



**Minutes of the Advisory Board on  
Automotive Affairs**

held on October 08, 2009 at 10:00 am  
at the Nevada Department of Motor Vehicles  
Central Conference Room, 305 Galletti Way, Reno, NV. 89512

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*These minutes are prepared in compliance with NRS 247.035. Text is in summarized rather than verbatim format.  
For complete contents, please refer to meeting tapes on file at the Nevada Department of Motor Vehicles.*

**THIS MEETING WAS PROPERLY NOTICED AND POSTED IN THE FOLLOWING  
LOCATIONS ON SEPTEMBER 29, 2009.**

Department of Motor  
Vehicles  
555 Wright Way  
Carson City, NV. 89711

Nevada  
State Library  
100 N. Stewart St.  
Carson City, NV. 89701

Department of Motor  
Vehicles  
2701 E. Sahara  
Las Vegas, NV. 89104

Department of Motor  
Vehicles  
305 Galletti Way  
Reno, NV. 89512

Department of Motor  
Vehicles Website  
[www.dmvnv.com](http://www.dmvnv.com)

**1. Call to Order**

- A. Steve Yarborough called the meeting of the Advisory Board on Automotive Affairs to order at 10:08 am.
- B. Board introductions took place along with the public that was present.

**MEMBERS PRESENT:**

Dick Mills, Pick -N- Pull  
Steve Yarborough, Sierra Service Station Co. - Chairman  
Steven Craig, AAA Nevada  
Troy Dillard, DMV-CED

**MEMBERS ABSENT:**

Michael Spears, Collision Authority – Co-Chairman  
Robert Ellis, B&E Auto Auction  
Vacant, Consumer

**INTERESTED PARTIES:**

Debbie Bowman, DMV-CED

## 2. Approval of December 16, 2008 Meeting Minutes

- A. The Chairman opened the December 16, 2008 meeting minutes for discussion, comment and approval. The Board approved the minutes without any changes.

## 3. Legislative Update (*Taken Out of Order, Originally Agenda Item # 4*)

- A. During last session the following recommendations made by the Board to the Legislature in their biennial report were impacted by many changes made. The recommendations that were made are as follows.

- Addition of the Commissioner of the Consumer Affairs Division as a member of the Board.
- Addition of the Commissioner of the Nevada Transportation Authority as a member of the Board.
- Vote in support of the Anti-Tipping concept.

Due to the changes listed below, the Boards recommendations either did not make it into law because there was no bill to attach or as in the case of AB482 and AB561 the Department of eliminated and the position recommended to be added to the Board was obsolete.

- B. AB414 – *An act relating to air pollution; providing for a voluntary program of electronic submission of emissions information to the Department of Motor Vehicles (DMV) through the use of onboard diagnostic and transmission equipment; providing for the establishment of standards for emissions from a reconstructed vehicle; revising provisions for the establishment of standards for emissions from a trimobile; revising provisions relating to emissions inspection of certain heavy-duty diesel vehicles by the Department; and providing other matters properly relating thereto.* This bill allowed for a new program with active monitoring of on board diagnostics (OBD), the addition of Tri-mobiles to the emission program and registration program while defining them as a motorcycle as set in the Federal Code of Regulations (CFR) and the increasing the heavy duty diesel weight rating for emission inspections up to 14,000 pounds.
- C. AB482 – *An act relating to motor vehicles; transferring the authority for the regulation of trade practice of garages, garagemen and body shops from the Commissioner of Consumer Affairs to the Department of motor Vehicles; providing a penalty; and providing other matters properly relating thereto.*
- D. AB561 – *An act relating to reorganization of State Government; temporarily eliminating the Consumer Affairs Division of the Department of Business and Industry; temporarily eliminating the position of Commissioner of Consumer Affairs; transferring certain duties and powers of the Division and the Commissioner; and providing other matters properly relating thereto.*
- E. SB394 – *An act relating to off-highway vehicles; requiring certain owners of off-highway vehicles to obtain certificates of title and registration for those vehicles; requiring the Department o Motor vehicles to charge and collect certain fees; creating the fund for Off-Highway Vehicles; creating the Commission on Off-Highway Vehicles; creating the Revolving Account for the Administration of Off-highway Vehicle Titling and Registration as a special account in the Motor Vehicle Fund; eliminating the requirement*

