

(REPRINTED WITH ADOPTED AMENDMENTS)
FIRST REPRINT **S.B. 374**

SENATE BILL NO. 374—SENATOR JACOBSEN

MARCH 16, 2001

Referred to Committee on Transportation

SUMMARY—Revises provisions concerning duty to erect and maintain signs to designate parking spaces for use by handicapped persons. (BDR 43-710)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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 provisions concerning the duty to erect and maintain signs to designate parking spaces for use by handicapped persons; 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
16 spaces,
17 must be indicated by a sign using a combination of words to state that the
18 space is for the exclusive use of a vehicle with a side-loading wheelchair
19 lift.
20 3. If a parking space is designed for the use of a vehicle with a side-
21 loading wheelchair lift, the space which is immediately adjacent and
22 intended for use in the loading and unloading of a wheelchair into or out of
23 such a vehicle must be indicated by a sign:



1 (a) Stating "No Parking" or similar words which indicate that parking in
2 such a space is prohibited;

3 (b) Stating "Minimum fine of \$100 for violation" or similar words
4 indicating that the minimum fine for parking in such a space is \$100; and

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

6 4. *An owner of private property upon which is located a parking
7 space described in subsection 1, 2 or 3 shall erect and maintain or cause
8 to be erected and maintained any sign required pursuant to subsection 1,
9 2 or 3, whichever is applicable. If a parking space described in
10 subsection 1, 2 or 3 is located on public property, the governmental entity
11 having control over that public property shall erect and maintain or
12 cause to be erected and maintained any sign required pursuant to
13 subsection 1, 2 or 3, whichever is applicable.*

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

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

19 (b) A special or temporary parking placard issued pursuant to NRS
20 482.384;

21 (c) A special or temporary parking sticker issued pursuant to NRS
22 482.384;

23 (d) Special license plates, a special or temporary parking sticker, or a
24 special or temporary parking placard displaying the international symbol of
25 access issued by another state or a foreign country; or

26 (e) Special license plates for a disabled veteran and a special parking
27 placard issued pursuant to NRS 482.384.

28 ~~15.1~~ 6. Except as otherwise provided in this subsection, a person shall
29 not park a vehicle in a space that is reserved for the exclusive use of a
30 vehicle with a side-loading wheelchair lift and is designated for the
31 handicapped by a sign that meets the requirements of subsection 2, whether
32 on public or privately owned property, unless:

33 (a) He is eligible to do so;

34 (b) The vehicle displays the special license plates or placard set forth in
35 subsection ~~14.1~~ 5; and

36 (c) The vehicle is equipped with a side-loading wheelchair
37 lift.

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

42 ~~16.1~~ 7. A person shall not park in a space which:

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

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

48 ~~17.1~~ 8. A person shall not use a plate, sticker or placard set forth in
49 subsection ~~14.1~~ 5 to park in a space designated for the handicapped unless



1 he is a person with a disability which limits or impairs the ability to walk, a
2 disabled veteran or the driver of a vehicle in which such a person is a
3 passenger.

4 ~~18-~~ 9. A person who violates any ~~provision~~ of the provisions of
5 subsections 5 to 8, inclusive, of this section is guilty of a misdemeanor and
6 shall be punished:

7 (a) Upon the first offense, by a fine of \$100.

8 (b) Upon the second offense, by a fine of \$250 and not less than 8
9 hours, but not more than 50 hours, of community service.

10 (c) Upon the third or subsequent offense, by a fine of not less than \$500,
11 but not more than \$1,000 and not less than 25 hours, but not more than 100
12 hours, of community service.

13 **Sec. 2.** The amendatory provisions of this act do not apply to offenses
14 committed before the effective date of this act.

15 **Sec. 3.** This act becomes effective upon passage and approval.

