a pro rata monthly basis,~~
 36 ~~to the remainder of the registration cycle; or~~

37 ~~—(b) To have that amount credited against excise taxes due~~
 38 ~~pursuant to the provisions of chapter 366 of NRS.]~~

Sec. 2. This act becomes effective on January 1, 2020.