*that certain persons obtain certificates of operation before operating off-highway vehicles; providing for the licensing of dealers, manufacturers and lessors of off-highway vehicles and for the consignment of off-highway vehicles; making various other changes relating to off-highway vehicles; providing penalties; and providing other matters properly relating thereto.*

- F. SB395 – *An act relating to governmental administration; revising provisions governing the issuance of certain permits by the Public Utilities Commission of Nevada pursuant to the composition of the Commission on Economic Development; requirement the Chief of the Purchasing Division of the Department of Administration to adopt regulations establishing standards for the procurement of certain appliances, equipment, lighting and other devices; requiring the State Public Works Board to adopt certain standards concerning the efficient use of water and energy; requiring licensed vehicle dealers to provide certain information concerning vehicle emission; and providing other matters properly relating thereto.* Requires all automotive dealers starting 2010 to post carbon emission data on all vehicles displayed for sale if such information is available.
- G. AB146 – *An act relating to business; providing for the establishment of a state business portal by the Secretary of State; revising the provisions relating to the issuance of state business licenses and transferring certain responsibilities concerning state business licenses from the Department of Taxation to the Secretary of State; making an appropriation; and providing other matters properly relating thereto.* Establishment of a portal for setting up a personal business in the State of Nevada.
- H. AB333 – *An act relating to motor vehicles; revising certain provisions relating to the towing of vehicles; authorizing an electronic notification to the Department of Motor vehicles of the transfer of ownership of a motor vehicle; authorizing the Department to provide certain information about the transfer of ownership of a motor vehicle to tow car operators and other interested parties; and providing other matters properly relating thereto.*
- I. AB412 – *An act relating to traffic laws; authorizes an operator of a tow car to tow an occupied vehicle under certain circumstances; and providing other matters properly relating thereto.*
- J. AB517 – *An act relating to administrative regulations; providing, with certain exception, that words or terms defined in the Nevada Revised Statutes have the same definitions in the corresponding portions of the Nevada Administrative Code; and providing other matters properly relating thereto.*
- K. SB76 – *An act relating to administrative procedure; revising provisions governing the summary suspension of a license by certain agencies of the executive Department of State Government; and providing other matters properly relating thereto.*
- L. SB350 – *An act relating to business associations; clarifying that an attorney who is a registered agent is not required to report certain privileged information under certain circumstances; increasing the fine imposed on certain foreign business entities that transact business in this State without qualifying to do business in this State; imposing a fine on persons purporting to do business in this State as a business entity without*

*legally forming that entity; making various technical corrections to various provisions relating to business associations; revising the provisions relating to dissenters; rights; revising the provisions relating to the maintenance of certain lists by certain business associations; revising the provisions relating to the proper venue for the posting of certain notices and the filing of certain actions and for certain other purposes; establishing provisions relating to restricted limited-liability companies and restricted limited partnerships, making various other changes to the provisions relating to business associations; and providing other matters properly relating thereto.*

**4. Senate Bill 360 (Taken Out of Order, Originally Agenda Item # 3)**

- A. Senate Bill 360 was a bill that was sponsored by one of the previous members of the Board. The bill was passed as follows, *“An act relating to vehicles; authorizing a person other than an automobile wrecker, dealer of new or used motor vehicles or rebuilder to obtain an identifying card and bid to purchase a vehicle other than a nonrepairable vehicle from the operator of a salvage pool; imposing a fee for the issuance of such a card; prohibiting a person who obtains such a card from purchasing form operator of salvage pools in this State more than three vehicles in any calendar year; increasing the period within which an insurance company or its authorized agent must submit an application for a salvage title or nonrepairable vehicle certificate for a salvage vehicle; providing a penalty; and providing other matters properly relating thereto.”* The DMV has been working on draft language and is preparing to schedule workshops. Members of the Board requested to be added to the interested parties list for posting of this Workshop and Hearing.

