

SENATE TRANSPORTATION COMMITTEE

MINUTES OF MEETING

Tuesday, March 20, 1973

The meeting was called to order in Room 345 of the Legislative Building at 12:00 Noon on Tuesday, March 20, 1973.

Senator Helen Herr was in the Chair.

PRESENT: Senator Helen Herr Senator Carl Dodge
 Senator Warren Monroe Senator William Raggio
 Senator Archie Pozzi Senator Richard Blakemore

ABSENT: Senator Joe Neal

ALSO PRESENT WERE:

Robert Luce	Highway Users Federation, Phoenix, Arizona
Robert Guinn	Nevada Transport Association
Daryl Capurro	Nevada Fed. of Automobile Dealers Association
Grant Bastian	Nevada Highway Department
Howard Hill	Department of Motor Vehicles
Leonard Winkelman	Department of Motor Vehicles
John Ciardella	Department of Motor Vehicles
E. J. Silva	Department of Motor Vehicles
Richard Bortolin	Department of Motor Vehicles
James Lambert	Department of Motor Vehicles
William Neeley	Legislative Intern

ACTION WAS TAKEN ON THE FOLLOWING BILLS:

SB 83*

Senator Monroe moved we concur with the Assembly amendment to SB 83.
Seconded by Senator Blakemore.
Motion carried.

AB 157*

Senator Herr suggested that the words "by marriage or otherwise" on Line 5, Section 1 of AB 157 be deleted.

Senator Dodge so moved.
Seconded by Senator Monroe.
Motion carried.

SB 109*

Grant Bastian and Robert Guinn presented amendments to made to this bill as follows:

Amend subsection 3 by striking the comma on the end of line 12 and the words "or replacement thereof" on line 13. Strike the period on the end of line 14 and add "until such time as vehicle shall be replaced by another."

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SB 109 (Continued)

Amend by adding a new subsection 4 to read as follows:
"Notwithstanding the provisions of subsections 1 through 3, it will be unlawful to operate any vehicle, including load, across or through any segment of highway where the free clearance of any structure or encroachment is less than the statutory limit set forth in subsection 1.

Amend subsection 6, Page 2, line 40, by striking the figure 80 and inserting 75.

Senator Blakemore moved "Do Pass with Amendment"
Seconded by Senator Raggio.
Motion Carried.

SB 138*

Senator Dodge asked the committee for a request to redraft this bill entirely, due to the many changes which came about by a meeting between he and the Department of Motor Vehicles. There was still some areas of question which Senator Raggio had and it was decided by the committee that Senator Raggio and Bob Guinn would meet to discuss this area and then the bill would be redrafted. Action would be taken on SB 138 at the time the new bill was referred to the committee.

AB 46*

James Lambert of the Department of Motor Vehicles testified as to the purpose of this bill.

Senator Monroe moved "Do Pass."
Seconded by Senator Pozzi.
Motion carried with Senator Raggio abstaining.

SB 417*

Senator Monroe testified as to the purpose of this bill. John Ciardella requested the following amendments to SB 417:

Delete line 10 (b) Notify the director of the Nevada Highway Patrol.

Amend lines 22, 23, and 24 to read: If the lien holder elects to have a certificate of ownership issued to him, the vehicle shall comply with the equipment provisions of Chapter 484 and 482.

Amend by changing \$100 limit to \$200 limit.

Senator Blakemore moved "Do Pass with amendments."
Seconded by Senator Dodge.
Motion carried.

*(Copy of bill attached.)

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AB 155*

John Ciardella testified as to the purpose of this bill.

Senator Dodge moved "Do Pass"
Seconded by Senator Pozzi.
Motion Carried.

AB 445*

Senator Dodge moved "Do Pass."
Seconded by Senator Pozzi.
Motion Carried.

Chairman Herr was excused from the hearing to attend another hearing. The Chair was then taken by Senator Monroe.

AB 96*

Testimony was given by Leonard Winkelman as to the purpose of the bill.

