

PROPOSED TEMPORARY REGULATION
NEVADA TRANSPORTATION AUTHORITY
NTA Docket Number 21-09007

Authority: NRS 706.171(1)(a); NRS 706.4477(7)

PURPOSE: In accordance with NRS 706.4477(7) the Authority shall adopt regulations to carry out the provisions of NRS 706.4477 section 7, including, without limitation, establishing a hardship tariff discount, what circumstances require the application of the hardship tariff discount and the documents which must be accepted as evidence of the hardship.

NAC 706.411 Reasons Outside of Vehicle Owner's Control Requiring Hardship Tariff Discount; Evidence That Must be Accepted; Required Discount (NRS 706.171, 706.4477)

1. If towing is, based in part on a registration violation, from a residential complex at the request of the owner or the authorized agent of the owner of the residential complex or the tow operator who has a contract with the owner of the residential complex; and
 - (a) At the time of the tow, the vehicle owner does not provide proof that the vehicle was registered:
 - a. Pursuant to NRS 706; or,
 - b. Pursuant to NRS 482; or
 - c. In any other state; and
 - (b) The registered owner of the towed vehicle is incapable of paying the present rate charged for the removal and storage of the motor vehicle based upon the following circumstances occurring within four (4) months prior to the date of the tow, the registered owner is eligible for the hardship discount:
 - a. Loss of employment; or,
 - b. Reduction of employment either in the number of hours worked or the amount being paid; or,
 - c. Death of a household member who was also providing income to the household; or,
 - d. Homelessness; or,
 - e. Permanent disability or Partial disability; or,
 - f. Present incarceration of a household member who previously provided income to the household within the prior four (4) months; or,

g. Receipt of any kind of assistance from a city, county, state and, or federal agency, including but not limited to:

1. Social Services from any County in Nevada; or,
2. Children's Health Insurance Program (CHIP); or,
3. Nevada Check Up; or,
4. Supplemental Nutritional Assistance Program (SNAP); or,
5. Temporary Assistance for Needy Families (TANF); or,
6. Nevada Department of Health and Human Services – Division of Welfare & Supportive Services; or,
7. Nevada Department of Health & Human Services – Aging & Disability Services Division; or
8. Nevada Department of Veteran's Services; or,
9. United States Department of Defense Military Disability Benefits; or,
10. Federal Medicaid program; or,
11. Nevada Medicare program; or,
12. Federal Women, Infant & Children (WIC) program.

1. Evidence which must be accepted as proof that the owner is incapable of paying the normal rate charged for removal and storage of a vehicle and is eligible for the hardship discount:

a. Loss of employment:

1. Any document, issued by the State of Nevada's Department of Employment, Training and Rehabilitation, establishing receipt of unemployment funds/benefits at the time of the tow or within the four (4) months prior to the tow.

b. Reduction of employment or income by at least ten percent (10%):

1. By a prior pay check or payroll document from up to six (6) months before the date of the tow, and,
2. A pay check or payroll document received within three (3) months before the tow.

c. Loss of household income from death, or disability, or incarceration or reduction in household size:

1. Death certificate, or disability document from an attorney or any city, county, state or federal agency, or proof of current incarceration of household member AND,
2. Tax document, from up to one (1) year before the date of the tow, establishing household income, or,
3. Any other documents establishing household income four (4) months before the tow and the household income at the time of the tow.

d. Homelessness:

1. A photograph of the towed vehicle, up to three (3) months before the tow date, which clearly shows a majority of items a person would have in/at a residence are inside the vehicle at the time of the tow; or,
2. Contents of vehicle which are clearly a majority of items a person would have in/at a residence and are now found within the vehicle; or,
3. Any document establishing receipt of services/assistance, in the form of food, housing, medical care and/or monies, from any city, county, state or federal agency or charitable organization.

e. Permanent or Partial disability:

1. Any document from a county, state or federal agency establishing receipt of any kind of assistance based on a permanent or partial disability.

3. Hardship Tariff Discount:

A thirty percent (30%) discount of the cost of removal and storage of the vehicle if the registered owner provides the evidence required for a hardship discount within five (5) calendar days of the tow AND retrieves the vehicle within five (5) calendar days from the date the tow occurred.

4. An operator of a tow car shall include the following notice on (1) any bill, invoice or receipt provided to any person seeking release of a vehicle and, (2) on signage which is prominently posted at the location where payment is made for the cost of removal and/or storage of a vehicle:

IMPORTANT

If you have a life circumstance which impacts your present ability to pay the total cost of the removal and storage of your vehicle AND YOUR VEHICLE WAS TOWED FROM A RESIDENTIAL COMPLEX BASED, IN PART, ON YOUR INABILITY TO PROVIDE PROOF OF VEHICLE REGISTRATION, you MAY be eligible for a hardship tariff discount.

Whether your circumstance makes you eligible for the hardship tariff discount is set out in NAC 706.411. Upon request, (INSERT NAME OF CARRIER) can provide this information to you before completion of payment for the removal and storage of your vehicle.

- a. The above language may be stamped onto the bill, invoice or receipt provided to the person seeking release of a vehicle as long as the same language is stamped on the document retained by the carrier so that it is available for inspection by the Authority as required by NAC or NRS 706.