

CHAPTER.....

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:

Existing law requires the Department of Public Safety to develop an educational program concerning bicycle safety. (NRS 480.700) **Section 2** of this bill expands the scope of the program to include pedestrian safety and transfers authority for the program to the Department of Transportation.

Existing law creates the Nevada Bicycle Advisory Board and provides its duties, including, without limitation, promoting programs and facilities for the safe use of bicycles in this State and advising state agencies on policies, programs and facilities for the safe use of bicycles. (NRS 480.710, 480.720) **Sections 3 and 4** of this bill expand the duties of the Board to include pedestrian safety, revise the name of the Board to the “Nevada Bicycle and Pedestrian Advisory Board” and provide for the recodification of the provisions governing the Board within the Highways and Roads Law, which is administered by the Department of Transportation.

Existing law creates the position of Drivers’ Education and Safety Officer within the Department of Motor Vehicles and provides the duties of the Safety Officer, including, without limitation, planning and administering a program of safety education concerning interaction among motor vehicles, bicycles, electric bicycles and pedestrians. (NRS 483.203) **Section 5** of this bill revises the name of the position to the “Highway Safety Information and Outreach Coordinator” and transfers the position to the Department of Transportation.

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

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

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

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

Sec. 2. 1. *The Department shall develop an educational program concerning bicycle and pedestrian safety which must be:*
(a) *Suitable for children and adults; and*



(b) Developed by a person who is trained in the techniques of bicycle and pedestrian safety.

2. The program must be designed to:

(a) Aid bicyclists in improving their riding skills;

(b) Inform bicyclists and pedestrians of applicable traffic laws and encourage observance of those laws; and

(c) Promote bicycle and pedestrian safety.

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

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

2. The Governor shall appoint to the Advisory Board:

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2. The Department *of Motor Vehicles* shall deposit the money into the Highway and Safety Administrative Account which is



hereby created in the State Highway Fund. The money in the Account may be used only ~~[as follows:]~~ *by the Department of Transportation for:*

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

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

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

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

