

ASSEMBLY BILL NO. 379—ASSEMBLYMEN ELLISON; FIORE,
HAMBRICK, HANSEN AND OSCARSON

MARCH 18, 2013

Referred to Committee on Transportation

SUMMARY—Revises provisions governing the disposal of abandoned recreational vehicles. (BDR 43-593)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 vehicles; authorizing a person to apply for a letter of abandonment for an abandoned recreational vehicle under certain circumstances; requiring a municipal solid waste landfill to accept a recreational vehicle for disposal under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law sets forth the procedure for disposal of an abandoned vehicle.
2 (NRS 487.205-487.300) **Section 1** of this bill authorizes an owner or occupant of
3 private property who discovers an abandoned recreational vehicle on that property
4 to apply for a letter of abandonment for the recreational vehicle. **Section 1** also sets
5 forth the procedure for obtaining a letter of abandonment for a recreational vehicle.
6 **Section 5** of this bill requires a municipal solid waste landfill to accept a
7 recreational vehicle for disposal if: (1) the person disposing of the recreational
8 vehicle pays any applicable fee and provides the title to the recreational vehicle
9 which indicates that he or she is the owner of the vehicle or has obtained a letter of
10 abandonment from the Department of Motor Vehicles; and (2) accepting the
11 recreational vehicle for disposal does not violate any applicable federal or state law
12 concerning the operation of the municipal solid waste landfill.



* A B 3 7 9 R 2 *

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

1 **Section 1.** Chapter 487 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *In addition to the procedure for disposing of an abandoned*
4 *vehicle set forth in NRS 487.205 to 487.300, inclusive, if a*
5 *recreational vehicle is abandoned on private property and is*
6 *discovered by the owner or occupant of the property, the person*
7 *who discovers the recreational vehicle may apply for a letter of*
8 *abandonment for the recreational vehicle. The issuance of a letter*
9 *of abandonment pursuant to this section divests any other person*
10 *of any interest in the abandoned recreational vehicle.*

11 2. *Before applying for a letter of abandonment, the owner or*
12 *occupant of the property where the abandoned recreational*
13 *vehicle is located shall:*

14 (a) *If the abandoned recreational vehicle has a serial number,*
15 *vehicle identification number or registration number or other*
16 *means of identifying any owner of the abandoned recreational*
17 *vehicle, obtain the last known address of the owner and notify the*
18 *owner by registered or certified letter to the last known address of*
19 *the owner that, if ownership is not claimed and the abandoned*
20 *recreational vehicle is not removed within 60 days, the owner or*
21 *occupant of the property where the abandoned recreational*
22 *vehicle is located will apply for a letter of abandonment. The*
23 *owner or occupant of the property where the abandoned*
24 *recreational vehicle is located is not required to send a registered*
25 *or certified letter if an owner cannot be located or if an address for*
26 *an owner cannot be ascertained.*

27 (b) *Place a notice in a newspaper of general circulation*
28 *published in the county in which the abandoned recreational*
29 *vehicle is located, describing the abandoned recreational vehicle*
30 *and the location where the abandoned recreational vehicle was*
31 *discovered and providing the serial number, vehicle identification*
32 *number or registration number or any other identifying*
33 *information relating to the abandoned recreational vehicle. The*
34 *owner or occupant of the property where the abandoned*
35 *recreational vehicle is located shall state in the notice that, if the*
36 *abandoned recreational vehicle is not claimed and removed within*
37 *60 days after the publication date of the newspaper, the owner or*
38 *occupant of the property where the abandoned recreational*
39 *vehicle is located will apply for a letter of abandonment.*

40 3. *An owner or occupant of the property where the*
41 *abandoned recreational vehicle is located may apply to the*
42 *Department for a letter of abandonment upon the expiration of:*



1 (a) Sixty days after the date on which the owner or occupant of
2 the property where the abandoned recreational vehicle is located
3 mails the registered or certified letter pursuant to paragraph (a) of
4 subsection 2, if such a letter is required; or

5 (b) Sixty days after the date of publication of the notice
6 required by paragraph (b) of subsection 2,
7 ↪ whichever is later.

8 4. An application for a letter of abandonment for an
9 abandoned recreational vehicle must contain:

10 (a) A completed application form prescribed by the
11 Department;

12 (b) Proof that the letter required by paragraph (a) of
13 subsection 2 was mailed at least 60 days before the submission of
14 the application or a detailed explanation of the unsuccessful steps
15 taken to identify all owners of the abandoned recreational vehicle;

16 (c) Proof that a notice was printed in a newspaper as required
17 by paragraph (b) of subsection 2 at least 60 days before the
18 submission of the application;

19 (d) A clear and accurate photograph of the abandoned
20 recreational vehicle; and

21 (e) The serial number, vehicle identification number or
22 registration number, if any, of the abandoned recreational vehicle.

23 5. The Department may charge and collect a fee for issuing a
24 letter of abandonment pursuant to this section, which must not
25 exceed the actual cost to the Department of issuing the letter of
26 abandonment.

27 6. Upon receipt of the materials and information required in
28 subsection 4 and any fees required pursuant to subsection 5, the
29 Department shall enter the application upon the records of its
30 office and issue to the applicant a letter of abandonment for the
31 abandoned recreational vehicle.

32 7. As used in this section, "recreational vehicle" has the
33 meaning ascribed to it in NRS 482.101.

34 **Sec. 2.** (Deleted by amendment.)

35 **Sec. 3.** (Deleted by amendment.)

36 **Sec. 4.** (Deleted by amendment.)

37 **Sec. 5.** Chapter 444 of NRS is hereby amended by adding
38 thereto a new section to read as follows:

39 *A municipal solid waste landfill shall accept a recreational
40 vehicle for disposal if:*

41 1. *The person disposing of the recreational vehicle pays any
42 applicable fee and provides:*

43 (a) *The title to the recreational vehicle, indicating that he or
44 she is the owner; or*



1 ***(b) A letter of abandonment issued by the Department of***
2 ***Motor Vehicles pursuant to section 1 of this act; and***

3 ***2. Accepting the recreational vehicle for disposal does not***
4 ***violate any applicable federal or state law or regulation relating to***
5 ***the operation of the municipal solid waste landfill.***

6 **Sec. 6.** NRS 444.450 is hereby amended to read as follows:

7 444.450 As used in NRS 444.440 to 444.620, inclusive, ***and***
8 ***section 5 of this act***, unless the context otherwise requires, the
9 words and terms defined in NRS 444.460 to 444.501, inclusive,
10 have the meanings ascribed to them in those sections.

11 **Sec. 7.** NRS 444.580 is hereby amended to read as follows:

12 444.580 ***Except as otherwise provided in section 5 of this act:***

13 1. Any district board of health created pursuant to NRS
14 439.362 or 439.370 and any governing body of a municipality may
15 adopt standards and regulations for the location, design,
16 construction, operation and maintenance of solid waste disposal
17 sites and solid waste management systems or any part thereof more
18 restrictive than those adopted by the State Environmental
19 Commission, and any district board of health may issue permits
20 thereunder.

21 2. Any district board of health created pursuant to NRS
22 439.362 or 439.370 may adopt such other regulations as are
23 necessary to carry out the provisions of NRS 444.440 to 444.620,
24 inclusive ***†***, ***and section 5 of this act***. Such regulations must not
25 conflict with regulations adopted by the State Environmental
26 Commission.

27 **Sec. 8.** This act becomes effective on July 1, 2013.

