

SENATE BILL NO. 288—SENATOR D. HARRIS

MARCH 22, 2021

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions relating to transportation network companies. (BDR 58-935)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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; authorizing a monitored autonomous vehicle provider to enter into an agreement with a transportation network company to provide transportation services through the digital network or software application of the company; imposing certain requirements on a transportation network company and monitored autonomous vehicle provider relating to the provision of transportation services by a monitored autonomous vehicle provider; authorizing a transportation network company to charge a fare for such services on behalf of a monitored autonomous vehicle provider; prohibiting a local governmental entity from imposing certain taxes or fees relating to such services; revising provisions relating to transportation network company insurance; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law provides for the permitting and regulation of transportation
2 network companies by the Nevada Transportation Authority. (Chapter 706A of
3 NRS) Existing law defines “transportation network company” to mean an entity
4 that uses a digital network or software application to connect a passenger to a driver
5 who can provide transportation services to a passenger. (NRS 706.050) This bill
6 revises various provisions of existing law governing transportation network
7 companies for the purpose of authorizing a monitored autonomous vehicle provider
8 to provide transportation services to a passenger through the digital network or
9 software application of a transportation network company in the same manner and
10 generally subject to the same requirements as a driver.



11 **Section 2** of this bill defines “monitored autonomous vehicle” generally to
12 mean an autonomous vehicle in which a monitored autonomous vehicle monitor is
13 physically present at all times during the operation of the vehicle. **Section 2.5** of
14 this bill defines “monitored autonomous vehicle monitor” to mean a person
15 employed by a monitored autonomous vehicle provider to remain physically
16 present at all times during the operation of the vehicle to ensure: (1) the safety of
17 such operations; and (2) that the monitored autonomous vehicle complies with the
18 applicable motor vehicle laws and traffic laws of this State. **Section 3** of this bill
19 defines “monitored autonomous vehicle provider” as a person who: (1) owns and
20 operates a monitored autonomous vehicle; and (2) enters into an agreement with a
21 transportation network company to receive connections to potential passengers and
22 related services from the transportation network company in exchange for the
23 payment of a fee to the transportation network company.

24 **Section 5** of this bill authorizes a transportation network company to enter into
25 an agreement with one or more monitored autonomous vehicle providers to receive
26 connections to potential passengers from the company in exchange for the payment
27 of a fee to the company. **Section 5** also provides that a monitored autonomous
28 vehicle monitor employed by a monitored autonomous vehicle provider who has
29 entered into such an agreement is authorized to accept compensation for his or her
30 services only from the monitored autonomous vehicle provider by which he or she
31 is employed.

32 **Section 5.5** of this bill provides that a monitored autonomous vehicle provider
33 is liable in tort for any damages arising out of the provision of transportation
34 services in the same manner as a driver.

35 **Section 13.3** of this bill provides that the provisions of this bill relating to
36 monitored autonomous vehicle providers and monitored autonomous vehicles do
37 not apply to an autonomous vehicle network company or a fully autonomous
38 vehicle operated by such a company. **Section 13.6** of this bill provides that a
39 monitored autonomous vehicle operated by a monitored autonomous vehicle
40 provider is not a commercial vehicle.

41 **Section 14** of this bill prohibits, with certain exceptions, a transportation
42 network company from controlling, directing or managing a monitored autonomous
43 vehicle provider or a monitored autonomous vehicle operated by such a provider.
44 **Section 14.5** of this bill prohibits a monitored autonomous vehicle provider from
45 providing transportation services unless the transportation network company with
46 which the provider is affiliated holds a permit issued by the Authority.

47 **Section 15** of this bill authorizes a transportation network company that holds a
48 permit issued by the Authority to take certain actions with respect to a monitored
49 autonomous vehicle provider. **Sections 12 and 13** of this bill, respectively, revise
50 the definitions of “transportation network company” and “transportation services”
51 to reflect the authority of a monitored autonomous vehicle provider to provide
52 transportation services pursuant to an agreement with a transportation network
53 company.

54 **Section 19** of this bill requires a transportation network company to maintain
55 certain records concerning accidents and other incidents involving monitored
56 autonomous vehicle providers. **Section 19.3** of this bill authorizes a transportation
57 network company to disclose certain information concerning passengers to a
58 monitored autonomous vehicle provider. **Section 19.6** of this bill requires a
59 transportation network company to submit certain reports to the Authority
60 concerning motor vehicle crashes involving monitored autonomous vehicle
61 providers.

62 **Section 17.5** of this bill requires a transportation network company, when a
63 monitored autonomous vehicle provider provides transportation services, to provide
64 the license plate number of the monitored autonomous vehicle to a passenger
65 before he or she enters the vehicle.



66 **Section 16** of this bill revises provisions of existing law governing fares
67 charged by a transportation network company for the purpose of authorizing a
68 transportation network company to charge a fare for transportation services
69 provided by a monitored autonomous vehicle provider on behalf of the provider.
70 (NRS 706A.170) **Section 16.5** of this bill imposes certain requirements relating to
71 the condition and inspection of a monitored autonomous vehicle used to provide
72 transportation services. **Sections 17 and 18** of this bill revise provisions of existing
73 law which impose certain requirements on the provision of transportation services
74 by a driver to apply such requirements to the provision of transportation services by
75 a monitored autonomous vehicle provider. (NRS 706A.190, 706A.210)

76 **Section 20** of this bill authorizes the Authority to impose certain penalties on a
77 transportation network company or monitored autonomous vehicle provider for
78 certain violations.

