

SENATE BILL NO. 466—COMMITTEE ON TRANSPORTATION

MARCH 23, 2015

Referred to Committee on Transportation

SUMMARY—Provides for the implementation of certain federal provisions relating to transportation. (BDR 35-164)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to transportation; creating the Innovation in Surface Transportation Selection Panel; prescribing the membership and duties of the Panel; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 The Innovation in Surface Transportation Act of 2014 is a federal bill that was
2 introduced in the 113th Congress of the United States House of Representatives.
3 (H.R. 4726, 113th Cong. (2014)) The Act requires all states to reserve certain
4 percentages of federal funds apportioned for highway construction and maintenance
5 to award competitive grants to qualifying agencies and organizations for innovative
6 projects relating to surface transportation. The Act requires states to establish
7 selection panels comprised of various transportation stakeholders to formulate
8 selection criteria for, and to award, such grants. **Sections 2-6** of this bill enact
9 provisions to carry out the Act in this State, allowing for possible revision,
10 amendment or similar legislation that may be introduced and passed during the
11 current congressional session. **Section 5** creates the Innovation in Surface
12 Transportation Selection Panel and requires the Governor to appoint members of
13 the Panel. **Section 6** sets forth the duties of the Panel, which include, without
14 limitation, awarding competitive grants for innovative projects relating to surface
15 transportation.



* S B 4 6 6 *

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 the provisions set forth as sections 2 to 6, inclusive, of this act.

Sec. 2. *As used in sections 2 to 6, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 3 and 4 of this act have the meanings ascribed to them in those sections.*

Sec. 3. *“Act” means any federal law requiring states to reserve certain percentages of federally allocated money for surface transportation to award competitive grants for innovative projects relating to surface transportation, including, without limitation, any reintroduced version of or successor legislation to the Innovation in Surface Transportation Act of 2014, H.R. 4726, 113th Cong. (2014) and S. 2891, 113th Cong. (2014), or any amendments thereto.*

Sec. 4. *“Panel” means the Innovation in Surface Transportation Selection Panel created by section 5 of this act.*

Sec. 5. *1. The Innovation in Surface Transportation Selection Panel is hereby created to carry out the provisions of the Act.*

2. Except as otherwise provided in subsection 3, the Panel consists of 18 members appointed by the Governor as follows:

(a) Three members representing the Department.

(b) Three members representing local governments as follows:

(1) One member representing a county whose population is 700,000 or more.

(2) One member representing a county whose population is 50,000 or more but less than 700,000.

(3) One member representing a county whose population is less than 50,000.

(c) Three members representing metropolitan planning associations, councils of government and rural planning associations.

(d) One member representing a local chamber of commerce.

(e) One member representing a transportation management organization, travel and tourism board, economic development organization or other coalition of employers and commerce.

(f) One member representing a local air quality board or local organization that supports improved air quality.

(g) One member representing a transportation safety board or organization.

(h) One member representing a transit agency.



1 (i) One member representing a port authority or airport
2 authority.

3 (j) One member representing an organization for active
4 transportation, including, without limitation, bicycling.

5 (k) One member representing an organization that represents
6 public interests related to transportation and transit.

7 (l) One member representing a transportation- or transit-
8 related labor union.

9 3. In appointing the members of the Panel, the Governor may
10 deviate from the requirements prescribed in subsection 2 to the
11 extent necessary to comply with the Act.

12 4. In appointing the members of the Panel pursuant to
13 subsection 2 or 3, as applicable, the Governor shall coordinate the
14 appointments, to the extent practicable, so that the members of the
15 Panel represent the geographic diversity of this State.

16 5. The Governor shall appoint half of the members of the
17 Panel to serve initial terms of 3 years and the remaining members
18 to serve initial terms of 2 years. After the initial terms, appointed
19 members of the Panel serve terms of 2 years. A member may be
20 reappointed.

21 6. Except for the members described in paragraph (a) and
22 subparagraph (1) of paragraph (b) of subsection 2 and the
23 members serving their initial terms of 3 years pursuant to
24 subsection 5, and as otherwise provided in subsection 4, an
25 association, board, organization or other entity must not be
26 represented on the Panel for more than 2 consecutive years if a
27 comparable entity may also be represented on the Panel.

28 7. The members of the Panel:

29 (a) Serve at the pleasure of the Governor;

30 (b) Serve without compensation; and

31 (c) Are entitled to receive the per diem allowance and travel
32 expenses provided for state officers and employees generally while
33 engaged in the business of the Panel.

34 8. A member of the Panel who is an officer or employee of
35 this State or a political subdivision of this State must be relieved
36 from his or her duties without loss of regular compensation so that
37 the officer or employee may prepare for and attend meetings of the
38 Panel and perform any work necessary to carry out the duties of
39 the Panel in the most timely manner practicable. A state agency or
40 political subdivision of this State shall not require an officer or
41 employee who is a member of the Panel to make up the time the
42 officer or employee is absent from work to carry out duties as a
43 member of the Panel or use annual vacation or compensatory time
44 for the absence.



1 ***9. The Department shall provide the Panel with***
2 ***administrative support, to the extent funding is available for this***
3 ***purpose.***

4 ***Sec. 6. 1. The Panel shall award competitive grants and***
5 ***take any appropriate actions required to carry out the provisions***
6 ***of the Act. The Panel shall adopt regulations in accordance with***
7 ***the Act necessary to:***

8 ***(a) Establish selection criteria for use in awarding grants.***

9 ***(b) Carry out the provisions of the Act.***

10 ***2. The Panel shall periodically submit reports to the Chief of***
11 ***the Budget Division of the Department of Administration setting***
12 ***forth the budgetary requirements and recommendations of the***
13 ***Panel in carrying out the provisions of the Act.***

14 ***3. The Panel shall report to the United States Secretary of***
15 ***Transportation in accordance with the requirements of the Act.***

16 ***Sec. 7. This act becomes effective:***

17 1. Upon passage and approval for the purposes of adopting
18 regulations and performing any other preparatory administrative
19 tasks that are necessary to carry out the provisions of this act; and

20 2. On July 1, 2015, for all other purposes.

