

SENATE BILL NO. 338—SENATOR RAWSON

MARCH 8, 1999

Referred to Committee on Transportation

SUMMARY—Revises provisions regarding handicapped parking. (BDR 43-1158)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: 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 traffic laws; providing for the exclusive use of certain parking spaces designated for the handicapped by certain vehicles; prohibiting persons from parking in certain spaces; providing a penalty; and providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 484.408 is hereby amended to read as follows:
2 484.408 1. Any parking space designated for the handicapped must
3 be indicated by a sign:
4 (a) Bearing the international symbol of access with or without the words
5 “Parking,” “Handicapped Parking,” “Handicapped Parking Only,” or
6 “Reserved for the Handicapped,” or any other word or combination of
7 words indicating that the space is designated for the handicapped;
8 (b) Stating “Minimum fine of \$100 for use by others” or equivalent
9 words; and
10 (c) The bottom of which must be not less than 4 feet above the ground.
11 2. ***In addition to the requirements of subsection 1, a parking space***
12 ***designated for the handicapped which:***
13 ***(a) Is designed for the exclusive use of a vehicle with a side-loading***
14 ***wheelchair lift; and***
15 ***(b) Is located in a parking lot with 60 or more parking spaces,***
16 ***must be indicated by a sign using a combination of words to state that the***
17 ***space is for the exclusive use of a vehicle with a side-loading wheelchair***
18 ***lift.***

1 **3. If a parking space is designed for the use of a vehicle with a side-**
2 **loading wheelchair lift, the space which is immediately adjacent and**
3 **intended for use in the loading and unloading of a wheelchair into or out**
4 **of such a vehicle must be indicated by a sign:**

5 **(a) Stating “No Parking” or similar words which indicate that parking**
6 **in such a space is prohibited;**

7 **(b) Stating “Minimum fine of \$100 for violation” or similar words**
8 **indicating that the minimum fine for parking in such a space is \$100;**
9 **and**

10 **(c) The bottom of which must not be less than 4 feet above the ground.**

11 **4. A person shall not park a vehicle in a space designated for the**
12 **handicapped by a sign that meets the requirements of subsection 1, whether**
13 **on public or privately owned property, unless he is eligible to do so and the**
14 **vehicle displays:**

15 **(a) Special license plates issued pursuant to NRS 482.384;**

16 **(b) A special or temporary parking placard issued pursuant to NRS**
17 **482.384;**

18 **(c) Special license plates or a special or temporary parking placard**
19 **displaying the international symbol of access issued by another state or a**
20 **foreign country; or**

21 **(d) Special license plates for a disabled veteran and a special parking**
22 **placard issued pursuant to NRS 482.384.**

23 ~~13.1~~ **5. Except as otherwise provided in this subsection, a person**
24 **shall not park a vehicle in a space that is reserved for the exclusive use of**
25 **a vehicle with a side-loading wheelchair lift and is designated for the**
26 **handicapped by a sign that meets the requirements of subsection 2,**
27 **whether on public or privately owned property, unless:**

28 **(a) He is eligible to do so;**

29 **(b) The vehicle displays the special license plates or placard set forth**
30 **in subsection 4; and**

31 **(c) The vehicle is equipped with a side-loading wheelchair lift.**

32 **A person who meets the requirements of paragraphs (a) and (b) may**
33 **park a vehicle that is not equipped with a side-loading wheelchair lift in**
34 **such a parking space if the space is in a parking lot with fewer than 60**
35 **parking spaces.**

36 **6. A person shall not park in a space which:**

37 **(a) Is immediately adjacent to a space designed for use by a vehicle**
38 **with a side-loading wheelchair lift; and**

39 **(b) Is designated as a space in which parking is prohibited by a sign**
40 **that meets the requirements of subsection 3,**
41 **whether on public or privately owned property.**

- 1 **7.** A person shall not use ~~{such}~~ a plate or placard ~~{for a vehicle}~~ **set**
2 **forth in subsection 4** to park in a space designated for the handicapped
3 unless he is a person with a disability which limits or impairs the ability to
4 walk, a disabled veteran or the driver of a vehicle in which such a person is
5 a passenger.
- 6 ~~{4.}~~ **8.** A person who violates any provision of this section is guilty of
7 a misdemeanor and shall be punished:
- 8 (a) Upon the first offense, by a fine of \$100.
- 9 (b) Upon the second offense, by a fine of \$250 and not less than 8 hours,
10 but not more than 50 hours, of community service.
- 11 (c) Upon the third or subsequent offense, by a fine of not less than \$500,
12 but not more than \$1,000 and not less than 25 hours, but not more than 100
13 hours, of community service.
- 14 **Sec. 2.** The amendatory provisions of this act do not apply to offenses
15 that are committed before October 1, 1999.
- 16 **Sec. 3.** This act becomes effective at 12:01 a.m. on October 1, 1999.