79 **Section 21** of this bill prohibits a local governmental entity from imposing any
80 tax or fee on a monitored autonomous vehicle provider or a monitored autonomous
81 vehicle used by such a provider to provide transportation services or on the
82 transportation services provided using such a vehicle.

83 Existing law requires a transportation network company or driver to
84 continuously provide, during any period in which the driver is providing
85 transportation services, transportation network company insurance for the payment
86 of tort liabilities arising from the operation of a motor vehicle by a driver. Existing
87 law sets forth certain minimum amounts of coverage that must be provided by
88 transportation network company insurance for periods in which a driver is
89 providing transportation services and for periods in which a driver is logged into
90 the digital network or software application service of the transportation network
91 company and available to receive requests but is not otherwise providing
92 transportation services. (NRS 690B.470) **Section 22.7** of this bill requires a
93 monitored autonomous vehicle provider to continuously provide transportation
94 network company insurance in a specified minimum amount for the payment of tort
95 liabilities arising from the operation of a monitored autonomous vehicle during any
96 period in which the monitored autonomous vehicle provider is operating the
97 monitored autonomous vehicle, regardless of whether the provider is providing
98 transportation services.

99 Existing law imposes various requirements relating to transportation network
100 company insurance. (NRS 690B.400-690B.495) **Sections 22.2, 22.3, 22.5 and**
101 **22.7-22.9** of this bill impose on a monitored autonomous vehicle provider and a
102 transportation network company affiliated with a monitored autonomous vehicle
103 provider certain requirements relating to transportation network company insurance
104 which are applicable to a driver and a transportation network company affiliated
105 with a driver under existing law.

106 **Sections 11, 22.4 and 22.6** of this bill make conforming changes to indicate the
107 proper placement of new provisions in the Nevada Revised Statutes.

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

1 **Section 1.** Chapter 706A of NRS is hereby amended by
2 adding thereto the provisions set forth as sections 2 to 10, inclusive,
3 of this act.

4 **Sec. 2.** *“Monitored autonomous vehicle” means an*
5 *autonomous vehicle, as defined in NRS 482A.030, in which a*



1 *monitored autonomous vehicle monitor is physically present at all*
2 *times during the operation of the vehicle.*

3 **Sec. 2.5.** *“Monitored autonomous vehicle monitor” means a*
4 *person employed by a monitored autonomous vehicle provider to*
5 *remain physically present in a monitored autonomous vehicle at*
6 *all times during the operation of the vehicle to ensure:*

7 *1. The safety of the operations of the monitored autonomous*
8 *vehicle; and*

9 *2. That the monitored autonomous vehicle complies with the*
10 *applicable motor vehicle laws and traffic laws of this State.*

11 **Sec. 3.** *“Monitored autonomous vehicle provider” means a*
12 *person who:*

13 *1. Owns and operates a monitored autonomous vehicle; and*

14 *2. Enters into an agreement with a transportation network*
15 *company to receive connections to potential passengers and*
16 *related services from a transportation network company in*
17 *exchange for the payment of a fee to the transportation network*
18 *company.*

19 **Sec. 4.** (Deleted by amendment.)

20 **Sec. 5.** *1. A transportation network company may enter*
21 *into an agreement with one or more monitored autonomous*
22 *vehicle providers to receive connections to potential passengers*
23 *from the company in exchange for the payment of a fee by the*
24 *monitored autonomous vehicle provider to the company.*

25 *2. A monitored autonomous vehicle monitor employed by a*
26 *monitored autonomous vehicle provider which has entered into an*
27 *agreement with a transportation network company pursuant to*
28 *subsection 1 may only accept compensation for his or her services*
29 *from the monitored autonomous vehicle provider by which he or*
30 *she is employed.*

31 **Sec. 5.5.** *A monitored autonomous vehicle provider who*
32 *provides transportation services using a monitored autonomous*
33 *vehicle is liable in tort for any damages arising out of the*
34 *provision of transportation services in the same manner and to the*
35 *same extent as if the monitored autonomous vehicle provider were*
36 *a driver providing transportation services using a motor vehicle.*

37 **Sec. 6.** (Deleted by amendment.)

38 **Sec. 7.** (Deleted by amendment.)

39 **Sec. 8.** (Deleted by amendment.)

40 **Sec. 9.** (Deleted by amendment.)

41 **Sec. 10.** (Deleted by amendment.)

42 **Sec. 10.5.** NRS 706A.010 is hereby amended to read as
43 follows:

44 706A.010 It is hereby declared to be the purpose and policy of
45 the Legislature in enacting this chapter to ensure the safety,



1 reliability and cost-effectiveness of the transportation services
2 provided by drivers *and monitored autonomous vehicle providers*
3 affiliated with transportation network companies in this State.

4 **Sec. 11.** NRS 706A.020 is hereby amended to read as follows:

5 706A.020 As used in this chapter, unless the context otherwise
6 requires, the words and terms defined in NRS 706A.030 to
7 706A.060, inclusive, *and sections 2, 2.5 and 3 of this act* have the
8 meanings ascribed to them in those sections.

9 **Sec. 12.** NRS 706A.050 is hereby amended to read as follows:

10 706A.050 “Transportation network company” or “company”
11 means an entity that uses a digital network or software application
12 service to connect a passenger to a driver *or monitored autonomous*
13 *vehicle provider* who can provide transportation services to the
14 passenger.

