

BRIAN SANDOVAL
Governor

STATE OF NEVADA



BRUCE BRESLOW
Director B&I

ANN WILKINSON
Chairman

GEORGE ASSAD
Commissioner

KEITH SAKELHIDE
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE January 12, 2016 GENERAL SESSION

AGENDA

1. Call to Order

Chairman Ann Wilkinson called the meeting to order at 9:30 a.m.

2. Roll Call

Present in Las Vegas: Chairman Ann Wilkinson, Commissioner George Assad, Commissioner Keith A. Sakelhide, Administrative Attorney James Day, Applications Manager Liz Babcock, Financial Analyst Yvonne Shelton, Financial Analyst Lidia Aronova, Chief of Enforcement Michael Bradford, Senior Deputy Attorney General David Newton. Present in Reno: Deputy Commissioner Christopher A. Schneider

3. Pledge of Allegiance

Compliance Audit Investigator Rene Revens led a recital of the Pledge.

4. Public Comment

none

5. Approval of Agenda

Administrative Attorney Day requested Items 65, 82, 87, 89 and 90 be removed from Agenda prior to consideration. Approved with modifications 3-0

6. Approval of the Minutes of the December 3, 2015 Agenda Meeting

Approved 3-0

7. Briefings from the Commissioners

Commissioner Assad thanked staff for the preparation of Agenda, Commissioner Sakelhide echoed Commissioner Assad comments. Chairman Wilkinson indicated she had completed ninety days of service and commended staff on the volume of work she has seen accomplished in that time.

8. Briefing from the Deputy Commissioner

Deputy Commissioner Schneider stated the Authority was currently interviewing for posted positions.

9. Report of Legal Counsel

Senior Deputy Attorney General Newton indicated the Amicus brief would be filed either Wednesday afternoon or Thursday morning.

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Items 10 through 58 were considered collectively. Approved 3-0

- 10. Impound 2593.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Noah Lynch. (AJM)
- 11. Citation 17706** issued to Milne Towing for violation of NRS 706.4477 (8 counts) and NAC 706.4275 (3 counts). (AW)
- 12. Citation 17192** issued to Barney Marullo for violations of NRS 706.386 and NRS 706.758. (GA)
- 13. Citations 17946, 17947, 17948, 17949 and 17950** issued to Earth Limousines for violations of NAC 706.247/49 CFR 391.31 (a)(b)(c)(g) (32 counts), NAC 706.247/49 CFR 396.3(b)(3), NAC 706.321 (22 counts), NAC 706.321 and NAC 706.311 (36 counts). (GA)
- 14. Citation 17848** issued to Gabriel Adefris for violations of NAC 706.234 and NAC 706.360. (GA)
- 15. Citation 18027** issued to Anouar Mansouri for a violation of NAC 706.228. (GA)
- 16. Citation 18046** issued to Charles Juan Reed for violations of NAC 706.354 and NAC 706.247/49 CFR 391.41. (GA)
- 17. Impound 2659 and Citation 18047 and 18048.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 18047 and 18048 issued to Alan Kenneth Banaszynski for violation of NRS 706.386, LCB File No. R029-15 Sec. 25 and AB 176, Sec. 38 (78th Nevada Legislative Session 2015). (GA)
- 18. Citation 18056** issued to Dale Ezra Korman for violations of NAC 706.228 and NAC 706.329. (GA)
- 19. Citation 18057** issued to Amira Berilo for violation of NAC 706.228 and NAC 706.329. (GA)
Administrative Attorney Day indicated he had discussed the changes with the Respondent and she was in agreement.
- 20. Impound 2631 and Citation 18059** the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 18059 issued to Cloyd Rodgers for a violation of NRS 706.386. (GA)
- 21. Impound 2670 and Citation 18104 and 18105.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 18104 and 18105 issued to Milton Demille Jackson for violation of NRS 706.386, LCB File No. R029-15 Sec. 25 and AB 176, Sec. 38 (78th Nevada Legislative Session 2015). (GA)
- 22. Impound 2674 and Citation 18043.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 18043 issued to Karol Shannon Utley for violation of NRS 706.386. (GA)
- 23. Citation 18076** issued to Maru Alem for a violation of NAC 706.329. (GA)

