
ASSEMBLY BILL NO. 154—COMMITTEE ON TRANSPORTATION

FEBRUARY 22, 2007

Referred to Committee on Transportation

SUMMARY—Revises provisions governing transportation of pupils by private schools. (BDR 58-1190)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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 carriers; exempting transportation by a private school of persons or property in connection with the operation of the school or related school activities from certain provisions governing motor carriers; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law provides for the regulation and licensing of motor carriers. (NRS
2 706.011-706.791) Current exemptions from such provisions are, without limitation,
3 provided for: (1) a contractor transporting his own equipment from job to job; (2) a
4 person transporting his own personal effects; (3) special mobile equipment such as
5 forklifts, road construction and maintenance machinery and earth-moving
6 equipment; (4) vehicles used in the production of motion pictures and films; (5) a
7 private motor carrier of property used for conventions, shows or sporting events;
8 and (6) a private motor carrier of property used for livestock shows and sales. (NRS
9 706.736) However, the exemptions do not extend to certain provisions concerning
10 the safety of drivers and vehicles. (NRS 706.736) This bill provides a similar
11 exemption from the provisions of NRS 706.011-706.791 for the transportation by a
12 private school of persons or property in connection with the operation of the school
13 or related school activities.



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

1 **Section 1.** NRS 706.736 is hereby amended to read as follows:
2 706.736 1. Except as otherwise provided in subsection 2, the
3 provisions of NRS 706.011 to 706.791, inclusive, do not apply to:

4 (a) The transportation by a contractor licensed by the State
5 Contractors' Board of his own equipment in his own vehicles from
6 job to job.

7 (b) Any person engaged in transporting his own personal effects
8 in his own vehicle, but the provisions of this subsection do not apply
9 to any person engaged in transportation by vehicle of property sold
10 or to be sold, or used by him in the furtherance of any commercial
11 enterprise other than as provided in paragraph (d), or to the carriage
12 of any property for compensation.

13 (c) Special mobile equipment.

14 (d) The vehicle of any person, when that vehicle is being used in
15 the production of motion pictures, including films to be shown in
16 theaters and on television, industrial training and educational films,
17 commercials for television and video discs and tapes.

18 (e) A private motor carrier of property which is used for any
19 convention, show, exhibition, sporting event, carnival, circus or
20 organized recreational activity.

21 (f) A private motor carrier of property which is used to attend
22 livestock shows and sales.

23 (g) *The transportation by a private school of persons or*
24 *property in connection with the operation of the school or related*
25 *school activities.*

26 2. Unless exempted by a specific state statute or a specific
27 federal statute, regulation or rule, any person referred to in
28 subsection 1 is subject to:

29 (a) The provisions of paragraph (d) of subsection 1 of NRS
30 706.171 and NRS 706.235 to 706.256, inclusive, 706.281, 706.457
31 and 706.458.

32 (b) All rules and regulations adopted by reference pursuant to
33 paragraph (b) of subsection 1 of NRS 706.171 concerning the safety
34 of drivers and vehicles.

35 (c) All standards adopted by regulation pursuant to
36 NRS 706.173.

37 3. The provisions of NRS 706.311 to 706.453, inclusive,
38 706.471, 706.473, 706.475 and 706.6411 which authorize the
39 Authority to issue:

40 (a) Except as otherwise provided in paragraph (b), certificates of
41 public convenience and necessity and contract carriers' permits and



1 to regulate rates, routes and services apply only to fully regulated
2 carriers.

3 (b) Certificates of public convenience and necessity to operators
4 of tow cars and to regulate rates for towing services performed
5 without the prior consent of the owner of the vehicle or the person
6 authorized by the owner to operate the vehicle apply to operators of
7 tow cars.

8 4. Any person who operates pursuant to a claim of an
9 exemption provided by this section but who is found to be operating
10 in a manner not covered by any of those exemptions immediately
11 becomes liable, in addition to any other penalties provided in this
12 chapter, for the fee appropriate to his actual operation as prescribed
13 in this chapter, computed from the date when that operation began.

14 **Sec. 2.** This act becomes effective on July 1, 2007.

