

SENATE BILL NO. 3—SENATOR GUSTAVSON

PREFILED DECEMBER 19, 2014

JOINT SPONSORS: ASSEMBLYMEN O'NEILL AND SILBERKRAUS

Referred to Committee on Transportation

SUMMARY—Requires the Department of Motor Vehicles to establish a registry of emergency contact information for certain persons. (BDR 43-14)

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 public safety; requiring the Department of Motor Vehicles to establish a registry of emergency contact information for certain persons who possess a driver's license, identification card or driver authorization card; requiring certain law enforcement personnel to use the registry to notify an emergency contact person regarding any persons involved in a motor vehicle accident; authorizing certain law enforcement personnel to use the registry to notify an emergency contact person regarding any persons involved in an accident or emergency situation other than a motor vehicle accident; providing immunity from liability to the Department and others with access to the registry for certain acts and omissions related to the registry; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 **Section 8** of this bill requires the Department of Motor Vehicles to establish a
2 registry on its Internet website to be known as the Next-of-Kin Registry. The
3 Registry must include, in a secure portion of the website, a registry record unique to
4 each registrant. Information in the Registry will be accessible to law enforcement, a
5 coroner or medical examiner and the registrant, and parent or guardian of the
6 registrant if the registrant is a minor. **Section 9** of this bill provides the
7 requirements for a registrant to establish a registry record in the Next-of-Kin



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8 Registry and allows a registrant to submit emergency contact information for not
9 more than two emergency contact persons. **Section 10** of this bill requires law
10 enforcement personnel to search the Registry to identify and make reasonable
11 efforts to make contact with the emergency contact person of a registrant if the
12 registrant is unable to communicate after a serious motor vehicle accident. **Section**
13 **10** also allows a coroner or medical examiner to access the Registry to identify the
14 next-of-kin of a decedent. **Section 10.5** of this bill authorizes law enforcement
15 personnel to search the Registry to identify and make reasonable efforts to make
16 contact with the emergency contact person of a registrant if the registrant is unable
17 to communicate after an accident or emergency situation other than a motor vehicle
18 accident. **Sections 1, 2, 8 and 11** of this bill limit access to the information in the
19 Registry to the registrant, law enforcement personnel, a coroner or medical
20 examiner or his or her respective personnel and the Department, with certain
21 exceptions, including other persons authorized by a court order. **Sections 11 and 21**
22 of this bill further provide that the names, telephone numbers and addresses of
23 emergency contact persons in the Registry are confidential, not public records for
24 the purposes of the Open Meeting Law and not discoverable except upon a
25 subpoena issued in a criminal matter. (See chapter 239 of NRS) **Section 12** of this
26 bill limits the civil and criminal liability of those authorized to establish, maintain
27 and access the Registry. **Section 13** of this bill authorizes the Department to adopt
28 regulations necessary to implement and maintain the Next-of-Kin Registry.
29 **Sections 14-20** of this bill require the Department, at the time of the application for
30 or the renewal of a driver's license, identification card or driver authorization card,
31 to provide the applicant a form to register with the Next-of-Kin Registry.

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

1 **Section 1.** NRS 481.063 is hereby amended to read as follows:

2 481.063 1. The Director may charge and collect reasonable
3 fees for official publications of the Department and from persons
4 making use of files and records of the Department or its various
5 divisions for a private purpose. All money so collected must be
6 deposited in the State Treasury for credit to the Motor Vehicle Fund.

7 2. Except as otherwise provided in subsection 6, the Director
8 may release personal information, except a photograph, from a file
9 or record relating to the driver's license, identification card, or title
10 or registration of a vehicle of a person if the requester submits a
11 written release from the person who holds a lien on the vehicle, or
12 an agent of that person, or the person about whom the information is
13 requested which is dated not more than 90 days before the date of
14 the request. The written release must be in a form required by the
15 Director.

