

Amendment No. 368

Assembly Amendment to Assembly Bill No. 25	(BDR 43-343)
Proposed by: Assembly Committee on Transportation	
Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will ADD a 2/3s majority vote requirement for final passage of A.B. 25 (§ 1.5).
--

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold dashed underlining* is newly added transitory language.

ASSEMBLY BILL NO. 25—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED DECEMBER 5, 2008

Referred to Committee on Transportation

SUMMARY—~~[Authorizes the waiver of certain]~~ **Revises provisions governing** examinations of applicants for a Nevada driver's license. ~~[who are licensed in another jurisdiction.]~~ (BDR 43-343)

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

~

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

AN ACT relating to motor vehicles; ~~[removing the restriction on the authority of the Department of Motor Vehicles to waive]~~ **prohibiting the waiver of** certain examinations of applicants for a Nevada driver's license who are licensed in another jurisdiction but have not attained ~~[25]~~ **21** years of age; **providing an exception; establishing fees for the administration of certain examinations for noncommercial drivers' licenses;** and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Department of Motor Vehicles to waive certain examinations for a person applying for a Nevada driver's license who possesses a valid driver's license of the same type or class issued by another jurisdiction but does not allow such a waiver if the person has not attained 25 years of age. (NRS 483.330) ~~[This bill removes that restriction and allows]~~ **Section 1 of this bill prohibits** such a waiver for a person who has not attained ~~[25]~~ **21** years of age. ~~[It]~~ **subject to certain exceptions.**

Existing law authorizes the Department to require every applicant for a driver's license to submit to an examination that may include components which test the applicant's knowledge, skills and abilities. (NRS 483.330) Section 1.5 of this bill requires the Department to charge a fee of \$25 for the administration of the examination for a noncommercial driver's license and a fee of \$10 for each readministration of that examination to the same person.

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

Section 1. NRS 483.330 is hereby amended to read as follows:

483.330 1. The Department may require every applicant for a driver's license, including a commercial driver's license issued pursuant to NRS 483.900 to 483.940, inclusive, to submit to an examination. The examination may include:

(a) A test of the applicant's ability to understand official devices used to control traffic;

(b) A test of his knowledge of practices for safe driving and the traffic laws of this State;

(c) Except as otherwise provided in subsection 2, a test of his eyesight; and

(d) Except as otherwise provided in subsection 3, an actual demonstration of his ability to exercise ordinary and reasonable control in the operation of a motor vehicle of the type or class of vehicle for which he is to be licensed.

➤ The examination may also include such further physical and mental examination as the Department finds necessary to determine the applicant's fitness to drive a motor vehicle safely upon the highways.

2. The Department may provide by regulation for the acceptance of a report from an ophthalmologist, optician or optometrist in lieu of an eye test by a driver's license examiner.

3. If the Department establishes a type or classification of driver's license to operate a motor vehicle of a type which is not normally available to examine an applicant's ability to exercise ordinary and reasonable control of such a vehicle, the Department may, by regulation, provide for the acceptance of an affidavit from a:

(a) Past, present or prospective employer of the applicant; or

(b) Local joint apprenticeship committee which had jurisdiction over the training or testing, or both, of the applicant,

➤ in lieu of an actual demonstration.

4. The Department may waive an examination pursuant to subsection 1 for a person applying for a Nevada driver's license who possesses a valid driver's license of the same type or class issued by another jurisdiction unless that person:

(a) Has not attained ~~(25)~~ 21 years of age ~~(1)~~, except that the Department may, based on the driving record of the applicant, waive the examination to demonstrate his ability to exercise ordinary and reasonable control in the operation of a motor vehicle of the same type or class of vehicle for which he is to be licensed;

(b) Has had his license or privilege to drive a motor vehicle suspended, revoked or cancelled or has been otherwise disqualified from driving during the immediately preceding 4 years;

(c) ~~(b)~~ Has been convicted of a violation of NRS 484.37955 or, during the immediately preceding 7 years, of a violation of NRS 484.379, 484.3795 or 484.379778 or a law of any other jurisdiction that prohibits the same or similar conduct;

(d) ~~(c)~~ Has restrictions to his driver's license which the Department must reevaluate to ensure the safe driving of a motor vehicle by that person;

(e) ~~(d)~~ Has had three or more convictions of moving traffic violations on his driving record during the immediately preceding 4 years; or

(f) ~~(e)~~ Has been convicted of any of the offenses related to the use or operation of a motor vehicle which must be reported pursuant to the provisions of Parts 1327 et seq. of Title 23 of the Code of Federal Regulations relating to the

1 National Driver Register Problem Driver Pointer System during the immediately
2 preceding 4 years.

3 **Sec. 1.5. NRS 483.410 is hereby amended to read as follows:**

4 483.410 1. Except as otherwise provided in subsection 6 and NRS 483.417,
5 for every driver's license, including a motorcycle driver's license, issued and
6 service performed, the following fees must be charged:

7
8 An original or renewal license issued to a person 65 years of
9 age or older.....\$13.50

10 An original or renewal license issued to any person less than 65
11 years of age 18.50

12 **Administration of the examination required by NRS 483.330**
13 **for a noncommercial driver's license 25.00**

14 **Each readministration to the same person of the examination**
15 **required by NRS 483.330 for a noncommercial driver's**
16 **license 10.00**

17 Reinstatement of a license after suspension, revocation or
18 cancellation, except a revocation for a violation of NRS
19 484.379, 484.3795, 484.37955 or 484.379778, or pursuant
20 to NRS 484.384 and 484.38540.00

21 Reinstatement of a license after revocation for a violation of
22 NRS 484.379, 484.3795, 484.37955 or 484.379778, or
23 pursuant to NRS 484.384 and 484.385.....65.00

24 A new photograph, change of name, change of other
25 information, except address, or any combination.....5.00

26 A duplicate license 14.00

27
28 2. For every motorcycle endorsement to a driver's license, a fee of \$5 must be
29 charged.

30 3. If no other change is requested or required, the Department shall not charge
31 a fee to convert the number of a license from the licensee's social security number,
32 or a number that was formulated by using the licensee's social security number as a
33 basis for the number, to a unique number that is not based on the licensee's social
34 security number.

35 4. Except as otherwise provided in NRS 483.417, the increase in fees
36 authorized by NRS 483.347 and the fees charged pursuant to NRS 483.415 must be
37 paid in addition to the fees charged pursuant to subsections 1 and 2.

38 5. A penalty of \$10 must be paid by each person renewing his license after it
39 has expired for a period of 30 days or more as provided in NRS 483.386 unless he
40 is exempt pursuant to that section.

41 6. The Department may not charge a fee for the reinstatement of a driver's
42 license that has been:

43 (a) Voluntarily surrendered for medical reasons; or

44 (b) Cancelled pursuant to NRS 483.310.

45 7. All fees and penalties are payable to the Administrator at the time a license
46 or a renewal license is issued.

47 8. Except as otherwise provided in NRS 483.340, subsection 3 of NRS
48 483.3485, NRS 483.415 and 483.840, and subsection 3 of NRS 483.863, all money
49 collected by the Department pursuant to this chapter must be deposited in the State
50 Treasury for credit to the Motor Vehicle Fund.

51 **Sec. 2.** This act becomes effective on July 1, 2009.