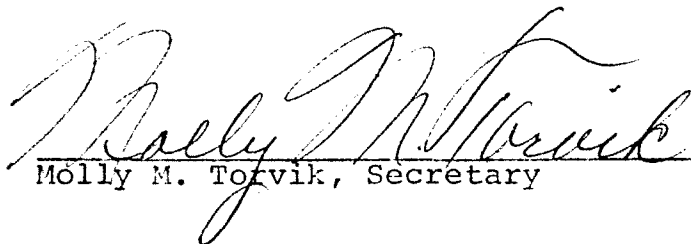
Senator Dodge moved "Do Pass."
Seconded by Senator Raggio.
Motion Carried.

SB 463*

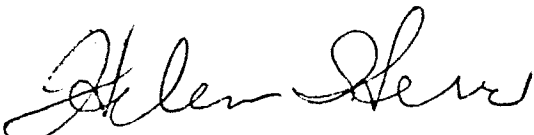
Senator Raggio moved "Do Kill."
Seconded by Senator Pozzi.
Motion Carried.

The meeting was then adjourned at 1:15 p.m. until Senate afternoon adjournment on Thursday, March 22, 1973.

Respectfully submitted:


Molly M. Torvik, Secretary

APPROVED BY:


Helen Herr, Chairman
Senator

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

S. B. 83

SENATE BILL NO. 83—COMMITTEE ON TRANSPORTATION

JANUARY 24, 1973

Referred to Committee on Transportation

SUMMARY—Changes definition of travel trailer.

Fiscal Note: No. (BDR 43-133)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT changing the definition of travel trailer; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 489.010 is hereby amended to read as follows:
2 489.010 As used in this chapter, unless the context otherwise
3 requires:
4 1. "American Standard" means a standard adopted and published by
5 the United States of America Standards Institute.
6 2. "Mobile home" means a vehicular structure which is built on a
7 chassis or frame, is designed to be used with or without a permanent
8 foundation, is capable of being drawn by a motor vehicle and is used as
9 a dwelling when connected to utilities.
10 3. "Travel trailer" means a [vehicular,] portable structure [built on
11 a chassis:
12 (a) Designed as a temporary dwelling for travel, recreational and vaca-
13 tion use;
14 (b) Permanently identified as a "Travel Trailer" by an inscription on
15 the trailer by the manufacturer; and
16 (c) When factory-equipped for the road, having a body width of not
17 more than 8 feet and:
18 (1) Any length if the gross weight does not exceed 4,500 pounds; or
19 (2) Any weight if its body length does not exceed 29 feet.] *mounted*
20 *on wheels, constructed on a vehicular-type chassis, primarily designed as*
21 *temporary living quarters for recreational, camping or travel use, and*
22 *drawn by another vehicle, but a vehicle is not a travel trailer if, when*
23 *equipped for highway use, it exceeds 8 feet in width or 40 feet in body*
24 *length.*

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ASSEMBLY BILL NO. 157—COMMITTEE
ON TRANSPORTATION

JANUARY 31, 1973

Referred to Committee on Transportation

SUMMARY—Deletes provision imposing a fine for failure to advise department of motor vehicles of change in status. Fiscal Note: No. (BDR 43-469)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT to amend NRS 483.390, relating to drivers' licenses; deleting a provision imposing a fine for failure to advise the department of motor vehicles of change in status.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. NRS 483.390 is hereby amended to read as follows:
2 483.390 **[1.]** Whenever any person after applying for or receiving
3 a driver's license shall move from the address named in such application
4 or in the license issued to him, or when the name of a licensee is changed
5 by marriage or otherwise, such person shall within 10 days thereafter
6 notify the driver's license division of the department of his new and old
7 addresses, or of such former and new names, and of the number of any
8 license then held by him.
9 **[2.** Where the licensee has failed to notify the driver's license division
10 as required by subsection 1, and a renewal license has been prepared as
11 provided in NRS 483.380, an assessment of \$1 shall be imposed to cover
12 the cost of reprocessing the renewal license, which assessment shall be
13 added to the license renewal fee.]