15 **Sec. 13.** NRS 706A.060 is hereby amended to read as follows:

16 706A.060 “Transportation services” means the transportation
17 by a driver *or monitored autonomous vehicle provider* of one or
18 more passengers between points chosen by the passenger
19 or passengers and prearranged through the use of the digital network
20 or software application service of a transportation network
21 company. The term includes only the period beginning when a
22 driver *or a monitored autonomous vehicle provider* accepts a
23 request by a passenger for transportation through the digital network
24 or software application service of a transportation network company
25 and ending when the last such passenger fully disembarks from the
26 motor vehicle operated by the driver *or the monitored*
27 *autonomous vehicle operated by the monitored autonomous*
28 *vehicle provider.*

29 **Sec. 13.3.** NRS 706A.075 is hereby amended to read as
30 follows:

31 706A.075 1. Except as otherwise provided in subsection 2,
32 the provisions of this chapter do not exempt any person from any
33 law governing the operation of a motor vehicle upon the highways
34 of this State.

35 2. A transportation network company which holds a valid
36 permit issued by the Authority pursuant to this chapter, a driver *or*
37 *monitored autonomous vehicle provider* who has entered into an
38 agreement with such a company and a vehicle *or monitored*
39 *autonomous vehicle* operated by such a driver *or monitored*
40 *autonomous vehicle provider* are exempt from:

41 (a) The provisions of chapter 704 of NRS relating to public
42 utilities; and

43 (b) Except as otherwise provided in NRS 706.88396, the
44 provisions of chapter 706 of NRS,



1 ↪ to the extent that the services provided by the company , ~~for~~
2 driver *or monitored autonomous vehicle provider* are within the
3 scope of the permit.

4 *3. The provisions of this chapter relating to monitored*
5 *autonomous vehicles and monitored autonomous vehicle providers*
6 *do not apply to an autonomous vehicle network company which*
7 *has been issued a permit pursuant to NRS 706B.130 or to a fully*
8 *autonomous vehicle operated by such a company.*

9 **Sec. 13.6.** NRS 706A.080 is hereby amended to read as
10 follows:

11 706A.080 Nothing in this chapter shall be construed to deem a
12 motor vehicle operated by a driver to provide transportation services
13 *or a monitored autonomous vehicle operated by a monitored*
14 *autonomous vehicle provider to provide transportation services* to
15 be a commercial motor vehicle.

16 **Sec. 14.** NRS 706A.090 is hereby amended to read as follows:

17 706A.090 Except as otherwise provided in this chapter and the
18 regulations adopted pursuant thereto or by a written contract
19 between a transportation network company and a driver ~~or~~ *or*
20 *monitored autonomous vehicle provider*, a company shall not
21 control, direct or manage ~~or~~ :

22 *1. A driver or the motor vehicle operated by a driver ~~or~~ ; or*

23 *2. A monitored autonomous vehicle provider or any*
24 *monitored autonomous vehicle operated by a monitored*
25 *autonomous vehicle provider.*

26 **Sec. 14.5.** NRS 706A.110 is hereby amended to read as
27 follows:

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

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

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



1 **Sec. 15.** NRS 706A.130 is hereby amended to read as follows:
2 706A.130 1. Upon receipt of a completed application and
3 upon a determination by the Authority that an applicant meets the
4 requirements for the issuance of a permit to operate a transportation
5 network company, the Authority shall issue to the applicant within
6 30 days a permit to operate a transportation network company in this
7 State.

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

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

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

20 (c) Except as otherwise provided in NRS 706.88396, does not
21 authorize a transportation network company or any driver *or*
22 *monitored autonomous vehicle provider* to engage in any activity
23 otherwise regulated pursuant to chapter 706 of NRS other than the
24 activity authorized by this chapter.

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

30 **Sec. 16.** NRS 706A.170 is hereby amended to read as follows:

31 706A.170 1. In accordance with the provisions of this
32 chapter, a transportation network company which holds a valid
33 permit issued by the Authority pursuant to this chapter may, on
34 behalf of a driver *or monitored autonomous vehicle provider*,
35 charge a fare for transportation services provided to a passenger by
36 the driver *or monitored autonomous vehicle provider*.

37 2. If a fare is charged, the company must disclose the rates
38 charged by the company and the method by which the amount of a
39 fare is calculated:

40 (a) On an Internet website maintained by the company; or

41 (b) Within the digital network or software application service of
42 the company.

43 3. If a fare is charged, the company must offer to each
44 passenger the option to receive, before the passenger enters the
45 motor vehicle of a driver *or the monitored autonomous vehicle*



1 *of a monitored autonomous vehicle provider*, an estimate of the
2 amount of the fare that will be charged to the passenger.

3 4. A transportation network company may accept payment of a
4 fare only electronically. A transportation network company, ~~for a~~
5 driver *or monitored autonomous vehicle provider* shall not solicit
6 or accept cash as payment of a fare.

7 5. A transportation network company shall not impose any
8 additional charge for a driver *or monitored autonomous vehicle*
9 *provider* who provides transportation services to a person with a
10 physical disability because of the disability.

11 6. The Authority may adopt regulations establishing a
12 maximum fare that may be charged during an emergency, as defined
13 in NRS 414.0345.

