

MEMBERS PRESENT

Chairman Sena
Vice Chairman Glover
Mr. FitzPatrick
Mrs. Hayes
Mr. Polish
Mr. Prengaman
Mr. Stewart
Mrs. Wagner
Mrs. Westall

GUESTS PRESENT

Hugh Ricci, Self
Ralph Phillips, State Highway Dept.
Richard R. Garrod, Farmers Insurance Group
Senator Hernstadt
Virgil Anderson, AAA

Chairman Sena called the meeting to order and called S.J.R. 11 as the first bill on the agenda.

S.J.R. 11 - Memorializes Congress to permit states to raise maximum speed limit.

Senator Hernstadt explained the amendments made by the Senate Transportation Committee to his original joint resolution. He said that from his own personal viewpoint he felt it was more important to the State of Nevada at this time to consider the weekend closure of gasoline stations than the speed limit. He suggested that the committee might want to hold S.J.R. 11 until the last week of session to see "how the weekend closure goes."

Mr. Hugh Ricci opposed all legislation to raise the speed limit because of the energy crisis. He is deeply concerned in this regard for the future of the nation and has made many studies which indicate the energy differential between low and high speeds. There was general committee discussion pro and con in this regard.

Chairman Sena announced that the hearing on A.B. 690 would be cancelled since Mr. Jeffrey had requested additional time to obtain information.

S.B. 177 - Excludes certain convictions for speeding from demerit points system and limits insurance rate increases therefor.

Mr. Garrod, Farmers Insurance Group, said the insurance industry's only comment was that when you increase speed there are more deaths and injuries. The removal of the demerit point system would lead to the good drivers paying for the insurance experience of the bad drivers, and the cost of insurance would be increased. This point was also discussed at length.

Mr. Anderson, AAA, also opposed all bills relating to removing demerit points and agreed that insurance rates would be increased. He discussed various insurance problems with the committee.

A.B. 252 - Removes national maximum speed limit on Nevada high-ways.

Mr. FitzPatrick introduced a graph showing the Washington State Fatality Rate Estimate, a copy of which is attached as Exhibit A. He also proposed amendments to the bill.

COMMITTEE ACTION

A.B. 269 - Mrs. Hayes moved Do Pass. Seconded by Mrs. Westall and carried. Mr. Prengaman voted no and Mrs. Wagner abstained.

A.B. 108 - Chairman Sena presented the committee with proposed amendments for their review. A copy is attached as Exhibit B.

A.B. 252 - Mr. Fitzpatrick moved to amend in accordance with his suggested amendments. Seconded by Mrs. Hayes. (See legislative action sheet attached.) Motion carried with Mrs. Wagner, Mr. Prengaman and Mr. Glover voting no.

Mr. Fitzpatrick moved Do Pass as Amended, seconded by Mrs. Westall.

Mr. Stewart stated that the threat of closing gas stations on Sunday goes beyond the threat of losing federal funds since the very heart of the economy is threatened. This is a challenge to the Federal Government which should not be initiated at this time. Mrs. Wagner concurred with Mr. Stewart.

Mr. Polish expressed the opinion that there was plenty of gasoline and refineries were not pumping gas because of the environmentalists. He objects to "pussyfooting" around with the matter.

Motion failed. Voting yes: Fitzpatrick, Westall, Polish and Hayes. Voting no: Prengaman, Stewart, Wagner and Glover. Chairman Sena abstained.

Mr. FitzPatrick was given approval to obtain amendments from the bill drafter on A.B. 252 in order that they would be ready when the bill comes up for further discussion.

A.J.R. 12 - Mrs. Hayes moved Do Pass. Seconded by Mr. Polish and carried. Mr. Prengaman, Mrs. Wagner and Mr. Glover voted no. Mrs. Westall abstained.

S.J.R. 11 - To be held until more facts on oil crisis received.

S.B. 177 - Mr. FitzPatrick moved Indefinitely Postpone. Seconded by Mr. Glover.

Mrs. Hayes moved to amend Mr. FitzPatrick's motion to Do Pass. Seconded by Mrs. Westall and lost. Mrs. Westall and Mrs. Hayes voted yes. Remainder of committee voted no.

On Mr. FitzPatrick's motion to Indefinitely Postpone, motion carried. Sena, Hayes, Polish and Westall voted no.

A.B. 220 - Mr. FitzPatrick moved to Indefinitely Postpone. Seconded by Mr. Glover and carried. Mr. Sena, Mrs. Hayes, Mr. Polish and Mrs. Westall voted no.

