



DEPARTMENT OF BUSINESS AND INDUSTRY  
**NEVADA TRANSPORTATION AUTHORITY**

**NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED  
REGULATIONS AND AGENDA**

This Notice of Workshop to Solicit Comments on Proposed Regulations has been posted at the following locations:

Department of Business & Industry, 3300 W. Sahara Ave., Suite 425, Las Vegas, Nevada 89102  
Nevada Transportation Authority, 3300 W. Sahara Ave., Suite 200, Las Vegas, NV 89102  
Nevada Transportation Authority, 1755 East Plumb Lane, Suite 229, Reno, NV 89502  
Nevada Transportation Authority website: [www.nta.nv.gov](http://www.nta.nv.gov)  
Nevada Public Notice website: <https://notice.nv.gov>  
The Nevada Legislative Notice website: <https://www.leg.state.nv.us/App/Notice/A/Submit>

The Nevada Transportation Authority ("Authority") is proposing both the adoption of new regulations and the amendment of existing regulations pertaining to Nevada Administrative Code chapter 706. A workshop has been scheduled for **Tuesday, August 1, 2023 beginning at 1:00 p.m.**

The public may attend this workshop at:

**Nevada Transportation Authority**

3300 West Sahara Avenue, Nevada Rm, Suite 400  
Las Vegas, Nevada 89102

**Nevada Transportation Authority**

1755 E. Plumb Lane, Suite 229  
Reno, Nevada 89502

The purpose of this workshop is to determine whether the attached proposed regulations will have any impact on small businesses and to solicit comments from interested persons on the following general topics which are addressed in the proposed regulations:

- I. The definition of a special event and requirements for the issuance of special events driver permits.
- II. Inspection of vehicles.

These proposals have been designated as **Docket Number 23-07009** by the Authority.

A copy of all materials, relating to the proposals, is available for review at the offices of the Authority located at the above noted addresses.

**ALL CELLULAR TELEPHONES AND PAGERS ARE TO BE TURNED OFF OR SET TO  
SILENT NOTIFICATION MODE DURING THE PROCEEDINGS**

A copy of all materials relating to the proposals may be obtained:

1. At the workshop; or,
2. By contacting Patricia M. Erickson, Administrative Attorney, Nevada Transportation Authority, 3300 West Sahara Ave., Suite 200, Las Vegas, Nevada 89102, [perickson@nta.nv.gov](mailto:perickson@nta.nv.gov).

Any written submissions regarding the impact on small businesses and/or the topics listed above must be received by the Authority no later than 12:00 p.m. on July 25, 2023.

## **AGENDA**

### **Call to Order**

### **Roll Call**

### **Pledge of Allegiance**

**Public Comment** – Public comment is welcomed during public comment periods and is limited to 3 minutes per person per public comment period. Unused time may not be allocated to other speakers. A speaker’s viewpoint will not be restricted; however, reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant statements, unduly repetitious statements, and personal attacks that would objectively antagonize or incite others are examples of speech that may be reasonably limited. All comments are to be directed to the Commission as a whole.

During the general public comment period, at the beginning and end of the meeting, speakers may address any matter either on or off the agenda.

### **Discussion regarding proposed regulations and any impact the proposals may have on small businesses.**

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During the general public comment period, at the beginning and end of the meeting, speakers may address any matter either on or off the agenda.

**NOTICE:** The Authority is pleased to make reasonable accommodations and will assist and accommodate people who are disabled that wish to attend its meetings and hearings. If special arrangements are necessary, please contact the Authority in Las Vegas at (702) 486-3303 or in Reno at (775) 688-2800 as far in advance of the workshop as possible.

Dated: July 13, 2023

NAC 706.1191– “Special event” defined.

“Special event” means any convention, musical event, concert, sporting event, festival, conference, trade show, corporate event or similar event with a fixed duration, occurring quarterly or annually which requires:

- (1) the issuance of “special event” driver permits,
- (2) approval of transportation services by additional vehicles which will be temporarily added to a certificated carrier’s fleet, and
- (3) inspection of vehicle and driver records.

NAC 706.13779.1 Special event driver permit required to drive certain vehicles for the duration of a special event

1. Any person intending to drive a charter bus for the purpose of passenger transportation, a motor vehicle for a fully regulated carrier of passengers or a taxicab motor carrier as an employee, independent contractor or lessee shall obtain a special event driver permit, from the Authority.
2. The Authority may issue a special event driver permit when:
  - a. The certificated carrier which requires additional temporary drivers and vehicles to service a special event:
    - i. Provides proof of the applicant’s employment with the certificated carrier through a contract or lease agreement or other record or provides proof that the applicant will become employed if a special event driver permit is issued by the Authority.
    - ii. Conducts or contracts with an established third-party provider to complete a criminal history investigation of the proposed driver which must include:
      1. A review of a commercially available database containing criminal records from each state (which are validated using a search of the primary source of each record???), and,
      2. A search of a database containing the information available in the sex offender registry maintained by each state.
    - iii. Conducts the criminal history investigation at the time of the initial special event driver permit application and not less than once every 3 years thereafter.
    - iv. Provides the results of the third-party provider’s criminal history investigation to the Authority.
    - v. Verifies the applicant possesses a valid driver’s license issued by the Department of Motor Vehicles of Nevada or by another state which authorizes the applicant to drive any motor vehicle within the scope of the employment, contract or lease.

