

SENATE BILL NO. 125—SENATOR NEAL

FEBRUARY 8, 2023

Referred to Committee on Revenue and  
Economic Development

SUMMARY—Revises provisions relating to transportation.  
(BDR 58-574)

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; imposing certain requirements relating to common motor carriers on a transportation network company; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law establishes the process by which a transportation network  
2 company may be issued a permit to operate by the Nevada Transportation  
3 Authority and imposes certain duties on common motor carriers. (Chapters 706 and  
4 706A of NRS) With certain exceptions, existing law: (1) exempts a transportation  
5 network company from certain provisions governing common motor carriers; and  
6 (2) establishes that a permit issued to a transportation network company does not  
7 authorize a transportation network company or any driver or monitored  
8 autonomous vehicle provider to engage in any activity otherwise regulated pursuant  
9 to existing law. (NRS 706A.075, 706A.110, 706A.130) **Section 3** of this bill  
10 instead establishes that a permit to operate a transportation network company: (1)  
11 imposes the duties of a common motor carrier on a transportation network company  
12 to the extent that such duties relate to transportation services; and (2)  
13 notwithstanding any other provisions of law, imposes vicarious liability on a  
14 transportation network company for the acts and omissions of a driver or monitored  
15 autonomous vehicle provider under certain circumstances.

16 **Sections 1 and 2** of this bill make conforming changes to eliminate certain  
17 exemptions for a transportation network company from the provisions governing  
18 common motor carriers.



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

1     **Section 1.** NRS 706A.075 is hereby amended to read as  
2 follows:

3     706A.075 1. Except as otherwise provided in subsection 2,  
4 the provisions of this chapter do not exempt any person from any  
5 law governing the operation of a motor vehicle upon the highways  
6 of this State.

7     2. A transportation network company which holds a valid  
8 permit issued by the Authority pursuant to this chapter, a driver or  
9 monitored autonomous vehicle provider who has entered into an  
10 agreement with such a company and a vehicle or monitored  
11 autonomous vehicle operated by such a driver or monitored  
12 autonomous vehicle provider are exempt from ~~§~~:

13 ~~—(a) The] the~~ provisions of chapter 704 of NRS relating to public  
14 utilities ~~]; and~~

15 ~~—(b) Except as otherwise provided in NRS 706.88396 and~~  
16 ~~706A.163, the provisions of chapter 706 of NRS,~~

17 ~~→]~~ to the extent that the services provided by the company, driver or  
18 monitored autonomous vehicle provider are within the scope of the  
19 permit.

20     3. The provisions of this chapter relating to monitored  
21 autonomous vehicles and monitored autonomous vehicle providers  
22 do not apply to an autonomous vehicle network company which has  
23 been issued a permit pursuant to NRS 706B.130 or to a fully  
24 autonomous vehicle operated by such a company.

25     **Sec. 2.** NRS 706A.110 is hereby amended to read as follows:

26     706A.110 1. A transportation network company shall not  
27 engage in business in this State unless the company holds a valid  
28 permit issued by the Authority pursuant to this chapter.

29     2. A driver or monitored autonomous vehicle provider shall not  
30 provide transportation services unless the company with which the  
31 driver or monitored autonomous vehicle provider is affiliated holds  
32 a valid permit issued by the Authority pursuant to this chapter.

33     3. The Authority is authorized and empowered to regulate,  
34 pursuant to the provisions of this chapter, all transportation network  
35 companies, drivers and monitored autonomous vehicle providers  
36 who operate or wish to operate within this State. ~~[Except as~~  
37 ~~otherwise provided in NRS 706.88396 and 706A.163, the Authority~~  
38 ~~shall not apply any provision of chapter 706 of NRS to a~~  
39 ~~transportation network company, driver or monitored autonomous~~  
40 ~~vehicle provider who operates within the provisions of this chapter~~  
41 ~~and the regulations adopted pursuant thereto.]~~



**Sec. 3.** NRS 706A.130 is hereby amended to read as follows:

706A.130 1. Upon receipt of a completed application and upon a determination by the Authority that an applicant meets the requirements for the issuance of a permit to operate a transportation network company, the Authority shall issue to the applicant within 30 days a permit to operate a transportation network company in this State.

2. In accordance with the provisions of this chapter, a permit issued pursuant to this section:

(a) Authorizes a transportation network company to connect one or more passengers through the use of a digital network or software application service to a driver or monitored autonomous vehicle provider who can provide transportation services.

(b) Authorizes a transportation network company to make its digital network or software application service available to one or more drivers or monitored autonomous vehicle providers to receive connections to potential passengers from the company in exchange for the payment of a fee by the driver or monitored autonomous vehicle provider to the company.

(c) ~~Except as otherwise provided in NRS 706.88396 and 706A.163, does not authorize~~ *Imposes the duties of a common carrier set forth in chapter 706 of NRS on a transportation network company [or] to the extent that such duties relate to transportation services.*

(d) *Notwithstanding any other provision of law, imposes vicarious liability on a transportation network company for the acts or omissions of any driver or monitored autonomous vehicle provider [to engage in any activity otherwise regulated pursuant to chapter 706 of NRS other than the activity authorized by this chapter.] while providing transportation services to a passenger who was connected to the driver or monitored autonomous vehicle provider by the transportation network company.*

3. Nothing in this chapter prohibits the issuance of a permit to operate a transportation network company to a person who is regulated pursuant to chapter 706 of NRS if the person submits an application pursuant to NRS 706A.120 and meets the requirements for the issuance of a permit.

