

SENATE BILL NO. 475—COMMITTEE ON FINANCE

(ON BEHALF OF THE DIVISION OF BUDGET AND PLANNING)

MARCH 28, 2011

Referred to Committee on Transportation

SUMMARY—Makes various changes relating to transportation.
(BDR 35-1193)

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

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to transportation; revising various provisions governing the administrative authority of the Department of Transportation concerning bicycle and pedestrian safety; revising the authorized uses of money in the Highway and Safety Administrative Account in the State Highway Fund; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law requires the Department of Public Safety to develop an
- 2 educational program concerning bicycle safety. (NRS 480.700) **Section 2** of this
- 3 bill expands the scope of the program to include pedestrian safety and transfers
- 4 authority for the program to the Department of Transportation.
- 5 Existing law creates the Nevada Bicycle Advisory Board and provides its
- 6 duties, including, without limitation, promoting programs and facilities for the safe
- 7 use of bicycles in this State and advising state agencies on policies, programs and
- 8 facilities for the safe use of bicycles. (NRS 480.710, 480.720) **Sections 3 and 4** of
- 9 this bill expand the duties of the Board to include pedestrian safety, revise the name
- 10 of the Board to the “Nevada Bicycle and Pedestrian Advisory Board” and provide
- 11 for the recodification of the provisions governing the Board within the Highways
- 12 and Roads Law, which is administered by the Department of Transportation.
- 13 Existing law creates the position of Drivers’ Education and Safety Officer
- 14 within the Department of Motor Vehicles and provides the duties of the Safety
- 15 Officer, including, without limitation, planning and administering a program of
- 16 safety education concerning interaction among motor vehicles, bicycles, electric
- 17 bicycles and pedestrians. (NRS 483.203) **Section 5** of this bill revises the name of
- 18 the position to the “Highway Safety Information and Outreach Coordinator” and
- 19 transfers the position to the Department of Transportation.



20 Existing law requires the Department of Motor Vehicles to charge and collect
21 an additional fee of 50 cents for the issuance or renewal of each driver's license and
22 to deposit the money into the Highway and Safety Administrative Account in the
23 State Highway Fund. (NRS 483.415) **Section 6** of this bill authorizes the use of the
24 money in the Account by the Department of Transportation for the support of
25 the position of Highway Safety Information and Outreach Coordinator.

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

1 **Section 1.** Chapter 408 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 5, inclusive, of this
3 act.

4 **Sec. 2. 1.** *The Department shall develop an educational*
5 *program concerning bicycle and pedestrian safety which must be:*

6 (a) *Suitable for children and adults; and*
7 (b) *Developed by a person who is trained in the techniques of*
8 *bicycle and pedestrian safety.*

9 **2.** *The program must be designed to:*

10 (a) *Aid bicyclists in improving their riding skills;*
11 (b) *Inform bicyclists and pedestrians of applicable traffic laws*
12 *and encourage observance of those laws; and*
13 (c) *Promote bicycle and pedestrian safety.*

14 **3.** *As used in this section, "bicycle" has the meaning ascribed*
15 *to it in NRS 484A.025 and includes an electric bicycle as defined*
16 *in NRS 482.0287.*

17 **Sec. 3. 1.** *The Nevada Bicycle and Pedestrian Advisory*
18 *Board, consisting of 14 members appointed by the Governor, is*
19 *hereby created.*

20 **2.** *The Governor shall appoint to the Advisory Board:*

21 (a) *Seven members who reside in various geographical areas*
22 *of this State, of which:*

23 (1) *One member must be less than 21 years of age at the*
24 *time of his or her appointment.*

25 (2) *One member must be representative of an organization*
26 *in this State interested in environmental issues.*

27 (3) *One member must be representative of an organization*
28 *in this State interested in the promotion of bicycling or walking.*

29 (4) *One member must be representative of an organization*
30 *in this State involved in training persons in the safe use of bicycles*
31 *or pedestrian safety.*

32 (5) *One member must own or manage a business for the*
33 *sale or repair of bicycles or equipment used by pedestrians.*

34 (6) *Two members must be representative of the public at*
35 *large.*



1 ***(b) One member who is a representative of the Department of***
2 ***Education.***

