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BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the matter of Proposed Temporary
Regulation Nevada Transportation Authority

Docket No. 21-09007

COMMENTS

The Nevada State Tow Association (“NSTA”) submits these comments pursuant to the Nevada Transportation Authority’s (“NTA”) Notice of Intent to Act Upon Regulation (“Notice”) issued November 2, 2022.

The NSTA appreciates the NTA’s efforts in developing the Regulation at issue; the hardship tariff provided for in NRS 704.4477 is a difficult concept to operationalize. The revisions made to the Regulation since the last workshop have improved it substantially. The NSTA appreciates the consideration given to its prior comments, as is reflected in the revised draft. While not perfect, the revised draft represents a more workable approach to effectuating the Legislature’s desire to have a hardship tariff.

At this point, the NSTA does not have further comment on the Regulation except with respect to Section 1(1)(d). There, the Regulation sets forth the documentation sufficient to substantiate homelessness for purposes of hardship eligibility. The NSTA does not object to homelessness being the basis of eligibility for the hardship tariff. However, it reiterates that a photograph taken of the contents of a vehicle in the three months prior to a tow is not a sound basis on which to establish homelessness. Such a photo could have no bearing on the ability of the individual to pay at the time of the tow. Indeed, such a photo may not reflect the homelessness of the vehicle owner at all. As such, the NTA should, as suggested previously by the NSTA, provide for hardship eligibility on the basis of the receipt of food, housing, medical care or financial assistance from governmental or charitable organizations. This criteria is well-stated in Section

1 1(1)(d)(3), and provides a more sound basis on which to establish hardship. As such, the NSTA
2 recommends the NTA simply remove 1(1)(d)(1) and (2) entirely.

3 Respectfully submitted this 1st day of December, 2022.

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5 /s/

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