

**PROPOSED REGULATION OF THE
DEPARTMENT OF TRANSPORTATION**

LCB File No. R159-24

July 17, 2024

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: § 1, NRS 408.215, 408.557 and 410.400.

A REGULATION relating to signs; revising provisions governing an application for placing a business sign on a sign panel that indicates services to motorists; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Director of the Department of Transportation to adopt regulations governing certain information and assistance for travelers, including fixing the qualifications of a business enterprise to be identified on a directional or informational sign. (NRS 408.557) Existing regulations prohibit more than six business signs from being displayed on a single panel. (NAC 408.748) If the number of applicants to display a business sign on a single panel exceeds the maximum number of available spaces, existing regulations provide that applicants will be ranked on the proximity of each qualified business to the interchange. (NAC 408.796) This regulation removes a provision which authorizes the Department or its contractor, if six or more qualified businesses apply to display a business sign on a single panel, to establish a fee applicable to the specific area where the sign will be displayed which reflects the market value for a sign in that area.

Section 1. NAC 408.796 is hereby amended to read as follows:

408.796 1. If the Department desires to place business signs on a new panel, the

Department or its contractor will do the following:

(a) Accept applications for a period of 30 days after the date specified by the Department or contractor.

(b) If the number of applications received within the 30-day period exceeds the maximum number of available spaces for business signs on any single panel, base the order of ranking on

the proximity of each qualified business to the interchange, giving preference to the qualified business located closest to the terminus of the off ramp.

2. ~~{When six or more qualified businesses apply to display a business sign for an attraction on a panel, the Department or its contractor may establish a fee applicable to the specific area where the business sign will be displayed which reflects the market value for a sign in that area.~~

~~—3.†~~ As used in this section, “contractor” means a person who enters into a contract with the Department to administer a program for erecting signs for specific services or activities as authorized by the Department’s *Manual on Uniform Traffic Control Devices*.