3 ***(c) One member who is a representative of the Division***
4 ***of Environmental Protection of the State Department of***
5 ***Conservation and Natural Resources.***

6 ***(d) One member who is a representative of the Division of***
7 ***State Parks of the State Department of Conservation and Natural***
8 ***Resources.***

9 ***(e) One member who is a representative of the Health Division***
10 ***of the Department of Health and Human Services.***

11 ***(f) One member who is a representative of the Planning***
12 ***Division of the Department of Transportation.***

13 ***(g) One member who is a representative of the Department of***
14 ***Public Safety.***

15 ***(h) One member who is a representative of the Commission on***
16 ***Tourism.***

17 ***3. After the initial terms, the term of each member of the***
18 ***Advisory Board appointed pursuant to paragraph (a) of subsection***
19 ***2 is 2 years. The remaining members serve at the pleasure of the***
20 ***Governor.***

21 ***4. Members of the Advisory Board must serve in that capacity***
22 ***without compensation, except that necessary travel and per diem***
23 ***expenses may be reimbursed, not to exceed the amounts provided***
24 ***for state officers and employees generally, to the extent that money***
25 ***is made available for that purpose.***

26 ***Sec. 4. 1. The Nevada Bicycle and Pedestrian Advisory***
27 ***Board shall:***

28 ***(a) At its first meeting and annually thereafter, elect a Chair***
29 ***from among its members.***

30 ***(b) Meet regularly at least once each calendar quarter and***
31 ***may meet at other times upon the call of the Chair.***

32 ***(c) Promote programs and facilities for the safe use of bicycles***
33 ***and pedestrian safety in this State.***

34 ***(d) Advise appropriate agencies of the State on policies,***
35 ***programs and facilities for the safe use of bicycles and pedestrian***
36 ***safety.***

37 ***2. The Advisory Board may apply for any available grants***
38 ***and accept and use any gifts, grants or donations to aid the***
39 ***Advisory Board in carrying out its duties.***

40 ***3. The Department shall provide secretarial services to the***
41 ***Advisory Board.***

42 ***Sec. 5. The position of Highway Safety Information and***
43 ***Outreach Coordinator is hereby created in the Department. The***
44 ***Highway Safety Information and Outreach Coordinator:***



1 *1. Shall plan and administer a program of safety education*
2 *which includes safety information concerning interaction among*
3 *motor vehicles, bicycles, electric bicycles and pedestrians.*

4 *2. May provide grants to local governmental entities,*
5 *including school districts, for assistance in carrying out the*
6 *program of safety education.*

7 **Sec. 6.** NRS 483.415 is hereby amended to read as follows:

8 483.415 1. The Department *of Motor Vehicles* shall charge
9 and collect a fee of 50 cents, in addition to the fees set forth in NRS
10 483.410, for every driver's license, including a motorcycle driver's
11 license, issued or renewed.

12 2. The Department *of Motor Vehicles* shall deposit the money
13 into the Highway and Safety Administrative Account which is
14 hereby created in the State Highway Fund. The money in the
15 Account may be used only ~~[as follows:]~~ *by the Department of*
16 *Transportation for:*

17 (a) ~~[Thirty five percent of the money must be used for the]~~ *The*
18 support of the position of Motor Vehicle Recovery and
19 Transportation Planner created ~~[within the Department of~~
20 ~~Transportation]~~ pursuant to NRS 408.234; and

21 (b) ~~[Sixty five percent of the money must be used for the]~~ *The*
22 support of the position of ~~[Drivers' Education and Safety Officer]~~
23 *Highway Safety Information and Outreach Coordinator* created
24 pursuant to ~~[NRS 483.203,]~~ *section 5 of this act,* and to carry out
25 the provisions of that section.

26 **Sec. 7.** NRS 480.700, 480.710, 480.720 and 483.203 are
27 hereby repealed.

28 **Sec. 8.** This act becomes effective on July 1, 2011.

LEADLINES OF REPEALED SECTIONS

480.700 Educational program: Duty of Department to develop; design.

480.710 Nevada Bicycle Advisory Board: Creation; appointment, terms and compensation of members.

480.720 Nevada Bicycle Advisory Board: Duties; gifts, grants and donations; Department of Transportation to provide secretarial services.

483.203 Drivers' Education and Safety Officer.

