

Amendment No. 1003

Senate Amendment to Senate Bill No. 52 (BDR 43-391)

Proposed by: Senate Committee on Finance

Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date		SENATE ACTION				Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____			Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____			Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____			Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	

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.

BAW



Date: 6/1/2009

S.B. No. 52—Revises provisions relating to drivers' licenses and identification cards to facilitate implementation of the federal Real ID Act of 2005. (BDR 43-391)



SENATE BILL NO. 52—COMMITTEE ON ENERGY,
INFRASTRUCTURE AND TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED DECEMBER 5, 2008

Referred to Committee on Energy, Infrastructure and Transportation

SUMMARY—Revises provisions relating to drivers' licenses and identification cards ~~to facilitate implementation of the federal Real ID Act of 2005.~~ (BDR 43-391)

FISCAL NOTE: Effect on Local Government: No.
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 transportation; revising certain provisions governing the issuance and renewal of drivers' licenses and identification cards ~~; to~~ ~~comport with the federal Real ID Act of 2005;~~ and providing other matters properly relating thereto.

Legislative Counsel's Digest:

~~The federal Real ID Act of 2005 (Public Law 109-13, Division B, Title II, 119 Stat. 211, 49 U.S.C. § 20301) imposes certain security, authentication and issuance standards for commercial and noncommercial drivers' licenses and identification cards. The Department of Motor Vehicles must comply with these standards for Nevada drivers' licenses and identification cards to be accepted by the Federal Government for "official purposes," such as boarding commercially operated airline flights and entering federal buildings. This bill revises certain provisions governing the issuance and renewal of drivers' licenses and identification cards to bring the State of Nevada into compliance with the Real ID Act.~~

Sections 11, 26 and 33 of this bill require that an applicant for a commercial or noncommercial driver's license or an identification card furnish to the Department proof of his address by displaying at least two of the documents prescribed by the Department by regulation. **Sections 11, 26 and 33** also require that an applicant provide to the Department proof that he is authorized to live in the United States and proof of his social security number or, if he does not have a social security number, proof that he is not eligible to receive a social security number.

Sections 11, 26 and 33 of this bill further authorize the Department to issue a commercial or noncommercial driver's license or an identification card to a person who does not have the requisite documentation. ~~but any such identification card would be distinguishable from standard drivers' licenses and identification cards and would not be accepted by the Federal Government for "official purposes."~~

Existing law requires that the Department adopt regulations prescribing the information that must be contained on noncommercial drivers' licenses and identification cards. (NRS 483.340, 483.840) **Sections 3, 4 and 5** of this bill require that, with limited exceptions, the address of a person be included on his commercial or noncommercial driver's license or identification card.

With limited exceptions, **sections 19, 22 and 33** of this bill require that the Department maintain for at least 10 years digital images of applications for commercial and noncommercial drivers' licenses and identification cards and the documents that applicants furnish to the Department which prove identity, age, address and social security number and prove that the person is lawfully entitled to live in the United States.

Existing law requires that an applicant for a driver's license or identification card surrender to the Department all valid drivers' licenses and identification cards in his possession. The Department is required to return surrendered licenses and identification cards to the jurisdiction that issued them. (NRS 483.230, 483.850) **Sections 10 and 25** of this bill instead require that the Department notify the other jurisdiction that the applicant has surrendered his license or identification card.

Sections 1 and 9 of this bill amend the definition of "resident" so that a person who is a nonresident of this State may not declare himself to be a resident of this State to obtain privileges not ordinarily extended to nonresidents. (NRS 482.103, 483.141)

Existing law requires that the Department issue a driver's license with a specially colored background to a person who suffers from diabetes or epilepsy. (NRS 483.348) **Sections 12-15, 23, 24 and 27** of this bill require instead that the Department adopt by regulation a program for the imprinting of a symbol or other indicator of a medical condition on a noncommercial driver's license or identification card.

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

Section 1. NRS 482.103 is hereby amended to read as follows:

482.103 1. "Resident" includes, but is not limited to, a person:

(a) Whose legal residence is in the State of Nevada.

(b) Who engages in intrastate business and operates in such a business any motor vehicle, trailer or semitrailer, or any person maintaining such vehicles in this State, as the home state of such vehicles.

(c) Who physically resides in this State and engages in a trade, profession, occupation or accepts gainful employment in this State.

~~[(d) Who declares himself to be a resident of Nevada for purposes of obtaining privileges not ordinarily extended to nonresidents of this State.]~~

2. The term does not include a person who is an actual tourist, an out-of-state student, a border state employee or a seasonal resident.

3. The provisions of this section do not apply to persons who operate vehicles in this State under the provisions of NRS 706.801 to 706.861, inclusive, 482.385, 482.390 or 482.395.

Sec. 2. Chapter 483 of NRS is hereby amended by adding thereto the provisions set forth as sections 3, 4 and 5 of this act.

Sec. 3. 1. A driver's license must include the licensee's address of principal residence unless:

(a) The licensee is a person for whom a fictitious address has been issued pursuant to NRS 217.462 to 217.471, inclusive;

(b) State or federal law or a court order requires that the licensee's address of principal residence remain confidential;

(c) The driver's license is issued pursuant to subsection 4 of NRS 483.290; or

(d) The driver's license is issued pursuant to subsection 3 of NRS 483.340.

2. The Department shall adopt regulations setting forth the requirements for determining whether an applicant or licensee qualifies to have his address of principal residence excluded from his driver's license pursuant to paragraph (a), (b) or (c) of subsection 1.

1 **Sec. 4. 1. An identification card must include the holder's address of**
2 **principal residence unless:**

3 **(a) The holder is a person for whom a fictitious address has been issued**
4 **pursuant to NRS 217.462 to 217.471, inclusive;**

5 **(b) State or federal law or a court order requires that the holder's address of**
6 **principal residence remain confidential; or**

7 **(c) The driver's license is issued pursuant to subsection 2 of NRS 483.860.**

8 **2. The Department shall adopt regulations setting forth the requirements**
9 **for determining whether a person qualifies to have his address of principal**
10 **residence excluded from his identification card pursuant to subsection 1.**

11 **Sec. 5. 1. A commercial driver's license must include the holder's address**
12 **of principal residence unless:**

13 **(a) The holder is a person for whom a fictitious address has been issued**
14 **pursuant to NRS 217.462 to 217.471, inclusive;**

15 **(b) State or federal law or a court order requires that the holder's address of**
16 **principal residence remain confidential; or**

17 **(c) The commercial driver's license is issued pursuant to subsection 4 of**
18 **NRS 483.928.**

19 **2. The Department shall adopt regulations setting forth the requirements**
20 **for determining whether a person qualifies to have his address of principal**
21 **residence excluded from his commercial driver's license pursuant to**
22 **subsection 1.**

23 **Sec. 6.** NRS 483.015 is hereby amended to read as follows:

24 483.015 Except as otherwise provided in NRS 483.330, the provisions of
25 NRS 483.010 to 483.630, inclusive, **and section 3 of this act** apply only with
26 respect to noncommercial drivers' licenses.

