

ASSEMBLY BILL NO. 265—ASSEMBLYMEN ATKINSON, BOBZIEN, DENIS, GERHARDT, GOEDHART, HORNE, KIHUEN, MANENDO, MARVEL, MCCLAIN, MORTENSON, MUNFORD, PARKS, SEGERBLOM, SETTELMAYER AND WOMACK

MARCH 8, 2007

Referred to Committee on Transportation

SUMMARY—Authorizes the Director of the Department of Motor Vehicles to enter into agreements for certain placements of advertisements. (BDR 43-1189)

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 the Department of Motor Vehicles; authorizing the Director of the Department to enter into an agreement with certain persons for the placement of advertisements in certain areas of a building owned or occupied by the Department, in official mailings sent by the Department to the public and in material published electronically by the Department; specifying the purposes for which money, goods or services received by the Department from such agreements must be used; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law makes it unlawful for any person to erect any bulletin board or
2 other advertising device in or upon the grounds of the State Capitol or of any state
3 building or property. (NRS 331.200) This bill authorizes the Director of the
4 Department of Motor Vehicles to enter into agreements with public or private
5 entities to place advertisements in public areas of buildings owned or occupied by
6 the Department, in its official mailings or in material published electronically by
7 the Department. If money is received from such agreements, it must be deposited
8 in the Motor Vehicle Fund and used by the Department to promote alternative
9 methods by which the public may conduct business with the Department by
10 technological means without personal assistance from an employee of the
11 Department. If goods and services are received from such agreements in lieu of



12 money, the goods and services must be used toward the overall improvement or
13 enhancement of the Department.

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

1 **Section 1.** Chapter 481 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *The Director may enter into an agreement with a public or*
4 *private entity or an authorized agent of a public or private entity*
5 *for the placement of advertisements in:*

6 (a) *Areas of a building owned or occupied by the Department*
7 *which are frequented by the public;*

8 (b) *Official mailings which the Department sends to the*
9 *public; or*

10 (c) *Material published electronically by the Department,*
11 *including, without limitation, material posted on the Internet*
12 *website of the Department, except for pop-up advertisements.*

13 2. *A person who enters into an agreement with the*
14 *Department pursuant to paragraph (a) of subsection 1 shall*
15 *ensure that each advertisement placed pursuant to the agreement*
16 *does not inhibit or disrupt the functioning of the Department.*

17 3. *If money is received by the Department as payment for an*
18 *agreement entered into pursuant to subsection 1, the money must*
19 *be deposited with the State Treasurer to the credit of the Motor*
20 *Vehicle Fund. The money must be transferred to a special account*
21 *created in the Fund to be used by the Department to promote*
22 *alternative methods by which the public may conduct business*
23 *with the Department by technological means without personal*
24 *assistance from an employee of the Department. Such alternative*
25 *methods may include, without limitation, self-service kiosks,*
26 *service provided through the use of the Internet or a network site*
27 *and interactive voice recognition systems.*

28 4. *If goods or services are provided to the Department as*
29 *payment for an agreement entered into pursuant to subsection 1,*
30 *the goods or services must be used for the overall improvement or*
31 *enhancement of the Department.*

32 5. *The Director may adopt regulations to carry out the*
33 *provisions of this section.*

34 6. *As used in this section, "pop-up advertisement" means an*
35 *ad that displays in a new browser window when a person accesses*
36 *an Internet website.*



* A B 2 6 5 R 1 *

1 **Sec. 2.** NRS 331.200 is hereby amended to read as follows:
2 331.200 1. It ~~shall be~~ **is** unlawful for any person to commit
3 any of the following acts upon the grounds of the State Capitol or of
4 any other state building or property:

5 (a) Willfully deface, break down or destroy any fence upon or
6 surrounding such grounds;

7 (b) ~~Erect~~ **Except as otherwise provided in section 1 of this act,**
8 **erect** any bulletin board or other advertising device in or upon such
9 grounds;

10 (c) Deposit any garbage, debris or other obstruction in or upon
11 such grounds;

12 (d) Injure, break down or destroy any tree, shrub or other thing
13 upon such grounds; or

14 (e) Injure the grass upon such grounds by walking upon it.

15 2. Any person violating any of the provisions of this section
16 ~~shall be~~ **is** guilty of a public offense, as prescribed in NRS
17 193.155, proportionate to the value of the property damaged or
18 destroyed, and in no event less than a misdemeanor.

19 **Sec. 3.** This act becomes effective on July 1, 2007.