24. **Impound 2517** the impoundment pursuant to NRS 706.476 of a vehicle registered to PV Holding Corp. (GA)
25. **Citation 17199** issued to Nicholas Hebert/Mile High Movers for violations of NRS 706.386 and NRS 706.758. (KAS)
26. **Citation 17297** issued to Joshua Parker for a violation of NRS 706.386. (KAS)
27. **Citation 17921** issued to Edwin Gil for violations of NAC 706.228 and NAC 706.247/49 CFR 391.41. (KAS)
28. **Citation 17703** issued to Two College Guys/TRSC/Greg Black for violations of NRS 706.386 and NRS 706.758. (KAS)
29. **Impound 2654 and Citation 18054.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 18054 issued to Brian Jackson/Class A Moving for violations of NRS 706.386 and NRS 706.758. (KAS)
30. **Impound 2503.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Kenneth Bearce. (KAS)
31. **Impound 2656.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Gina Castruita. (KAS)
32. **Citation 18036** issued to Jodie Lynn Foster/Affordable Moving Services for violations of NRS 706.386 and NRS 706.758. (KAS)
33. **Impound 2521.** The impoundment pursuant to NRS 706.476 of a vehicle registered to U-Haul of Arizona. (KAS)
34. **Impound 2657 and Citation 18055.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 18055 issued to Timmy Boyd for violations of NRS 706.386 and NRS 706.758. (KAS)
35. **Impound 2526.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Rosilene Parker. (KAS)
36. **Citation 17193** issued to Russell Lopez for a violation of NAC 706.234.
37. **Citation 17849** issued to Ermiyas Gebrenigus for a violation of LCB File No. R029-15 Sec. 25.
38. **Citation 17842** issued to Umamo Conteh for violation of NAC 706.228 and NAC 706.194.
39. **Citation 17679** issued to Align Franchising Consultants for a violation of NAC 706.203.
40. **Citation 17559, 17561 and 17878** issued to VLS, LLC for violations of NRS 706.4634, NAC 706.311 (41 counts) and NAC 706.3975.
41. **Citation 17375** issued to Silver State Towing for a violation of NAC 706.203.

42. **Citation 17566** issued to Warren's Homework for violation of NAC 706.311 (6 counts).
43. **Citation 17194** issued to Stephen Johnson for a violation of NAC 706.234.
44. **Citation 17674 and 17929** issued to Red Rock Towing for violations of NAC 706.3975, NAC 706.44793 and NAC 706.203.
45. **Citation 17707** issued to Puliz Moving for a violation of NAC 706.203.
46. **Citation 17448** issued to Silver State Towing for a violation of NAC 706.203.
47. **Citation 17567** issued to Annie Bananies for violation of NAC 706.311 (258 counts) and NRS 706.398.
48. **Citation 17855** issued to Alltour of America Inc. for violation of NRS 706.463.
49. **Citation 17920** issued to Mounir Mekhail for a violation of NAC 706.234.
50. **Citation 18053** issued to Mesfin Woube for a violation of NAC 706.234.
51. **Citation 17886 and 17887** issued to Minuteman Towing for violations of NAC 706.247/49 CFR 382.305, NAC 706.247/49 CFR 391.51(9)(i) and NAC 706.247/49 CFR 391.25.
52. **Citation 17922** issued to Stardust Limousine, Inc. for violation of NAC 706.247/49 CFR 391.11 and NAC 706.247/49 CFR 391.51.
53. **Citation 18040 and 18042** issued to Arrow Stage Lines for violations of NAC 706.194 and NAC 706.463 (11 counts).
54. **Citation 18103** issued to Yitagesu Abera Tsedahegn for a violation of NAC 706.228.
55. **Citation 17912** issued to Greg Goeken for a violation of LCB File No. R029-15 Sec. 25.
56. **Citation 18101** issued to Anthony Slepsky for a violation of LCB File No. R029-15 Sec. 25.
57. **Citation 18044** issued to Aman Omer Andu for violation of NAC 706.228 and NAC 706.329.
58. **Citation 17917** issued to Lawrence Frost for a violation of NAC 706.234.

**APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE TOW CAR SERVICE**

59. **Docket 15-06017** The Application of Big Tow, LLC for a certificate of public convenience and necessity to provide consent only tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (KAS)

Commissioner Sakelhide summarized and indicated staff support. Approved 3-0

60. Dockets 15-08020 Gilbert A. Solis Lopez d/b/a Best's Towing seeks to extend the previously granted temporary discontinuance of consent and non-consent tow car services provided under CPCN 7200, Sub 1, from December 31, 2015 through April 15, 2016. Staff investigation concluded.

Applications Manager Liz Babcock summarized and indicated staff support. Approved 3-0

61. Docket 15-09038 The Application of Allvalley, LLC d/b/a Code Blue Towing for an expansion of authority to add non-consent tow car service under CPCN 7323 within the State of Nevada. Staff investigation concluded. (GA)

Sheri Awalt appeared on behalf of the Applicant. Rex Ewing appeared and indicated he had submitted a written protest to an additional company with non-consent authority. Application approved 3-0

62. Dockets 15-11013 Paisa Towing, LLC d/b/a Paisa Towing seeks to extend the previously granted temporary discontinuance of consent only tow car services provided under CPCN 7335 from January 5, 2016 through June 1, 2016. Staff investigation concluded.

Applications Manager Liz Babcock summarized the request. Approved 3-0

63. Docket 15-12001 The temporary discontinuance from January 1, 2016 through July 1, 2016 of consent and non-consent tow car services provided by Dick Craig d/b/a Dick Craig Towing under CPCN 7033. Staff investigation concluded.

Applications Manager Liz Babcock summarized the request. Approved 3-0

APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE CHARTER BUS SERVICE

64. Docket 15-02037 The Application of Rarkar, LLC for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (GA)

Karen Rancino appeared on behalf of Rarkar, LLC. Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0

65. Docket 15-06010 The Joint Application of Centennial Shuttle, LLC for authority to sell and transfer and of Eagle Limo, L.L.C. d/b/a Eagle Transportation to purchase and acquire the authority to provide charter bus service within the State of Nevada granted under CPCN 2150. Staff investigation concluded. (KAS)

Item removed from Agenda prior to consideration.

66. Docket 15-06018 The Application of World Crawl Transportation, LLC for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (KAS)

Nicholas Field and Michael Hathawer(sp) appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0

67. Docket 15-06019 The Application of Madden Transportation, LLC for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (GA)

Stanley Madden appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0

68. Docket 15-07026 The Joint Application of Daniel Nunes for authority to sell and transfer and of David Daneshforooz to purchase and acquire Starlight Limousine, LLC d/b/a Entourage Transportation, a carrier authorized to provide charter bus service within the State of Nevada granted under CPCN 2158, Sub 1. Staff investigation concluded. (GA)

Daniel Nunes and David Daneshforooz appeared on behalf of the Applicants. Applications Manager Liz Babcock summarized the request and indicated staff support. James Kent, Esquire appeared on behalf of the Applicant. Item tabled to the afternoon session.

James Kent, Esquire and Daniel Nunes appeared and indicated this transfer is a stock transfer. A discussion ensued with regard to charter buses and the "kellying" limitation being placed on the certificate. Administrative Attorney Day suggested the language limitation be left off the certificate and be placed on the order. Approved as modified 3-0

VOLUNTARY CANCELLATIONS

69. Docket 15-12040 The voluntary cancellation of Theresa Carlson d/b/a Red Clover Towing CPCN 7286. Staff investigation concluded.

Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0

PETITION TO DEVIATE FROM REGULATION

70. Docket 15-04015 Applicant Nahoom, L.L.C. d/b/a Anytime Party Bus seeks deviation pursuant to NAC 706.1305 from NAC 706.022.

Trailed to the afternoon session, to follow Item 99. James Kent, Esquire appeared on behalf of the Applicant and gave a brief procedural history and requested the withdrawal of the deviation request. Request withdrawn.

