

Amendment No. 453

Senate Amendment to Senate Bill No. 17	(BDR 22-384)
<b>Proposed by:</b> Senate Committee on Government Affairs	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION	Initial and Date		SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/>	Not <input type="checkbox"/>

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

SMH/ERS



Date: 4/20/2023

S.B. No. 17—Revises provisions relating to regional transportation commissions. (BDR 22-384)





## SENATE BILL NO. 17—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE REGIONAL TRANSPORTATION  
COMMISSION OF SOUTHERN NEVADA)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to regional transportation commissions.  
(BDR 22-384)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 regional transportation commissions; ~~authorizing a regional transportation commission to employ or appoint security officers for certain purposes;~~ revising provisions relating to advisory committees established by regional transportation commissions in certain counties; revising provisions relating to the administration of the Nevada Yellow Dot Program; expanding the transportation projects for which regional transportation commissions in certain counties may provide grants of money; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

~~Existing law authorizes a regional transportation commission to provide for and maintain such security in operations as is necessary for the protection of persons and property under its jurisdiction and control. (NRS 277A.260) Section 1 of this bill authorizes a regional transportation commission to employ or appoint security officers in providing for and maintaining such security.~~

Existing law requires a regional transportation commission in a county whose population is 700,000 or more (currently Clark County) to establish an advisory committee to provide information and advice to the regional transportation commission regarding benches, shelters and transit stops for passengers of public mass transportation in that county. Existing law further: (1) sets forth the required membership and terms of the advisory committee; (2) sets forth the manner in which vacancies occurring in the membership of the advisory committee must be filled; (3) requires the advisory committee to annually elect a chair and vice chair; and (4) requires the advisory committee to meet at least six times annually. (NRS 277A.340)

**Section 2** of this bill: (1) ~~authorizes, instead of~~ requires ~~it~~ a regional transportation commission ***in a county whose population is 100,000 or more (currently Clark and Washoe Counties)*** to establish an advisory committee; (2) ~~eliminates~~ **revises** the required membership ~~and terms~~ of the advisory committee; (3) eliminates the manner in which vacancies in the membership of the advisory committee must be filled; ~~and~~ (4) eliminates the requirements for the advisory committee to annually elect a chair and vice chair; and **(5) requires the advisory committee** to meet at least ~~six~~ **four** times annually. ~~Section 5 of this bill provides that, notwithstanding the provisions of section 2, if an advisory committee exists~~

22 ~~in a county whose population is 700,000 or more on July 1, 2023, the respective regional~~  
 23 ~~transportation commission shall not eliminate the advisory committee until the terms of all~~  
 24 ~~existing members of the advisory committee have expired.]~~

25 Existing law requires a regional transportation commission in a county whose population  
 26 is 700,000 or more to: (1) establish and administer the Nevada Yellow Dot Program for the  
 27 purpose of improving traffic safety; and (2) provide at certain locations throughout the State  
 28 or by mail certain materials for the Program to any person in the State who wishes to  
 29 participate in the Program. (NRS 277A.347) **Section 3** of this bill instead authorizes such a  
 30 regional transportation commission to: (1) establish and administer the Program; and (2)  
 31 provide such materials relating to the Program at certain locations throughout the State or  
 32 by mail. **Section 3** further authorizes, rather than requires, such a regional transportation  
 33 commission to: (1) coordinate with each regional transportation commission in this State  
 34 regarding the design, implementation and funding of the Program; (2) consider materials used  
 35 by similar programs in other states; and (3) establish and carry out a public information  
 36 campaign regarding the Program.

37 Existing law authorizes a regional transportation commission to provide grants of money  
 38 to conduct research for and otherwise develop and implement certain transportation projects  
 39 that promote innovative transportation and transit technology. (NRS 277A.430) **Section 4** of  
 40 this bill expands the types of transportation projects for which a regional transportation  
 41 commission may provide such grants of money to include emerging transportation and transit  
 42 technologies.

