

Amendment No. 139

Assembly Amendment to Assembly Bill No. 163

(BDR 43-40)

Proposed by: Assembly Committee on Transportation**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date
Adopted	☐	Lost	☐ _____	Adopted	☐	Lost	☐ _____
Concurred In	☐	Not	☐ _____	Concurred In	☐	Not	☐ _____
Receded	☐	Not	☐ _____	Receded	☐	Not	☐ _____

EXPLANATION: Matter in (1) ***blue bold italics*** is new language in the original bill; (2) ***green bold italic underlining*** is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) ***orange double underlining*** is deleted language in the original bill that is proposed to be retained in this amendment; and (6) ***green bold dashed underlining*** is newly added transitory language.

DLJ/RBL



Date: 4/5/2009

A.B. No. 163—Requires 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.
(BDR 43-40)



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—~~{Requires the Department of Transportation}~~ Authorizes certain governmental entities to adopt regulations or ordinances to allow ~~{certified}~~ certain 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}~~ 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; ~~{requiring}~~ 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 ~~{This}~~ Section 1.5 of this bill ~~{requires}~~ authorizes the Department of Transportation to
2 adopt regulations to allow certified low emission and energy-efficient vehicles to be operated
3 in a lane on a highway under its jurisdiction designated for the preferential use or exclusive
4 use of high-occupancy vehicles. Section 1.7 of this bill authorizes counties and cities to
5 adopt ordinances that allow certain low emission and energy-efficient vehicles, including
6 golf carts, to travel in designated lanes within 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 thereto ~~the new~~
2 ~~section to read as follows:~~ the provisions set forth as sections 1.5 and 1.7 of this
3 act.

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

12 *2. As used in this section, "low emission and energy-efficient vehicle" has*
13 *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 allow low
15 emission and energy-efficient vehicles to travel in a designated lane on streets
16 within a planned community.

17 2. As used in this section:

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

20 (b) "Planned community" has the meaning ascribed to it in NRS 116.075.

21 **Sec. 2.** ~~{This act becomes effective:}~~

22 1. This section and section 1.7 of this act become effective upon passage
23 and approval.

24 2. Section 1.5 of this act becomes effective:

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

28 ~~{2.}~~ (b) On ~~{October 1, 2009,}~~ July 1, 2010, for all other purposes.