

ASSEMBLY BILL NO. 320—ASSEMBLYMAN LEAVITT

MARCH 17, 2021

JOINT SPONSOR: SENATOR HARDY

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing the operation of large all-terrain vehicles on certain streets and highways. (BDR 43-196)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 off-highway vehicles; revising provisions governing the operation of certain large all-terrain vehicles on certain streets and highways; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires each board of county highway commissioners to lay out and designate roads as main, general or minor county roads. (NRS 403.170) Existing law defines a "large all-terrain vehicle" as any all-terrain vehicle that includes seating capacity for at least two people abreast and: (1) total seating capacity for at least four people; or (2) a truck bed. (NRS 490.043) Under existing law, a person may operate a large all-terrain vehicle on any portion of a highway designated as a general county road or minor county road if the large all-terrain vehicle: (1) has the equipment required for operation on a highway; and (2) is registered with the Department of Motor Vehicles as a motor vehicle intended to be operated upon the highways of this State. Existing law also provides that the governing body of a city or county which contains all or a portion of a highway designated as a general county road or a minor county road may prohibit the operation of a large all-terrain vehicle on any portion of such a road. (NRS 490.105)

Section 1 of this bill revises the definition of a large all-terrain vehicle to mean any all-terrain vehicle that has non-straddle seats and seating capacity for at least two people. **Section 2** of this bill authorizes a person to operate a large all-terrain vehicle on a highway that has been designated as a main county road, unless the governing body of a city or county which contains all or a portion of such a



highway prohibits the operation of a large all-terrain vehicle on any portion of such a highway.

Section 2 additionally authorizes a person to operate a large all-terrain vehicle on a street within a city or township whose population is less than 25,000 if: (1) the large all-terrain vehicle has the equipment required for operation on a highway; and (2) the large all-terrain vehicle is registered with the Department of Motor Vehicles as a motor vehicle intended to be operated upon the highways of this State.

Section 2 authorizes the governing body of the city, county or township having jurisdiction over such a street to prohibit the operation of a large all-terrain vehicle on any portion of such a street.

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

Section 1. NRS 490.043 is hereby amended to read as follows:
490.043 “Large all-terrain vehicle” means any all-terrain vehicle that *has non-straddle seats and* includes seating capacity for at least two people. ~~{abreast and:~~

~~—1. Total seating capacity for at least four people; or
—2. A truck bed.}~~

Sec. 2. NRS 490.105 is hereby amended to read as follows:
490.105 1. Except as otherwise provided in subsection 2, a person may operate a large all-terrain vehicle on any portion of a highway that has been designated in accordance with NRS 403.170 as a *main county road*, general county road or minor county road if the large all-terrain vehicle:

(a) Meets the requirements set forth in NRS 490.120; and

(b) Is registered by the Department in accordance with NRS 490.0825 as a motor vehicle intended to be operated upon the highways of this State.

2. The governing body of a city or county within which is located a highway or portion of a highway that has been designated in accordance with NRS 403.170 as a *main county road*, general county road or minor county road may by ordinance or resolution prohibit the operation of large all-terrain vehicles on any portion of such a road.

3. Except as otherwise provided in this subsection, a person may operate a large all-terrain vehicle on a street within a city or township whose population is less than 25,000 if the large all-terrain vehicle satisfies the requirements of paragraphs (a) and (b) of subsection 1. The governing body of the city, county or township having jurisdiction over such a street may by ordinance or resolution prohibit the operation of large all-terrain vehicles on any portion of such a street.

