

ASSEMBLY BILL NO. 68—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED NOVEMBER 17, 2016

Referred to Committee on Transportation

SUMMARY—Revises provisions governing the administration of laws relating to transportation. (BDR 43-223)

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 transportation; revising provisions relating to the photograph on a driver's license; revising provisions governing the licensure and operation of schools for training drivers; revising provisions relating to the fees paid by a person 65 years of age or older for an identification card; revising provisions relating to the issuance of a commercial driver's license to a person who is not a resident of this State; setting forth exceptions to certain restrictions on the placement of advertising on or near certain highways, rights-of-way, bridges or structures; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law requires the Department to issue a driver's license which bears a
- 2 colored photograph of the licensee. (NRS 483.347) **Section 10** of this bill removes
- 3 the requirement that the photograph be in color.
- 4 Existing law requires a person who seeks to operate a school for training
- 5 drivers or to be an instructor for a school for training drivers to obtain a driver's
- 6 license from the Department. (NRS 483.700) The Department may cancel, suspend,
- 7 revoke or refuse to renew the driver's license if the licensee engages in certain acts
- 8 or practices. (NRS 483.760) **Section 12** of this bill provides that the Department
- 9 may also refuse to issue a license if the applicant engages in any of those certain
- 10 acts or practices, and adds to the list of those acts or practices: (1) making a
- 11 material misstatement on an application; (2) failing or refusing to provide any
- 12 information requested by the Department regarding an application; and (3)
- 13 conviction of a crime for a violation of any of the provisions of law governing



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14 schools for training drivers and instructors for a school for training drivers. Existing
15 law also requires that each vehicle used for training drivers and operated on a
16 highway is inspected annually. (NRS 483.745) **Section 11** of this bill requires that a
17 vehicle be inspected within 30 days after initial use by the school for training
18 drivers, and then inspected annually thereafter.

19 Existing law allows certain persons who do not hold a valid driver's license
20 from any state or jurisdiction to obtain an identification card from the Department.
21 (NRS 482.820) A person who is 65 years of age or older must pay a fee of \$4 for an
22 original or duplicate identification card. **Section 13** of this bill clarifies that the \$4
23 fee applies to such an identification card which expires on or before the fourth
24 anniversary of the person's birthday and an \$8 fee applies to such an identification
25 card which expires on or before the eighth anniversary of the person's birthday.

26 Existing law requires the Department to adopt regulations providing for the
27 issuance of commercial drivers' licenses, but the regulations may not be more
28 restrictive than the federal regulations adopted pursuant to the Commercial Motor
29 Vehicle Safety Act of 1986, as amended, 49 U.S.C. §§ 31301 et seq. (NRS
30 483.908) The Department may not issue a commercial driver's license or a
31 commercial learner's permit, which allows a person to operate a commercial motor
32 vehicle on the highways of this State if he or she is accompanied by the holder of a
33 commercial driver's license, to a person unless the person is a resident of this State.
34 (NRS 483.924, 483.934) Existing law prohibits a person who is a resident of this
35 State for 30 days or more from driving a commercial motor vehicle under the
36 authority of a commercial driver's license issued by another jurisdiction. (NRS
37 483.932) Existing law authorizes the Department to issue a nonresident commercial
38 driver's license or a nonresident commercial learner's permit to a person who is a
39 resident of a foreign jurisdiction which the Federal Highway Administrator has
40 determined does not test drivers and issue commercial drivers' licenses in
41 accordance with federal standards or who is a resident of a state while that state is
42 prohibited from issuing commercial drivers' licenses pursuant to federal
43 regulations. (NRS 483.936) **Section 15** of this bill removes the authorization for the
44 Department to issue a nonresident commercial driver's license or nonresident
45 commercial learner's permit, and newly provides that the Department may only
46 issue a limited-term commercial driver's license or limited-term commercial
47 learner's permit to a resident of a foreign jurisdiction which the Federal Highway
48 Administrator has determined does not test drivers and issue commercial drivers'
49 licenses in accordance with federal standards. **Section 14** of this bill makes
50 conforming changes to the fees for such a license.