27 **Sec. 7.** NRS 483.020 is hereby amended to read as follows:

28 483.020 As used in NRS 483.010 to 483.630, inclusive, **and section 3 of this**
29 **act**, unless the context otherwise requires, the words and terms defined in NRS
30 483.030 to 483.190, inclusive, have the meanings ascribed to them in those
31 sections.

32 **Sec. 8.** NRS 483.083 is hereby amended to read as follows:

33 483.083 "License" means any driver's license or permit to operate a vehicle
34 issued under or granted by the laws of this State, including:

35 1. Any temporary license , **license issued pursuant to paragraph (b) of**
36 **subsection 7 of NRS 483.290** or instruction permit; and

37 2. The future privilege to drive a vehicle by a person who does not hold a
38 driver's license.

39 **Sec. 9.** NRS 483.141 is hereby amended to read as follows:

40 483.141 1. "Resident" includes, but is not limited to, a person:

41 (a) Whose legal residence is in the State of Nevada.

42 (b) Who engages in intrastate business and operates in such a business any
43 motor vehicle, trailer or semitrailer, or any person maintaining such vehicles in this
44 State, as the home state of such vehicles.

45 (c) Who physically resides in this State and engages in a trade, profession,
46 occupation or accepts gainful employment in this State.

47 ~~[(d) Who declares himself to be a resident of this State to obtain privileges not~~
48 ~~ordinarily extended to nonresidents of this State.]~~

49 2. The term does not include a person who is an actual tourist, an out-of-state
50 student, a foreign exchange student, a border state employee or a seasonal resident.

51 3. The provisions of this section do not apply to drivers of vehicles operated
52 in this State under the provisions of NRS 706.801 to 706.861, inclusive, 482.385,
53 482.390 or 482.395.

1 **Sec. 10.** NRS 483.230 is hereby amended to read as follows:

2 483.230 1. Except persons expressly exempted in NRS 483.010 to 483.630,
3 inclusive, *and section 3 of this act*, a person shall not drive any motor vehicle upon
4 a highway in this State unless ~~[such]~~ *the* person has a valid license as a driver under
5 the provisions of NRS 483.010 to 483.630, inclusive, *and section 3 of this act* for
6 the type or class of vehicle being driven.

7 2. Any person licensed as a driver under the provisions of NRS 483.010 to
8 483.630, inclusive, *and section 3 of this act* may exercise the privilege thereby
9 granted upon all streets and highways of this State and ~~[shall]~~ *must* not be required
10 to obtain any other license to exercise ~~[such]~~ *the* privilege by any county, municipal
11 or local board or body having authority to adopt local police regulations.

12 3. Except persons expressly exempted in NRS 483.010 to 483.630, inclusive,
13 *and section 3 of this act*, a person shall not steer or exercise any degree of physical
14 control of a vehicle being towed by a motor vehicle upon a highway unless ~~[such]~~
15 *the* person has a license to drive the type or class of vehicle being towed.

16 4. A person shall not receive a driver's license until he surrenders to the
17 Department all valid licenses *and identification cards* in his possession issued to
18 him by this or any other ~~[jurisdiction. Surrendered licenses issued by another~~
19 ~~*jurisdiction shall be returned by the Department to such jurisdiction.*~~ *state or*
20 *territory of the United States. If a person surrenders to the Department a license*
21 *or identification card issued to him by a state or territory of the United States*
22 *other than the State of Nevada, the Department shall notify that other state or*
23 *territory of the surrender.*

24 5. A person shall not have more than one valid driver's license ~~[]~~ *or*
25 *identification card.*

26 **Sec. 11.** NRS 483.290 is hereby amended to read as follows:

27 483.290 1. Every application for an instruction permit or for a driver's
28 license must:

29 (a) Be made upon a form furnished by the Department.

30 (b) Be ~~[verified]~~ *affirmed* by the applicant, *under penalty of perjury* before a
31 person authorized to administer oaths ~~[]~~, *to state that the information contained*
32 *in the application is true and correct.* Officers and employees of the Department
33 may administer those oaths without charge.

34 (c) Be accompanied by the required fee.

35 (d) State the full legal name, date of birth, sex, address of principal residence
36 and mailing address, if different from the address of principal residence, of the
37 applicant and briefly describe the applicant.

38 (e) State whether the applicant has ~~[theretofore]~~ been licensed as a driver ~~[]~~
39 and, if so, when and by what state or country, and whether any such license has
40 ever been suspended or revoked, or whether an application has ever been refused ~~[]~~
41 and, if so, the date of and reason for the suspension, revocation or refusal.

42 (f) Include such other information as the Department may require to determine
43 the competency and eligibility of the applicant.

44 2. Every applicant must furnish ~~[proof]~~ *to the Department:*

45 (a) *Proof* of his full legal name and age by displaying an original or certified
46 copy of the required documents as prescribed by regulation.

47 (b) *Proof of his address of principal residence by displaying at least two of*
48 *the required documents as prescribed by regulation.*

49 (c) *Proof of his social security number or proof that he is not eligible to*
50 *receive a social security number, as prescribed by regulation.*

51 (d) *Proof that he is lawfully entitled to live in the United States as prescribed*
52 *by regulation.*

3. The Department shall adopt regulations prescribing the documents *and other forms of proof that* an applicant may use to ~~furnish proof of his full legal name and age~~ prove to the Department ~~[] the matters described in subsection 2.~~

4. *The Department may issue a driver's license to an applicant who does not have the documents or other forms of proof otherwise required by subsection 2 if the applicant meets the requirements prescribed by the Director by regulation.* ~~[A driver's license issued pursuant to this subsection must be different in form and distinguishable in color or distinguishable in some other manner from a driver's license that satisfies the requirements of the federal Real ID Act of 2005, 49 U.S.C. § 30301.]~~ *The Director may adopt such regulations as he determines to be necessary or convenient to carry out the provisions of this subsection.*

5. At the time of applying for a driver's license, an applicant may, if eligible, register to vote pursuant to NRS 293.524.

~~[5.—Every applicant who has been assigned a social security number must furnish proof of his social security number by displaying:~~

~~—(a) An original card issued to the applicant by the Social Security Administration bearing the social security number of the applicant; or~~

~~—(b) Other proof acceptable to the Department, including, without limitation, records of employment or federal income tax returns.]~~

6. The Department may refuse to accept a driver's license issued by another state, the District of Columbia or any territory of the United States if the Department determines that the other state, the District of Columbia or the territory of the United States has less stringent standards than the State of Nevada for the issuance of a driver's license.

