

SENATE BILL NO. 205—SENATORS HANSEN, STONE, TITUS,
GOICOECHEA; KRASNER AND SEEVERS GANSERT

MARCH 2, 2023

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions relating to the registration of off-highway vehicles. (BDR 43-546)

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 off-highway vehicles; revising provisions governing the registration of certain off-highway vehicles; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the annual registration of certain off-highway vehicles,
2 including large all-terrain vehicles, with the Department of Motor Vehicles. (NRS
3 490.082, 490.0825) **Section 1** of this bill replaces the requirement to register such
4 vehicles annually with a requirement to register such vehicles every 3 years.
5 **Section 2** of this bill makes a conforming change to replace a reference to annual
6 registration with a reference to triennial registration.

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

1 **Section 1.** NRS 490.082 is hereby amended to read as follows:
2 490.082 1. An owner of an off-highway vehicle that is
3 acquired:

4 (a) Before July 1, 2011:

5 (1) May apply for, to the Department by mail or to an
6 authorized dealer, and obtain from the Department, a certificate of
7 title for the off-highway vehicle.

8 (2) Except as otherwise provided in subsection 3, shall,
9 within 1 year after July 1, 2011, apply for, to the Department by
10 mail or to an authorized dealer, and obtain from the Department, the
11 registration of the off-highway vehicle.



1 (b) On or after July 1, 2011, shall, within 30 days after acquiring
2 ownership of the off-highway vehicle:

3 (1) Apply for, to the Department by mail or to an authorized
4 dealer, and obtain from the Department, a certificate of title for the
5 off-highway vehicle.

6 (2) Except as otherwise provided in subsection 3, apply for,
7 to the Department by mail or to an authorized dealer, and obtain
8 from the Department, the registration of the off-highway vehicle
9 pursuant to this section or NRS 490.0825.

10 2. If an owner of an off-highway vehicle applies to the
11 Department or to an authorized dealer for:

12 (a) A certificate of title for the off-highway vehicle, the owner
13 shall submit to the Department or to the authorized dealer proof
14 prescribed by the Department that he or she is the owner of the off-
15 highway vehicle.

16 (b) Except as otherwise provided in NRS 490.0825, the
17 registration of the off-highway vehicle, the owner shall submit:

18 (1) If ownership of the off-highway vehicle was obtained
19 before July 1, 2011, proof prescribed by the Department:

20 (I) That he or she is the owner of the off-highway vehicle;
21 and

22 (II) Of the unique vehicle identification number, serial
23 number or distinguishing number obtained pursuant to NRS
24 490.0835 for the off-highway vehicle; or

25 (2) If ownership of the off-highway vehicle was obtained on
26 or after July 1, 2011:

27 (I) Evidence satisfactory to the Department that he or she
28 has paid all taxes applicable in this State relating to the purchase of
29 the off-highway vehicle, or submit an affidavit indicating that he or
30 she purchased the vehicle through a private party sale and no tax is
31 due relating to the purchase of the off-highway vehicle; and

32 (II) Proof prescribed by the Department that he or she is
33 the owner of the off-highway vehicle and of the unique vehicle
34 identification number, serial number or distinguishing number
35 obtained pursuant to NRS 490.0835 for the off-highway vehicle.

36 3. Registration of an off-highway vehicle is not required if the
37 off-highway vehicle:

38 (a) Is owned and operated by:

39 (1) A federal agency;

40 (2) An agency of this State; or

41 (3) A county, incorporated city or unincorporated town in
42 this State;

43 (b) Is part of the inventory of a dealer of off-highway vehicles
44 and is affixed with a special plate provided to the off-highway
45 vehicle dealer pursuant to NRS 490.0827;



1 (c) Is registered or certified in another state and is located in this
2 State for not more than 15 days;

3 (d) Is used solely for husbandry on private land or on public
4 land that is leased to or used under a permit issued to the owner or
5 operator of the off-highway vehicle;

6 (e) Is used for work conducted by or at the direction of a public
7 or private utility;

8 (f) Was manufactured before January 1, 1976;

9 (g) Is operated solely in an organized race, festival or other
10 event that is conducted:

11 (1) Under the auspices of a sanctioning body; or

12 (2) By permit issued by a governmental entity having
13 jurisdiction;

14 (h) Except as otherwise provided in paragraph (d), is operated or
15 stored on private land or on public land that is leased to the owner or
16 operator of the off-highway vehicle, including when operated in an
17 organized race, festival or other event;

18 (i) Is used in a search and rescue operation conducted by a
19 governmental entity having jurisdiction; or

20 (j) Has a displacement of not more than 70 cubic centimeters.

21 ➔ As used in this subsection, "sanctioning body" means an
22 organization that establishes a schedule of racing events, grants
23 rights to conduct those events and establishes and administers rules
24 and regulations governing the persons who conduct or participate in
25 those events.

26 4. The registration of an off-highway vehicle pursuant to this
27 section or NRS 490.0825 expires ~~1-year~~ **3 years** after its issuance.
28 If an owner of an off-highway vehicle fails to renew the registration
29 of the off-highway vehicle before it expires, the registration may be
30 reinstated upon the payment to the Department of the ~~annual~~
31 **triennial** renewal fee, a late fee of \$10 and, if applicable, proof of
32 insurance required pursuant to NRS 490.0825. Any late fee
33 collected by the Department must be deposited with the State
34 Treasurer for credit to the Revolving Account for the Administration
35 of Off-Highway Vehicle Titling and Registration created by
36 NRS 490.085.

37 5. If a certificate of title or registration for an off-highway
38 vehicle is lost or destroyed, the owner of the off-highway vehicle
39 may apply to the Department by mail, or to an authorized dealer, for
40 a duplicate certificate of title or registration. The Department may
41 collect a fee to replace a certificate of title or registration certificate,
42 sticker or decal that is lost, damaged or destroyed. Any such fee
43 collected by the Department must be:
44 (a) Set forth by the Department by regulation; and



1 (b) Deposited with the State Treasurer for credit to the
2 Revolving Account for the Administration of Off-Highway Vehicle
3 Titling and Registration created by NRS 490.085.

4 6. The provisions of subsections 1 to 5, inclusive, do not apply
5 to an owner of an off-highway vehicle who is not a resident of this
6 State.

7 **Sec. 2.** NRS 490.084 is hereby amended to read as follows:

8 490.084 1. The Department shall determine the fee for
9 issuing a certificate of title for an off-highway vehicle, but such fee
10 must not exceed the fee imposed for issuing a certificate of title
11 pursuant to NRS 482.429. Money received from the payment of the
12 fees described in this subsection must be deposited with the State
13 Treasurer for credit to the Revolving Account for the Administration
14 of Off-Highway Vehicle Titling and Registration created by
15 NRS 490.085.

16 2. The Commission shall determine the fee for the ~~annual~~
17 *triennial* registration of an off-highway vehicle pursuant to NRS
18 490.082 or 490.0825, but such fee must not be less than \$20 or more
19 than \$30. Money received from the payment of the fees described in
20 this subsection must be deposited with the State Treasurer for credit
21 to the Revolving Account for the Administration of Off-Highway
22 Vehicle Titling and Registration created by NRS 490.085.

23 **Sec. 3.** 1. This section becomes effective upon passage and
24 approval.

25 2. Sections 1 and 2 of this act become effective:

26 (a) Upon passage and approval for the purpose of adopting any
27 regulations and performing any other preparatory administrative
28 tasks that are necessary to carry out the provisions of this act; and

29 (b) On January 1, 2024, for all other purposes.

