

SENATE BILL NO. 430—COMMITTEE ON TRANSPORTATION

MARCH 25, 2013

Referred to Committee on Transportation

SUMMARY—Revises provisions relating to motor carriers.  
(BDR 58-1072)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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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 motor carriers; requiring operators of limousines and taxicab motor carriers in certain counties to charge, collect and remit a technology fee to the Nevada Transportation Authority; requiring the Nevada Transportation Authority to use the technology fee for certain purposes; imposing a technology fee on taxicab trips in counties under the jurisdiction of the Taxicab Authority; requiring the Taxicab Authority to use the technology fee for certain purposes; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 The Nevada Transportation Authority regulates common motor carriers of  
2 passengers, which include limousines and, in counties with a population of less  
3 than 700,000 (currently all counties other than Clark County) taxicabs. (NRS  
4 706.151) Existing law requires operators of limousines and taxicab motor carriers  
5 in such counties to pay an annual fee to the Nevada Transportation Authority. (NRS  
6 706.465, 706.471) **Section 2** of this bill requires an operator of a limousine to also  
7 charge, collect and remit to the Authority a technology fee in an amount set by the  
8 Authority that must not exceed 22 cents for each compensable limousine trip.  
9 **Section 3** of this bill requires a taxicab motor carrier also to charge, collect and  
10 remit the technology fee for each compensable trip of a taxicab operated by the  
11 carrier, including a taxicab that it leases to another person. **Section 1** of this bill  
12 requires the Authority to use the money generated by the technology fees to  
13 implement technological improvements in safety, reliability and efficiency,  
14 including the implementation of a computerized real-time data system to assist the  
15 Authority in carrying out its duties.

16 Under existing law, the Taxicab Authority regulates taxicabs in a county whose  
17 population is 700,000 or more (currently Clark County) and in any county that has,  
18 by ordinance, placed itself under the jurisdiction of the Taxicab Authority.



\* S B 4 3 0 \*

19 (NRS 706.881) Existing law requires the Taxicab Authority to set a fee of not more  
20 than 20 cents on each compensable trip of a taxicab that is subject to regulation by  
21 the Taxicab Authority. (NRS 706.8826) **Section 5** of this bill requires the Taxicab  
22 Authority to set a technology fee of not more than 22 cents on each such trip.  
23 **Section 4** of this bill requires the Taxicab Authority to use the money appropriated to  
24 it by reason of the technology fee to implement technological improvements in  
25 safety, reliability and efficiency, including the implementation of a computerized  
26 real-time data system to assist the Taxicab Authority in carrying out its duties.

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

1 **Section 1.** NRS 706.1516 is hereby amended to read as  
2 follows:

3 706.1516 1. The Nevada Transportation Authority  
4 Regulatory Account is hereby created in the State General Fund. All  
5 money collected by the Authority pursuant to law must be deposited  
6 with the State Treasurer for credit to the Account.

7 2. ~~Money~~ *Except as otherwise provided in subsection 3,*  
8 *money* in the Account may be used only to defray the costs of:

9 (a) Maintaining staff and equipment needed to regulate  
10 adequately persons subject to the jurisdiction of the Authority.

11 (b) Participating in all proceedings relevant to the jurisdiction of  
12 the Authority.

13 (c) Audits, inspections, investigations, publication of notices,  
14 reports and retaining consultants connected with that maintenance  
15 and participation.

16 (d) The salaries, travel expenses and subsistence allowances of  
17 the members of the Authority.

18 3. *All money collected by the Authority pursuant to*  
19 *subsection 2 of NRS 706.465 and subsection 4 of NRS 706.471*  
20 *must be used to implement technological improvements in safety,*  
21 *reliability and efficiency, including, without limitation, the*  
22 *implementation of a computerized real-time data system to assist*  
23 *with the administration and enforcement of the provisions of NRS*  
24 *706.011 to 706.791, inclusive.*

25 4. All claims against the Account must be paid as other claims  
26 against the State are paid.

27 ~~4.4~~ 5. The Authority must furnish upon request a statement  
28 showing the balance remaining in the Account as of the close of the  
29 preceding fiscal year.

30 **Sec. 2.** NRS 706.465 is hereby amended to read as follows:

31 706.465 1. An operator of a limousine shall, beginning on  
32 July 1, 2003, and on July 1 of each year thereafter, pay to the  
33 Authority a fee of \$100 for each limousine that the Authority has  
34 authorized the operator to operate.



1       2. *An operator of a limousine shall:*

2       (a) *Charge and collect a technology fee set by the Authority*  
3 *that must not exceed 22 cents per trip for each compensable trip by*  
4 *a limousine that the Authority has authorized the operator to*  
5 *operate; and*

6       (b) *Remit to the Authority, not later than the 10th day of each*  
7 *month, all technology fees collected by the operator pursuant to*  
8 *this subsection for the immediately preceding month.*

9       ↪ *The fee charged pursuant to this subsection may be included in*  
10 *the operator's tariff.*

11       3. *Any person who fails to pay any fee on or before the date*  
12 *provided in this section shall pay a penalty of 10 percent of the*  
13 *amount of the fee, plus interest on the amount of the fee at the*  
14 *rate of 1 percent per month or fraction of a month, from the date*  
15 *the fee is due until the date of payment.*

16       4. As used in this section, "limousine" includes:

17       (a) A livery limousine; and

18       (b) A traditional limousine.