7. With respect to any document presented by a person who was born outside of the United States to prove his full legal name , ~~[and]~~ age ~~[]~~ *and that he is lawfully entitled to live in the United States*, the Department:

(a) May, if the document has expired, refuse to accept the document or refuse to issue a driver's license to the person presenting the document, or both; and

(b) Shall issue to the person presenting the document a driver's license that is valid only during the time the applicant is authorized to stay in the United States, or if there is no definite end to the time the applicant is authorized to stay, the driver's license is valid for 1 year beginning on the date of issuance.

8. The Administrator shall adopt regulations setting forth criteria pursuant to which the Department will issue or refuse to issue a driver's license in accordance with this section to a person who is a citizen of any state, the District of Columbia, any territory of the United States or a foreign country. The criteria pursuant to which the Department ~~[shall]~~ *will* issue or refuse to issue a driver's license to a citizen of a foreign country must be based upon the purpose for which that person is present within the United States.

9. Notwithstanding any other provision of this section, the Department shall not accept a consular identification card as proof of the age or identity of an applicant for an instruction permit or for a driver's license. As used in this subsection, "consular identification card" has the meaning ascribed to it in NRS 232.006.

Sec. 12. NRS 483.340 is hereby amended to read as follows:

483.340 1. The Department shall, upon payment of the required fee, issue to every qualified applicant a driver's license indicating the type or class of vehicles the licensee may drive. The license must bear a unique number assigned to the licensee pursuant to NRS 483.345, the licensee's social security number, if he has one, unless he requests that it not appear on the license, the name, date of birth, mailing address and a brief description of the licensee, and a space upon which the

1 licensee shall write his usual signature in ink immediately upon receipt of the
2 license. A license is not valid until it has been so signed by the licensee.

3 2. The Department may issue a driver's license for purposes of identification
4 only for use by officers of local police and sheriffs' departments, agents of the
5 Investigation Division of the Department of Public Safety while engaged in special
6 undercover investigations relating to narcotics or prostitution or for other
7 undercover investigations requiring the establishment of a fictitious identity, federal
8 agents while engaged in undercover investigations, investigators employed by the
9 Attorney General while engaged in undercover investigations and agents of the
10 State Gaming Control Board while engaged in investigations pursuant to NRS
11 463.140. An application for such a license must be made through the head of the
12 police or sheriff's department, the Chief of the Investigation Division of
13 the Department of Public Safety, the director of the appropriate federal agency, the
14 Attorney General or the Chairman of the State Gaming Control Board. Such a
15 license is exempt from the fees required by NRS 483.410. The Department, by
16 regulation, shall provide for the cancellation of any such driver's license upon the
17 completion of the special investigation for which it was issued.

18 3. Except as otherwise provided in NRS 239.0115, information pertaining to
19 the issuance of a driver's license pursuant to subsection 2 is confidential.

20 4. It is unlawful for any person to use a driver's license issued pursuant to
21 subsection 2 for any purpose other than the special investigation for which it was
22 issued.

23 5. At the time of the issuance or renewal of the driver's license, the
24 Department shall:

25 (a) Give the holder the opportunity to have indicated on his driver's license
26 that he wishes to be a donor of all or part of his body pursuant to NRS 451.500 to
27 451.598, inclusive, or to refuse to make an anatomical gift of his body or part of his
28 body.

29 (b) Give the holder the opportunity to have indicated whether he wishes to
30 donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

31 (c) Provide to each holder who is interested in becoming a donor information
32 relating to anatomical gifts, including the procedure for registering as a donor with
33 the donor registry with which the Department has entered into a contract pursuant
34 to this paragraph. To carry out this paragraph, the Department shall, on such terms
35 as it deems appropriate, enter into a contract with a donor registry that is in
36 compliance with the provisions of NRS 451.500 to 451.598, inclusive.

37 (d) ~~If the Department has established a program for imprinting a symbol or~~
38 ~~other indicator of a medical condition on a driver's license pursuant to NRS~~
39 ~~483.3485, give~~ Give the holder the opportunity to have a symbol or other indicator
40 of a medical condition, *as prescribed by regulations of the Department pursuant*
41 *to NRS 483.3485*, imprinted on his driver's license.

42 6. If the holder wishes to make a donation to the Anatomical Gift Account,
43 the Department shall collect the donation and deposit the money collected in the
44 State Treasury for credit to the Anatomical Gift Account.

45 7. The Department shall submit to the donor registry with which the
46 Department has entered into a contract pursuant to paragraph (c) of subsection 5
47 information from the records of the Department relating to persons who have
48 drivers' licenses that indicate the intention of those persons to make an anatomical
49 gift. The Department shall adopt regulations to carry out the provisions of this
50 subsection.

1 **Sec. 13.** NRS 483.340 is hereby amended to read as follows:

2 483.340 1. The Department shall, upon *application and* payment of the
3 required fee, issue to every qualified applicant a driver's license indicating the type
4 or class of vehicles the licensee may drive.

5 2. The Department shall adopt regulations prescribing the information that
6 must be contained on a driver's license. *The regulations adopted pursuant to this*
7 *subsection must not conflict with the regulations adopted pursuant to section 3 of*
8 *this act.*

9 3. The Department may issue a driver's license for purposes of identification
10 only for use by officers of local police and sheriffs' departments, agents of the
11 Investigation Division of the Department of Public Safety while engaged in special
12 undercover investigations relating to narcotics or prostitution or for other
13 undercover investigations requiring the establishment of a fictitious identity, federal
14 agents while engaged in undercover investigations, investigators employed by the
15 Attorney General while engaged in undercover investigations and agents of the
16 State Gaming Control Board while engaged in investigations pursuant to NRS
17 463.140. An application for such a license must be made through the head of the
18 police or sheriff's department, the Chief of the Investigation Division of
19 the Department of Public Safety, the director of the appropriate federal agency, the
20 Attorney General or the Chairman of the State Gaming Control Board. Such a
21 license is exempt from the fees required by NRS 483.410. The Department, by
22 regulation, shall provide for the cancellation of any such driver's license upon the
23 completion of the special investigation for which it was issued.

24 4. Except as otherwise provided in NRS 239.0115, information pertaining to
25 the issuance of a driver's license pursuant to subsection 3 is confidential.

26 5. It is unlawful for any person to use a driver's license issued pursuant to
27 subsection 3 for any purpose other than the special investigation for which it was
28 issued.

29 6. At the time of the issuance or renewal of the driver's license, the
30 Department shall:

31 (a) Give the holder the opportunity to have indicated on his driver's license
32 that he wishes to be a donor of all or part of his body pursuant to NRS 451.500 to
33 451.598, inclusive, or to refuse to make an anatomical gift of his body or part of his
34 body.

