

ASSEMBLY BILL NO. 163—ASSEMBLYMEN OHRENSCHALL, ATKINSON, CHRISTENSEN, MANENDO; AIZLEY, BOBZIEN, CARPENTER, CLABORN, COBB, DONDERO LOOP, HAMBRICK, HOGAN, KIHUEN, KIRKPATRICK, KOIVISTO, LESLIE, MASTROLUCA, MORTENSON, MUNFORD, OCEGUERA, PIERCE, SEGERBLOM AND SMITH

FEBRUARY 12, 2009

JOINT SPONSORS: SENATORS PARKS, TOWNSEND; BREEDEN, CARE, COPENING, NOLAN, WASHINGTON AND WIENER

Referred to Committee on Transportation

SUMMARY—Authorizes certain governmental entities to adopt regulations or ordinances to allow certain low emission and energy-efficient vehicles to be operated in designated lanes. (BDR 43-40)

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 highways; authorizing the Department of Transportation to adopt regulations to allow certified low emission and energy-efficient vehicles to be operated in a lane on certain highways designated for the preferential use or exclusive use of high-occupancy vehicles; authorizing counties and cities to adopt ordinances to allow certain low emission and energy-efficient vehicles to travel in designated lanes in planned communities; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 **Section 1.5** of this bill authorizes the Department of Transportation to adopt
- 2 regulations to allow certified low emission and energy-efficient vehicles to be
- 3 operated in a lane on a highway under its jurisdiction designated for the preferential
- 4 use or exclusive use of high-occupancy vehicles. **Section 1.7** of this bill authorizes
- 5 counties and cities to adopt ordinances that allow certain low emission and



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6 energy-efficient vehicles, including golf carts, to travel in designated lanes within
7 planned communities.

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

1 **Section 1.** Chapter 484 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 1.5 and 1.7 of this act.

3 **Sec. 1.5. 1.** *To the extent not inconsistent with federal law,*
4 *the Department of Transportation may, in consultation with the*
5 *Federal Highway Administration and the United States*
6 *Environmental Protection Agency, adopt regulations establishing*
7 *a program to allow a vehicle that is certified by the Administrator*
8 *of the United States Environmental Protection Agency as a low*
9 *emission and energy-efficient vehicle to be operated in a lane that*
10 *is designated for the use of high-occupancy vehicles pursuant to*
11 *NRS 484.312.*

12 **2.** *As used in this section, “low emission and energy-efficient*
13 *vehicle” has the meaning ascribed to it in 23 U.S.C. § 166(f)(3).*

14 **Sec. 1.7. 1.** *A county or city may adopt an ordinance to*
15 *allow low emission and energy-efficient vehicles to travel in a*
16 *designated lane on streets within a planned community.*

17 **2.** *As used in this section:*

18 **(a)** *“Low emission and energy-efficient vehicle” has the*
19 *meaning ascribed to it in 23 U.S.C. § 166(f)(3) except that the term*
20 *includes golf carts.*

21 **(b)** *“Planned community” has the meaning ascribed to it in*
22 *NRS 116.075.*

23 **Sec. 2. 1.** This section and section 1.7 of this act become
24 effective upon passage and approval.

25 **2.** Section 1.5 of this act becomes effective:

26 **(a)** Upon passage and approval for the purpose of adopting
27 regulations and performing any other preparatory administrative
28 tasks that are necessary to carry out the provisions of this act; and

29 **(b)** On July 1, 2010, for all other purposes.

