

ASSEMBLY BILL NO. 343—ASSEMBLYWOMAN THOMAS

MARCH 22, 2021

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing certain regional transportation commissions. (BDR 17-742)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 regional transportation commissions; authorizing certain regional transportation commissions to request the drafting of not more than one legislative measure for each regular session of the Legislature; requiring the development of plans for conducting walking audits of urbanized areas in certain counties; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes the establishment of regional transportation
2 commissions in certain counties. (NRS 277A.170) Existing law also prescribes the
3 number of legislative measures which may be requested by various departments,
4 agencies and other entities of this State for each regular session of the Legislature.
5 (NRS 218D.100-218D.220) **Section 2.3** of this bill authorizes the regional
6 transportation commission in a county whose population is 100,000 or more
7 (currently Clark and Washoe Counties) to request, for each regular session of the
8 Legislature, the drafting of not more than one legislative measure which relates to
9 matters within the scope of the regional transportation commission. **Section 3** of
10 this bill requires the regional transportation commission in a county whose
11 population is 100,000 or more, in collaboration with certain other state and local
12 agencies, to develop and submit to the district health department and the Legislative
13 Committee on Health Care a written plan for conducting walking audits of
14 urbanized areas within the county.

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

1 **Section 1.** (Deleted by amendment.)
2 **Sec. 2.** (Deleted by amendment.)



1 **Sec. 2.3.** Chapter 218D of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 **1. For a regular session, each regional transportation**
4 **commission created pursuant to NRS 277A.170 in a county whose**
5 **population is 100,000 or more may request the drafting of not**
6 **more than one legislative measure which relates to matters within**
7 **the scope of the commission. The request must be submitted to the**
8 **Legislative Counsel on or before September 1 preceding the**
9 **regular session.**

10 **2. Each request made pursuant to this section must be on a**
11 **form prescribed by the Legislative Counsel. A legislative measure**
12 **requested pursuant to this section must be prefiled on or before**
13 **the third Wednesday in November preceding the regular session. A**
14 **legislative measure that is not prefiled on or before that day shall**
15 **be deemed withdrawn.**

16 **Sec. 2.5.** NRS 218D.100 is hereby amended to read as
17 follows:

18 218D.100 1. The provisions of NRS 218D.100 to 218D.220,
19 inclusive, **and section 2.3 of this act** apply to requests for the
20 drafting of legislative measures for a regular session.

21 2. Except as otherwise provided by a specific statute, joint rule
22 or concurrent resolution, the Legislative Counsel shall not honor a
23 request for the drafting of a legislative measure if the request:

24 (a) Exceeds the number of requests authorized by NRS
25 218D.100 to 218D.220, inclusive, **and section 2.3 of this act** for the
26 requester; or

27 (b) Is submitted by an authorized nonlegislative requester
28 pursuant to NRS 218D.175 to 218D.220, inclusive, **and section 2.3**
29 **of this act** but is not in a subject related to the function of the
30 requester.

31 3. The Legislative Counsel shall not:

32 (a) Honor a request to change the subject matter of a request for
33 the drafting of a legislative measure after it has been submitted for
34 drafting.

35 (b) Honor a request for the drafting of a legislative measure
36 which has been combined in violation of Section 17 of Article 4 of
37 the Nevada Constitution.

38 **Sec. 3.** 1. The regional transportation commission in a
39 county whose population is 700,000 or more shall, in collaboration
40 with the district health department and district board of health
41 created by NRS 439.362, other local governments in the urbanized
42 areas of the county and, to the extent feasible and appropriate, the
43 Department of Transportation:

44 (a) Develop a written plan for conducting walking audits of
45 urbanized areas within the county; and



1 (b) Not later than June 1, 2022, submit the plan to:

2 (1) The district health department; and

3 (2) The Director of the Legislative Counsel Bureau for
4 transmittal to the Legislative Committee on Health Care.

5 2. The regional transportation commission in a county whose
6 population is 100,000 or more but less than 700,000 shall, in
7 collaboration with the regional planning commission created by
8 NRS 278.0262, the governing board for regional planning created
9 by NRS 278.0264, the district health department and district board
10 of health created in the county pursuant to NRS 439.370, other local
11 governments in the urbanized areas of the county and, to the extent
12 feasible and appropriate, the Department of Transportation:

13 (a) Develop a written plan for conducting walking audits of
14 urbanized areas within the county; and

15 (b) Not later than June 1, 2022, submit the plan to:

16 (1) The district health department; and

17 (2) The Director of the Legislative Counsel Bureau for
18 transmittal to the Legislative Committee on Health Care.

19 3. A plan developed pursuant to subsection 1 or 2 must:

20 (a) Identify the agencies that will conduct the audits and the
21 responsibilities of those agencies;

22 (b) Identify the priorities that will be considered when
23 designating areas to be audited;

24 (c) Identify the size of the areas to be audited;

25 (d) Identify any additional parameters for the audits or
26 information that must be included in the audits;

27 (e) Identify any additional public or private entities that will be
28 involved in the audits;

29 (f) Identify ways to engage the community in the area where an
30 audit is conducted in the audit;

31 (g) Prescribe a regular schedule for the audits and the number of
32 audits that must be conducted each year; and

33 (h) Prescribe formats for displaying and publishing the results of
34 the audits, including, without limitation, the use of geographic
35 information systems technology to collect and display data from the
36 audits and the posting of the results of any walking audit on the
37 Internet website of the district health department of the county in
38 which the audit was conducted.

39 4. As used in this section, "walking audit" means an audit to
40 evaluate how land use, site design and ease and safety of access on
41 varying scales affect public health and suggest enhancements to
42 improve public health within the audited area. A walking audit may:

43 (a) Involve persons with various roles in the community, which
44 may include, without limitation, teachers, operators and employees
45 of local businesses, members of planning commissions, community



1 organizations, residents and representatives of community
2 organizations; and

3 (b) As part of the evaluation of how land use, site design and
4 ease and safety of access affect public health, assess whether:

5 (1) An area is safe and has adequate lighting at night;

6 (2) There are curb cuts and audible crosswalks that provide
7 pedestrians with sufficient time to cross the street;

8 (3) Sidewalks are in good condition and free of barriers;

9 (4) There are benches and other places available for
10 pedestrians to rest; and

11 (5) Healthy food is available in the area.

12 **Sec. 4.** (Deleted by amendment.)

13 **Sec. 5.** This act becomes effective upon passage and approval.