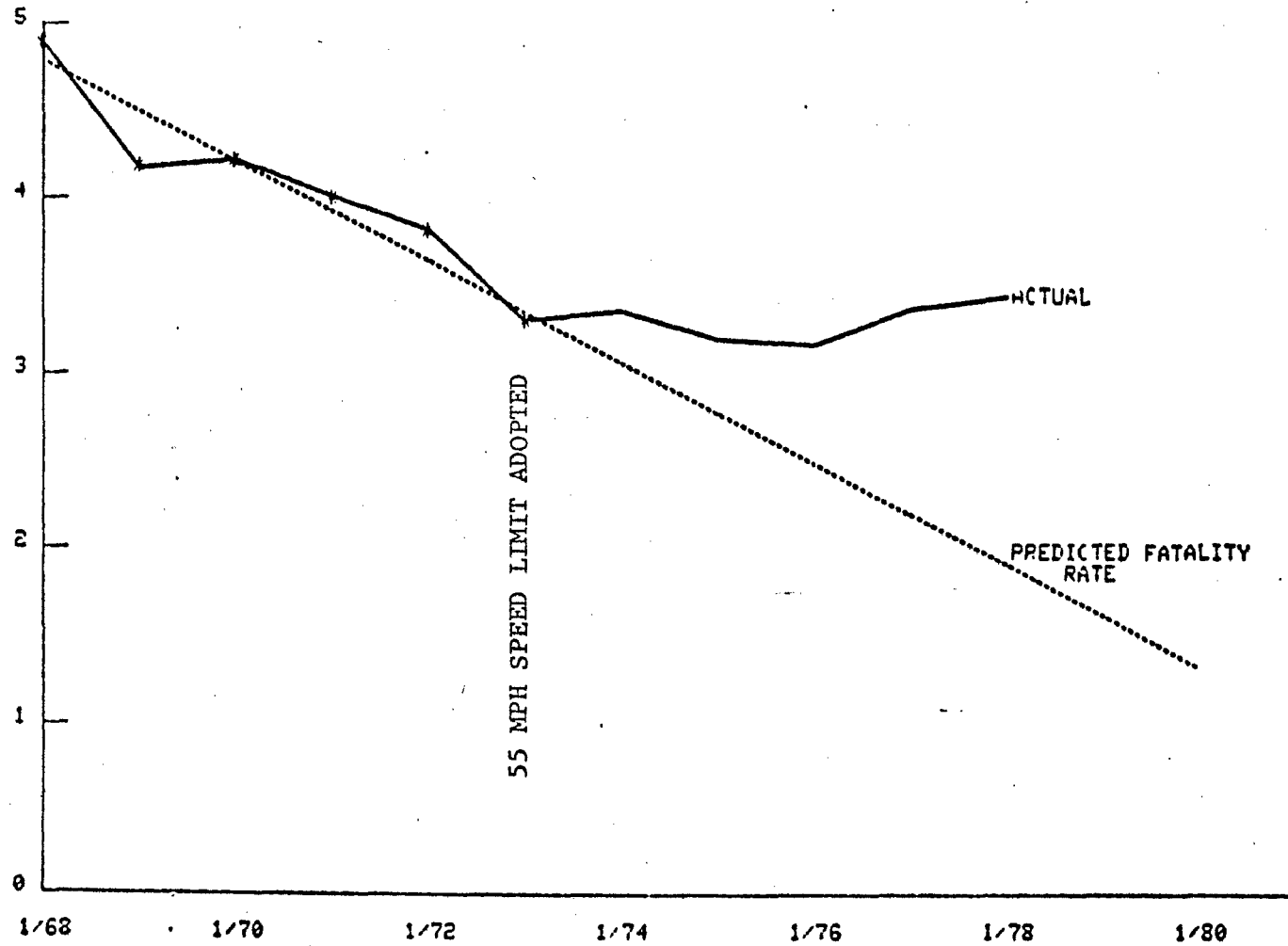
The State Department of Highways introduced letters covering A.B. 698 and A.B. 690 which are attached as Exhibits C and D respectively.

The meeting was adjourned at 4:30 p.m.

