

SENATE BILL NO. 81—COMMITTEE ON TRANSPORTATION

FEBRUARY 2, 1999

Referred to Committee on Transportation

SUMMARY—Revises circumstances under which certain fines are increased for violating limitation of weight of motor vehicle. (BDR 43-192)

FISCAL NOTE: Effect on Local Government: No.
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 motor vehicles; revising the circumstances under which certain fines are increased for violating a limitation of weight of a motor vehicle; requiring the director of the department of transportation to adopt certain regulations; 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 484.757 is hereby amended to read as follows:
2 484.757 1. Except as otherwise provided in subsection 5, a person
3 convicted of a violation of any limitation of weight imposed by NRS
4 484.739 to 484.755, inclusive, shall be punished by a fine as specified in
5 the following table:

6		
7	Pounds of Excess Weight	Fine
8		
9	1 to 1,500	\$10
10	1,501 to 2,500	1 cent per pound of excess weight
11	2,501 to 5,000	2 cents per pound of excess weight
12	5,001 to 7,500	4 cents per pound of excess weight
13	7,501 to 10,000	6 cents per pound of excess weight
14	10,001 and over	8 cents per pound of excess weight

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16 2. If the resulting fine is not a whole number of dollars, the nearest
17 whole number above the computed amount must be imposed as the fine.

1 3. The fines provided in this section are mandatory, must be collected
2 immediately upon a determination of guilt and must not be reduced under
3 any circumstances by the court.

4 4. Any bail allowed must not be less than the appropriate fine provided
5 for in this section.

6 5. A person convicted of a violation of a limitation of weight imposed
7 by NRS 484.739 to 484.755, inclusive, shall be punished by a fine that is
8 equal to twice the amount of the fine specified in subsection 1 if that
9 violation occurred on or after February 1 but before May 1 ~~[-]~~ **on a**
10 **highway designated by the director of the department of transportation as**
11 **restricted pursuant to section 2 of this act.** This subsection does not create
12 a separate offense but provides an additional penalty for the primary
13 offense, whose imposition is contingent upon the finding of the prescribed
14 fact.

15 **Sec. 2.** Chapter 408 of NRS is hereby amended by adding thereto a
16 new section to read as follows:

17 ***The director shall by regulation designate restricted highways which***
18 ***are susceptible to severe damage if traveled upon on or after February 1***
19 ***but before May 1 in violation of a limitation of weight imposed by NRS***
20 ***484.739 to 484.755, inclusive.***