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(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

S. B. 109

SENATE BILL NO. 109—COMMITTEE ON TRANSPORTATION

JANUARY 29, 1973

Referred to Committee on Transportation

SUMMARY—Limits height of vehicles traveling on highways.
Fiscal Note: No. (BDR 43-481)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to vehicles; limiting their permissible height and relaxing certain limits upon their length and weight for operation on the public highways; providing a penalty; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 484 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 1. *Except as otherwise provided in subsections 2 and 3, a vehicle*
4 *shall not be operated on any highway of this state if its height, including*
5 *any load, exceeds 14 feet measured from the surface on which the vehicle*
6 *stands.*
7 2. *The maximum permissible height of a load of baled hay is 15 feet.*
8 3. *The department of highways shall issue a continuing permit, upon*
9 *application, to the operator of a vehicle whose height without load*
10 *exceeds the limit imposed by subsection 1 if the vehicle was registered and*
11 *in operation on the highway of this state on the effective date of this*
12 *act. Any such permit shall provide only for the operation of the vehicle,*
13 *or a replacement vehicle, over those portions of the highways of the state*
14 *over which it was customarily operated on the effective date of this act.*
15 SEC. 2. NRS 484.739 is hereby amended to read as follows:
16 484.739 1. No bus or motortruck shall exceed a length of 40 feet.
17 2. Except as provided in [subsection 3,] subsections 3 and 6, no
18 combination of vehicles, including any attachments thereto coupled
19 together, may exceed a length of 70 feet.
20 3. The department of highways, by rule [and] or regulation, shall
21 provide for the operation of vehicle combinations in excess of 70 feet in
22 length, but in no event exceeding 105 feet. Such rules [and] or regula-
23 tions shall establish standards for the operation of such vehicles, which
24 standards shall be consistent with their safe operation upon the public
25 highways and shall include, but not be limited to, the following:

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(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

S. B. 138

SENATE BILL NO. 138—SENATOR DODGE

JANUARY 31, 1973

Referred to Committee on Transportation

SUMMARY—Provides fund for collection and disposal of abandoned vehicles. Fiscal Note: No. (BDR 43-730)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to abandoned motor vehicles; providing a fund for the collection and disposal of abandoned vehicles; extending the licensing requirement for automobile wreckers; prohibiting vehicle dealers from storing deteriorated vehicles; providing a penalty; permitting removal of abandoned vehicles from private property; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 482 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 1. *Between July 1, 1973, and June 30, 1974, there shall be imposed*
4 *and collected by the department an additional fee of \$1 for every motor*
5 *vehicle that is registered.*
6 2. *There is hereby created in the state treasury an abandoned motor*
7 *vehicle trust fund. Moneys collected as the additional fee shall be depos-*
8 *ited in this fund. These moneys shall only be used for the collection and*
9 *disposal of abandoned motor vehicles throughout the State of Nevada.*
10 3. *The department shall make a survey of the number of abandoned*
11 *motor vehicles which cannot reasonably be traced to an owner. Insofar*
12 *as is practical the department shall then prorate the moneys in the aban-*
13 *doned motor vehicle trust fund to each county in proportion to the num-*
14 *ber of abandoned motor vehicles which have been surveyed in such*
15 *county as compared to the total number surveyed throughout the state.*
16 *The state treasurer shall then disburse the funds in the proportions deter-*
17 *mined by the department.*
18 4. *The collection and disposal of abandoned vehicles may be accom-*
19 *plished by any one or more of the following methods:*
20 (a) *The department may contract with private individuals, associations*
21 *or corporations;*
22 (b) *The department may permit a city or county to have its own*
23 *employees collect and dispose of the vehicles; or*

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 46

ASSEMBLY BILL NO. 46—COMMITTEE ON
TRANSPORTATION

JANUARY 17, 1973

Referred to Committee on Transportation

SUMMARY—Authorizes the director of the department of motor vehicles to adopt rules and regulations relating to pneumatic tires. Fiscal Note: No. (BDR 43-408)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to pneumatic tires; authorizing the director of the department of motor vehicles to adopt rules and regulations concerning the sale and use of pneumatic tires for certain vehicles; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 484 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 1. *The director, after a hearing, may adopt rules and regulations*
4 *relating to pneumatic vehicle tires as he determines necessary to provide*
5 *for public safety.*
6 (a) *In adopting these regulations, the department shall consider, as evi-*
7 *dence of generally accepted standards, the rules and regulations of the*
8 *Federal Highway Administration, the National Highway Traffic Safety*
9 *Administration and publications of the Rubber Manufacturers Associ-*
10 *ation.*
11 (b) *Adopted rules and regulations shall specify:*
12 (1) *Minimum tread depth of tires being operated on the highways;*
13 *and*
14 (2) *Prohibitions on the use of recut or regrooved tires.*
15 2. *After adoption of such rules and regulations, no dealer or person*
16 *holding a retail seller's license shall sell, offer for sale, expose for sale or*
17 *install on a vehicle for use on a highway a pneumatic tire which is not in*
18 *compliance with such rules and regulations.*
19 3. *After adoption of such rules and regulations, no person shall use*
20 *on a highway a pneumatic tire which is not in conformance with the*
21 *rules and regulations.*

