

NOTICE OF INTENT TO ACT UPON A REGULATION

Nevada Department of Transportation

Pursuant to Nevada Revised Statute Chapter 233B, the Nevada Department of Transportation and Nevada Department of Motor Vehicles are proposing an amendment (LCB R037-11) to Nevada Administrative Code Chapter 706.

Public Meetings

Workshop: 3:30 PM, Tuesday, September 13, 2011
NDOT Headquarters Conference Room #301
1263 South Stewart Street, Carson City, NV 89712

Hearing: 3:30 PM, Tuesday, September 20, 2011
NDOT Headquarters Conference Room #301
1263 South Stewart Street, Carson City, NV 89712

Video-Conferencing (dates and times as above):
NDOT District I, 123 East Washington Avenue, Las Vegas, NV
NDOT District II, 310 Galletti Way, Sparks, NV
NDOT District III, 1951 Idaho Street, Elko, NV

Streaming On-line Video (dates and times as above):

<http://www.nevadadot.com/Meetings/>

Special Accommodations: Contact Jeff Richter, (775) 888-7070 or Julie Maxey, (775) 888-7171.

Purpose. The proposal will expand the number of permitting periods available for the operation of longer combination vehicles, and is required by Assembly Bill 232, which was approved by the 2011 Nevada Legislature. AB232 is available at:

<http://www.leg.state.nv.us/Session/76th2011/Reports/history.cfm?ID=517>.

The workshop and hearing are being held to receive comments from all interested persons. Those wishing to comment upon the proposed amendment may appear at either workshop or hearing or provide written submissions. If no one directly affected by the proposed action appears to make an oral presentation at either meeting, NDOT and DMV may proceed immediately to act upon any written submissions. Written submissions with comments, data, views or arguments, and contact information, must be received by NDOT on or before September 19, 2011. They may be addressed to NDOT Administrative Services Division (A070), 1263 South Stewart St., Carson City, NV 89712 or jrichter@dot.state.nv.us.

Copies. A copy of this notice and the regulations to be amended will be available for inspection by members of the public during business hours at:

Nevada State Library, 100 Stewart St., Carson City, NV
NDOT Headquarters, 1263 S. Stewart St., Carson City, NV
NDOT District I Office, 123 East Washington Ave., Las Vegas, NV
NDOT Tonopah Maintenance Station, 805 Erie Lane, Tonopah, NV
NDOT District II Office, 310 Galletti Way, Sparks, NV
NDOT District III Office, 1951 Idaho St., Elko, NV
NDOT Winnemucca Maintenance Station, 725 West 4th St., Winnemucca, NV
NDOT Ely Maintenance Station, 1401 Avenue "F", Ely, NV
Main public library in each County of Nevada
<http://www.nevadadot.com/Meetings/>

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Pursuant to NRS 233B.0653, this notice and the regulations to be amended are posted by the Legislative Counsel Bureau on the Nevada State Register of Administrative Regulations at <http://www.leg.state.nv.us/register/2011Register/R037-11P.pdf>. The proposed amendment is attached for review. For ease in identification, additions are italicized and highlighted. Deletions are lined out. The final, approved text will be posted there as well. Copies of this notice and the proposed regulation will be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Economic Effects

Businesses

- This change will enhance customer service and improve commercial, longer combination vehicle operations, by spreading out the annual permit costs for carriers and reducing permit processing delays. Currently, permits are only issued for each calendar year, forcing carriers to commit large sums at the end of December, a major hardship for some carriers. This situation also creates an administrative burden and processing delays at Motor Carrier Division because of the volume of applications received over a short period. The proposed regulations establish additional registration cycles for April 1st and October 1st, in addition to December 31st. The additional registration cycles will conform to the current staggered registration periods for the motor carrier industry. No adverse effects are envisioned.
- If implemented by October 1st, these benefits to carriers can be realized immediately. Long term, carriers will be able to budget better over the course of each year thereby enhancing their financial situation.

Public

- Increased flexibility for carriers provides logistical and transport efficiencies, which translates to lower costs and economic benefit to consumers. No adverse effects are envisioned.
- No immediate effect on the public is envisioned. Long term, the public should realize some cost savings passed on by carriers through lower transport costs.

Small Business. This change will enhance the ability of small businesses to compete by providing them greater flexibility in budgeting their annual permit fees. This positive impact was addressed in testimony provided at the 2011 Legislature.

Agency. There is no cost to the Nevada Department of Transportation or Department of Public Safety for enforcement of the proposed amendments to the permit regulations. The cost to the Department of Motor Vehicles estimates it will take 540 contract programming hours to implement the requirements at a cost of \$72,900).

Fees. Relevant fees will remain the same.

Related Local, State and Federal Requirements. The amendment does not duplicate or have any effect on other local or state regulations. Pursuant to 23 USC, Part 315 and 23 CFR, Part 658, the Secretary of the U.S. Department of Transportation regulates the length, width and weight of interstate vehicles to protect and preserve highways. This amendment does not duplicate, is not more stringent than, and is not required by existing federal regulations or law.