16 3. Except as otherwise provided in subsections 2 and 4, the
17 Director shall not release to any person who is not a representative
18 of the Division of Welfare and Supportive Services of the
19 Department of Health and Human Services or an officer, employee
20 or agent of a law enforcement agency, an agent of the public
21 defender's office or an agency of a local government which collects



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1 fines imposed for parking violations, who is not conducting an
2 investigation pursuant to NRS 253.0415 or 253.220, who is not
3 authorized to transact insurance pursuant to chapter 680A of NRS or
4 who is not licensed as a private investigator pursuant to chapter 648
5 of NRS and conducting an investigation of an insurance claim:

6 (a) A list which includes license plate numbers combined with
7 any other information in the records or files of the Department;

8 (b) The social security number of any person, if it is requested to
9 facilitate the solicitation of that person to purchase a product or
10 service; or

11 (c) The name, address, telephone number or any other
12 personally identifiable information if the information is requested by
13 the presentation of a license plate number.

14 ➤ When such personally identifiable information is requested of a
15 law enforcement agency by the presentation of a license plate
16 number, the law enforcement agency shall conduct an investigation
17 regarding the person about whom information is being requested or,
18 as soon as practicable, provide the requester with the requested
19 information if the requester officially reports that the motor vehicle
20 bearing that license plate was used in a violation of NRS 205.240,
21 205.345, 205.380 or 205.445.

22 4. If a person is authorized to obtain such information pursuant
23 to a contract entered into with the Department and if such
24 information is requested for the purpose of an advisory notice
25 relating to a motor vehicle or the recall of a motor vehicle or for the
26 purpose of providing information concerning the history of a
27 vehicle, the Director may release:

28 (a) A list which includes license plate numbers combined with
29 any other information in the records or files of the Department; or

30 (b) The name, address, telephone number or any other
31 personally identifiable information if the information is requested by
32 the presentation of a license plate number.

33 5. Except as otherwise provided in subsections 2, 4 and 6 and
34 NRS 483.294, 483.855 and 483.937, the Director shall not release
35 any personal information from a file or record relating to a driver's
36 license, identification card, or title or registration of a vehicle.

37 6. Except as otherwise provided in paragraph (a) and
38 subsection 7, if a person or governmental entity provides a
39 description of the information requested and its proposed use and
40 signs an affidavit to that effect, the Director may release any
41 personal information, except a photograph, from a file or record
42 relating to a driver's license, identification card, or title or
43 registration of a vehicle for use:

44 (a) By any governmental entity, including, but not limited to,
45 any court or law enforcement agency, in carrying out its functions,



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1 or any person acting on behalf of a federal, state or local
2 governmental agency in carrying out its functions. The personal
3 information may include a photograph from a file or record relating
4 to a driver's license, identification card, or title or registration of a
5 vehicle.

6 (b) In connection with any civil, criminal, administrative or
7 arbitration proceeding before any federal or state court, regulatory
8 body, board, commission or agency, including, but not limited to,
9 use for service of process, investigation in anticipation of litigation,
10 and execution or enforcement of judgments and orders, or pursuant
11 to an order of a federal or state court.

12 (c) In connection with matters relating to:

- 13 (1) The safety of drivers of motor vehicles;
- 14 (2) Safety and thefts of motor vehicles;
- 15 (3) Emissions from motor vehicles;
- 16 (4) Alterations of products related to motor vehicles;
- 17 (5) An advisory notice relating to a motor vehicle or the
18 recall of a motor vehicle;
- 19 (6) Monitoring the performance of motor vehicles;
- 20 (7) Parts or accessories of motor vehicles;
- 21 (8) Dealers of motor vehicles; or
- 22 (9) Removal of nonowner records from the original records
23 of motor vehicle manufacturers.

24 (d) By any insurer, self-insurer or organization that provides
25 assistance or support to an insurer or self-insurer or its agents,
26 employees or contractors, in connection with activities relating to
27 the rating, underwriting or investigation of claims or the prevention
28 of fraud.

29 (e) In providing notice to the owners of vehicles that have been
30 towed, repossessed or impounded.

31 (f) By an employer or its agent or insurer to obtain or verify
32 information relating to a holder of a commercial driver's license
33 who is employed by or has applied for employment with the
34 employer.

35 (g) By a private investigator, private patrol officer or security
36 consultant who is licensed pursuant to chapter 648 of NRS, for any
37 use permitted pursuant to this section.

38 (h) By a reporter or editorial employee who is employed by or
39 affiliated with any newspaper, press association or commercially
40 operated, federally licensed radio or television station for a
41 journalistic purpose. The Department may not make any inquiries
42 regarding the use of or reason for the information requested other
43 than whether the information will be used for a journalistic purpose.