PETITIONS FOR RECONSIDERATION

71. Docket 15-12008. Petitioner Roderick Griffin seeks reconsideration of the fine amounts set forth in the final Order for Citation 17730 (October 2015 General Session). (KAS)

Roderick Griffin appeared in Las Vegas. Commissioner Sakelhide indicated his agreement in consideration of fine amounts paid and remaining amounts to be held in abeyance. Approved 3-0

72. Docket 15-12012. Petitioner Anjum Masud seeks reconsideration of the Authority's prior final Order in the matter of Citation 17360 (September 2015 General Session, Reconsideration previously denied at October 2015 General Session). (AJM)

Anjum Masud appeared in Reno and gave a statement regarding his request. Commissioners Sakelhide and Assad indicated no additional information had been presented to grant the Reconsideration request. Request denied 3-0

73. Docket 15-11032. Petitioner Terrance Brill seeks reconsideration of the fine amounts set forth in the final Order for Citation 17938 and Impound 2612 (October 2015 General Session).The Authority will also consider releasing its hold on the vehicle as the Respondent has relinquished title to the vehicle to the tow carrier. (KAS)

Terrance Brill appeared and offered a statement of financial hardship and indicated the title to the vehicle had been signed over to the tow company. Commissioner Sakelhide stated he would be

agreeable to consideration of remaining fine amounts to be held in abeyance for two years and the hold release on the vehicle. Approved 3-0

74. Docket 15-12026. Petitioner Clonda Brittman seeks reconsideration of the fine amounts set forth in the final Order for Citation 16658 (February 2014 General Session). The Petitioner requests that the total payable portion of the fine amount be reduced from \$2,400.00 to \$1,400.00, the amount he has paid to date. (GA)

Clonda Brittman appeared and offered a statement of financial hardship. Commissioner Assad indicated his agreement in consideration of fine amounts paid and remaining amounts to be held in abeyance. Approved 3-0

FINANCIAL RATES AND TARIFFS

75. Docket 15-11024 The Application of Nevada Coaches, LLC d/b/a Showtime Tours for approval of a tariff rate modification for services conducted under CPCN 2044, Sub 1. Staff investigation concluded.

Kimberly Maxson-Rushton, Esquire appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 3-0

76. Docket 15-12033 The Application of Elko Taxi Service, Inc. for final approval of a tariff rate modification for services conducted under CPCN 1046, Sub 2. Staff investigation concluded.

Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Commissioner Sakelhide requested the word "shuttle" be removed. Approved as modified 3-0

77. Docket 15-12024 The Application of 1st Response Towing, Inc. d/b/a The Tow Truck Company for approval of a tariff rate modification for services conducted under CPCN 7136, Sub 3. Staff investigation concluded.

Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 3-0

78. Docket 15-12028 The Application of Carevans Medical Transport Services, LLC d/b/a Carevans for approval of a tariff rate modification for services conducted under CPCN 1117, Sub 1. Staff investigation concluded.

Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 3-0

79. Docket 15-12032 The Application of Slater Transfer and Storage, Inc. for approval of a tariff rate modification for services conducted under CPCN 3255, Sub 2. Staff investigation concluded.

Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 3-0

80. Docket 15-12035 The Application of AWG Ambassador, LLC d/b/a Ambassador Limousine for approval of a tariff rate modification for services conducted under CPCN 1041, Sub 5. Staff investigation concluded.

Brent Carson, Esquire appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support and PLTI to expire January 13, 2016. Approved 3-0

81. Docket 15-12036 The Application of AWG Ambassador, LLC d/b/a AWG Charter Services for approval of a tariff rate modification for services conducted under CPCN 1068, Sub 4. Staff investigation concluded.

Brent Carson, Esquire appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support and PLTI to expire January 13, 2016.

Approved 3-0

82. Docket 15-12038 The Application of Lewis Carriages, Inc. d/b/a All Resort Limousine for approval of a tariff rate modification for services conducted under CPCN 1125. Staff investigation concluded.

Item removed from Agenda prior to consideration.

83. Docket 15-12039 The Application of Omni Limousine, Inc. for approval of a tariff rate modification for services conducted under CPCN 1084, Sub 4. Staff investigation concluded.

Kristina Kleist, Esquire appeared on behalf of the Applicant, Kimberly Maxson-Rushton, Esquire appeared on behalf of the Livery Operators Association (LOA), as Protestant. Analyst Yvonne Shelton summarized the request and indicated the PLTI expiration was January 13, 2016. Ms. Rushton offered a statement of protest and indicated the rates were not compliant with industry standards. Ms. Kleist offered a statement with regard to lower rates within the industry. Request was made to table the item to the next subsequent Agenda. Item tabled 3-0

84. Public Comment

Kimberly Maxson-Rushton, Esquire commended the Authority for their commitment to the rural carriers.