51 Existing law restricts the placement of advertising on or near certain highways,
52 rights-of-way, bridges or structures, with certain exceptions for benches and
53 shelters for passengers of mass transit and monorail stations. (NRS 405.110,
54 410.320, 484B.313) **Sections 15.3-15.7** of this bill add to the exceptions from those
55 restrictions certain advertisements on a touchdown structure, which is the tower
56 attached to a pedestrian bridge and which houses an elevator.

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

- 1 **Section 1.** (Deleted by amendment.)
- 2 **Sec. 2.** (Deleted by amendment.)
- 3 **Sec. 3.** (Deleted by amendment.)
- 4 **Sec. 4.** (Deleted by amendment.)
- 5 **Sec. 5.** (Deleted by amendment.)



1 **Sec. 6.** (Deleted by amendment.)

2 **Sec. 7.** (Deleted by amendment.)

3 **Sec. 8.** (Deleted by amendment.)

4 **Sec. 9.** (Deleted by amendment.)

5 **Sec. 10.** NRS 483.347 is hereby amended to read as follows:

6 483.347 1. Except as otherwise provided in subsection 2, the
7 Department shall issue a rectangular-shaped driver's license which
8 bears a front view ~~colored~~ photograph of the licensee. The
9 photograph and any information included on the license must be
10 placed in a manner which ensures that:

11 (a) If the licensee is 21 years of age or older, the longer edges of
12 the rectangle serve as the top and bottom of the license; or

13 (b) If the licensee is under 21 years of age, the shorter edges of
14 the rectangle serve as the top and bottom of the license.

15 2. The Department may issue a temporary driver's license
16 without a photograph of the licensee if the licensee is temporarily
17 absent from this State and requests the renewal of, the issuance of a
18 duplicate of, or a change in the information on, his or her driver's
19 license. If the licensee returns to this State for 14 continuous days or
20 more, the licensee shall, within 24 days after the date of return,
21 surrender the temporary license and obtain a license which bears his
22 or her photograph in accordance with subsection 1. A licensee
23 charged with violating the provisions of this subsection may not be
24 convicted if the licensee surrenders the temporary license, obtains a
25 license which bears his or her photograph in accordance with
26 subsection 1 and produces that license in court or in the office of the
27 arresting officer.

28 3. The Department shall:

29 (a) Establish a uniform procedure for the production of drivers'
30 licenses, applicable to renewal as well as to original licenses.

31 (b) Except as otherwise provided in NRS 483.417 and 483.825,
32 by regulation, increase the fees provided in NRS 483.410, 483.820
33 and 483.910 as necessary to cover the actual cost of production of
34 photographs for drivers' licenses and identification cards. The
35 increase must be deposited in the State Treasury for credit to the
36 Motor Vehicle Fund and must be allocated to the Department to
37 defray the increased costs of producing the drivers' licenses required
38 by this section.

39 **Sec. 11.** NRS 483.745 is hereby amended to read as follows:

40 483.745 1. A school for training drivers or a third-party
41 certifier provided for by regulation shall ensure that each vehicle
42 used for training drivers and operated on a highway is inspected
43 *within 30 days after initial use by the school for training drivers*
44 *and inspected annually thereafter.*



1 2. The school for training drivers or the third-party certifier
2 shall provide to the Department, within 30 days of the inspection or
3 by December 31 of each calendar year, whichever comes first, the
4 results of the inspection regarding the safety and road worthiness of
5 the vehicles inspected pursuant to subsection 1.

6 3. The Department shall adopt regulations setting forth:

7 (a) The persons qualified to conduct the inspection; and

8 (b) The standards with which the inspection must comply.

9 4. The owner of the school for training drivers or the third-
10 party certifier shall maintain a copy of the results of the inspection
11 at his or her principal place of business for 3 years after the
12 inspection is completed.

13 **Sec. 12.** NRS 483.760 is hereby amended to read as follows:

14 483.760 The Department may *refuse to issue a license or may*
15 cancel, suspend, revoke or refuse to renew any license granted
16 pursuant to NRS 483.700 to 483.780, inclusive:

17 1. *If the applicant or licensee makes a material misstatement*
18 *on an application.*

19 2. *If the applicant or licensee fails or refuses to provide any*
20 *information requested by the Department in conjunction with an*
21 *application.*

22 3. *If the applicant has been convicted of a crime for a*
23 *violation of any of the provisions of NRS 483.700 to 483.780,*
24 *inclusive.*

25 4. If the licensee permits fraud or engages in fraudulent
26 practices either with reference to the applicant or the Department or
27 induces or countenances fraud or fraudulent practices on the part of
28 any applicant for driver's license.