14 **Sec. 16.5.** NRS 706A.180 is hereby amended to read as
15 follows:

16 706A.180 1. A transportation network company shall not
17 allow a driver *or monitored autonomous vehicle provider* to be
18 connected to potential passengers using the digital network or
19 software application service of the company if the motor vehicle
20 operated by the driver *or the monitored autonomous vehicle*
21 *operated by the monitored autonomous vehicle provider* to provide
22 transportation services:

23 (a) Is not in compliance with all federal, state and local laws
24 concerning the operation and maintenance of the motor vehicle ~~or~~
25 *or monitored autonomous vehicle*.

26 (b) Has less than four doors.

27 (c) Is designed to carry more than eight passengers, including
28 the driver.

29 (d) Is a farm tractor, mobile home, recreational vehicle,
30 semitractor, semitrailer, trailer, bus, motorcycle or tow car.

31 2. A transportation network company shall inspect or cause to
32 be inspected every motor vehicle used by a driver to provide
33 transportation services *and every monitored autonomous vehicle*
34 *used by a monitored autonomous vehicle provider to provide*
35 *transportation services* before allowing the driver to use the motor
36 vehicle *or the monitored autonomous vehicle provider to use the*
37 *monitored autonomous vehicle* to provide transportation services
38 and not less than once each year thereafter.

39 3. The inspection required by subsection 2 must include,
40 without limitation, an inspection of the foot and emergency brakes,
41 steering, windshield, rear window, other glass, windshield wipers,
42 headlights, tail lights, turn indicator lights, braking lights, front seat
43 adjustment mechanism, doors, horn, speedometer, bumpers, muffler,
44 exhaust, tires, rear view mirrors and safety belts of the vehicle
45 which ensures the proper functioning of each component.



1 **Sec. 17.** NRS 706A.190 is hereby amended to read as follows:
2 706A.190 1. A transportation network company shall adopt a
3 policy which prohibits discrimination against a passenger or
4 potential passenger on account of national origin, religion, age,
5 disability, sex, race, color, sexual orientation or gender identity or
6 expression.

7 2. A driver *or monitored autonomous vehicle provider* shall
8 not discriminate against a passenger or potential passenger on
9 account of national origin, religion, age, disability, sex, race, color,
10 sexual orientation or gender identity or expression.

11 3. A transportation network company shall provide to each
12 passenger an opportunity to indicate whether the passenger requires
13 transportation in a motor vehicle *or monitored autonomous vehicle*
14 that is wheelchair accessible. If the company cannot provide the
15 passenger with transportation services in a motor vehicle *or*
16 *monitored autonomous vehicle* that is wheelchair accessible, the
17 company must direct the passenger to an alternative provider or
18 means of transportation that is wheelchair accessible, if available.

19 **Sec. 17.5.** NRS 706A.200 is hereby amended to read as
20 follows:

21 706A.200 1. For each instance in which a driver *or*
22 *monitored autonomous vehicle provider* provides transportation
23 services to a passenger, the transportation network company which
24 connected the passenger to the driver *or monitored autonomous*
25 *vehicle provider* shall provide to the passenger, before the passenger
26 enters the motor vehicle of a driver ~~[1.]~~ *or the monitored*
27 *autonomous vehicle of a monitored autonomous vehicle provider,*
28 *as applicable:*

29 (a) A photograph of the driver who will provide the
30 transportation services and the license plate number of the motor
31 vehicle operated by the driver ~~[1.]~~; *or*

32 (b) *The license plate number of the monitored autonomous*
33 *vehicle operated by the monitored autonomous vehicle provider.*

34 2. The information required by ~~[this section]~~ *subsection 1* must
35 be provided to the passenger:

36 ~~[1.]~~ (a) On an Internet website maintained by the company; or

37 ~~[2.]~~ (b) Within the digital network or software application
38 service of the company.

39 **Sec. 18.** NRS 706A.210 is hereby amended to read as follows:

40 706A.210 A transportation network company which connected
41 a passenger to a driver *or a monitored autonomous vehicle*
42 *provider* shall, within a reasonable period following the provision of
43 transportation services by the driver *or the monitored autonomous*
44 *vehicle provider* to the passenger, transmit to the passenger an
45 electronic receipt, which must include, without limitation:



1 1. A description of the point of origin and the destination of the
2 transportation services;

3 2. The total time for which transportation services were
4 provided;

5 3. The total distance traveled; and

6 4. An itemization of the fare, if any, charged for the
7 transportation services.

8 **Sec. 19.** NRS 706A.230 is hereby amended to read as follows:

9 706A.230 1. A transportation network company shall
10 maintain the following records relating to the business of the
11 company for a period of at least 3 years after the date on which the
12 record is created:

13 (a) Trip records;

14 (b) Driver records and vehicle inspection records;

15 (c) *Monitored autonomous vehicle provider records and*
16 *monitored autonomous vehicle inspection records;*

17 (d) Records of each complaint and the resolution of each
18 complaint; and

19 ~~(d)~~ (e) Records of each accident or other incident that
20 involved a driver *or monitored autonomous vehicle provider* and
21 was reported to the transportation network company.

22 2. Each transportation network company shall make its records
23 available for inspection by the Authority upon request and only as
24 necessary for the Authority to investigate complaints. This
25 subsection does not require a company to make any proprietary
26 information available to the Authority. Except as otherwise provided
27 in subsection 3, any records provided to the Authority are
28 confidential and must not be disclosed other than to employees of
29 the Authority.