1:15 PM AFTERNOON SESSION

85. Public Comment

none

APPLICATIONS FOR FULLY REGULATED CARRIERS

86. Docket 13-09009 The Application of Lewis Carriages, Inc. operating charter limousine, airport transfer and special services granted under CPCN 1125 for discussion of compliance order condition that has not been met. Staff investigation concluded. (GA)

Commissioner Assad summarized the procedural history. Chief of Enforcement Michael Bradford indicated the FBI check was done by name in lieu of fingerprinting. Brent Carson, Esquire appeared on behalf of the Applicant. Approved 3-0

87. Docket 14-08003 The Application of Silver State Limousine Service, LLC d/b/a Silver Limo for a certificate of public convenience and necessity to provide charter limousine service within the State of Nevada. Staff investigation concluded. (GA)

Item removed from Agenda prior to consideration.

88. Docket 14-11041 In the matter of the Joint Petition of AWG Ambassador, LLC d/b/a AWG Charter Services (CPCN 1068, Sub 4) pursuant to NAC 706.359 requesting approval of the temporary transfer of CPCN 1068, Sub 4, to Las Vegas Car Service, LLC pending the application and approval of the final sale and transfer. (GA)

Applications Manager Liz Babcock indicated legal noticing deadline for Nevada Appeal is Feb. 8, 2016. Brent Carson, Esquire appeared on behalf of AWG, Zev Kaplan, Esquire appeared on behalf of Las Vegas Car Service and summarized the request. Kimberly Maxson-Rushton, Esquire appeared on behalf of the LOA and stated they initially filed a protest and indicated their intent to file a PLTI. A brief discussion ensued. Approved with the additional compliance item to encompass the new PLTI deadline 3-0

89. Docket 15-03037 The Joint Application of Pro Action Limousine & Concierge Services, Inc. for authority to sell and transfer and of Abraham Limo Service, Inc. d/b/a ALV to purchase and acquire the authority to provide charter limousine service between Clark and Nye Counties, Nevada, granted under CPCN 1090, Sub 1. Staff investigation concluded. (KAS)

Item removed from Agenda prior to consideration.

90. Docket 15-06009 The Joint Application of Centennial Transportation, LLC for authority to sell and transfer and of Eagle Limo, L.L.C. d/b/a Eagle Limo to purchase and acquire the authority to provide charter limousine, airport transfer, and special services between Clark County, Nevada on the one hand and the State of Nevada on the other, granted under CPCN 1110. Staff investigation concluded. (KAS)

Item removed from Agenda prior to consideration.

91. Docket 15-12021 In the matter of the Joint Petition of Bell Limo (CPCN 1217) pursuant to NAC 706.359 requesting approval of the temporary transfer of CPCN 1217, to Platinum LV Transportation, LLC pending the approval of the final sale and transfer. (AW)

Items 91, 92 and 93 were considered collectively. Applications Manager Liz Babcock indicated the PLTI date is February 1, 2016 and included in the compliance orders and that staff supports the applications. Brian Hardy, Esquire and Craig Smedman appeared on behalf of the Applicants. Mr. Smedman offered a statement. Approved 3-0

92. Docket 15-12022 In the matter of the Joint Petition of Whittlesea Checker Taxi, Inc. (CPCN 2118) pursuant to NAC 706.359 requesting approval of the temporary transfer of CPCN 2118, to Platinum LV Transportation, LLC pending the approval of the final sale and transfer. (AW)

Items 91, 92 and 93 were considered collectively. Applications Manager Liz Babcock indicated the PLTI date is February 1, 2016 and included in the compliance orders and that staff supports the applications. Brian Hardy, Esquire and Craig Smedman appeared on behalf of the Applicants. Mr. Smedman offered a statement. Approved 3-0

93. Docket 15-12023 In the matter of the Joint Petition of Airport Mini Bus (CPCN 2350, Sub 6) pursuant to NAC 706.359 requesting approval of the temporary transfer of CPCN 2350, Sub 6, to Platinum LV Transportation, LLC pending the approval of the final sale and transfer. (AW)

