

Amendment No. 123

Assembly Amendment to Assembly Bill No. 232

(BDR 58-868)

Proposed by: Assembly Committee on Transportation**Amends:** Summary: No 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 underlining* is newly added transitory language.

DLJ/TMC



Date: 4/1/2011

A.B. No. 232—Revises provisions governing the payment of certain fees for permits to operate certain oversized and overweight vehicles on the highways of this State. (BDR 58-868)



ASSEMBLY BILL NO. 232—ASSEMBLYMEN WOODBURY; AIZLEY, ANDERSON, ELLISON, GOEDHART, GOICOECHEA, GRADY, HAMBRICK, HAMMOND, HARDY, HICKEY, KIRNER, KITE, LIVERMORE, MCARTHUR, SHERWOOD AND STEWART

MARCH 3, 2011

JOINT SPONSORS: SENATORS HARDY,
GUSTAVSON; AND SETTELMAYER

Referred to Committee on Transportation

SUMMARY—Revises provisions governing the payment of certain fees for permits to operate certain oversized and overweight vehicles on the highways of this State. (BDR 58-868)

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 motor carriers; authorizing the payment ~~(in installments)~~ of certain fees for annual permits issued by the Department of Transportation to operators of certain combination vehicles to be made during certain registration cycles; requiring the Department to adopt regulations establishing the ~~{amount and due date of such installment payments;}~~ registration cycles; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the operator of a combination of vehicles which exceeds 70 feet in length and which weighs more than 80,000 pounds to obtain a special permit from the Department of Transportation to operate the vehicles in this State and requires the operator to pay the annual fee for the permit at the time the permit is issued ~~{,}~~ , except that the fee is to be reduced one-twelfth for each month that has elapsed since the beginning of the calendar year. (NRS 484D.615, 706.531) This bill requires the Department to adopt regulations providing for the payment of the annual fee ~~(in installments by operators of longer combination vehicles;}~~ in certain registration cycles established by the Department and requires the reduction of the fee by one-twelfth for each month that has elapsed since the beginning of the registration cycle of the operator.

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

Section 1. NRS 706.531 is hereby amended to read as follows:

706.531 1. The Department of Transportation shall approve an application for a permit pursuant to the provisions of subsection 5 of NRS 484D.615. The permit must be carried and displayed in such a manner as the Department determines on every combination so operating. The permit issued may be transferred from one combination to another, under such conditions as the Department may by regulation prescribe, but must not be transferred from one person or operator to another without prior approval of the Department. The permit may be used only on motor vehicles regularly licensed pursuant to the provisions of NRS 482.482.

2. The annual fee for each permit for a combination of vehicles is \$60 for each 1,000 pounds or fraction thereof of gross weight in excess of 80,000 pounds. The fee must be reduced one-twelfth for each month that has elapsed since the beginning of each ~~calendar year,~~ registration cycle rounded to the nearest dollar, but must not be less than \$50. The annual fee for each permit for a combination of vehicles not exceeding 80,000 pounds is \$10. The fee ~~must be paid~~ required pursuant to this subsection is in addition to all other fees required by the provisions of this chapter. ~~Except as otherwise provided in subsections 3 and 4, the annual fee for a permit to operate a longer combination vehicle may be paid in installments.~~ The Department of Transportation shall adopt regulations establishing the amount of such installment payments and the dates on which they are due. registration cycles for permits issued pursuant to this section and establishing procedures for assigning a person applying for a permit pursuant to this section to a particular registration cycle.

3. Any person operating a combination of vehicles licensed pursuant to the provisions of subsection 2 who is apprehended operating a combination in excess of the gross weight for which the fee in subsection 2 has been paid is, in addition to all other penalties provided by law, liable for the difference between the fee for the load being carried and the fee paid, for the full licensing period.

4. Any person apprehended operating a combination of vehicles without having complied with the provisions of this section and NRS 484D.615 is, in addition to all other penalties provided by law, liable for the payment of the fee which would be due pursuant to the provisions of subsection 2 for the balance of the ~~calendar year,~~ registration cycle for the gross load being carried at the time of apprehension.

5. The holder of an original permit may, upon surrendering the permit to the Department or upon delivering to the Department a signed and notarized statement that the permit was lost or stolen and such other documentation as the Department may require, apply to the Department:

(a) For a refund of an amount equal to that portion of the fees paid for the permit that is attributable, on a pro rata monthly basis, to the remainder of the ~~calendar year,~~ registration cycle; or

(b) To have that amount credited against excise taxes due pursuant to the provisions of chapter 366 of NRS.

~~(6. As used in this section:~~

~~(a) "Longer combination vehicle" means a combination of vehicles composed of a truck tractor and two or more trailers or semitrailers which exceeds 70 feet in length and for which the Department of Transportation has~~

~~issued a permit to operate at a declared gross weight of more than 90,000 pounds but not more than 120,000 pounds.~~

~~(b) "Truck tractor" has the meaning ascribed to it in NRS 492.130.]~~

Sec. 2. This act becomes effective upon passage and approval for the purpose of adopting regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act, and on January 1, 2012, for all other purposes.