35 (b) Give the holder the opportunity to have indicated whether he wishes to
36 donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

37 (c) Provide to each holder who is interested in becoming a donor information
38 relating to anatomical gifts, including the procedure for registering as a donor with
39 the donor registry with which the Department has entered into a contract pursuant
40 to this paragraph. To carry out this paragraph, the Department shall, on such terms
41 as it deems appropriate, enter into a contract with a donor registry that is in
42 compliance with the provisions of NRS 451.500 to 451.598, inclusive.

43 ~~(d) [If the Department has established a program for imprinting a symbol or~~
44 ~~other indicator of a medical condition on a driver's license pursuant to NRS~~
45 ~~483.3485, give] Give~~ the holder the opportunity to have a symbol or other indicator
46 of a medical condition, *as prescribed by regulations of the Department pursuant*
47 *to NRS 483.3485*, imprinted on his driver's license.

48 7. If the holder wishes to make a donation to the Anatomical Gift Account,
49 the Department shall collect the donation and deposit the money collected in the
50 State Treasury for credit to the Anatomical Gift Account.

51 8. The Department shall submit to the donor registry with which the
52 Department has entered into a contract pursuant to paragraph (c) of subsection 6
53 information from the records of the Department relating to persons who have

drivers' licenses that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

Sec. 14. NRS 483.348 is hereby amended to read as follows:

483.348 1. ~~[Except as otherwise provided in subsection 2, the]~~ *The Department shall issue a driver's license with ~~[a specially colored background]~~ the relevant symbol or other indicator of a medical condition, as prescribed by regulations of the Department pursuant to NRS 483.3485, to any person who qualifies for a driver's license pursuant to the provisions of this chapter and delivers to the Department a signed statement from a physician that the person ~~[is an]~~ suffers from insulin-dependent ~~[diabetic or an epileptic. The Department shall designate one color to be used only for a driver's license held by a diabetic and another color to be used only for a driver's license held by an epileptic.~~*

~~2. In lieu of issuing a driver's license pursuant to subsection 1, the Department may issue to a person specified in that subsection a driver's license with a specially colored border around the photograph on the license.~~

~~3.] diabetes or epilepsy.~~

2. The Department of Public Safety shall provide for the education of peace officers on the:

(a) Effects and treatment of a person suffering from a diabetic condition or an epileptic seizure and the similarity in appearance of a person suffering from a diabetic condition or an epileptic seizure to a person under the influence of alcohol or a controlled substance; and

(b) Procedures for identifying and handling situations involving a person suffering from a diabetic condition or an epileptic seizure.

Sec. 15. NRS 483.3485 is hereby amended to read as follows:

483.3485 1. The Department ~~[may]~~ *shall* adopt regulations establishing a program for the imprinting of a symbol or other indicator of a medical condition on a driver's license issued by the Department. *The program established by the Department must include, without limitation, a symbol or other indicator to be used for a driver's license held by a person who suffers from insulin-dependent diabetes and another symbol or other indicator to be used for a driver's license held by a person who suffers from epilepsy.*

2. Regulations adopted pursuant to subsection 1 must require the symbol or other indicator of a medical condition which is imprinted on a driver's license to conform with the International Classification of Diseases, ~~[Ninth]~~ Tenth Revision, Clinical Modification, or the ~~[most]~~ current revision, adopted by the National Center for Health Statistics and the Centers for Medicare and Medicaid Services.

3. The Department may apply for and accept any gift, grant, appropriation or other donation to assist in carrying out a program established pursuant to the provisions of this section.

Sec. 16. NRS 483.380 is hereby amended to read as follows:

483.380 1. Except as otherwise provided in NRS ~~[483.247 and]~~ 483.283, every driver's license expires on the fourth anniversary of the licensee's birthday, measured in the case of an original license, a renewal license and a renewal of an expired license, from the birthday nearest the date of issuance or renewal. Any applicant whose date of birth was on February 29 in a leap year is, for the purposes of NRS 483.010 to 483.630, inclusive, considered to have the anniversary of his birth fall on February 28.

2. Every license is renewable at any time before its expiration upon application and payment of the required fee.

3. The Department may, by regulation, defer the expiration of the driver's license of a person who is on active duty in the Armed Forces upon such terms and

conditions as it may prescribe. The Department may similarly defer the expiration of the license of the spouse or *a* dependent son or daughter of that person if the spouse or child is residing with the person.

Sec. 17. NRS 483.380 is hereby amended to read as follows:

483.380 1. Except as otherwise provided in NRS 483.283 ~~{ }~~ *and subsection 7 of NRS 483.290*, every driver's license expires as prescribed by regulation.

2. The Department shall adopt regulations prescribing when a driver's license expires. The Department may, by regulation, defer the expiration of the driver's license of a person who is on active duty in the Armed Forces upon such terms and conditions as it may prescribe. The Department may similarly defer the expiration of the license of the spouse or *a* dependent son or daughter of that person if the spouse or child is residing with the person.

Sec. 18. NRS 483.390 is hereby amended to read as follows:

483.390 1. Whenever any person, after applying for or receiving a driver's license, moves from the address named in the application ~~{ }~~ *and* in the license issued to him, or when the name of a licensee is changed, that person shall within 30 days thereafter ~~{notify}~~ *provide notice and present satisfactory evidence to the* Department of his new and old addresses, or of such former and new names. ~~{, and of the number of any license then held by him.}~~

2. *The Department shall adopt regulations setting forth the requirements and acceptable methods for providing to the Department notice and satisfactory evidence of the licensee's new address or name, as applicable.*

Sec. 19. NRS 483.400 is hereby amended to read as follows:

483.400 1. ~~{The}~~ *Except as otherwise provided in subsection 2, the* Department shall maintain ~~{files}~~ *, for at least 10 years, digital images of* applications for licenses. Such ~~{files shall}~~ *images must* contain:

(a) All applications denied and, on each thereof, *a* note *regarding* the reasons for ~~{such}~~ *the* denial.

(b) All applications granted.

(c) The name of every licensee whose license has been suspended or revoked by the Department and, after each such name, *a* note *regarding* the reasons for such action.

(d) Except as otherwise provided in subsection 3, the documents that an applicant for a driver's license furnished pursuant to NRS 483.290 to prove:

(1) His name, age and address of principal residence;

(2) His social security number or that he is not eligible to receive a social security number; and

(3) That he is lawfully entitled to live in the United States.

2. *The requirements of subsection 1 do not apply to an application for a driver's license that is issued by the Department pursuant to subsection 3 of NRS 483.340.*

3. *If an applicant for a driver's license furnished his birth certificate pursuant to NRS 483.290, upon request of the licensee the Department shall record and retain the information from the birth certificate in lieu of maintaining a digital image of the birth certificate.*

4. The Department shall ~~{false}~~ file all accident reports and abstracts of court records of convictions received by it under the laws of this State ~~{ }~~ and in connection therewith maintain convenient records or make suitable notations in order that an individual record of each licensee showing the convictions of ~~{such}~~ *the* licensee and the traffic accidents in which he was involved shall be readily ascertainable and available for the consideration of the Department upon any application for renewal of license and at other suitable times.