30 3. The Authority shall disclose to the Secretary of State the
31 name of each driver *and monitored autonomous vehicle provider*
32 and such other information as the Secretary of State determines
33 necessary to enforce the provisions of chapter 76 of NRS. If the
34 Secretary of State obtains any confidential information pursuant to
35 this subsection, the Secretary of State, and any employee of the
36 Secretary of State engaged in the administration of chapter 76 of
37 NRS or charged with the custody of any records or files relating to
38 the administration of chapter 76 of NRS, shall maintain the
39 confidentiality of that information in the same manner and to the
40 same extent as provided by law for the Authority.

41 **Sec. 19.3.** NRS 706A.250 is hereby amended to read as
42 follows:

43 706A.250 1. Except as otherwise provided in this section, a
44 transportation network company shall not disclose to any person the



1 personally identifiable information of a passenger who received
2 services from the company unless:

3 (a) The disclosure is otherwise required by law;

4 (b) The company determines that disclosure is required to
5 protect or defend the terms of use of the services or to investigate
6 violations of those terms of use; or

7 (c) The passenger consents to the disclosure.

8 2. A transportation network company may disclose to a driver
9 *or monitored autonomous vehicle provider* the name and telephone
10 number of a passenger for the purposes of facilitating correct
11 identification of the passenger and facilitating communication
12 between the driver *or monitored autonomous vehicle provider* and
13 the passenger.

14 **Sec. 19.6.** NRS 706A.270 is hereby amended to read as
15 follows:

16 706A.270 1. Each transportation network company shall
17 provide to the Authority reports containing information relating to
18 motor vehicle crashes involving drivers *or monitored autonomous*
19 *vehicle providers* affiliated with the company which occurred in this
20 State while the driver *or monitored autonomous vehicle provider*
21 was providing transportation services or logged into the digital
22 network or software application service of the company and
23 available to receive requests for transportation services. The reports
24 required by this subsection must contain the information identified
25 in subsection 2 and be submitted:

26 (a) For all crashes that occurred during the first 6 months that
27 the company operates within this State, on or before the date 7
28 months after the company was issued a permit.

29 (b) For all crashes that occurred during the first 12 months that
30 the company operates within this State, on or before the date 13
31 months after the company was issued a permit.

32 2. The reports submitted pursuant to subsection 1 must include,
33 for the period of time specified in subsection 1:

34 (a) The number of motor vehicle crashes which occurred in this
35 State involving such a driver ~~or~~ *or monitored autonomous vehicle*
36 *provider*;

37 (b) The highest, lowest and average amount paid for bodily
38 injury or death to one or more persons that occurred as a result of
39 such a crash; and

40 (c) The highest, lowest and average amount paid for damage to
41 property that occurred as a result of such a crash.

42 3. The Authority shall collect the reports submitted by
43 transportation network companies pursuant to subsection 1 and
44 determine whether the limits of coverage required pursuant to NRS
45 690B.470 are sufficient. The Authority shall submit a report stating



1 whether the limits of coverage required pursuant to NRS 690B.470
2 are sufficient and containing the information, in an aggregated
3 format which does not reveal the identity of any person, submitted
4 by transportation network companies pursuant to subsection 1 since
5 the last report of the Authority pursuant to this subsection:

6 (a) To the Legislative Commission on or before December 1 of
7 each odd-numbered year.

8 (b) To the Director of the Legislative Counsel Bureau for
9 transmittal to the Nevada Legislature on or before December 1 of
10 each even-numbered year.

11 **Sec. 19.9.** NRS 706A.280 is hereby amended to read as
12 follows:

13 706A.280 1. A driver *or autonomous vehicle provider* shall
14 not solicit or accept a passenger or provide transportation services to
15 any person unless the person has arranged for the transportation
16 services through the digital network or software application service
17 of the transportation network company.

18 2. With respect to a passenger's destination, a driver *or*
19 *monitored autonomous vehicle provider* shall not:

20 (a) Deceive or attempt to deceive any passenger who rides or
21 desires to ride in the driver's motor vehicle ~~{ }~~ *or the monitored*
22 *autonomous vehicle provider's monitored autonomous vehicle.*

23 (b) Convey or attempt to convey any passenger to a destination
24 other than the one directed by the passenger.

25 (c) Take a longer route to the passenger's destination than is
26 necessary, unless specifically requested to do so by the passenger.

27 (d) Fail to comply with the reasonable and lawful requests of the
28 passenger as to speed of travel and route to be taken.

29 3. A driver *or monitored autonomous vehicle provider* shall
30 not, at the time the driver *or monitored autonomous vehicle*
31 *provider* picks up a passenger, refuse or neglect to provide
32 transportation services to any orderly passenger unless the driver *or*
33 *monitored autonomous vehicle provider* can demonstrate to the
34 satisfaction of the Authority that:

35 (a) ~~{The}~~ *For a driver, the driver* has good reason to fear for the
36 driver's personal safety; ~~{or}~~

37 (b) *For a monitored autonomous vehicle provider, the*
38 *monitored autonomous vehicle provider or monitored autonomous*
39 *vehicle monitor has good reason to fear for the personal safety of*
40 *the monitor in the monitored autonomous vehicle picking up the*
41 *person requesting transportation services; or*

42 (c) The driver *or monitored autonomous vehicle provider* is
43 prohibited by law or regulation from carrying the person requesting
44 transportation services.