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

1 **Section 1.** ~~[NRS 277A.260 is hereby amended to read as follows:~~

2 ~~277A.260 A commission may:~~

3 ~~1. Provide for and maintain such security in operations, including, without~~  
 4 ~~limitation, the employment or appointment of security officers, as is necessary for~~  
 5 ~~the protection of persons and property under its jurisdiction and control.~~

6 ~~2. Employ professional, technical, clerical and other personnel necessary to~~  
 7 ~~carry out the provisions of this chapter.~~

8 ~~3. Establish a fine for a passenger who refuses to pay or otherwise fails to pay~~  
 9 ~~the proper fare to ride on the public transit system established and operated by the~~  
 10 ~~commission. If the commission establishes such a fine, the commission may~~  
 11 ~~establish procedures that provide for the issuance and collection of the fine.]~~

12 ~~(Deleted by amendment.)~~

13 **Sec. 2.** NRS 277A.340 is hereby amended to read as follows:

14 277A.340 1. ~~[H] Except as otherwise provided in subsection 5, in a county~~  
 15 ~~whose population is [700,000] 100,000 or more, the commission shall [may]~~  
 16 ~~establish an advisory committee to [provide] :~~

17 ~~(a) Provide~~ information and advice to the commission concerning the  
 18 ~~construction, installation and maintenance of benches, shelters and transit stops for~~  
 19 ~~passengers of public mass transportation in the county [H] ; and~~

20 ~~(b) Perform, at the discretion of the commission, any other duties.~~

21 ~~2. The commission shall appoint members to the advisory committee. The~~  
 22 ~~membership of the advisory committee must consist of:~~

23 ~~(a) [Two] At least two members [of the general public from each city within~~  
 24 ~~the county who are appointed by the governing body of that city;] who:~~

25 ~~(1) Are employees who work on the public transit system in the county;~~

26 ~~(2) Are not in a supervisory position; and~~

27 ~~(3) Are recommended by the principal officers of the employee~~  
 28 ~~organization that represents such employees.~~

1 ~~\_\_\_\_\_~~ (b) ~~[Six members]~~ At least one member of the general public  ~~. [appointed by~~  
2 ~~the commission.~~

3 ~~\_\_\_\_\_~~ 2. Each member of the advisory committee serves a term of 1 year. A member  
4 may be reappointed for additional terms of 1 year in the same manner as the  
5 original appointment.

6 ~~\_\_\_\_\_~~ 3. A vacancy occurring in the membership of the advisory committee must be  
7 filled in the same manner as the original appointment.]

8 (c) Any other additional members appointed at the discretion of the  
9 commission.

10 ~~[4.]~~ 3. The advisory committee shall meet at least [six] four times annually.

11 ~~[5. At its first meeting and annually thereafter, the advisory committee shall~~  
12 ~~elect a chair and vice chair from among its members.~~

13 ~~\_\_\_\_\_~~ 4. Each

14 ~~[2. If an advisory committee is established by the commission pursuant to~~  
15 ~~this section, each] member of the advisory committee serves without compensation~~  
16 ~~and is not entitled to receive a per diem allowance or travel expenses.~~

17 5. If a commission has established other committees, the commission may  
18 assign the duty of an advisory committee to provide information and advice to the  
19 commission concerning the construction, installation and maintenance of  
20 benches, shelters and transit stops for passengers of public mass transportation in  
21 the county to another committee, provided that the membership of the other  
22 committee meets the requirements of paragraphs (a) and (b) of subsection 2.

23 **Sec. 3.** NRS 277A.347 is hereby amended to read as follows:

24 277A.347 1. In a county whose population is 700,000 or more, the  
25 commission ~~[shall]~~ **may** establish and administer the Nevada Yellow Dot Program  
26 for the purpose of improving traffic safety.

27 2. The commission specified in subsection 1 ~~[shall]~~ **may** coordinate with each  
28 commission in this State regarding the design, implementation and funding of the  
29 Program.

30 3. The Program ~~[must:]~~ **may**:

31 (a) Be available to any person in this State who wishes to participate in the  
32 Program by obtaining ~~[the]~~ materials ~~[described in paragraphs (b) and (c):] for the~~  
33 **Program:**

34 (1) At the main office or any branch office of each commission in this  
35 State;

36 (2) At the main office or any branch office of the Nevada Highway Patrol,  
37 the Department of Transportation or other location designated by the commission in  
38 a county whose population is 700,000 or more; or

39 (3) By mail, upon request.