Sec. 20. NRS 483.410 is hereby amended to read as follows:
483.410 1. Except as otherwise provided in subsection 6 and NRS 483.417, for every driver's license, including a motorcycle driver's license, issued and service performed, the following fees must be ~~charged;~~ *paid upon application:*

An original or renewal license issued to a person 65 years of age or older	\$13.50
An original or renewal license issued to any person less than 65 years of age	18.50
Reinstatement of a license after suspension, revocation or cancellation, except a revocation for a violation of NRS 484.379, 484.3795, 484.37955 or 484.379778, or pursuant to NRS 484.384 and 484.385	40.00
Reinstatement of a license after revocation for a violation of NRS 484.379, 484.3795, 484.37955 or 484.379778, or pursuant to NRS 484.384 and 484.385	65.00
A new photograph, change of name, change of other information, except address, or any combination	5.00
A duplicate license	14.00

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

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

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

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

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

- (a) Voluntarily surrendered for medical reasons; or
- (b) Cancelled pursuant to NRS 483.310.

7. All fees and penalties are payable to the Administrator at the time *a person applies for* a license or a renewal license. ~~is issued;~~

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

Sec. 21. NRS 483.820 is hereby amended to read as follows:

483.820 1. A person who applies for an identification card in accordance with the provisions of NRS 483.810 to 483.890, inclusive, *and section 4 of this act* and who is not ineligible to receive an identification card pursuant to NRS 483.861 ~~is~~ is entitled to receive an identification card if he is:

- (a) A resident of this State and is 10 years of age or older and does not hold a valid driver's license or identification card from any state or jurisdiction; or
- (b) A seasonal resident who does not hold a valid Nevada driver's license.

2. Except as otherwise provided in NRS 483.825, the Department shall charge and collect the following fees ~~for the issuance of~~ *upon application for* an original, duplicate or changed identification card:

An original or duplicate identification card issued to a person 65 years of age or older.....	\$4
An original or duplicate identification card issued to a person under 18 years of age	3
A renewal of an identification card for a person under 18 years of age	3
An original or duplicate identification card issued to any other person	9
A renewal of an identification card for any person at least 18 years of age, but less than 65 years of age.....	9
A new photograph or change of name, or both.....	4

3. The Department shall not charge a fee for:

(a) An identification card issued to a person who has voluntarily surrendered his driver's license pursuant to NRS 483.420; or

(b) A renewal of an identification card for a person 65 years of age or older.

4. Except as otherwise provided in NRS 483.825, the increase in fees authorized in NRS 483.347 must be paid in addition to the fees charged pursuant to this section.

5. As used in this section, "photograph" has the meaning ascribed to it in NRS 483.125.

Sec. 22. NRS 483.830 is hereby amended to read as follows:

483.830 *1.* The Director shall:

~~1.-1~~ (a) Prepare suitable identification cards.

~~2.-2~~ (b) Prepare and furnish application forms for ~~those~~ *identification* cards.

~~3.-3~~ (c) Receive applications ~~for~~ *for identification cards and* grant or deny them. ~~and maintain files of applications.~~

~~4.-4~~ (d) Issue identification cards ~~and~~ recall and cancel cards when necessary. ~~and maintain records adequate to preserve the integrity of the system~~

(e) *Except as otherwise provided in subsection 2, maintain, for at least 10 years, digital images of applications for identification cards. Such images must contain:*

(1) All applications denied and, on each thereof, a note regarding the reasons for the denial.

(2) All applications granted.

(3) The name of every holder of an identification card whose card has been recalled or cancelled by the Department and, after each such name, a note regarding the reasons for such action.

(4) The documents that an applicant furnished pursuant to NRS 483.860 to prove:

(I) His name, age and principal address;

(II) His social security number or that he is not eligible to receive a social security number; and

(III) That he is lawfully entitled to live in the United States.

2. If an applicant for an identification card furnished his birth certificate pursuant to NRS 483.860, upon request of the applicant the Department shall record and retain the information from the birth certificate in lieu of maintaining a digital image of the birth certificate.

Sec. 23. NRS 483.840 is hereby amended to read as follows:

483.840 1. The form of the identification cards must be similar to that of drivers' licenses but distinguishable in color or otherwise.

2. Identification cards do not authorize the operation of any motor vehicles.

3. Identification cards must include the following information concerning the holder:

(a) The name and sample signature of the holder.

(b) A unique identification number assigned to the holder that is not based on the holder's social security number.

(c) A personal description of the holder.

(d) The date of birth of the holder.

(e) The current address of the holder in this State.

(f) A colored photograph of the holder.

4. The information required to be included on the identification card pursuant to subsection 3 must be placed on the card in the manner specified in subsection 1 of NRS 483.347.

5. At the time of the issuance or renewal of the identification card, the Department shall:

(a) Give the holder the opportunity to have indicated on his identification card that he wishes to be a donor of all or part of his body pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to make an anatomical gift of his body or part of his body.

(b) Give the holder the opportunity to indicate whether he wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with a donor registry that is in compliance with the provisions of NRS 451.500 to 451.598, inclusive.

~~(d) [If the Department has established a program for imprinting a symbol or other indicator of a medical condition on an identification card pursuant to NRS 483.863, give]~~ Give the holder the opportunity to have a symbol or other indicator of a medical condition, *as prescribed by regulations of the Department pursuant to NRS 483.863*, imprinted on his identification card.

6. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account.

7. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 5 information from the records of the Department relating to persons who have identification cards issued by the Department that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

8. As used in this section, "photograph" has the meaning ascribed to it in NRS 483.125.

Sec. 24. NRS 483.840 is hereby amended to read as follows:

483.840 1. The form of the identification cards must be similar to that of drivers' licenses but distinguishable in color or otherwise.

2. Identification cards do not authorize the operation of any motor vehicles.

3. The Department shall adopt regulations prescribing the information that must be contained on an identification card. *The regulations adopted pursuant to*

this subsection must not conflict with the regulations adopted pursuant to section 4 of this act.

4. At the time of the issuance or renewal of the identification card, the Department shall:

(a) Give the holder the opportunity to have indicated on his identification card that he wishes to be a donor of all or part of his body pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to make an anatomical gift of his body or part of his body.

(b) Give the holder the opportunity to indicate whether he wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with a donor registry that is in compliance with the provisions of NRS 451.500 to 451.598, inclusive.

~~(d) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on an identification card pursuant to NRS 483.863, give~~ (d) Give the holder the opportunity to have a symbol or other indicator of a medical condition, *as prescribed by regulations of the Department pursuant to NRS 483.863*, imprinted on his identification card.

5. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account.

6. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 4 information from the records of the Department relating to persons who have identification cards issued by the Department that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

Sec. 25. NRS 483.850 is hereby amended to read as follows:

483.850 1. Every application for an identification card must be made upon a form provided by the Department and include, without limitation:

(a) The applicant's full legal name.

