

Amendment No. 877

Assembly Amendment to Senate Bill No. 327

(BDR 32-1167)

Proposed by: Committee on Transportation**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
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Amend the bill as a whole by deleting section 1, renumbering sections 2 through 8 as sections 4 through 10 and adding a new sections designated sections 1 through 3, following the enacting clause, to read as follows:

“**Section 1.** Chapter 373 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Sec. 2. *In a county whose population is 400,000 or more:*

1. The commission shall provide for the construction and maintenance of benches and shelters for passengers of public mass transportation.

SEG/JRS

Date: 5/23/2005

S.B. No. 327—Transfers authority to provide for benches and shelters for public mass transportation from local governments to regional transportation commission in certain larger counties.

2. In carrying out its duties pursuant to subsection 1, the commission may displace or limit competition in the construction and maintenance of such benches and shelters. The commission may:

(a) Provide those services on an exclusive basis or adopt a regulatory scheme for controlling the provision of those services; or

(b) Grant an exclusive franchise to any person to provide those services.

3. The commission shall post on each bench, and within each shelter, a notice that provides a telephone number that a person may use to report damage to the bench or shelter.

4. No board of county commissioners, governing body of an incorporated city or town board may provide for the construction or maintenance of benches and shelters for passengers of public mass transportation.

Sec. 3. 1. In a county whose population is 400,000 or more, the commission shall establish an advisory committee to provide information and advice to the commission concerning the construction and maintenance of benches and shelters for passengers of public mass transportation in the county. The membership of the advisory committee must consist of:

(a) Two members of the general public from each city within the county who are appointed by the governing body of that city; and

(b) Six members of the general public appointed by the commission.

2. Each member of the advisory committee serves a term of 1 year. A member may be reappointed for additional terms of 1 year in the same manner as the original appointment.

3. A vacancy occurring in the membership of the advisory committee must be filled in the same manner as the original appointment.

4. The advisory committee shall meet at least six times annually.

5. At its first meeting and annually thereafter, the advisory committee shall elect a chairman and vice chairman from among its members.

6. Each member of the advisory committee serves without compensation and is not entitled to receive a per diem allowance or travel expenses.”.

Amend sec. 2, page 2, line 24, by deleting “1” and inserting “2”.

Amend sec. 3, page 3, line 3, by deleting “1” and inserting “2”.

Amend sec. 4, page 3, line 26, by deleting “1” and inserting “2”.

Amend sec. 5, page 3, line 35, by deleting “1” and inserting “2”.

Amend sec. 6, page 4, line 37, by deleting “1” and inserting “2”.

Amend sec. 7, page 7, line 1, by deleting “1” and inserting “2”.

Amend the bill as a whole by renumbering sec. 9 as sec. 12 and adding a new section designated sec. 11, following sec. 8, to read as follows:

“**Sec. 11.** 1. The regional transportation commission for a county whose population is 400,000 or more shall, in accordance with section 2 of this act, provide for the construction of at least a total of 20 benches or shelters, or any combination thereof, for passengers of public mass transportation during each fiscal year of the 2005-2007 biennium.

2. In providing for the construction of benches and shelters pursuant to subsection 1, the regional transportation commission shall, to the extent practicable, give priority to the construction of benches and shelters along fixed bus routes where the period of waiting between buses is 45 minutes or more.

3. On or before January 1, 2007, the regional transportation commission shall:

(a) Prepare a report that:

(1) Identifies the locations of the benches and shelters for passengers of public mass transportation that were constructed pursuant to subsection 1 during the 2005-2007 biennium;

(2) Describe the activities and plans of the regional transportation commission relating to future construction of benches and shelters for passengers of public mass transportation;

(3) Describe the activities and plans of the regional transportation commission relating to the maintenance of the benches and shelters, including, without limitation, any renegotiation of existing contracts for the construction and maintenance of benches and shelters for passengers of public mass transportation; and

(4) Describe the activities of any advisory committees created by the regional transportation commission, and of the advisory committee established pursuant to section 3 of this act, relating to the construction and maintenance of benches and shelters for passengers of public mass transportation.

(b) Submit the report prepared pursuant to paragraph (a) to the Director of the Legislative Counsel Bureau for transmittal to the 74th Session of the Legislature.”.

Amend the title of the bill, fifth line, after “counties;” by inserting:

“requiring the regional transportation commission to establish an advisory committee to provide information and advice to the regional transportation commission concerning the construction and maintenance of those benches and shelters; requiring the regional transportation commission to provide for the construction of a minimum number of those benches and shelters during the 2005-2007 biennium; requiring the regional transportation commission to prepare and submit a report relating to the construction and maintenance of those benches and shelters to the Legislature;”.