

SENATE BILL NO. 128—COMMITTEE ON TRANSPORTATION
AND HOMELAND SECURITY

(ON BEHALF OF THE LEGISLATIVE COMMISSION’S
SUBCOMMITTEE TO STUDY THE
PROTECTION OF NATURAL TREASURES)

FEBRUARY 21, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Requires the Department of Transportation to fix a reduced maximum weight limit for vehicles traveling on certain highways. (BDR 43-211)

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 highways; requiring the Department of Transportation to fix a reduced maximum weight limit for vehicles traveling on certain highways that have been designated as scenic routes; requiring the imposition of a fine for violations thereof; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes the Director of the Department of Transportation to
2 designate a highway as a scenic route if the route meets the requirements
3 established by regulation for such a designation. (NRS 408.213) Existing law also
4 establishes maximum weight limits for vehicles operated or moved upon public
5 highways. (NRS 484.745, 484.748, 484.7485) Under existing law, the Department
6 is authorized to fix a reduced maximum weight limit for vehicles passing over a
7 highway if the Department determines that conforming with the maximum weight
8 limits otherwise set by law is likely to cause substantial stress to the highway. (NRS
9 484.752) A person who is convicted of a violation of certain vehicular limitations
10 on weight is required to be punished by a fine that is based on the pounds of excess
11 weight. (NRS 484.757)

12 This bill requires the Department to fix a reduced maximum weight limit for
13 vehicles passing over a highway that has been designated as a scenic route if the



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14 Department determines that conforming with the maximum weight limits otherwise
15 set by law is likely to result in conditions that are dangerous or hazardous to the
16 safety of the public. The same fine imposed in existing law for violations of the
17 maximum vehicular weight limits applies to violations of a reduced maximum
18 weight limit on a scenic route.

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

1 **Section 1.** NRS 484.752 is hereby amended to read as follows:
2 484.752 1. The provisions of NRS 484.745, 484.748 and
3 484.7485 do not apply to any highway that is a part of the Federal-
4 Aid Primary System, Federal-Aid Urban System, Federal-Aid
5 Secondary System or Interstate System if their application would
6 prevent this State from receiving any federal funds for highway
7 purposes. ~~[under section 127 of Title 23, U.S.C.]~~
8 2. The Department of Transportation, with respect to highways
9 under its jurisdiction, and the governing bodies of cities and
10 counties, with respect to roads and streets under their jurisdiction,
11 after determining that use by vehicles otherwise conforming with
12 the maximum weight limits prescribed in NRS 484.745, 484.748
13 and 484.7485 is likely to cause substantial stress to any highway,
14 road ~~H~~ or street, or portion or structure thereof, may, by proper
15 notice, fix a reduced maximum weight limit for vehicles which may
16 pass over any such highway, road ~~H~~ or street, or portion or structure
17 thereof.
18 3. *The Department of Transportation, with respect to a*
19 *highway or portion thereof under its jurisdiction that has been*
20 *designated as a scenic route pursuant to NRS 408.213, after*
21 *determining that use by vehicles otherwise conforming with the*
22 *maximum weight limits prescribed in NRS 484.745, 484.748 and*
23 *484.7485 is likely to result in conditions that are dangerous or*
24 *hazardous to the safety of the public, shall, by proper notice, fix a*
25 *reduced maximum weight limit for vehicles which may pass over*
26 *the highway or portion thereof. The provisions of this subsection*
27 *must not be applied in any manner which would prevent this State*
28 *from receiving federal funds for highway purposes.*