**5. Recommendation of Board Member (Vacant Consumer Representative)**

- A. Samuel Stern, Consumer Representative assigned to the Board by the Governor has informed the Department that he has moved out of State and is requested to exhaust his membership on the Board. After discussions with the Governors Offices, it was suggested that this item be placed on the Boards agenda for input or recommendation of a consumer replacement. Steven Yarborough suggested Michael Lee with Lee Brothers be considered as a replacement. Steve informed the Board that Michael Lee sat on the previous Board as a Consumer Representative and has contacted Steve on more than one occasion and expressed interested in being part of the Board. The Board members all agreed with Steve’s recommendation and requested that Ivie contact Michael Lee and if still interested, filter the Boards Recommendation to the Governors Office.

**6. Consumer Complaints - Statistical Data Review (DMV)**

- A. Troy Dillard introduced Debbie Bowman the new Management Analyst in CED. Debbie has been tasked with the responsible of providing the Board with the Statistical Data of Consumer Complaints. Troy informed the Board that the redesign of the statistical data that is reported to the Board for review is still on hold due to higher Departmental demands which means that the data listed is only based on the complainant’s primary complaint. The FY09 – FY10 statistical data has remained consistent. Comparison is as follows

FY09					FY10 – as of 08/31/09				
License Type		Active							
Body Shops		289					294		
Salvage Pools		4					7		
Wreckers		61					63		
Garages		1523					1505		
		<b>Total</b>					<b>Total</b>		
		<b>1877</b>					<b>1869</b>		
<b>Total Cases</b>		827					174		
<b>Cases with Complaints</b>		198			24%		84		48%
<b>Cases by Business Type:</b>		<b>Cases</b>			<b>Complaints</b>		<b>%</b>		
Body Shops		111			28		25%		17
Garages		657			163		25%		143
Wreckers		55			7		13%		13
Other Businesses		4			0		0%		0
		<b>Total</b>			<b>198</b>		<b>24%</b>		<b>Total</b>
		<b>827</b>			<b>198</b>		<b>24%</b>		<b>174</b>
									<b>48%</b>
									<b>48%</b>
<b>Cases by Subject:</b>		<b>Cases</b>			<b>Complaints</b>		<b>Actions</b>		
108	Mechanic Liens	3			1		3		2
445B	Pollution Control	0			0		0		0
	Drivers license,								
483	Fraudulent Activities	0			0		0		0
	Repair, Removal &								
487	Disposal of Vehicles	264			13		89		67
PW	Paperwork Issues	44			5		2		4
SV	Stolen Vehicles	19			0		10		3
UN	Unlicensed Activity	371			97		133		44
WO	Work Order Issues	0			0		0		0
SF	Salvage Fraud	0			0		0		0
DF	Document Fraud	5			0		4		0
OF	Other Fraud	5			3		3		1
Other		116			79		92		51
		<b>Total</b>			<b>198</b>		<b>336</b>		<b>Total</b>
		<b>827</b>			<b>198</b>		<b>336</b>		<b>174</b>
									<b>84</b>
									<b>76</b>

B. The Board requested that under the Case by Subject, it be broken out into which business is receiving what type of complaint. Debbie Bowman agreed that this is an option that she would be able to pull from our current tracking system.

## 7. Informational Items – Discussion Only

A. Dick Mills congratulated Troy Dillard on his published article in the Automotive Professional Magazine. Troy routinely submits a quarterly article on the Automotive Industry. A copy of this magazine may be obtained at [www.greenleafauto.com](http://www.greenleafauto.com)

## 8. Public Comment

A. Steven Yarborough thanked Debbie Bowman for participating in the meeting and shared the Boards appreciation for the work she is doing.

## 9. Next Meeting and Adjournment

- A. The next meeting will be held through videoconference on either Wednesday, December 9, or Thursday, December 10, 2009 at 10:00 am.
- B. The meeting adjourned at 11:25 am.