Respectfully submitted,

Jane Dunne
Assembly Attache

EXHIBIT A



WASHINGTON STATE FATALITY RATE ESTIMATE
Based upon 1973 and earlier data

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION	SENATE ACTION	Assembly	AMENDMENT BLANK
Adopted <input type="checkbox"/>	Adopted <input type="checkbox"/>	AMENDMENTS to <u>Assembly</u>	
Lost <input type="checkbox"/>	Lost <input type="checkbox"/>	Bill No. <u>108</u>	Joint
Date:	Date:		Resolution No.
Initial:	Initial:	BDR <u>43-694</u>	
Concurred in <input type="checkbox"/>	Concurred in <input type="checkbox"/>	Proposed by <u>Committee on Transportation</u>	
Not concurred in <input type="checkbox"/>	Not concurred in <input type="checkbox"/>		
Date:	Date:		
Initial:	Initial:		

Amendment N^o 523

Resolves conflict with Assembly Bill No. 98
 Makes substantive changes.
 Replaces Amendment No. 463.

Amend the bill as a whole by adding a new section designated section 1, preceding section 1, to read as follows:

"Section 1. Chapter 482 of NRS is hereby amended by adding thereto a new section which shall read as follows:

The department shall not register any motor vehicle, or renew the registration of any motor vehicle, for which proof of security is required by chapter 698 of NRS, unless the application for registration or renewal of registration includes a certificate of insurance or of qualification as a self-insurer pursuant to chapter 485 of NRS."

Amend the bill as a whole by renumbering sections 1 to 3 as sections 2 to 4, respectively.

Amend section 1, page 2, by deleting lines 4 through 7 and inserting:

E & E
 LCB File
 Journal
 Engrossment
 Bill

Date 4-6-79 Drafted by DAS:ml 175

"(f) If security is provided by a contract of insurance, a valid certificate of insurance covering the vehicle for which registration is sought, on a form approved by the commissioner of insurance, which certificate identifies the vehicle and shows the limits of coverage applicable to the vehicle, the dates on which coverage begins and ends and other information which the department requires. The department may file the certificate, return it to the applicant, or otherwise dispose of it."

Amend section 2, page 2, by deleting lines 37 through 40 and inserting:

"(b) If security is provided by a contract of insurance, a valid certificate of insurance covering the vehicle for which registration is sought, on a form approved by the commissioner of insurance, which certificate identifies the vehicle and shows the limits of coverage applicable to the vehicle, the dates on which coverage begins and ends and other information which the department requires. The department may file the certificate, return it to the applicant, or otherwise dispose of it."

Amend section 3, page 3, by deleting lines 10 through 13 and inserting:

"484.263 1. [It is unlawful for any person to operate] A person shall not:

(a) Operate a motor vehicle registered or required to be registered in this state without having security covering the vehicle as required by chapter 698 of NRS."

Amend the bill as a whole by inserting a new section designated as section 5, following section 4, as follows:

"Sec. 5. Section 4 of this act shall become effective at 12:01 a.m. on July 1, 1979."

EXHIBIT 8

177

2437



DIRECTORS
 ROBERT LIST, GOVERNOR, CHAIRMAN
 RICHARD H. BRYAN, ATTORNEY GENERAL
 WILSON MCGOWAN, STATE CONTROLLER

STATE OF NEVADA
 DEPARTMENT OF HIGHWAYS
 CARSON CITY, NEVADA 89712

JOSEPH A. SOUZA
 STATE HIGHWAY ENGINEER

April 10, 1979


IN REPLY REFER TO
 AB 698

Mr. Nash Sena
 Chairman Assembly Transportation Committee
 Legislative Building
 Carson City, NV 89701

Dear Mr. Sena:

In order to clarify any misunderstanding concerning AB 698 we wish to offer the following: NRS 484.369 Provides only that the Department of Highways may establish speed zones, school zones, and erect signs designating the hours of a day or night when the speed is to apply. There are no provisions for the establishment of standards in school areas. The MUTCD which we have adopted by NRS 484.781 as a manual provides for signing, pavement markings etc., but does not provide for additional criteria as set forth in proposed AB 698.

State agency can only act within the framework of the law. Authority can not be implied, it must be specifically authorized. The Highway Department does have the authority to place and erect official traffic control devices (NRS 484.089) and (484.126) on highways constructed and maintained by the Highway Department. Local authorities can place and erect official traffic control devices on highways under their jurisdiction (NRS 484.783) There are no provisions for local authorities and the Department of Highways to have joint procedures, except for the MUTCD, unless by mutual agreement. We therefore, feel it imperative that Assembly Bill 698 receive your favorable recommendation. There are monies available through the Office of Highway Safety (Federal Funds) to accomplish any changes necessary regarding signing and pavement markings both on the State Highways System and in the local area. These funds, we are assured, will be available from year to year as the need exists.


 Donald J. Crosby
 Deputy State Highway Engr.

