

SENATE BILL NO. 130—COMMITTEE ON NATURAL RESOURCES
(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON PUBLIC LANDS)

PREFILED FEBRUARY 4, 2011

Referred to Committee on Natural Resources

SUMMARY—Revises certain provisions governing the titling and registration of off-highway vehicles. (BDR S-210)

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 off-highway vehicles; revising the prospective terms of the members of the Commission on Off-Highway Vehicles; revising the effective date of certain other provisions governing the titling and registration of off-highway vehicles; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 In 2009, the provisions of Senate Bill No. 394 were enacted, which provide for
2 the issuance of a certificate of title and registration for an off-highway vehicle by
3 the Department of Motor Vehicles. (Chapter 504, Statutes of Nevada 2009, pp.
4 3076-3106) Those provisions also: (1) create the Revolving Account for the
5 Assistance of the Department, into which must be deposited all money received by
6 the Department from the Federal Government or any other source to assist the
7 Department in carrying out the provisions of that bill relating to the titling and
8 registration of off-highway vehicles; (2) create the Commission on Off-Highway
9 Vehicles, consisting of 11 members appointed by the Governor; and (3) require the
10 Interim Finance Committee, after determining that at least \$500,000 is available in
11 the Revolving Account for the Assistance of the Department, to notify the
12 Department of that fact. (Chapter 504, Statutes of Nevada 2009, pp. 3082-85, 3105)
13 The following provisions of that bill became effective upon passage and approval:
14 (1) the provisions creating the Revolving Account for the Assistance of the
15 Department; (2) the provisions governing the appointment of the members of the
16 Commission on Off-Highway Vehicles by the Governor; and (3) the provisions
17 authorizing the Department to adopt regulations to carry out that bill. The
18 remaining provisions of that bill will become effective on July 1, 2011, or 1 year
19 after the date the Interim Finance Committee issues the notice concerning the
20 Revolving Account for the Assistance of the Department, whichever occurs first. If



21 the Interim Finance Committee fails to issue that notice before July 1, 2011, the
22 provisions of that bill expire by limitation on that date. (Chapter 504, Statutes of
23 Nevada 2009, p. 3105)

24 **Section 1** of this bill requires the Governor, as soon as practicable after July 1,
25 2011, to appoint: (1) four members of the Commission on Off-Highway Vehicles to
26 terms that expire on January 1, 2013; (2) four members of the Commission to terms
27 that expire on January 1, 2014; and (3) three members of the Commission to terms
28 that expire on January 1, 2015. **Section 2** of this bill extends the effective date for
29 most of the remaining provisions of Senate Bill No. 394 by changing July 1, 2011,
30 to July 1, 2012.

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

1 **Section 1.** Section 62 of chapter 504, Statutes of Nevada 2009,
2 at page 3105, is hereby amended to read as follows:

3 Sec. 62. 1. As soon as practicable after passage and
4 approval of this act, the Governor shall solicit applications for
5 the appointment of the members of the Commission on
6 Off-Highway Vehicles created by section 16 of this act.

7 2. As soon as practicable after July 1, ~~2010,~~ 2011, the
8 Governor shall, after considering each application received
9 pursuant to subsection 1, appoint the members of the
10 Commission on Off-Highway Vehicles who are qualified
11 pursuant to section 16 of this act to initial terms as follows:

12 (a) Four members to terms that expire on January 1,
13 ~~2012,~~ 2013.

14 (b) Four members to terms that expire on January 1,
15 ~~2013,~~ 2014.

16 (c) Three members to terms that expire on January 1,
17 ~~2014,~~ 2015.

18 **Sec. 2.** Section 63 of chapter 504, Statutes of Nevada 2009, at
19 page 3105, is hereby amended to read as follows:

20 Sec. 63. 1. This section and sections 19.5 and 62.5 of
21 this act become effective upon passage and approval.

22 2. Sections 1 to 19, inclusive, and 20 to 62, inclusive, of
23 this act become effective:

24 (a) Upon passage and approval for purposes of:

25 (1) The appointment by the Governor of the members
26 of the Commission on Off-Highway Vehicles created by
27 section 16 of this act; and

28 (2) The adoption of regulations to carry out the
29 provisions of this act.

30 (b) On July 1, ~~2011,~~ 2012, or 1 year after the date the
31 Interim Finance Committee issues a notice to the Department



1 of Motor Vehicles pursuant to section 62.5 of this act,
2 whichever occurs first, for all other purposes.

3 3. This section and sections 1 to 62.5, inclusive, of this
4 act expire by limitation on July 1, ~~2011,~~ 2012, if the Interim
5 Finance Committee has not issued a notice to the Department
6 of Motor Vehicles pursuant to section 62.5 of this act before
7 that date.

8 4. Except as otherwise provided in subsection 3, sections
9 24 and 25 of this act expire by limitation on the date on which
10 the provisions of 42 U.S.C. § 666 requiring each state to
11 establish procedures under which the state has authority to
12 withhold or suspend, or restrict the use of professional,
13 occupational and recreational licenses of persons who:

14 (a) Have failed to comply with a subpoena or warrant
15 relating to a proceeding to determine the paternity of a child
16 or to establish or enforce an obligation for the support of a
17 child; or

18 (b) Are in arrears in the payment for the support of one or
19 more children,

20 ↪ are repealed by the Congress of the United States.

21 **Sec. 3.** This act becomes effective upon passage and approval.