44 (i) In connection with an investigation conducted pursuant to
45 NRS 253.0415 or 253.220.



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(j) In activities relating to research and the production of statistical reports, if the personal information will not be published or otherwise redisclosed, or used to contact any person.

7. Except as otherwise provided in paragraph (j) of subsection 6, the Director shall not provide personal information to individuals or companies for the purpose of marketing extended vehicle warranties, and a person who requests and receives personal information may sell or disclose that information only for a use permitted pursuant to subsection 6. Such a person shall keep and maintain for 5 years a record of:

(a) Each person to whom the information is provided; and

(b) The purpose for which that person will use the information.

➔ The record must be made available for examination by the Department at all reasonable times upon request.

8. Except as otherwise provided in subsection 2, the Director may deny any use of the files and records if the Director reasonably believes that the information taken may be used for an unwarranted invasion of a particular person's privacy.

9. Except as otherwise provided in NRS 485.316, the Director shall not allow any person to make use of information retrieved from the system created pursuant to NRS 485.313 for a private purpose and shall not in any other way release any information retrieved from that system.

10. *Except as otherwise provided in sections 8, 10 and 10.5 of this act, or as otherwise required by law, the Director shall not:*

(a) Allow any person to make use of information retrieved from the Next-of-Kin Registry established pursuant to section 8 of this act for:

(1) A private purpose; or

(2) Any purpose relating to the legal presence of a person;

or

(b) In any other way release any information retrieved from the Registry.

11. The Director shall not release any information relating to legal presence or any other information relating to or describing immigration status, nationality or citizenship from a file or record relating to a request for or the issuance of a license, identification card or title or registration of a vehicle to any person or to any federal, state or local governmental entity for any purpose relating to the enforcement of immigration laws.

~~11.1~~ 12. The Director shall adopt such regulations as the Director deems necessary to carry out the purposes of this section. In addition, the Director shall, by regulation, establish a procedure whereby a person who is requesting personal information may establish an account with the Department to facilitate the person's



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1 ability to request information electronically or by written request if
2 the person has submitted to the Department proof of employment or
3 licensure, as applicable, and a signed and notarized affidavit
4 acknowledging that the person:

5 (a) Has read and fully understands the current laws and
6 regulations regarding the manner in which information from the
7 Department's files and records may be obtained and the limited uses
8 which are permitted;

9 (b) Understands that any sale or disclosure of information so
10 obtained must be in accordance with the provisions of this section;

11 (c) Understands that a record will be maintained by the
12 Department of any information he or she requests; and

13 (d) Understands that a violation of the provisions of this section
14 is a criminal offense.

15 ~~12.1~~ **13.** It is unlawful for any person to:

16 (a) Make a false representation to obtain any information from
17 the files or records of the Department.

18 (b) Knowingly obtain or disclose any information from the files
19 or records of the Department for any use not permitted by the
20 provisions of this chapter.

21 ~~13.1~~ **14.** As used in this section:

22 (a) "Information relating to legal presence" means information
23 that may reveal whether a person is legally present in the United
24 States, including, without limitation, whether the driver's license
25 that a person possesses is a driver authorization card, whether the
26 person applied for a driver's license pursuant to NRS 483.290 or
27 483.291 and the documentation used to prove name, age and
28 residence that was provided by the person with his or her application
29 for a driver's license.

30 (b) "Personal information" means information that reveals the
31 identity of a person, including, without limitation, his or her
32 photograph, social security number, individual taxpayer
33 identification number, driver's license number, identification card
34 number, name, address, telephone number or information regarding
35 a medical condition or disability. The term does not include the zip
36 code of a person when separate from his or her full address,
37 information regarding vehicular accidents or driving violations in
38 which he or she has been involved or other information otherwise
39 affecting his or her status as a driver.

40 (c) "Vehicle" includes, without limitation, an off-highway
41 vehicle as defined in NRS 490.060.

42 **Sec. 2.** NRS 482.170 is hereby amended to read as follows:

43 482.170 Except as otherwise provided in NRS 239.0115,
44 481.063 and 485.316, **and sections 8, 10 and 10.5 of this act**, all
45 personal information in the records of registration and licensing in



1 the offices of the Department is confidential and must not
2 knowingly be disclosed by the Department.