29 ~~12-~~ 5. If the licensee fails to comply with *or is convicted of a*
30 *crime for a violation of* any of the provisions of NRS 483.700 to
31 483.780, inclusive, or any of the regulations or requirements of the
32 Department made pursuant thereto.

33 ~~13-~~ 6. If the licensee or any employee or agent of the licensee
34 solicits persons for enrollment in a school for training drivers in an
35 office of the Department or within 200 feet of any such office.

36 ~~14-~~ 7. If the licensee or any employee or agent of the licensee
37 follows the identical course of training which is used by the
38 Department in giving an examination for a driver's license.

39 **Sec. 13.** NRS 483.820 is hereby amended to read as follows:

40 483.820 1. A person who applies for an identification card in
41 accordance with the provisions of NRS 483.810 to 483.890,
42 inclusive, and who is not ineligible to receive an identification card
43 pursuant to NRS 483.861, is entitled to receive an identification card
44 if the person is:



1 (a) A resident of this State and is 10 years of age or older and
2 does not hold a valid driver's license or identification card from any
3 state or jurisdiction; or

4 (b) A seasonal resident who does not hold a valid Nevada
5 driver's license.

6 2. Except as otherwise provided in NRS 483.825, the
7 Department shall charge and collect the following fees for the
8 issuance of an original, duplicate or changed identification card:
9

10	An original or duplicate identification card	
11	issued to a person 65 years of age or older	
12	<i>which expires on or before the fourth</i>	
13	<i>anniversary of the person's birthday</i>	\$4
14	<i>An original or duplicate identification card</i>	
15	<i>issued to a person 65 years of age or older</i>	
16	<i>which expires on or before the eighth</i>	
17	<i>anniversary of the person's birthday</i>	8
18	An original or duplicate identification card	
19	issued to a person under 18 years of age	
20	which expires on the eighth anniversary of	
21	the person's birthday	6
22	A renewal of an identification card for a person	
23	under 18 years of age which expires on the	
24	eighth anniversary of the person's birthday	6
25	An original or duplicate identification card	
26	issued to a person under 18 years of age	
27	which expires on or before the fourth	
28	anniversary of the person's birthday	3
29	A renewal of an identification card for a person	
30	under 18 years of age which expires on or	
31	before the fourth anniversary of the person's	
32	birthday	3
33	An original or duplicate identification card	
34	issued to any person at least 18 years of age,	
35	but less than 65 years of age, which expires	
36	on the eighth anniversary of the person's	
37	birthday	18
38	A renewal of an identification card for any	
39	person at least 18 years of age, but less than	
40	65 years of age, which expires on the eighth	
41	anniversary of the person's birthday	18



1 An original or duplicate identification card
 2 issued to any person at least 18 years of age,
 3 but less than 65 years of age, which expires
 4 on or before the fourth anniversary of the
 5 person's birthday..... \$9
 6 A renewal of an identification card for any
 7 person at least 18 years of age, but less than
 8 65 years of age, which expires on or before
 9 the fourth anniversary of the person's
 10 birthday 9
 11 A new photograph or change of name, or both 4
 12

13 3. The Department shall not charge a fee for:

- 14 (a) An identification card issued to a person who has voluntarily
 15 surrendered his or her driver's license pursuant to NRS 483.420; or
 16 (b) A renewal of an identification card for a person 65 years of
 17 age or older.

18 4. Except as otherwise provided in NRS 483.825, the increase
 19 in fees authorized in NRS 483.347 must be paid in addition to the
 20 fees charged pursuant to this section.

21 5. As used in this section, "photograph" has the meaning
 22 ascribed to it in NRS 483.125.