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SENATE BILL NO. 417—SENATOR MONROE

MARCH 12, 1973

Referred to Committee on Transportation

SUMMARY—Permits garage owners to acquire title to abandoned vehicles valued at \$100 or less. Fiscal Note: No. (BDR 43-1493)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT to permit garage owners to satisfy their liens on abandoned vehicles by acquiring title to such vehicles; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 487.250 is hereby amended to read as follows:
2 487.250 1. The department or political subdivision shall, within 48
3 hours after the appraisal:
4 (a) Notify the director of the department of the removal of the vehicle.
5 The notice shall contain:
6 (1) A description of the vehicle.
7 (2) The appraised value of the vehicle.
8 (3) A statement as to whether the vehicle will be junked [or dis-
9 mantled.], *dismantled or otherwise disposed of.*
10 (b) Notify the director of the Nevada highway patrol.
11 (c) Notify the registered owner and any person having a security
12 interest in the vehicle by registered or certified mail that the vehicle has
13 been removed and will be junked or dismantled or otherwise disposed of
14 unless the registered owner or the person having a security interest in the
15 vehicle responds and pays the costs of removal.
16 2. Failure to reclaim within 15 days after official notification a
17 vehicle appraised at \$100 or less constitutes a waiver of interest in the
18 vehicle by any person having an interest in the vehicle.
19 3. If all recorded interests in a vehicle appraised at \$100 or less are
20 waived, either as provided in subsection 2 or by written disclaimer by
21 any person having an interest in the vehicle, the department shall issue
22 a certificate of dismantling [.] *to the automobile wrecker to whom the*
23 *vehicle may have been delivered or a certificate of ownership to the*
24 *garage owner if he elects to retain the vehicle.*
25 SEC. 2. NRS 487.270 is hereby amended to read as follows:

ASSEMBLY BILL NO. 155—COMMITTEE
ON TRANSPORTATION

JANUARY 31, 1973

Referred to Committee on Transportation

SUMMARY—Allows director of department of motor vehicles to determine whether vehicles are special mobile equipment. Fiscal Note: No. (BDR 43-312)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT allowing the director of the department of motor vehicles to determine which vehicles are special mobile equipment.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows.

- 1 SECTION 1. NRS 482.123 is hereby amended to read as follows:
2 482.123 1. "Special mobile equipment" means every vehicle not
3 designed or used primarily for the transportation of persons or property
4 and only incidentally operated or moved upon a highway, including but
5 not limited to scoopmobiles, forklifts, ditch-digging apparatus, well-boring
6 apparatus and road construction and maintenance machinery such as
7 asphalt graders, bituminous mixers, bucket loaders, tractors other than
8 truck tractors, leveling graders, finishing machines, motor graders, road
9 rollers, scarifiers, earth-moving carryalls and scrapers, power shovels and
10 draglines, and self-propelled cranes and earth-moving equipment.
11 2. "Special mobile equipment" does not include house trailers, dump
12 trucks, truck-mounted transit mixers or other vehicles designed for the
13 transportation of persons or property to which machinery has been
14 attached.
15 3. *The director may make an individual determination as to whether*
16 *any particular vehicle or kind of vehicle, not specifically listed in subsec-*
17 *tions 1 or 2, falls within this definition.*

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A. B. 445

ASSEMBLY BILL NO. 445—MESSRS. MELLO, GLOVER,
HICKEY, BANNER, VERGIELS, ASHWORTH, HOWARD
AND DEMERS

MARCH 1, 1973

Referred to Committee on Transportation

SUMMARY—Removes certain residence requirements for railroad police.
Fiscal Note: No. (BDR 58-1165)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is
material to be omitted.