40 (b) Provide to a participant a distinctive round yellow decal to be placed on a  
41 specified location of a vehicle in which the participant is regularly a driver or  
42 passenger, to notify first responders that important medical information concerning  
43 an occupant of the vehicle may be found in the glove compartment of the vehicle if  
44 the occupant is involved in a crash or other emergency.

45 (c) Provide to a participant a brightly colored and distinctively marked  
46 envelope and information card to be completed by the participant and kept in the  
47 glove box of a vehicle upon which the decal described in paragraph (b) has been  
48 affixed. The information card must include, without limitation, spaces for the  
49 participant to include:

50 (1) The participant's name;

51 (2) A recent photograph of the participant;

52 (3) Emergency contact information;

53 (4) Any allergies or medical conditions of the participant;

1 (5) The name and contact information of the participant’s physician and a  
2 preferred hospital, if any; and

3 (6) Information, if any, regarding the participant’s health insurance.

4 4. In designing materials for the Program, the commission in a county whose  
5 population is 700,000 or more ~~shall~~ *may* consider any materials used by similar  
6 programs in other states to ensure, to the extent practicable, uniformity with those  
7 materials.

8 5. In a county whose population is 700,000 or more, the commission ~~shall~~  
9 *may* establish and carry out a public information campaign to raise public  
10 awareness of the Program. In carrying out that campaign, that commission ~~shall~~  
11 *may* disseminate information concerning the Program to public safety agencies in  
12 this State.

13 6. In a county whose population is 700,000 or more, the commission may  
14 apply for and accept any gift, donation, bequest, grant or other source of money to  
15 carry out the Program, including, without limitation, any private or corporate  
16 sponsorship for the Program.

17 7. A first responder is not liable for any civil damages as a result of any act or  
18 omission taken by the first responder relating to a crash or other emergency, not  
19 amounting to gross negligence, including, without limitation, failure to observe a  
20 decal, failure or inability to locate an information card, or reliance on incomplete,  
21 incorrect or outdated information on an information card.

22 8. As used in this section, “first responder” means any police, fire or  
23 emergency medical personnel acting in the normal course of duty.

24 **Sec. 4.** NRS 277A.430 is hereby amended to read as follows:

25 277A.430 A commission may:

26 1. Provide grants of money to conduct research for and otherwise develop and  
27 implement transportation projects that promote innovative *and emerging*  
28 transportation and transit ~~technology,] technologies,~~ including, without limitation,  
29 automated driving systems as defined in NRS 482A.025.

30 2. Enter into agreements in accordance with 49 U.S.C. § 5315 and any  
31 guidelines adopted pursuant thereto.

32 3. Operate, develop and maintain a high-capacity transit system, to the  
33 exclusion of any other publicly owned system of transportation within its area of  
34 jurisdiction.

35 4. Construct high-capacity transit systems in the county or a city within the  
36 county which owns a public right-of-way if the county or city within the county  
37 approves of such construction.

38 5. Adopt regulations regarding:

39 (a) Unauthorized parking of vehicles at a transportation facility within the  
40 jurisdiction of the commission, including, without limitation, the imposition of a  
41 civil penalty for a violation of such regulations; and

42 (b) The imposition of fees for the use of the facilities or services of the  
43 commission and the use of such fees for the construction or operation of  
44 transportation facilities.

45 **Sec. 5.** 1. Notwithstanding the provisions of NRS 277A.340, as amended  
46 by section 2 of this act, ~~if an advisory committee exists on July 1, 2023, the~~  
47 ~~respective regional transportation commission shall not eliminate the advisory~~  
48 ~~committee until~~ the terms of all persons who are members of the advisory  
49 committee ~~on July 1, 2023,] do not expire until those terms would~~ have expired  
50 pursuant to the provisions of subsection 2 of NRS 277A.340, as that section existed  
51 on June 30, 2023.

52 2. As used in this section, “advisory committee” means an advisory  
53 committee established by a regional transportation commission in a county whose

1 population is 700,000 or more pursuant to NRS 277A.340, as that section existed  
2 on June 30, 2023.

3 **Sec. 6.** This act becomes effective on July 1, 2023.