1 **Sec. 20.** NRS 706A.300 is hereby amended to read as follows:
2 706A.300 1. If the Authority determines that a transportation
3 network company , ~~for~~ driver *or monitored autonomous vehicle*
4 *provider* has violated the terms of a permit issued pursuant to this
5 chapter or any provision of this chapter or any regulations adopted
6 pursuant thereto, the Authority may, depending on whether the
7 violation was committed by the company, the driver, ~~or~~ both ~~of~~
8 *the company and the driver or both the company and the*
9 *monitored autonomous vehicle provider:*

10 (a) If the Authority determines that the violation is willful and
11 endangers public safety, suspend or revoke the permit issued to the
12 transportation network company;

13 (b) If the Authority determines that the violation is willful and
14 endangers public safety, impose against the transportation network
15 company an administrative fine in an amount not to exceed
16 \$100,000 per violation;

17 (c) Prohibit a person from operating as a driver ~~of~~ *or monitored*
18 *autonomous vehicle provider;* or

19 (d) Impose any combination of the penalties provided in
20 paragraphs (a), (b) and (c).

21 2. To determine the amount of an administrative fine imposed
22 pursuant to paragraph (b) or (d) of subsection 1, the Authority shall
23 consider:

24 (a) The size of the transportation network company;

25 (b) The severity of the violation;

26 (c) Any good faith efforts by the transportation network
27 company to remedy the violation;

28 (d) The history of previous violations by the transportation
29 network company; and

30 (e) Any other factor that the Authority determines to be relevant.

31 3. Notwithstanding the provisions of NRS 193.170, a person
32 who violates any provision of this chapter is not subject to any
33 criminal penalty for such a violation.

34 **Sec. 21.** NRS 706A.310 is hereby amended to read as follows:

35 706A.310 1. Except as otherwise provided in subsection 2, a
36 local governmental entity shall not:

37 (a) Impose any tax or fee on ~~a transportation~~ :

38 (1) *A transportation* network company operating within the
39 scope of a valid permit issued by the Authority pursuant to this
40 chapter ~~of~~ ;

41 (2) *A* driver who has entered into an agreement with ~~such~~ a
42 *transportation network* company *described in subparagraph (1)* or
43 a vehicle operated by such a driver or for transportation services
44 provided by such a driver ~~of~~ ; *or*



1 (3) *A monitored autonomous vehicle provider who has*
2 *entered into an agreement with a transportation network company*
3 *described in subparagraph (1) or a monitored autonomous vehicle*
4 *operated by such a monitored autonomous vehicle provider or for*
5 *transportation services provided by such a monitored autonomous*
6 *vehicle provider.*

7 (b) Require a transportation network company operating within
8 the scope of a valid permit issued by the Authority pursuant to this
9 chapter to obtain from the local government any certificate, license
10 or permit to operate within that scope or require a driver *or mounted*
11 *autonomous vehicle provider* who has entered into an agreement
12 with such a company to obtain from the local government any
13 certificate, license or permit to provide transportation services.

14 (c) Impose any other requirement upon a transportation network
15 company, ~~for a~~ driver *or monitored autonomous vehicle provider*
16 which is not of general applicability to all persons who operate a
17 motor vehicle within the jurisdiction of the local government.

18 2. Nothing in this section:

19 (a) Prohibits a local governmental entity from requiring a
20 transportation network company, ~~for~~ driver *or monitored*
21 *autonomous vehicle provider* to obtain from the local government a
22 business license or to pay any business license fee in the same
23 manner that is generally applicable to any other business that
24 operates within the jurisdiction of the local government.

25 (b) Prohibits an airport or its governing body from requiring a
26 transportation network company, ~~for a~~ driver *or monitored*
27 *autonomous vehicle provider* to:

28 (1) Obtain a permit or certification to operate at the airport;

29 (2) Pay a fee to operate at the airport; or

30 (3) Comply with any other requirement to operate at the
31 airport.

32 (c) Exempts a vehicle operated by a driver *or monitored*
33 *autonomous vehicle provider* from any tax imposed pursuant to
34 NRS 354.705, 371.043 or 371.045.

35 3. The provisions of this chapter do not exempt any person
36 from the requirement to obtain a state business license issued
37 pursuant to chapter 76 of NRS. A transportation network company
38 shall notify each driver *and monitored autonomous vehicle*
39 *provider* of the requirement to obtain a state business license issued
40 pursuant to chapter 76 of NRS and the penalties for failing to obtain
41 a state business license.

42 **Sec. 22.** (Deleted by amendment.)



1 **Sec. 22.1.** Chapter 690B of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 22.2 and 22.3 of this act.

3 **Sec. 22.2.** *“Monitored autonomous vehicle provider” has the*
4 *meaning ascribed to it in section 3 of this act.*

5 **Sec. 22.3.** *1. A monitored autonomous vehicle provider*
6 *shall ensure that proof of coverage under a policy of*
7 *transportation network company insurance is contained within the*
8 *monitored autonomous vehicle of the monitored autonomous*
9 *vehicle provider at all times when the monitored autonomous*
10 *vehicle provider is operating the monitored autonomous vehicle.*

11 *2. If the monitored autonomous vehicle of a monitored*
12 *autonomous vehicle provider is involved in an accident or motor*
13 *vehicle crash, the monitored autonomous vehicle provider shall*
14 *ensure that any law enforcement officer and any party with whom*
15 *the monitored autonomous vehicle is involved in the accident or*
16 *motor vehicle crash is provided with:*

17 *(a) Proof of coverage under a policy of transportation network*
18 *company insurance; and*

19 *(b) A disclosure as to whether the monitored autonomous*
20 *vehicle provider was logged into the digital network or software*
21 *application service of the transportation network company,*
22 *available to receive requests for transportation services or*
23 *providing transportation services at the time of the accident or*
24 *motor vehicle crash.*

25 *3. As used in this section, “monitored autonomous vehicle”*
26 *has the meaning ascribed to it in section 2 of this act.*

27 **Sec. 22.4.** NRS 690B.400 is hereby amended to read as
28 follows:

29 690B.400 As used in NRS 690B.400 to 690B.495, inclusive,
30 *and sections 22.2 and 22.3 of this act*, the words and terms defined
31 in NRS 690B.410 to 690B.430, inclusive, *and section 22.2 of this*
32 *act* have the meanings ascribed to them in those sections.

