

CHAPTER.....

AN ACT relating to motor carriers; expanding the circumstances under which an owner or operator of a motor vehicle that is used for the transportation of passengers or property is not subject to certain provisions governing fully regulated carriers; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Under existing law, certain common carriers or contract carriers of passengers or household goods are subject to supervision and regulation as fully regulated carriers by the Nevada Transportation Authority. (NRS 706.072, 706.166) An exemption from that supervision and regulation is provided for an owner or operator of a motor vehicle used for the transportation of passengers or property if the owner or operator: (1) holds a nonrestricted license and is a resort hotel; (2) is not in the business of and does not charge a fee for transporting passengers or property; (3) provides transportation only to its customers, guests, casino hosts, key employees, officers and directors; (4) marks the vehicle with the owner’s or operator’s name or logo; and (5) uses the motor vehicle only in relation to the business of the resort hotel for which the nonrestricted license was issued. The owner or operator is required to inspect the motor vehicle regularly, maintain a record of the inspections for at least 3 years and make the records available for inspection or audit by the Authority or its designee. (NRS 706.741)

This bill expands that exemption to include an owner or operator of a motor vehicle that is used for the transportation of passengers or property if an affiliate of the owner or operator of the motor vehicle complies with the provisions of existing law governing the exemption. An affiliate is defined as a person who, directly or indirectly through one or more intermediaries, controls, is controlled by or is under common control with the owner or operator. This bill also requires such an affiliate to comply with the requirements of existing law relating to inspections of the motor vehicle and the maintenance of records of those inspections.

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

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

Section 1. NRS 706.741 is hereby amended to read as follows:

706.741 1. An owner or operator of a motor vehicle that is used for the transportation of passengers or property is not subject to the provisions of this chapter governing fully regulated carriers if:

(a) The owner or operator *, or an affiliate of the owner or operator,* of the motor vehicle:

- (1) Holds a nonrestricted license and is a resort hotel;
- (2) Is not in the business of transporting passengers or property;



(3) Does not charge a fee for transporting passengers or property;

(4) Provides transportation only to its customers, guests, casino hosts, key employees, officers and directors; and

(5) Marks the vehicle with the ~~owner's or operator's~~ name or logo ~~H~~ *of the owner or operator, or an affiliate of the owner or operator*, which must be at least 2 inches in height and be visible from a distance of at least 50 feet; and

(b) The use of the motor vehicle is related to the business of the resort hotel for which the nonrestricted license *of the owner or operator, or an affiliate of the owner or operator*, was issued.

2. ~~A~~ *The owner or operator, or an affiliate of the owner or operator*, of a motor vehicle specified in subsection 1 shall regularly inspect the motor vehicle and maintain a record of the inspection for at least 3 years after the date of the inspection. Each record maintained pursuant to this subsection must be made available for inspection or audit by the Authority or its designee at any time during regular business hours.

3. As used in this section:

(a) *"Affiliate" has the meaning ascribed to it in NRS 463.0133;*

(b) "Nonrestricted license" has the meaning ascribed to it in NRS 463.0177; and

~~(b)~~ (c) "Resort hotel" has the meaning ascribed to it in NRS 463.01865.

Sec. 2. This act becomes effective on July 1, 2017.