(b) His date of birth.

(c) His state of legal residence.

(d) His current address of principal residence and mailing address, if different from his address of principal residence, in this State, unless the applicant is on active duty in the military service of the United States.

(e) A statement from:

(1) A resident stating that he does not hold a valid driver's license or identification card from any state or ~~jurisdiction~~ *territory of the United States*; or

(2) A seasonal resident stating that he does not hold a valid Nevada driver's license.

(f) Such other information as the Department may require to determine the eligibility of the applicant.

2. When the form is completed, the applicant must sign the form and ~~verify the contents~~ *affirm, under penalty of perjury* before a person authorized to administer oaths ~~[-~~

~~3. An applicant who has been issued a social security number must provide to the Department for inspection:~~

~~(a) An original card issued to the applicant by the Social Security Administration bearing the social security number of the applicant; or~~

~~(b) Other proof acceptable to the Department bearing the social security number of the applicant, including, without limitation, records of employment or federal income tax returns.~~

~~4.] , that the information contained in the application is true and correct.~~

3. At the time of applying for an identification card, an applicant may, if eligible, register to vote pursuant to NRS 293.524.

~~5.] 4. A person who possesses a driver's license or identification card issued by another state or [jurisdiction] territory of the United States who wishes to apply for an identification card pursuant to this section shall surrender to the Department the driver's license or identification card issued by the other state or [jurisdiction] territory at the time he applies for an identification card pursuant to this section. If the person surrenders to the Department a license or identification card issued to him by another state or territory of the United States other than the State of Nevada, the Department shall notify that other state or territory of the surrender.~~

Sec. 26. NRS 483.860 is hereby amended to read as follows:

483.860 1. Every applicant for an identification card must furnish ~~[proof] to the Department:~~

(a) *Proof* of his full legal name and age by presenting an original or certified copy of the required documents as prescribed by regulation.

(b) *Proof of his address of principal residence by displaying at least two of the required documents as prescribed by regulation.*

(c) *Proof of his social security number or proof that he is not eligible to receive a social security number, as prescribed by regulation.*

(d) *Proof that he is lawfully entitled to live in the United States as prescribed by regulation.*

2. *The Department may issue an identification card to an applicant who does not have the documents or other forms of proof otherwise required by subsection 1 if the applicant meets the requirements prescribed by the Director by regulation. [An identification card issued pursuant to this subsection must be different in form and distinguishable in color or distinguishable in some other manner from an identification card that satisfies the requirements of the federal Real ID Act of 2005, 49 U.S.C. § 30301.] The Director may adopt such regulations as he determines to be necessary or convenient to carry out the provisions of this subsection.*

3. The Director shall adopt regulations:

(a) Prescribing the documents *and other forms of proof that* an applicant may use to ~~[furnish proof of his full legal name and age]~~ *prove* to the Department ~~[:] the matters described in subsection 1;~~ and

(b) Setting forth criteria pursuant to which the Department will issue or refuse to issue an identification card in accordance with this section to a person who is a citizen of ~~[a]~~ *any* state, the District of Columbia, any territory of the United States or a foreign country. The criteria pursuant to which the Department ~~[shall]~~ *will* issue or refuse to issue an identification card to a citizen of a foreign country must be based upon the purpose for which that person is present within the United States.

~~[3.] 4. Notwithstanding any other provision of this section, the Department shall not accept a consular identification card as proof of the age or identity of an applicant for an identification card. As used in this subsection, "consular identification card" has the meaning ascribed to it in NRS 232.006.~~

Sec. 27. NRS 483.863 is hereby amended to read as follows:

483.863 1. The Department ~~[may]~~ *shall* adopt regulations establishing a program for the imprinting of a symbol or other indicator of a medical condition on an identification card issued by the Department.

2. Regulations adopted pursuant to subsection 1 must require the symbol or other indicator of a medical condition which is imprinted on an identification card to conform with the International Classification of Diseases, ~~Ninth~~ Tenth Revision, Clinical Modification, or the ~~most~~ current revision, adopted by the National Center for Health Statistics and the Centers for Medicare and Medicaid Services.

3. The Department may apply for and accept any gift, grant, appropriation or other donation to assist in carrying out a program established pursuant to the provisions of this section.

Sec. 28. NRS 483.865 is hereby amended to read as follows:

483.865 1. Upon the application of a person with a disability which limits or impairs the ability to walk, the Department shall place on any identification card issued to the person pursuant to NRS 483.810 to 483.890, inclusive, *and section 2 of this act* a designation that the person is a person with a disability. The application must include a statement from a licensed physician certifying that the applicant is a person with a disability which limits or impairs the ability to walk.

2. For the purposes of this section, "person with a disability which limits or impairs the ability to walk" has the meaning ascribed to it in NRS 482.3835.

Sec. 29. NRS 483.902 is hereby amended to read as follows:

483.902 The provisions of NRS 483.900 to 483.940, inclusive, *and section 5 of this act* apply only with respect to commercial drivers' licenses.

Sec. 30. NRS 483.904 is hereby amended to read as follows:

483.904 As used in NRS 483.900 to 483.940, inclusive, *and section 5 of this act*, unless the context otherwise requires:

1. "Commercial driver's license" means a license issued to a person which authorizes him to drive a class or type of commercial motor vehicle.

2. "Commercial Driver's License Information System" means the information system maintained by the Secretary of Transportation pursuant to 49 U.S.C. § 31309 to serve as a clearinghouse for locating information relating to the licensing, identification and disqualification of operators of commercial motor vehicles.

3. "Out-of-service order" means a temporary prohibition against driving a commercial motor vehicle.

Sec. 31. NRS 483.908 is hereby amended to read as follows:

483.908 The Department shall adopt regulations:

1. Providing for the issuance, expiration, renewal, suspension, revocation and reinstatement of commercial drivers' licenses;

2. Providing the same exemptions allowed pursuant to federal regulations for farmers, firefighters, military personnel or any other class of operators or vehicles for which exemptions are authorized by federal law or regulations;

3. Specifying the violations which constitute grounds for disqualification from driving a commercial motor vehicle and the penalties associated with each violation;

4. Setting forth a schedule of various alcohol concentrations and the penalties which must be imposed if those concentrations are detected in the breath, blood, urine or other bodily substances of a person who is driving, operating or is in actual physical control of a commercial motor vehicle; and

5. Necessary to enable it to carry out the provisions of NRS 483.900 to 483.940, inclusive ~~H~~, *and section 5 of this act*.

