

ASSEMBLY BILL NO. 53—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF TRANSPORTATION)

PREFILED DECEMBER 15, 2010

Referred to Committee on Transportation

SUMMARY—Revises provisions governing informational signage and other programs to provide information concerning commercial attractions and services along highways. (BDR 35-482)

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 transportation; requiring the Director of the Department of Transportation to charge fees based upon market value for authorizing the placement of trademarks or symbols identifying individual enterprises on certain signs and for providing information regarding attractions and services along highways of the State; authorizing the Director to recommend to the Board of Directors of the Department programs for providing information to the traveling public to be funded from money received from fees charged on those signs; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Director of the Department of Transportation to adopt
2 regulations to fix reasonable fees to recover the actual cost of administering a
3 program for erecting certain signs on highways. Existing law provides that in
4 certain larger counties, the Department is required to establish the fees based upon
5 the market value as determined by the Department. **Section 3** of this bill instead
6 requires the Department to fix the fees in all counties based upon market value as
7 determined by the Department. Existing law provides that the fees collected by the
8 Department are to be credited to the Account for Systems of Providing Information
9 to the Traveling Public in the State Highway Fund. **Section 1** of this bill authorizes
10 the Director to recommend to the Board of Directors of the Department programs to
11 provide information to the traveling public to be paid from money available for that
12 purpose from the Account.



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

Section 1. Chapter 408 of NRS is hereby amended by adding thereto a new section to read as follows:

The Director may recommend to the Board, for its approval, programs to provide information to the traveling public to be paid from such money as is available for this purpose pursuant to NRS 408.567.

Sec. 2. NRS 408.551 is hereby amended to read as follows:

408.551 As used in NRS 408.551 to 408.567, inclusive, *and section 1 of this act*, “center” means a facility to provide information to members of the traveling public, concerning accommodations, food, fuel and recreation, through an attendant or some means of communication.

Sec. 3. NRS 408.557 is hereby amended to read as follows:

408.557 1. The Director shall adopt regulations:

(a) Governing the size, shape, lighting and other characteristics of a sign to be erected at ~~{such}~~ a location ~~{;}~~ *designated pursuant to NRS 408.553;*

(b) Authorizing the use of trademarks and symbols identifying an individual enterprise on a sign erected at the location;

(c) Fixing the qualifications of a person or governmental agency to operate a center and of an enterprise to be identified on a directional or informational sign;

(d) ~~{Fixing reasonable fees to recover the actual administrative cost incurred by the Department for:~~

~~—— (1) Authorizing the use of trademarks and symbols identifying an individual enterprise on a directional or informational sign; and~~

~~—— (2) Providing information concerning commercial attractions and services.~~

~~—— (e)}~~ Fixing reasonable fees, based upon the market value as determined by the Department, for:

(1) Authorizing the use of trademarks and symbols identifying an individual enterprise on a directional or informational sign ~~{in an urban area of a county whose population is 100,000 or more;}~~ ; and

(2) Providing information ~~{in an urban area of a county whose population is 100,000 or more}~~ concerning commercial attractions and services; and

~~{(f)}~~ (e) Otherwise necessary to carry out the provisions of NRS 408.551 to 408.567, inclusive ~~{;}~~ , *and section 1 of this act.*



2. The regulations adopted by the Director pursuant to subsection 1 must be consistent with the provisions of 23 U.S.C. § 131.

Sec. 4. NRS 408.559 is hereby amended to read as follows:

408.559 The Department shall develop a plan, in cooperation with the Commission on Tourism, to carry out the provisions of NRS 408.551 to 408.567, inclusive ~~H~~, *and section 1 of this act.* The plan must take into consideration such factors as:

1. Economic development in this state.

2. Availability of money for the purposes of NRS 408.551 to 408.567, inclusive ~~H~~, *and section 1 of this act.*

3. Population in a particular area.

4. Proposed highway construction.

5. Need for information.

➔ The Department and the Commission shall review the plan at least once each year and revise it until the provisions of NRS 408.551 to 408.567, inclusive, *and section 1 of this act* have been uniformly put into effect throughout the State.

Sec. 5. NRS 408.567 is hereby amended to read as follows:

408.567 1. Money received by the Department from:

(a) Fees for:

(1) Authorizing the use of trademarks and symbols identifying an individual enterprise on a directional or informational sign; and

(2) Providing information concerning commercial attractions and services;

(b) Participants in a telephone system established to reserve accommodations for travelers; and

(c) Appropriations made by the Legislature for the purposes of NRS 408.551 to 408.567, inclusive, *and section 1 of this act,*

➔ must be deposited with the State Treasurer for credit to the Account for Systems of Providing Information to the Traveling Public in the State Highway Fund, which is hereby created.

2. Money in the Account must only be used to carry out the provisions of NRS 408.551 to 408.567, inclusive ~~H~~, *and section 1 of this act.*

Sec. 6. This act becomes effective on July 1, 2011.