33 **Sec. 22.5.** NRS 690B.425 is hereby amended to read as
34 follows:

35 690B.425 “Transportation network company insurance” means
36 a policy of insurance that includes coverage specifically for the use
37 of a vehicle by a driver *or monitored autonomous vehicle provider*
38 pursuant to NRS 690B.400 to 690B.495, inclusive **H** *and sections*
39 *22.2 and 22.3 of this act.*

40 **Sec. 22.6.** NRS 690B.450 is hereby amended to read as
41 follows:

42 690B.450 The provisions of NRS 690B.400 to 690B.495,
43 inclusive, *and sections 22.2 and 22.3 of this act* do not apply to a
44 person who is regulated pursuant to chapter 704 or 706 of NRS
45 unless the person holds a permit issued pursuant to NRS 706A.130.



1 **Sec. 22.7.** NRS 690B.470 is hereby amended to read as
2 follows:

3 690B.470 1. Every transportation network company or driver
4 shall continuously provide, during any period in which the driver is
5 providing transportation services, transportation network company
6 insurance provided by an insurance company licensed by the
7 Division of Insurance of the Department of Business and Industry
8 and approved to do business in this State or a broker licensed
9 pursuant to chapter 685A of NRS or procured directly from a
10 nonadmitted insurer, as defined in NRS 685A.0375:

11 (a) In an amount of not less than \$1,500,000 for bodily injury to
12 or death of one or more persons and injury to or destruction of
13 property of others in any one accident or motor vehicle crash that
14 occurs while the driver is providing transportation services;

15 (b) In an amount of not less than \$50,000 for bodily injury to or
16 death of one person in any one accident or motor vehicle crash that
17 occurs while the driver is logged into the digital network or software
18 application service of the transportation network company and
19 available to receive requests for transportation services but is not
20 otherwise providing transportation services;

21 (c) Subject to the minimum amount for one person required by
22 paragraph (b), in an amount of not less than \$100,000 for bodily
23 injury to or death of two or more persons in any one accident or
24 motor vehicle crash that occurs while the driver is logged into the
25 digital network or software application service of the transportation
26 network company and available to receive requests for
27 transportation services but is not otherwise providing transportation
28 services; and

29 (d) In an amount of not less than \$25,000 for injury to or
30 destruction of property of others in any one accident or motor
31 vehicle crash that occurs while the driver is logged into the digital
32 network or software application service of the transportation
33 network company and available to receive requests for
34 transportation services but is not otherwise providing transportation
35 services,

36 ↪ for the payment of tort liabilities arising from the maintenance or
37 use of the motor vehicle.

38 2. *Every monitored autonomous vehicle provider shall*
39 *continuously provide, during any period in which a monitored*
40 *autonomous vehicle provider is operating a monitored*
41 *autonomous vehicle, transportation network company insurance*
42 *provided by an insurance company licensed by the Division of*
43 *Insurance of the Department of Business and Industry and*
44 *approved to do business in this State or a broker licensed pursuant*
45 *to chapter 685A of NRS or procured directly from a nonadmitted*



1 *insurer, as defined in NRS 685A.0375, in an amount of not less*
2 *than \$1,500,000 for bodily injury to or destruction of property of*
3 *others in any one accident or motor vehicle crash that occurs*
4 *while the monitored autonomous vehicle provider is operating a*
5 *monitored autonomous vehicle for the payment of tort liabilities*
6 *arising from the maintenance or use of the monitored autonomous*
7 *vehicle.*

8 3. The transportation network company insurance required by
9 subsection 1 *or 2, as applicable*, may be provided through one or a
10 combination of insurance policies provided by the transportation
11 network company, ~~or~~ the driver, ~~or~~ *the monitored autonomous*
12 *vehicle provider*, both ~~or~~ *the transportation network company and*
13 *the driver or both the transportation network company and the*
14 *monitored autonomous vehicle provider.*

15 ~~3.~~ 4. Every transportation network company shall
16 continuously provide, during any period in which the driver *or*
17 *monitored autonomous vehicle provider* is providing transportation
18 services, transportation network company insurance provided by an
19 insurance company licensed by the Division of Insurance of the
20 Department of Business and Industry and approved to do business in
21 this State or a broker licensed pursuant to chapter 685A of NRS or
22 procured directly from a nonadmitted insurer, as defined in NRS
23 685A.0375, which meets the requirements of subsection 1 *or 2, as*
24 *applicable*, as primary insurance if the insurance provided by the
25 driver ~~or~~ *monitored autonomous vehicle provider:*

26 (a) Lapses; or

27 (b) Fails to meet the requirements of subsection 1 ~~or 2, as~~
28 *applicable.*

29 ~~4.~~ 5. Notwithstanding the provisions of NRS 485.185 and
30 485.186 which require the owner or operator of a motor vehicle to
31 provide insurance, transportation network company insurance shall
32 be deemed to satisfy the requirements of NRS 485.185 or 485.186,
33 as appropriate, regardless of whether the insurance is provided by
34 the transportation network company, ~~or~~ the driver, ~~or~~
35 *the monitored autonomous vehicle provider*, both ~~or~~ *the*
36 *transportation network company and the driver or both the*
37 *transportation network company and the monitored autonomous*
38 *vehicle provider*, if the transportation network company insurance
39 otherwise satisfies the requirements of NRS 485.185 or 485.186, as
40 appropriate.