Items 91, 92 and 93 were considered collectively. Applications Manager Liz Babcock indicated the PLTI date is February 1, 2016 and included in the compliance order and that staff supports the applications. Brian Hardy, Esquire and Craig Smedman appeared on behalf of the Applicants. Mr. Smedman offered a statement. Approved 3-0

APPLICATIONS FOR TRANSPORTATION NETWORK COMPANY PERMITS

94. Docket 15-10037 The Application of Get Me, LLC d/b/a Get Me for a permit to operate as a transportation network company within the State of Nevada. Staff investigation concluded. (KAS) *Matt Krueger, appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the application and indicated staff support. A brief discussion ensued. Approved 3-0*

ORDERS TO SHOW CAUSE

95. Docket 15-12011. The Order to Show Cause issued to 24/7 Towing, Inc. as to why Certificate of Public Convenience and Necessity 7119 should not be revoked. (KAS) *Commissioner Sakelhide gave a brief procedural history on the docket and indicated staff would be performing several operational inspections within the next year and fines would be assessed. Approved 3-0*

REQUEST FOR AUTHORIZATION PURSUANT TO NAC 706.228(4)(b) and (5)(b)

96. Petitioner BLS Limousine Service of Las Vegas, Inc. (CPCN 1070.2) seeks authorization pursuant to NAC 706.228(4)(b) and (5)(b) for drivers and vehicles to be within 50 feet of a designated taxicab stand at the Flamingo Las Vegas Hotel and Casino. *Approved 3-0*

DISCUSSION / ACTION ITEMS

97. The Authority will discuss a Staff proposal to open a general rulemaking docket for purposes of considering amendments and/or additions to NAC 706 and the yet to be codified regulations adopted in LCB File No. R029-15. *Chairman Wilkinson summarized the discussion item before the Authority. Applications Manager Liz Babcock itemized wet signatures, relocation tows, requirement for drivers to have current Nevada driver's license, and general housekeeping/clean up. Administrative Attorney Day itemized the omission of who is required to perform TNC inspections. The suggestion was made to utilize a general workshop and bifurcate into individual dockets as items are identified.*

98. The Authority will discuss a request from Donnie Perry, Administrator with the Compliance Enforcement Division of the Nevada Department of Motor Vehicles ("DMV"). Mr. Perry seeks the Authority's position/opinion (if any) on a rulemaking proposal submitted to DMV by E&E Vehicle Solutions (a Nevada designated storage lot provider). *Chairman Wilkinson summarized the request. Lorne Malkiewich, E&E Vehicle Solutions, offered a statement of explanation. Administrative Attorney Day indicated the proposal does not conflict with the Board authority under 706. Request approved 3-0*

DISCUSSION ITEMS / REQUEST FOR ADVISORY OPINION

99. Docket 15-12041 The request of James S. Kent, Ltd. for an advisory opinion regarding the interpretation and application of NAC 706.022 "Bus Defined". *James Kent, Esquire appeared and summarized the request. Roman Borusov, Esquire appeared in Reno. Tony Clark, Vice-President for Nevada Bus and Limo Association (NBLA) and owner, 24-7 Las Vegas appeared and offered a statement. Mr. Clark also suggested an age limitation on any vehicles that may be "grandfathered" to avoid the use of vehicles beyond a reasonable service life.*

Commissioner Sakelhide discussed the procedural history and the intent of the regulation. A discussion ensued with regard to modification of vehicles by manufacturer approved upfitters. Rich Woodford, Mercedes Benz of Henderson, stated NHTSA (National Highway Traffic Safety Administration) certified standards are required after vehicle is upfitted. Kimberly Maxson-Rushton, Esquire questioned the NHTSA standards and liability issues. Chief of Enforcement Bradford questioned how to determine if an upfitter is NHTSA certified. Tony Clark, 24/7 stated a license number is issued.

The Authority opined that for a vehicle modified by an upfitter to be considered “originally manufactured” with the post-upfitting seating capacity, there must be a documented chain of custody of the vehicle from the manufacturer to the first retail purchaser, with all seating capacity modifications to occur prior to the first retail delivery of the vehicle to an end-user, and all such modification performed only by an NHTSA-certified upfitter.

Approved 3-0

100. Public Comment

Tony Clark, 24/7 Limousines requested several modifications be made to the TNC regulations during the workshop.

101. Adjournment

Meeting adjourned at 4:35 p.m.