- vi. Obtains a complete record of the applicant's driving history from the state which issued the applicant's driver's license.
  - vii. Provides a copy of the driver history record to the Authority.
- 3. The special event driver permit must be in the driver's possession during the entirety of the provision of passenger transportation.
- 4. The special event driver permit is valid for 3 years from the original issuance date of the permit.
- 5. The special event driver permit is invalid on the date that the driver is no longer employed by the certificated carrier identified in the original application.
- 6. At the time of the original application for a special events driver permit, the applicant shall pay a fee of \$100.00 to the Authority.
- 7. A special events driver permit may be updated within the original 3 year period when a driver becomes employed by a different certificated carrier.
  - a. The new certificated carrier must provide proof of the applicant's employment with the certificated carrier through a contract or lease agreement or other record or provide proof that the applicant will become employed if a special event driver permit is issued by the Authority.
  - b. The updated special event driver permit will only be valid for the duration of the initial 3 year period.
  - c. The driver must pay a fee of \$25.00 to the Authority to obtain an updated special event driver permit.
- 8. To renew a special events driver permit, at the end of the initial 3 year period, the certificated carrier must provide all of the documents and records required in section 2(a)(i) through 2(a)(vii).
- 9. To renew a special events driver permit, at the end of the initial 3 year period, the applicant shall pay a fee of \$100.00 to the Authority.
- 10. The Authority may refuse to issue a special event driver permit if:
  - a. The applicant has been convicted of:
    - i. A felony, other than a sexual offense, in this State or any other jurisdiction within the 5 years immediately preceding the date of the application.
    - ii. A felony involving any sexual offense in this State or any other jurisdiction at any time before the date of the application.
    - iii. (3) A violation of NRS 484C.110 or 484C.430 or a law of any other jurisdiction that prohibits the same or similar conduct within the 3 years immediately preceding the date of the application.
    - iv. Or after further investigation into the applicant's background, the Authority determines that the issuance of the special event driver permit would be detrimental to public health, welfare or safety.

NAC 706.381      Inspection of vehicles by Authority [and other authorized persons or entities](#); removal of vehicles from service; maintenance of records.

1. A taxicab, traditional limousine, livery limousine, bus or any other vehicle operated by a common or contract motor carrier may be inspected at any time during regular business hours by an authorized employee of the Authority, [a certified mechanic or a third-party company which provides virtual vehicle inspections which comply with Authority requirements](#). Before placing a new vehicle into service, the carrier must notify the Authority in writing and make the vehicle available for inspection by an authorized employee of the Authority, [a certified mechanic or a third-party company which provides virtual vehicle inspections which comply with Authority requirements](#). Before placing a newly acquired but previously owned vehicle into service, the carrier must notify the Authority in writing and the vehicle must pass an inspection by an authorized employee of the Authority, [a certified mechanic or a third-party company which provides virtual vehicle inspections which comply with Authority requirements](#).

2. If the authorized employee of the Authority finds that a vehicle is in a condition which violates any provision of subsections 2 to 5, inclusive, of NAC 706.379 and does not pose a threat to the safety of the public or passengers of the vehicle, [the employee](#) shall remove the vehicle from service effective at the end of the operating day and place a sticker on the windshield indicating that the vehicle is so removed from service. [If a certified mechanic or a third-party company which provides virtual vehicle inspections which comply with Authority requirements finds that a vehicle is in a condition which violates any provision of subsections 2 to 5, inclusive, of NAC 706.379 and does not pose a threat to the safety of the public or passengers of the vehicle this person shall contact and inform the Authority that the vehicle should be removed from service at the end of that operating day.](#)

3. If the authorized employee of the Authority finds that a vehicle is in a condition which violates any provision of subsections 2 to 5, inclusive, of NAC 706.379 and poses an immediate and substantial threat to the safety of the public or passengers of the vehicle, [the employee](#) ~~he or she~~ shall immediately remove the vehicle from service by placing a sticker on the windshield indicating the vehicle is immediately removed from service. If passengers are aboard, the passengers must be safely unloaded and provided safe shelter until the driver of the vehicle obtains a substitute vehicle to

transport the passengers to the original destination. A substitute vehicle must be provided immediately by the carrier. The driver must also contact the carrier so that the vehicle may be towed to the carrier's facility or another facility for repair. If passengers are not aboard the vehicle, the driver shall remove the vehicle from the road to a safe location and contact the carrier so that the vehicle may be towed to the carrier's facility or another facility for repair. [If a certified mechanic or a third-party company which provides virtual vehicle inspections which comply with Authority requirements finds that a vehicle is in a condition which violates any provision of subsections 2 to 5, inclusive, of NAC 706.379 and does pose a threat to the safety of the public or passengers of the vehicle this person shall immediately contact and inform the Authority that the vehicle poses a threat to the safety of the public or passengers in the vehicle.](#)

4. A vehicle removed from service pursuant to subsections 2 and 3 must remain out of service until the defect is repaired and a notice of repair is filed by the carrier with the Authority on a form provided by a representative of the Authority.

5. An authorized carrier shall maintain current records for each driver and of the inspection, maintenance and repairs of each vehicle. Each driver's record must contain all citations, all the information required to be maintained pursuant to 49 C.F.R. § 391.51 and 49 C.F.R. Part 382, and other matters relevant to the driver's performance and his or her record of training. These records must be maintained and made available for inspection by the Authority pursuant to NAC 706.203.