41 ~~5.~~ 6. In addition to the coverage required pursuant to
42 subsection 1 ~~or 2, as applicable~~, a policy of transportation
43 network company insurance may include additional coverage,
44 including, without limitation, coverage for medical payments,



1 coverage for uninsured or underinsured motorists, comprehensive
2 coverage and collision coverage.

3 ~~6.]~~ 7. An insurer who provides transportation network
4 company insurance shall not require a policy of insurance for the
5 operation of a motor vehicle required pursuant to NRS 485.185 or
6 485.186, as appropriate, to deny a claim before the transportation
7 network company insurance provides coverage for a claim.

8 ~~7.]~~ 8. An insurer who provides transportation network
9 company insurance has a duty to defend and indemnify the driver *or*
10 *monitored autonomous vehicle provider* and the transportation
11 network company.

12 ~~8.]~~ 9. An insurer who provides transportation network
13 company insurance which includes comprehensive coverage or
14 collision coverage for the operation of a motor vehicle against
15 which a lienholder holds a lien shall issue any payment for a claim
16 under such coverage:

17 (a) Directly to the person who performs repairs upon the
18 vehicle; or

19 (b) Jointly to the owner of the vehicle and the lienholder.

20 ~~9.]~~ 10. A transportation network company that provides
21 transportation network company insurance for a motor vehicle not
22 deemed to be the owner of the motor vehicle.

23 *11. As used in this section, "monitored autonomous vehicle"*
24 *has the meaning ascribed to it in section 2 of this act.*

25 **Sec. 22.8.** NRS 690B.480 is hereby amended to read as
26 follows:

27 690B.480 1. A policy of insurance for the operation of a
28 motor vehicle required pursuant to NRS 485.185 or 485.186, as
29 appropriate, is not required to include transportation network
30 company insurance. An insurer providing a policy which excludes
31 transportation network company insurance does not have a duty to
32 defend or indemnify a driver *or monitored autonomous vehicle*
33 *provider* for any claim arising during any period in which the driver
34 *or monitored autonomous vehicle provider* is logged into the
35 digital network or software application service of the transportation
36 network company, available to receive requests for transportation
37 services or providing transportation services.

38 2. An insurer who provides a policy of insurance for the
39 operation of a motor vehicle required pursuant to NRS 485.185 or
40 485.186, as appropriate, may include transportation network
41 company insurance in such a policy. An insurer may charge an
42 additional premium for the inclusion of transportation network
43 company insurance in such a policy.

44 3. An insurer who:



1 (a) Defends or indemnifies a driver *or monitored autonomous*
2 *vehicle provider* for a claim arising during any period in which the
3 driver *or monitored autonomous vehicle provider* is logged into the
4 digital network or software application service of the transportation
5 network company, available to receive requests for transportation
6 services or providing transportation services; and

7 (b) Excludes transportation network company insurance from
8 the policy of insurance for the operation of a motor vehicle provided
9 to the driver ~~§~~ *or monitored autonomous vehicle provider*,
10 ➤ has the right of contribution against other insurers who provide
11 coverage to the driver *or monitored autonomous vehicle provider*
12 to satisfy the coverage required by NRS 690B.470 at the time of the
13 loss.

14 **Sec. 22.9.** NRS 690B.490 is hereby amended to read as
15 follows:

16 690B.490 In any investigation relating to tort liability arising
17 from the operation of a motor vehicle, each transportation network
18 company , ~~and~~ driver ~~§~~ *and monitored autonomous vehicle*
19 *provider*, and each insurer providing transportation network
20 company insurance to a transportation network company , ~~or~~
21 driver ~~§~~ *or monitored autonomous vehicle provider* who is
22 involved in the underlying incident shall cooperate with any other
23 party to the incident and any other insurer involved in the
24 investigation and share information, including, without limitation:

25 1. The date and time of an accident or motor vehicle crash
26 involving a driver ~~§~~ *or monitored autonomous vehicle provider*.

27 2. The dates and times that the driver *or monitored*
28 *autonomous vehicle provider* involved in an accident or motor
29 vehicle crash logged into the digital network or software application
30 service of the transportation network company for a period of 12
31 hours immediately preceding and 12 hours immediately following
32 the accident or motor vehicle crash.

33 3. The dates and times that the driver *or monitored*
34 *autonomous vehicle provider* involved in an accident or motor
35 vehicle crash logged out of the digital network or software
36 application service of the transportation network company for a
37 period of 12 hours immediately preceding and 12 hours immediately
38 following the accident or motor vehicle crash.

39 4. A clear description of the coverage, exclusions and limits
40 provided under any policy of transportation network company
41 insurance which applies.

42 **Sec. 23.** The provisions of subsection 1 of NRS 218D.380 do
43 not apply to any provision of this act which adds or revises a
44 requirement to submit a report to the Legislature.



1 **Sec. 24.** This act becomes effective upon passage and
2 approval.

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