AN ACT to amend NRS 705.220, relating to railroad police, by removing certain
residence requirements; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. NRS 705.220 is hereby amended to read as follows:
2 705.220 1. The governor [is authorized and empowered,] *may,*
3 upon the application of any railroad company, [to appoint and to com-
4 mission to serve during his pleasure one or more persons having the resi-
5 dential qualifications of an elector, designated by such company, to serve
6 at the sole expense of the company, as policemen, who shall have the
7 powers of peace officers and who, after being duly sworn, may act as
8 policemen] *appoint and commission one or more persons, designated by*
9 *such company, to serve as railroad policemen. The persons so appointed*
10 *shall serve at the sole expense of the company and, after being duly*
11 *sworn, have the powers of peace officers* upon the premises or property
12 owned or operated by the company. The company designating such per-
13 sons [shall be] *is* responsible civilly for any abuse of their authority.
14 2. Every such policeman shall, when on duty, wear in plain view a
15 star bearing the words "Railroad Police," and the name of the company
16 for which he is commissioned.

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ASSEMBLY BILL NO. 96—COMMITTEE ON
TRANSPORTATION

JANUARY 24, 1973

Referred to Committee on Transportation

SUMMARY—Provides for disposition of bad checks used in payment of vehicle privilege taxes and provides change fund for main office of department of motor vehicles. Fiscal Note: No. (BDR 43-102)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the department of motor vehicles; providing that bad checks used in the payment of vehicle privilege taxes are charged back against the motor vehicle fund; providing a change fund for the main office; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 482.180 is hereby amended to read as follows:
2 482.180 1. There is hereby created in the state treasury a fund
3 which shall be known as the motor vehicle fund. The state treasurer shall
4 deposit all money received by him from the department or otherwise
5 under the provisions of this chapter in the motor vehicle fund.
6 2. Funds for the administration of the provisions of this chapter shall
7 be provided by direct legislative appropriation from the state highway
8 fund, upon the presentation of budgets in the manner required by law.
9 Out of such appropriation the department shall pay every item of
10 expense.
11 3. The department shall certify monthly to the state board of exam-
12 iners the amount of privilege taxes collected for each county by the
13 department and its agents during the preceding month, and such funds
14 shall be paid monthly to the recipients, and in the same ratio as personal
15 property taxes were distributed in the previous fiscal year in each county,
16 but the State of Nevada shall not be entitled to share in any such distribu-
17 tion. On the same basis, privilege taxes collected on vehicles subject to
18 the provisions of chapter 706 of NRS and engaged in interstate or inter-
19 county operation shall be distributed among the counties in the following
20 percentages:

S. B. 463

SENATE BILL NO. 463—SENATOR HERR

MARCH 14, 1973

Referred to Committee on Transportation

SUMMARY—Permits members of press to have special motor vehicle license plates. Fiscal Note: No. (BDR 43-1575)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to motor vehicle licensing; permitting the department of motor vehicles to issue special license plates to members of the press.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 482 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 1. *Any person, who is regularly employed or engaged as a bona fide*
4 *newspaper, television or radio news editor, reporter or photographer,*
5 *upon complying with the state motor vehicle laws relating to the registra-*
6 *tion and licensing of motor vehicles and, upon the payment of a fee of \$3*
7 *in addition to the regular license fee for plates as prescribed by law, shall*
8 *be issued a license plate or plates, upon which, in lieu of the numbers*
9 *otherwise prescribed by law, shall be inscribed the following:*
10 (a) Prefix letters "PP" within a shield or square at the left of the num-
11 ber plate.
12 (b) Following the letters a series of three numerals, commencing with
13 "001."
14 2. *An affidavit from an appropriate news director, publisher or*
15 *editor shall accompany each application, certifying the current employ-*
16 *ment of such applicant.*
17 3. *Such plate or plates may be used only on a private passenger car*
18 *or on a noncommercial truck having a rated capacity of 1 ton or less.*
19 4. *The special plates shall remain with the licensee until he leaves*
20 *the employment of the certifying news director, publisher or editor, at*
21 *which time they shall be returned by the licensee to the department for*
22 *reissue or such other disposition as may be provided by department rules*
23 *and regulations.*
24 5. *The department shall make such rules and regulations as are nec-*
25 *essary to ascertain compliance with all state license laws relating to use*
26 *and operation of a motor vehicle before issuing such plates in lieu of the*