23 **Sec. 14.** NRS 483.910 is hereby amended to read as follows:
 24 483.910 1. The Department shall charge and collect the
 25 following fees:

26
 27 For an original commercial driver's license ~~for~~
 28 ~~nonresident commercial driver's license~~
 29 which expires on *or before* the eighth
 30 anniversary of the date of issuance of the
 31 license *but after the fourth anniversary of*
 32 *the date of issuance of the license*..... \$108
 33 For an original commercial driver's license ~~;~~
 34 ~~nonresident commercial driver's license,~~ *or*
 35 commercial learner's permit ~~for nonresident~~
 36 ~~commercial learner's permit~~ which expires
 37 on or before the fourth anniversary of the
 38 birthday of the licensee or permit holder 54
 39 For renewal of a commercial driver's license ~~for~~
 40 ~~nonresident commercial driver's license~~
 41 which expires on *or before* the eighth
 42 anniversary of the date of issuance of the
 43 license *but after the fourth anniversary of*
 44 *the date of issuance of the license* 108



1 For renewal of a commercial driver’s license ~~for~~
2 ~~nonresident commercial driver’s license,~~ or
3 commercial learner’s permit ~~for nonresident~~
4 ~~commercial learner’s permit~~ which expires
5 on or before the fourth anniversary of the
6 birthday of the licensee or permit holder \$54
7 For reinstatement of a commercial driver’s
8 license after suspension or revocation of the
9 license for a violation of NRS 484C.110,
10 484C.120, 484C.130 or 484C.430, or
11 pursuant to NRS 484C.210 and 484C.220, or
12 pursuant to 49 C.F.R. § ~~383.51(b)(2)(i) or~~
13 ~~(ii)~~ **383.51(b)(1) to (4)** 145
14 For reinstatement of a commercial driver’s
15 license after suspension, revocation,
16 cancellation or disqualification of the license,
17 except a suspension or revocation for a
18 violation of NRS 484C.110, 484C.120,
19 484C.130 or 484C.430, or pursuant to NRS
20 484C.210 and 484C.220, or pursuant to 49
21 C.F.R. § ~~383.51(b)(2)(i) or (ii)~~ **383.51(b)(1)**
22 **to (4)** 110
23 For a duplicate commercial driver’s license..... 19
24 For any change of information on a commercial
25 driver’s license 9
26 For each endorsement added after the issuance
27 of an original commercial driver’s license 14
28 For the administration of a driving skills test for
29 the issuance, renewal or transfer of a
30 commercial driver’s license or to change any
31 information on, or add an endorsement to, an
32 existing commercial driver’s license 30
33

34 2. The Department shall charge and collect an annual fee of
35 \$555 from each person who is authorized by the Department to
36 administer a driving skills test pursuant to NRS 483.912.

37 3. An additional charge of \$3 must be charged for each
38 knowledge test administered to a person who has twice failed the
39 test.

40 4. An additional charge of \$25 must be charged for each
41 driving skills test administered to a person who has twice failed the
42 test.

43 5. The increase in fees authorized in NRS 483.347 must be
44 paid in addition to the fees charged pursuant to this section.



1 6. The Department shall charge an applicant for a hazardous
2 materials endorsement an additional fee for the processing of
3 fingerprints. The Department shall establish the additional fee by
4 regulation, except that the amount of the additional fee must not
5 exceed the sum of the amount charged by the Central Repository for
6 Nevada Records of Criminal History and each applicable federal
7 agency to process the fingerprints for a background check of the
8 applicant in accordance with Section 1012 of the Uniting and
9 Strengthening America by Providing Appropriate Tools Required to
10 Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of
11 2001, 49 U.S.C. § 5103a.

12 **Sec. 15.** NRS 483.936 is hereby amended to read as follows:

13 483.936 A person who is a resident of a foreign jurisdiction
14 which the Federal Highway Administrator has determined does not
15 test drivers and issue commercial drivers' licenses in accordance
16 with federal standards ~~for who is a resident of a state while that state~~
17 ~~is prohibited from issuing commercial drivers' licenses pursuant to~~
18 ~~49 C.F.R. § 384.405}~~ and who wishes to be issued a ~~{nonresident}~~
19 ~~limited-term~~ commercial driver's license or ~~{nonresident}~~ ~~limited-~~
20 ~~term~~ commercial learner's permit by this State must:

21 1. Apply to the Department for a ~~{nonresident}~~ ~~limited-term~~
22 commercial driver's license or ~~{nonresident}~~ ~~limited-term~~
23 commercial learner's permit; and

24 2. Comply with all other requirements contained in the
25 regulations adopted by the Department pursuant to NRS 483.908.