➤ The Department shall not adopt regulations which are more restrictive than the federal regulations adopted pursuant to the Commercial Motor Vehicle Safety Act of 1986, as amended, 49 U.S.C. chapter 313 (§§ 31301 et seq.). *The regulations adopted pursuant to this section must not conflict with the regulations adopted*

~~pursuant to section 5 of this act . for the requirements of the federal Real ID Act of 2005, 49 U.S.C. § 30301.~~

Sec. 32. NRS 483.910 is hereby amended to read as follows:

483.910 1. The Department shall charge and collect the following fees ~~†~~:

~~For an~~ *upon application for an original, duplicate or changed commercial driver's license:*

<i>An</i> original commercial driver's license which requires the Department to administer a driving skills test.....	\$84
For an <i>An</i> original commercial driver's license which does not require the Department to administer a driving skills test.....	54
For renewal <i>Renewal</i> of a commercial driver's license which requires the Department to administer a driving skills test	84
For renewal <i>Renewal</i> of a commercial driver's license which does not require the Department to administer a driving skills test	54
For reinstatement <i>Reinstatement</i> of a commercial driver's license after suspension or revocation of the license for a violation of NRS 484.379, 484.3795, 484.37955 or 484.379778, or pursuant to NRS 484.384 and 484.385, or pursuant to 49 C.F.R. § 383.51(b)(2)(i) or (ii)	84
For reinstatement <i>Reinstatement</i> of a commercial driver's license after suspension, revocation, cancellation or disqualification of the license, except a suspension or revocation for a violation of NRS 484.379, 484.3795, 484.37955 or 484.379778, or pursuant to NRS 484.384 and 484.385, or pursuant to 49 C.F.R. § 383.51(b)(2)(i) or (ii)	54
For the <i>The</i> transfer of a commercial driver's license from another jurisdiction, which requires the Department to administer a driving skills test.....	84
For the <i>The</i> transfer of a commercial driver's license from another jurisdiction, which does not require the Department to administer a driving skills test.....	54
For a <i>A</i> duplicate commercial driver's license.....	19
For any <i>Any</i> change of information on a commercial driver's license	9
For each <i>Each</i> endorsement added after the issuance of an original commercial driver's license	14
For the <i>The</i> administration of a driving skills test to change any information on, or add an endorsement to, an existing commercial driver's license	30

2. The Department shall charge and collect an annual fee of \$555 from each person who is authorized by the Department to administer a driving skills test pursuant to NRS 483.912.

3. An additional charge of \$3 must be charged for each knowledge test administered to a person who has twice failed the test.

4. An additional charge of \$25 must be charged for each driving skills test administered to a person who has twice failed the test.

5. The increase in fees authorized in NRS 483.347 must be paid in addition to the fees charged pursuant to this section.

6. The Department shall charge an applicant for a hazardous materials endorsement an additional fee for the processing of fingerprints. The Department shall establish the additional fee by regulation, except that the amount of the additional fee must not exceed the sum of the amount charged by the Central Repository for Nevada Records of Criminal History and each applicable federal agency to process the fingerprints for a background check of the applicant in accordance with Section 1012 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of 2001, 49 U.S.C. § 5103a.

Sec. 33. NRS 483.928 is hereby amended to read as follows:

483.928 **1.** A person who wishes to be issued a commercial driver's license by this State must:

~~1-1~~ (a) Apply to the Department for a commercial driver's license;

~~2-1~~ (b) In accordance with standards contained in regulations adopted by the Department:

~~3-1~~ (1) Pass a knowledge test for the type of motor vehicle he operates or expects to operate; and

~~4-1~~ (2) Pass a driving skills test for driving a commercial motor vehicle taken in a motor vehicle which is representative of the type of motor vehicle he operates or expects to operate;

~~5-1~~ (c) Comply with all other requirements contained in the regulations adopted by the Department pursuant to *this section and* NRS 483.908;

~~6-1~~ (d) Not be ineligible to be issued a commercial driver's license pursuant to NRS 483.929; and

~~7-1~~ (e) For the issuance of a commercial driver's license with an endorsement for hazardous materials, submit a complete set of fingerprints and written permission authorizing the Department to forward the fingerprints to the Central Repository for Nevada Records of Criminal History and all applicable federal agencies to process the fingerprints for a background check of the applicant in accordance with Section 1012 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of 2001, 49 U.S.C. § 5103a.

2. Every applicant for a commercial driver's license must furnish to the Department:

(a) Proof of his full legal name and age by displaying an original or certified copy of the required documents as prescribed by regulation.

(b) Proof of his address of principal residence by displaying at least two of the required documents as prescribed by regulation.

(c) Proof of his social security number as prescribed by regulation.

(d) Proof that he is lawfully entitled to live in the United States as prescribed by regulation.

3. The Department shall adopt regulations prescribing the documents and other forms of proof that an applicant may use to prove to the Department the matters described in subsection 2.

4. The Department may issue a commercial driver's license to an applicant who does not have the documents or other forms of proof otherwise required by subsection 2 if the applicant meets the requirements prescribed by the Director by regulation. ~~[A commercial driver's license issued pursuant to this subsection must be different in form and distinguishable in color or distinguishable in some other manner from a commercial driver's license that satisfies the requirements of the federal Real ID Act of 2005, 49 U.S.C. § 30301.]~~ The Director may adopt such regulations as he determines to be necessary or convenient to carry out the provisions of this subsection.

1 5. *Except as otherwise provided in subsection 6, the Department shall*
2 *maintain, for at least 10 years, digital images of applications for commercial*
3 *drivers' licenses. Such images must contain:*

4 (a) *All applications denied and, on each thereof, a note regarding the*
5 *reasons for the denial.*

6 (b) *All applications granted.*

7 (c) *The name of every holder of a commercial driver's license whose*
8 *commercial driver's license has been suspended or revoked by the Department*
9 *and, after each such name, a note regarding the reasons for such action.*

10 (d) *The documents that an applicant furnished pursuant to subsection 2 to*
11 *prove:*

12 (1) *His name, age and principal address;*

13 (2) *His social security number; and*

14 (3) *That he is lawfully entitled to live in the United States.*

15 6. *If an applicant for a commercial driver's license furnished his birth*
16 *certificate pursuant to subsection 2, upon request of the applicant, the*
17 *Department shall record and retain the information from the birth certificate in*
18 *lieu of maintaining a digital image of the birth certificate.*

19 **Sec. 34.** NRS 484.077 is hereby amended to read as follows:

20 484.077 "License to drive a motor vehicle" means any license or permit to
21 drive a motor vehicle issued under the laws of this State, including:

22 1. Any temporary license , *license issued pursuant to paragraph (b) of*
23 *subsection 7 of NRS 483.290* or instruction permit.

24 2. The privilege of any person to drive a motor vehicle whether or not ~~such~~
25 *the* person holds a valid license.

26 3. Any nonresident's driving privilege.