DJC:dd



JOSEPH A. SOUZA
STATE HIGHWAY ENGINEER

STATE OF NEVADA
DEPARTMENT OF HIGHWAYS
CARSON CITY, NEVADA 89712

April 10, 1979

DIRECTORS
ROBERT LIST, GOVERNOR, CHAIRMAN
RICHARD H. BRYAN, ATTORNEY GENERAL
WILSON MCGOWAN, STATE CONTROLLER

IN REPLY REFER TO

AB 690

Mr. Nash Sena, Chairman Assembly
Transportation Committee
Legislative Building
Carson City, Nevada 89701

Dear Mr. Sena:

Assembly Bill 690 would establish a maximum 20-mile per hour school zone speed. There are numerous occasions when this would not be applicable. For example, to our knowledge there are five schools within 500 feet of free-ways or expressways, to which access is completely controlled; eighteen schools also lie within 500 feet of major US routes.

Most of the schools in the urban areas have flashing speed-control signs, along with either traffic signals or adult crossing guards, to protect the students when crossing.

Assembly Bill 698 would be superior to this "shot-gun" approach, since it would standardize signing, pavement markings and signalization through a statewide manual and establish criteria to be utilized for study on a case-by-case basis for traffic engineering solutions.

We would propose opposition to Assembly Bill 690 and request favorable action on Assembly Bill 698.

Very truly yours,

Joseph A. Souza, P.E.
State Highway Engineer

JAS:ko

60TH NEVADA LEGISLATURE
 ASSEMBLY TRANSPORTATION COMMITTEE
 LEGISLATIVE ACTION

Date April 10, 1979

Subject A.B. 269

MOTION:

Do Pass xx Amend _____ Indefinitely Postpone _____ Amend & Do Pass _____

Moved by Mrs. Hayes Seconded by Mrs. Westall

AMENDMENT:

Moved by _____ Seconded by _____

AMENDMENT:

Moved by _____ Seconded by _____

NOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
FitzPatrick	x	_____	_____	_____	_____	_____
Glover	x	_____	_____	_____	_____	_____
Hayes	x	_____	_____	_____	_____	_____
Polish	x	_____	_____	_____	_____	_____
Prengaman	_____	x	_____	_____	_____	_____
Sena	x	_____	_____	_____	_____	_____
Stewart	x	_____	_____	_____	_____	_____
Wagner	Abstain	_____	_____	_____	_____	_____
Westall	x	_____	_____	_____	_____	_____
TALLY:	7	1	_____	_____	_____	_____

ORIGINAL MOTION: Passed x Defeated _____ Withdrawn _____

AMENDMENT: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED: Passed _____ Defeated _____

Attached to Minutes of April 10, 1979

60TH NEVADA LEGISLATURE
 ASSEMBLY TRANSPORTATION COMMITTEE
 LEGISLATIVE ACTION

Date April 9, 1979

Subject A.B. 252

MOTION:

Do Pass _____ Amend x Indefinitely Postpone _____ Amend & Do Pass _____

Moved by FitzPatrick Seconded by Mrs. Hayes

AMENDMENT: To be effective after 19 other states approve.
 Bracket out "as reasonable and proper" and insert "65 miles per hour".

Moved by _____ Seconded by _____

AMENDMENT:

Moved by _____ Seconded by _____

NOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
FitzPatrick	x	_____	_____	_____	_____	_____
Glover	_____	x	_____	_____	_____	_____
Hayes	x	_____	_____	_____	_____	_____
Polish	x	_____	_____	_____	_____	_____
Prengaman	_____	x	_____	_____	_____	_____
Sena	x	_____	_____	_____	_____	_____
Stewart	x	_____	_____	_____	_____	_____
Wagner	_____	x	_____	_____	_____	_____
Westall	x	_____	_____	_____	_____	_____
TALLY:	6	3	_____	_____	_____	_____

ORIGINAL MOTION: Passed x Defeated _____ Withdrawn _____

AMENDMENT: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED: Passed _____ Defeated _____

Attached to Minutes of April 10, 1979

60TH NEVADA LEGISLATURE
ASSEMBLY TRANSPORTATION COMMITTEE
LEGISLATIVE ACTION

Date April 10, 1979

Subject A.B. 252

MOTION:

Do Pass _____ Amend _____ Indefinitely Postpone _____ Amend & Do Pass x

Moved by Mr. FitzPatrick Seconded by Mrs. Westall

AMENDMENT:

Moved by _____ Seconded by _____

AMENDMENT:

Moved by _____ Seconded by _____

VOTE:

	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
FitzPatrick	<u>x</u>	_____	_____	_____	_____	_____
Glover	_____	<u>x</u>	_____	_____	_____	_____
Hayes	<u>x</u>	_____	_____	_____	_____	_____
Polish	<u>x</u>	_____	_____	_____	_____	_____
Prengaman	_____	<u>x</u>	_____	_____	_____	_____
Sena	<u>Abstain</u>	_____	_____	_____	_____	_____
Stewart	_____	<u>x</u>	_____	_____	_____	_____
Wagner	_____	<u>x</u>	_____	_____	_____	_____
Westall	<u>x</u>	_____	_____	_____	_____	_____
TALLY:	<u>4</u>	<u>4</u>	_____	_____	_____	_____

ORIGINAL MOTION: Passed _____ Defeated x Withdrawn _____

AMENDMENT: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED: Passed _____ Defeated _____

Attached to Minutes of April 10, 1979

60TH NEVADA LEGISLATURE
 ASSEMBLY TRANSPORTATION COMMITTEE
 LEGISLATIVE ACTION

Date April 10, 1979

Subject A.J.R. 12

MOTION:

Do Pass Amend Indefinitely Postpone Amend & Do Pass

Moved by Mrs. Hayes Seconded by Mr. Polish

AMENDMENT:

Moved by _____ Seconded by _____

AMENDMENT:

Moved by _____ Seconded by _____

	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
NOTE: FitzPatrick	x	_____	_____	_____	_____	_____
Glover	_____	x	_____	_____	_____	_____
Hayes	x	_____	_____	_____	_____	_____
Polish	x	_____	_____	_____	_____	_____
Prangaman	_____	x	_____	_____	_____	_____
Sena	x	_____	_____	_____	_____	_____
Stewart	x	_____	_____	_____	_____	_____
Wagner	_____	x	_____	_____	_____	_____
Westall	Abstain	_____	_____	_____	_____	_____
TALLY:	5	3	_____	_____	_____	_____

ORIGINAL MOTION: Passed Defeated Withdrawn

AMENDMENT: Passed Defeated Withdrawn

AMENDED & PASSED: Passed Defeated

Attached to Minutes of April 10, 1979

60TH NEVADA LEGISLATURE
 ASSEMBLY TRANSPORTATION COMMITTEE
 LEGISLATIVE ACTION

Date April 10, 1979

Subject S.B. 177

MOTION:

Do Pass Amend Indefinitely Postpone Amend & Do Pass

Moved by Mr. FitzPatrick Seconded by Mr. Glover

AMENDMENT:

Moved by _____ Seconded by _____

AMENDMENT:

Moved by _____ Seconded by _____

	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
NOTE: FitzPatrick	x	_____	_____	_____	_____	_____
Glover	x	_____	_____	_____	_____	_____
Hayes	_____	x	_____	_____	_____	_____
Polish	_____	x	_____	_____	_____	_____
Prengaman	x	_____	_____	_____	_____	_____
Sena	_____	x	_____	_____	_____	_____
Stewart	x	_____	_____	_____	_____	_____
Wagner	x	_____	_____	_____	_____	_____
Westall	_____	x	_____	_____	_____	_____
TALLY:	5	4	_____	_____	_____	_____

ORIGINAL MOTION: Passed Defeated _____ Withdrawn _____

AMENDMENT: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED: Passed _____ Defeated _____

Attached to Minutes of April 10, 1979

60TH NEVADA LEGISLATURE
 ASSEMBLY TRANSPORTATION COMMITTEE
 LEGISLATIVE ACTION

Date April 10, 1979

Subject A.B. 220

MOTION:

Do Pass Amend Indefinitely Postpone Amend & Do Pass

Moved by FitzPatrick Seconded by Glover

AMENDMENT:

Moved by _____ Seconded by _____

AMENDMENT:

Moved by _____ Seconded by _____

NOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
FitzPatrick	x	—	—	—	—	—
Glover	x	—	—	—	—	—
Hayes	—	x	—	—	—	—
Polish	—	x	—	—	—	—
Prengaman	x	—	—	—	—	—
Sena	—	x	—	—	—	—
Stewart	x	—	—	—	—	—
Wagner	x	—	—	—	—	—
Westall	—	x	—	—	—	—
TALLY:	5	4	—	—	—	—

ORIGINAL MOTION: Passed Defeated Withdrawn

AMENDMENT: Passed Defeated Withdrawn

AMENDED & PASSED: Passed Defeated

Attached to Minutes of April 10, 1979