26 **Sec. 15.3.** NRS 484B.313 is hereby amended to read as
27 follows:

28 484B.313 1. It is unlawful for any person to place, maintain
29 or display upon or in view of any highway any unauthorized sign,
30 signal, marking or device which purports to be or is an imitation of
31 or resembles an official traffic-control device or railroad sign or
32 signal, or which attempts to direct the movement of traffic, or which
33 hides from view or interferes with the effectiveness of any such
34 device, sign or signal, and except as otherwise provided in
35 ~~{subsection}~~ ~~subsections~~ 4 ~~{}~~ and 5, a person shall not place or
36 maintain nor may any public authority permit upon any highway
37 any sign, signal, marking or street banner bearing thereon any
38 commercial advertising . ~~{except on benches and shelters for~~
39 ~~passengers of public mass transportation for which a franchise has~~
40 ~~been granted pursuant to NRS 244.187 and 244.188, 268.081 and~~
41 ~~268.083, 269.128 and 269.129, or 277A.310 and 277A.330, or on~~
42 ~~monorail stations.}~~

43 2. Every such prohibited sign, signal or marking is hereby
44 declared to be a public nuisance, and the proper public authority
45 may remove the same or cause it to be removed without notice.



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1 3. This section does not prohibit the erection upon private
2 property adjacent to highways of signs giving useful directional
3 information and of a type that cannot be mistaken for official traffic-
4 control devices.

5 4. A person may place and maintain commercial advertising in
6 an airspace above a highway under the conditions specified pursuant
7 to subsection 3 of NRS 405.110, and a public authority may permit
8 commercial advertising that has been placed in an airspace above a
9 highway under the conditions specified pursuant to subsection 3 of
10 NRS 405.110.

11 5. *The provisions of subsection 1 do not apply to any sign,
12 signal, marking or street banner bearing thereon any commercial
13 advertising that is located:*

14 *(a) On a bench or shelter for passengers of public mass
15 transportation built pursuant to a franchise granted pursuant to
16 NRS 244.187 and 244.188, 268.081 and 268.083, 269.128 and
17 269.129, or 277A.310 and 277A.330;*

18 *(b) On a monorail station; or*

19 *(c) On a touchdown structure if a public authority authorizes
20 such advertising and the advertising is placed and maintained by a
21 person who owns real property adjacent to the touchdown
22 structure and who has:*

23 *(1) Dedicated the touchdown structure to the public
24 authority or has granted a fee or perpetual easement to the public
25 authority for the construction or maintenance of the touchdown
26 structure; and*

27 *(2) Entered a written agreement with the public authority
28 on terms and conditions acceptable to the public authority.*

29 6. If a franchisee receives revenues from commercial
30 advertising authorized by subsection 1 and the franchisee is
31 obligated to repay a bond issued by the State of Nevada, the
32 franchisee shall use all revenue generated by the advertising
33 authorized by subsection 1 to meet its obligations to the State of
34 Nevada as set forth in the financing agreement and bond indenture,
35 including, without limitation, the payment of operations and
36 maintenance obligations, the funding of reserves and the payment of
37 debt service. To the extent that any surplus revenue remains after
38 the payment of all such obligations, the surplus revenue must be
39 used solely to repay the bond until the bond is repaid.

40 ~~6.~~ 7. As used in this section:

41 (a) "Monorail station" means:

42 (1) A structure for the loading and unloading of passengers
43 from a monorail for which a franchise has been granted pursuant to
44 NRS 705.695 or an agreement has been entered into pursuant to
45 NRS 705.695; and



1 (2) Any facilities or appurtenances within such a structure.

2 (b) "Street banner" has the meaning ascribed to it in
3 NRS 277A.130.