27 **Sec. 35.** Section 48.5 of chapter 486, Statutes of Nevada 2007, at page 2813,
28 is hereby amended to read as follows:

29 Sec. 48.5. ~~48.5~~ The regulations adopted by the Department of Motor
30 Vehicles or the Director of the Department pursuant to:

31 ~~(a)~~ 1. Subsections 1 and 3 of NRS 481.052, as amended by section
32 1 of this act;

33 ~~(b)~~ 2. Subsection 3 of NRS 483.290, as amended by section 1 of
34 this act;

35 ~~(c)~~ 3. Subsection 2 of NRS 483.340, as amended by section 4 of
36 this act;

37 ~~(d)~~ 4. Subsection 2 of NRS 483.380, as amended by section 5 of
38 this act;

39 ~~(e)~~ 5. Subsection 3 of NRS 483.840, as amended by section 13 of
40 this act;

41 ~~(f)~~ 6. Subsection 2 of NRS 483.860, as amended by section 15 of
42 this act;

43 ~~(g)~~ 7. Subsection 2 of NRS 483.875, as amended by section 16 of
44 this act;

45 ~~(h)~~ 8. Subsections 4 and 8 of NRS 486.081, as amended by section
46 40 of this act; and

47 ~~(i)~~ 9. Subsection 2 of NRS 486.161, as amended by section 41 of
48 this act,

49 ➤ must be consistent with the regulations issued by the Secretary of
50 Homeland Security to implement the provisions of the Real ID Act of 2005,
51 Public Law 109-13, Division B, Title II, 119 Stat. 311, 49 U.S.C. § 30301.

~~[2. The regulations of the Department of Motor Vehicles or the Director of the Department specified in subsection 1 must not become effective until the later of:~~

~~— (a) May 11, 2008;~~

~~— (b) The effective date of the regulations issued by the Secretary of Homeland Security to implement the provisions of the Real ID Act of 2005; or~~

~~— (c) The expiration of any extension of time granted to this State by the Secretary of Homeland Security to comply with the provisions of the Real ID Act of 2005.]~~

Sec. 36. Section 49 of chapter 486, Statutes of Nevada 2007, at page 2814, is hereby amended to read as follows:

Sec. 49. 1. This section and section 48.5 of this act become effective upon passage and approval.

2. Sections 1 to 7, inclusive, 9 to 41, inclusive, 43, 44, 45 and 48 of this act become effective upon passage and approval for the purposes of adopting regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act. For all other purposes:

(a) Sections 3, 6, 7, 9 to 12, inclusive, 17 to 39, inclusive, and 43, 44, 45 and 48 of this act become effective on October 1, 2007; and

(b) Sections 1, 2, 4, 5, 13 to 16, inclusive, 40 and 41 of this act become effective ~~[upon the later of:~~

~~(1)] [May 11, 2008;~~

~~(2) The effective date of] on January 1, 2010 .f; or~~

~~(2) The date that the State is required to be in material compliance with the provisions of the Real ID Act of 2005, as prescribed by the regulations issued by the Secretary of Homeland Security to implement the provisions of the Real ID Act of 2005 .f; or~~

~~(3) The expiration of any extension of time granted to this State by the Secretary of Homeland Security to comply with the provisions of the Real ID Act of 2005.]~~

3. Sections 7 and 41 of this act expire by limitation on the date on which the provisions of 42 U.S.C. § 666 requiring each state to establish procedures under which the state has authority to withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

(a) Have failed to comply with a subpoena or warrant relating to a proceeding to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or

(b) Are in arrears in the payment of the support of one or more children,

↪ are repealed by the Congress of the United States.

4. Sections 8 and 42 of this act become effective on the date on which the provisions of 42 U.S.C. § 666 requiring each state to establish procedures under which the state has authority to withhold or suspend, or to restrict the use of professional, occupational and recreational licenses of persons who:

(a) Have failed to comply with a subpoena or warrant relating to a proceeding to determine the paternity of a child or to establish or enforce an obligation for the support of a child; or

(b) Are in arrears in the payment of the support of one or more children,

are repealed by the Congress of the United States.

5. Sections 21 and 22 of this act expire by limitation on the date of the repeal of the federal law requiring each state to make it unlawful for a person to operate a motor vehicle with a blood alcohol concentration of 0.08 percent or greater as a condition to receiving federal funding for the construction of highways in this State.

6. Sections 46 and 47 of this act become effective on the date of the repeal of the federal law requiring each state to make it unlawful for a person to operate a motor vehicle with a blood alcohol concentration of 0.08 percent or greater as a condition to receiving federal funding for the construction of highways in this State.

Sec. 37. NRS 483.081 and 483.082 are hereby repealed.

Sec. 38. ~~{The regulations adopted by the Department of Motor Vehicles or the Director of the Department pursuant to:~~

~~1. Sections 3, 4 and 5 of this act;~~

~~2. NRS 483.290, as amended by section 11 of this act;~~

~~3. NRS 483.3485, as amended by section 15 of this act;~~

~~4. NRS 483.390, as amended by section 18 of this act;~~

~~5. NRS 483.850, as amended by section 25 of this act;~~

~~6. NRS 483.860, as amended by section 26 of this act;~~

~~7. NRS 483.863, as amended by section 27 of this act;~~

~~8. NRS 483.908, as amended by section 31 of this act; and~~

~~9. NRS 483.928, as amended by section 33 of this act;~~

~~must be consistent with the regulations issued by the Secretary of Homeland Security to implement the provisions of the federal Real ID Act of 2005, Public Law 109-13, Division B, Title II, 119 Stat. 311, 49 U.S.C. § 30301.} **(Deleted by amendment.)**~~

Sec. 39. 1. This section and sections 1, 9, 12, 14, 15, 16, 23, 27 and 35 to 38, inclusive, of this act become effective upon passage and approval.

2. Sections 2 to 8, inclusive, 10, 11, 13, and 17 to 22, inclusive, 24, 25, 26 and 28 to 34, inclusive, of this act become effective:

(a) Upon passage and approval for the purposes of adopting regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act.

(b) For all other purposes, ~~upon the later of~~ **at** 12:01 a.m. on ~~for~~

~~(1) January 1, 2010, or~~

~~(2) The date that the State is required to be in material compliance with the provisions of the Real ID Act of 2005, as prescribed by the regulations issued by the Secretary of Homeland Security to implement the provisions of the Real ID Act of 2005.}~~

TEXT OF REPEALED SECTIONS

483.081 “International instructor” defined. “International instructor” means a person:

1. Who is at least 18 years of age;
2. Whose legal residence is not in this State;
3. Who comes into this State to teach at an educational institution for an indefinite period; and

4. Who may declare himself to be a resident of this State for the limited purpose of obtaining a driver's license or identification card.

483.082 "International student" defined. "International student" means a student:

1. Who is at least 18 years of age;
2. Whose legal residence is not in this State;
3. Who comes into this State to attend an educational institution for an indefinite period; and
4. Who may declare himself to be a resident of this State for the limited purpose of obtaining a driver's license or identification card.