

SENATE BILL NO. 51—SENATOR WASHINGTON

PREFILED FEBRUARY 1, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Revises provisions governing the notice of rates and changes in rates charged by owners and operators of charter buses which are not fully regulated carriers. (BDR 58-26)

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 transportation; revising the provisions governing the notice of rates and changes in rates charged by owners and operators of charter buses which are not fully regulated carriers; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Federal law prohibits a state from enacting laws that affect the rates charged for
2 charter transportation, but specifically allows a state to require the owner or
3 operator of a charter transportation service to give notice of changes in rate
4 schedules for that service not to exceed 30 days. (49 U.S.C. § 14501(a)(1)(B)) This
5 bill extends the time by which the owner or operator of a charter bus service that is
6 not a fully regulated carrier is required to submit notice to the Transportation
7 Services Authority of the rates charged for the service and of changes to those rates.
8 Rather than requiring such notice not later than 5 days before beginning operation
9 or before the change becomes effective, this bill requires notice within 30 days
10 after beginning operation or within 30 days after making the changes in the rates.
11 (NRS 706.463)



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

1 **Section 1.** NRS 706.463 is hereby amended to read as follows:
2 706.463 Each owner or operator of a charter bus which is not a
3 fully regulated carrier shall:
4 1. Comply with the provisions of this chapter and any
5 regulations adopted by the Authority pursuant to this chapter
6 relating to safety;
7 2. Submit evidence satisfactory to the Authority that the owner
8 or operator has obtained a liability insurance policy, certificate of
9 insurance, bond of a surety company or other surety in the time,
10 amount and form required by the Authority for a common motor
11 carrier of passengers pursuant to NRS 706.291; and
12 3. ~~{Not later than 5 days before}~~ *Within 30 days after*
13 beginning operation in this State, submit to the Authority a copy of
14 its schedule or tariff setting forth the rates established by the owner
15 or operator. If the owner or operator ~~{intends to make}~~ *makes* any
16 changes to its schedule or tariff, the owner or operator shall submit
17 an updated copy of the schedule or tariff to the Authority ~~{not later~~
18 ~~than 5 days before the date on which those changes are to become~~
19 ~~effective.}~~ *within 30 days after making the changes.*
20 Notwithstanding any provision of this chapter to the contrary,
21 schedules and tariffs submitted by the owner or operator to the
22 Authority pursuant to this section, and the rates set forth in those
23 schedules and tariffs, are not subject to hearing or approval by the
24 Authority.