4 (c) *"Touchdown structure" means a structure, connected to a*
5 *pedestrian bridge, which houses an elevator.*

6 **Sec. 15.5.** NRS 405.110 is hereby amended to read as follows:

7 405.110 1. Except ~~for benches and shelters for passengers of~~
8 ~~public mass transportation for which a franchise has been granted~~
9 ~~pursuant to NRS 244.187 and 244.188, 268.081 and 268.083,~~
10 ~~269.128 and 269.129, or 277A.310 and 277A.330, or on monorail~~
11 ~~stations,} as otherwise provided in subsection 5,~~ no advertising
12 signs, signboards, boards or other materials containing advertising
13 matter may:

14 (a) Except as otherwise provided in subsection 3, be placed
15 upon or over any state highway.

16 (b) Except as otherwise provided in subsections 3 and 4, be
17 placed within the highway right-of-way.

18 (c) Except as otherwise provided in subsection 3, be placed
19 upon any bridge or other structure thereon.

20 (d) Be so situated with respect to any public highway as to
21 obstruct clear vision of an intersecting highway or highways or
22 otherwise so situated as to constitute a hazard upon or prevent the
23 safe use of the state highway.

24 2. With the permission of the Department of Transportation,
25 counties, towns or cities of this State may place at such points as are
26 designated by the Director of the Department of Transportation
27 suitable signboards advertising the counties, towns or
28 municipalities.

29 3. A person may place an advertising sign, signboard, board or
30 other material containing advertising matter in any airspace above a
31 highway if:

32 (a) The Department of Transportation has leased the airspace to
33 the person pursuant to subsection 2 of NRS 408.507, the airspace is
34 over an interstate highway and:

35 (1) The purpose of the sign, signboard, board or other
36 material is to identify a commercial establishment that is entirely
37 located within the airspace, services rendered, or goods produced or
38 sold upon the commercial establishment or that the facility or
39 property that is located within the airspace is for sale or lease; and

40 (2) The size, location and design of the sign, signboard,
41 board or other material and the quantity of signs, signboards, boards
42 or other materials have been approved by the Department of
43 Transportation; or

44 (b) The person owns real property adjacent to an interstate
45 highway and:



1 (1) The person has dedicated to a public authority a fee or
2 perpetual easement interest in at least 1 acre of the property for the
3 construction or maintenance, or both, of the highway over which
4 the person is placing the sign, signboard, board or other material and
5 the person retained the air rights in the airspace above the property
6 for which the person has dedicated the interest;

7 (2) The sign, signboard, board or other material is located in
8 the airspace for which the person retained the air rights;

9 (3) The structure that supports the sign, signboard, board or
10 other material is not located on the property for which the person
11 dedicated the fee or easement interest to the public authority, and
12 the public authority determines that the location of the structure
13 does not create a traffic hazard; and

14 (4) The purpose of the sign, signboard, board or other
15 material is to identify an establishment or activity that is located on
16 the real property adjacent to the interstate highway, or services
17 rendered or goods provided or sold on that property.

18 4. A tenant of a mobile home park may exhibit a political sign
19 within a right-of-way of a state highway or road which is owned or
20 controlled by the Department of Transportation if the tenant exhibits
21 the sign within the boundary of the tenant's lot and in accordance
22 with the requirements and limitations set forth in NRS 118B.145. As
23 used in this subsection, the term "political sign" has the meaning
24 ascribed to it in NRS 118B.145.

25 5. *The provisions of subsection 1 do not apply to any*
26 *advertising, signs, signboards or other materials containing*
27 *advertising matter located:*

28 (a) *On a bench or shelter for passengers of public mass*
29 *transportation built pursuant to a franchise granted pursuant to*
30 *NRS 244.187 and 244.188, 268.081 and 268.083, 269.128 and*
31 *269.129, or 277A.310 and 277A.330;*

32 (b) *On a monorail station; or*

33 (c) *On a touchdown structure if a public authority authorizes*
34 *such advertising matter and the advertising matter is placed and*
35 *maintained by a person who owns real property adjacent to the*
36 *touchdown structure and who has:*

37 (1) *Dedicated the touchdown structure to the public*
38 *authority or has granted a fee or perpetual easement to the public*
39 *authority for the construction or maintenance of the touchdown*
40 *structure; and*

41 (2) *Entered a written agreement with the public authority*
42 *on terms and conditions acceptable to the public authority.*

43 6. If any such sign is placed in violation of this section, it is
44 thereby declared a public nuisance and may be removed forthwith
45 by the Department of Transportation or the public authority.