3 **Sec. 3.** Chapter 483 of NRS is hereby amended by adding
4 thereto the provisions of sections 4 to 13, inclusive, of this act.

5 **Sec. 4.** *As used in sections 4 to 13, inclusive, of this act,*
6 *unless the context otherwise requires, the words and terms defined*
7 *in sections 5, 6 and 7 of this act have the meanings ascribed to*
8 *them in those sections.*

9 **Sec. 5.** *"Identification card" means an identification card*
10 *issued by the Department pursuant to NRS 483.810 to 483.890,*
11 *inclusive.*

12 **Sec. 6.** *"Next-of-Kin Registry" means the registry of*
13 *emergency contact persons established pursuant to section 8 of*
14 *this act.*

15 **Sec. 7.** *"Registrant" means a person who registers with the*
16 *Next-of-Kin Registry pursuant to section 9 of this act.*

17 **Sec. 8.** 1. *The Department shall establish and maintain on*
18 *its Internet website a registry to be known as the Next-of-Kin*
19 *Registry. The Next-of-Kin Registry must include, without*
20 *limitation, in a secure portion of the Internet website, a registry*
21 *record unique to each registrant.*

22 2. *Except as otherwise provided in this section, the*
23 *Department shall provide access to, or information from, the*
24 *registry record of a registrant in the Next-of-Kin Registry to:*

25 (a) *A law enforcement officer or other duly authorized*
26 *employee of a law enforcement agency who conducts a search*
27 *pursuant to section 10 or 10.5 of this act;*

28 (b) *A coroner or medical examiner or a duly authorized*
29 *employee of a coroner or medical examiner who conducts a search*
30 *pursuant to section 10 of this act;*

31 (c) *The registrant for the purpose of adding, amending or*
32 *deleting the name, telephone number, address or electronic mail*
33 *address of an emergency contact person;*

34 (d) *The parent or legal guardian of a registrant who is less*
35 *than 18 years of age and is not emancipated; and*

36 (e) *Employees of the Department to the extent necessary to*
37 *carry out the provisions of sections 4 to 13, inclusive, of this act.*

38 3. *The Department may provide access to, or information*
39 *from, the registry record of a registrant:*

40 (a) *Pursuant to the lawful order of a court of competent*
41 *jurisdiction; or*

42 (b) *At the request of the personal representative of a deceased*
43 *registrant.*

44 **Sec. 9.** 1. *A person may register with the Next-of-Kin*
45 *Registry if the person possesses:*



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1 (a) A Nevada driver's license, identification card or driver
2 authorization card; and

3 (b) An Internet portal account with the Department.

4 2. The Department shall prescribe the information a person
5 must submit electronically through the person's portal account to
6 register with the Next-of-Kin Registry, which must include,
7 without limitation:

8 (a) An affirmative indication of the desire of the person to
9 become a registrant;

10 (b) The driver's license number, identification card number or
11 driver authorization card number of the person;

12 (c) The name, telephone number, address and electronic mail
13 address, if available, of not more than two emergency contact
14 persons who are at least 18 years of age, one of whom is the
15 parent or legal guardian of the person if he or she is less than 18
16 years of age and is not emancipated; and

17 (d) If the registrant is less than 18 years of age and is not
18 emancipated, the driver's license number, identification card
19 number or driver authorization card number, if any, of the parent
20 or legal guardian whose contact information is submitted by the
21 registrant pursuant to paragraph (c).

22 3. If a person submits the information required pursuant to
23 subsection 2 to become a registrant, the Department shall:

24 (a) Create a registry record within the Next-of-Kin Registry for
25 the registrant which includes the information regarding the
26 emergency contact persons provided by the registrant; and

27 (b) Provide to the registrant information regarding:

28 (1) The persons and entities who will have access to the
29 information in the Registry; and

30 (2) Who will be notified in the event of an emergency
31 involving the registrant.

32 **Sec. 10.** 1. A law enforcement officer or a duly authorized
33 employee of a law enforcement agency must, as soon as
34 practicable, search the Next-of-Kin Registry for an emergency
35 contact person of a driver or passenger in a motor vehicle if the
36 driver or passenger:

37 (a) