

SENATE BILL NO. 19—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED DECEMBER 20, 2012

Referred to Committee on Transportation

SUMMARY—Revises provisions concerning driving under the influence of intoxicating liquor or a controlled substance. (BDR 43-366)

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 driving under the influence; revising provisions concerning violations of local ordinances prohibiting driving under the influence of intoxicating liquor or a controlled substance; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law authorizes the governing body of each city to enact an ordinance
2 adopting the penalties set forth in state law for a misdemeanor offense of driving
3 under the influence of intoxicating liquor or a controlled substance. (NRS
4 484A.410) This bill specifically authorizes the governing body of each county to
5 adopt such an ordinance. This bill also provides that a person convicted of a
6 violation of a city or county ordinance prohibiting driving under the influence is
7 subject to the same legal consequences as a person convicted of a violation of the
8 state law prohibiting the same or similar conduct, including, without limitation,
9 consequences related to the revocation of the driver's license of a person convicted
10 of driving under the influence. (NRS 483.460)

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

1 **Section 1.** NRS 484A.410 is hereby amended to read as
2 follows:

3 484A.410 *1.* The governing body of each city *or county* may
4 enact an ordinance adopting the penalties set forth for misdemeanors



1 in NRS 484C.400 for similar offenses under city *or county*
2 ordinance.

3 *2. A person convicted of a violation of an ordinance enacted*
4 *by the governing body of a city or county that prohibits the same*
5 *or similar conduct as set forth in NRS 484C.110 or 484C.120 is*
6 *subject to each provision of law that applies to a person convicted*
7 *of a violation of NRS 484C.110 or 484C.120, including, without*
8 *limitation, the revocation of the license, permit or privilege to drive*
9 *of the person pursuant to NRS 483.460.*

10 **Sec. 2.** The amendatory provisions of this act apply to a person
11 convicted of a violation before, on or after July 1, 2013.

12 **Sec. 3.** This act becomes effective on July 1, 2013.