1 ~~6~~ 7. Any person placing any such sign in violation of the
2 provisions of this section shall be punished by a fine of not more
3 than \$250, and is also liable in damages for any injury or injuries
4 incurred or for injury to or loss of property sustained by any person
5 by reason of the violation.

6 ~~7~~ 8. If a franchisee receives revenues from an advertising
7 sign, signboard, board or other material containing advertising
8 matter authorized by subsection 1 and the franchisee is obligated to
9 repay a bond issued by the State of Nevada, the franchisee shall use
10 all revenue generated by the advertising sign, signboard, board or
11 other material containing advertising matter authorized by
12 subsection 1 to meet its obligations to the State of Nevada as set
13 forth in the financing agreement and bond indenture, including,
14 without limitation, the payment of operations and maintenance
15 obligations, the funding of reserves and the payment of debt service.
16 To the extent that any surplus revenue remains after the payment of
17 all such obligations, the surplus revenue must be used solely to
18 repay the bond until the bond is repaid.

19 ~~8~~ 9. As used in this section ~~1~~, "~~monorail~~":

20 (a) "*Monorail station*" means:

21 ~~(a)~~ (1) A structure for the loading and unloading of passengers
22 from a monorail for which a franchise has been granted pursuant to
23 NRS 705.695 or an agreement has been entered into pursuant to
24 NRS 705.695; and

25 ~~(b)~~ (2) Any facilities or appurtenances within such a structure.

26 (b) "*Touchdown structure*" means a structure, connected to a
27 pedestrian bridge, which houses an elevator.

28 **Sec. 15.7.** NRS 410.320 is hereby amended to read as follows:

29 410.320 Outdoor advertising shall not be erected or maintained
30 within 660 feet of the nearest edge of the right-of-way and visible
31 from the main-traveled way of the interstate or primary highway
32 systems in this state, and, outside urban areas outdoor advertising
33 shall not be erected or maintained beyond 660 feet from the nearest
34 edge of the right-of-way of the interstate and primary highway
35 systems which is visible and placed with the purpose of having its
36 message read from the main-traveled way of the interstate and
37 primary highway systems in this state, except the following:

38 1. Directional, warning, landmark, informational and other
39 official signs and notices, including but not limited to signs and
40 notices pertaining to natural wonders, scenic and historic attractions.
41 Only signs which are required or authorized by law or by federal,
42 state or county authority, and which conform to national standards
43 promulgated by the Secretary of Transportation pursuant to 23
44 U.S.C. § 131, are permitted.



1 2. Signs, displays and devices which advertise the sale or lease
2 of the property upon which they are located.

3 3. Signs, displays and devices which advertise the activities
4 conducted or services rendered or the goods produced or sold upon
5 the property upon which the advertising sign, display or device is
6 erected.

7 4. Signs, displays and devices located in zoned commercial or
8 industrial areas, when located within 660 feet of the nearest edge of
9 the right-of-way and visible from the main-traveled way of the
10 interstate and primary highway systems within this state.

11 5. Signs, displays and devices located in an unzoned
12 commercial or industrial area as defined in NRS 410.300, when
13 located within 660 feet of the nearest edge of the right-of-way and
14 visible from the main-traveled way of the interstate and primary
15 highway systems within this state.

16 6. Nonconforming signs in defined hardship areas which
17 provide directional information about goods and services in the
18 interest of the traveling public and are approved by the Secretary of
19 Transportation pursuant to 23 U.S.C. § 131(o).

20 *7. Signs, displays and devices located as described in*
21 *subsection 5 of NRS 405.110 and subsection 5 of NRS 484B.313.*

22 **Sec. 16.** (Deleted by amendment.)

23 **Sec. 17.** 1. This section and sections 1 to 9, inclusive, and
24 15.3 to 16, inclusive, of this act become effective on July 1, 2017.

25 2. Sections 10 to 15, inclusive, of this act become effective on
26 October 1, 2017.