19       **Sec. 3.** NRS 706.471 is hereby amended to read as follows:

20       706.471 1. Each taxicab motor carrier shall, before  
21 commencing the operation defined in NRS 706.126 and annually  
22 thereafter, pay to the Authority for each taxicab which it operates,  
23 including each taxicab it leases pursuant to NRS 706.473, ~~fa~~ **an**  
24 **annual** fee of not more than \$75 as determined by a regulation of  
25 the Authority.

26       2. The **annual** fee provided in this section must be paid on or  
27 before January 1 of each year.

28       3. The ~~initial~~ **annual** fee must be reduced one-twelfth for  
29 each month which has elapsed since the beginning of the calendar  
30 year in which operation is begun.

31       4. *In addition to the annual fee provided in subsection 1,*  
32 *each taxicab motor carrier shall:*

33       (a) *Charge and collect a technology fee set by the Authority*  
34 *that must not exceed 22 cents per trip for each compensable trip by*  
35 *a taxicab which it operates, including each taxicab it leases*  
36 *pursuant to NRS 706.473; and*

37       (b) *Remit to the Authority, not later than the 10th day of each*  
38 *month, all fees collected by the operator pursuant to this*  
39 *subsection for the immediately preceding month.*

40       ↪ *The fee charged pursuant to this subsection may be added to*  
41 *the passenger fare charged as indicated on the taximeter.*

42       5. Any person who fails to pay any fee on or before the date  
43 provided in this section shall pay a penalty of 10 percent of the  
44 amount of the fee , plus interest on the amount of the fee at the rate



1 of 1 percent per month or fraction of a month , from the date the fee  
2 is due until the date of payment.

3 **Sec. 4.** NRS 706.8825 is hereby amended to read as follows:

4 706.8825 1. All fees collected pursuant to NRS 706.881 to  
5 706.885, inclusive, must be deposited by the Administrator to the  
6 credit of the Taxicab Authority Fund, which is hereby created as a  
7 special revenue fund. The transactions for each county subject to  
8 those sections must be accounted for separately within the Fund.

9 2. The interest and income earned on the money in the Fund,  
10 after deducting any applicable charges, must be credited to the  
11 Fund.

12 3. The revenues received pursuant to subsection 1 of NRS  
13 706.8826 are hereby appropriated to defray the cost of regulating  
14 taxicabs in the county or the city, respectively, making the deposit  
15 under that subsection.

16 4. The fees received pursuant to subsection 3 of NRS  
17 706.8826, NRS 706.8827, 706.8841, 706.8848, 706.8849 and  
18 706.885 are hereby appropriated to defray the cost of regulating  
19 taxicabs in the county in which the certificate holder operates a  
20 taxicab business. *The technology fees received pursuant to*  
21 *paragraph (c) of subsection 3 of NRS 706.8826 must be used to*  
22 *implement technological improvements in safety, reliability and*  
23 *efficiency, including, without limitation, the implementation of a*  
24 *computerized real-time data system to assist with the regulation of*  
25 *the taxicabs in the county in which the certificate holder operates*  
26 *a taxicab business.*

27 5. Any balance remaining in the Fund does not revert to the  
28 State General Fund. The Administrator may transfer to the Aging  
29 and Disability Services Division of the Department of Health and  
30 Human Services any balance over \$200,000 and any interest earned  
31 on the Fund, within the limits of legislative authorization for each  
32 fiscal year, to subsidize transportation for elderly persons and  
33 persons with permanent disabilities in taxicabs. The money  
34 transferred to the Aging and Disability Services Division must be  
35 administered in accordance with regulations adopted by the  
36 Administrator of the Aging and Disability Services Division  
37 pursuant to NRS 427A.070.

38 6. The Administrator may establish an account for petty cash  
39 not to exceed \$2,000 for the support of undercover investigation,  
40 and if the account is created, the Administrator shall reimburse the  
41 account from the Taxicab Authority Fund in the same manner as  
42 other claims against the State are paid.

43 **Sec. 5.** NRS 706.8826 is hereby amended to read as follows:

44 706.8826 1. The board of county commissioners of any  
45 county in which there is in effect an order for the allocation of



1 taxicabs from a taxicab authority, and the governing body of each  
2 city within any such county, shall deposit to the credit of the  
3 Taxicab Authority Fund all of the tax revenue which is received  
4 from the taxicab business operating in the county and city,  
5 respectively.

6 2. For the purpose of calculating the amount due to the State  
7 under subsection 1, the tax revenue of a county does not include any  
8 amount which represents a payment for the use of county facilities  
9 or property.

10 3. Any certificate holder who is subject to an order of  
11 allocation by the Taxicab Authority shall pay to the Taxicab  
12 Authority :

13 (a) *A fee of \$100 per year for each taxicab that the Taxicab*  
14 *Authority has allocated to the certificate holder ; ~~and a~~*

15 (b) *A fee set by the Taxicab Authority that must not exceed 20*  
16 *cents per trip for each compensable trip of each of those taxicabs ~~;~~*  
17 *which may ; and*

18 (c) *A technology fee set by the Taxicab Authority that must not*  
19 *exceed 22 cents per trip for each compensable trip of each of those*  
20 *taxicabs.*

21 *↳ The fees set forth in paragraphs (b) and (c) must* be added to the  
22 meter charge.

23 4. The money ~~to~~ received by the Taxicab Authority *pursuant*  
24 *to this section* must be deposited in the State Treasury to the credit  
25 of the Taxicab Authority Fund.

26 **Sec. 6.** This act becomes effective on July 1, 2013.

