

**MINUTES OF THE FLOOR MEETING
OF THE
ASSEMBLY COMMITTEE ON TRANSPORTATION**

**Seventy-Fifth Session
May 15, 2009**

The Committee on Transportation was called to order by Chairman Kelvin Atkinson at 1:49 p.m. on Friday, May 15, 2009, behind the bar of the Assembly.

COMMITTEE MEMBERS PRESENT:

Assemblyman Kelvin Atkinson, Chairman
Assemblyman Mark A. Manendo, Vice Chair
Assemblyman Chad Christensen
Assemblywoman Marilyn Dondero Loop
Assemblyman Pete Goicoechea
Assemblyman Joseph M. Hogan
Assemblyman Ruben J. Kihuen
Assemblywoman Ellen B. Spiegel
Assemblywoman Melissa Woodbury

COMMITTEE MEMBERS ABSENT:

Assemblyman John C. Carpenter (excused)
Assemblyman Jerry D. Claborn (excused)

STAFF MEMBERS PRESENT:

Marjorie Paslov Thomas, Committee Policy Analyst
Lona Domenici, Committee Manager
Marlen Schultz, Committee Secretary

Chairman Atkinson:

The bill we are considering is Senate Bill 243, as amended by Assemblyman Goicoechea with a population cap of 100,000.

[Senate Bill 243 \(1st Reprint\)](#): Requires local law enforcement agencies to enforce certain state laws. (BDR 43-719)

Assemblyman Manendo:

My concerns have not changed. If this bill is truly offered to support traffic safety concerns, then it should apply to the entire state and not be limited to Clark and Washoe Counties with the biggest populations.

Assemblyman Goicoechea:

I understand your concerns, but I also am concerned this bill could not be implemented across the entire state since the training must be completed by October 1. Therefore, it would be possible to test the workability of the program by first implementing the program in Clark and Washoe Counties. However, I will agree to revisit the effects and further implementation during the next session.

Assemblyman Manendo:

I have another issue related to this proposal that I would like to discuss. During our work session, we learned from Paul Enos, Chief Executive Director of the Nevada Motor Transport Association, the fines collected for overweight carriers is used by the county where the ticket was written. I mentioned then, the fines should be diverted to the Highway Fund, but I have had an opportunity to research my suggestion and discovered we cannot transfer the fines without the counties approval. However, we can add another fine to the overweight ticketing process and the money collected can go to the Highway Fund.

Chairman Atkinson:

We will not be entertaining any new amendments today.

Assemblyman Christensen:

I agree with Assemblyman Goicoechea, and feel it makes more sense to wait two years and report the results of this limited implementation before we consider a statewide program.

Assemblywoman Spiegel:

I will make sure we keep apprised of the training and enforcement efforts in Clark County.

Assemblywoman Woodbury:

Is this mandatory or enabling legislation?

Chairman Atkinson:

This is enabling legislation. If we are finished with the discussion, I will entertain a motion.

ASSEMBLYWOMAN WOODBURY MOVED TO AMEND AND DO
PASS AS AMENDED SENATE BILL 243 WITH A 100,000
POPULATION CAP AND REGULAR REPORTING.

ASSEMBLYWOMAN SPIEGEL SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN CARPENTER AND
ASSEMBLYMAN CLABORN WERE ABSENT FOR THE VOTE.)

Chairman Atkinson:

The meeting is now adjourned [at 1:53 p.m.].

RESPECTFULLY SUBMITTED:

Lona M. Domenici
Committee Manager

APPROVED BY:

Assemblyman Kelvin Atkinson, Chairman

DATE: _____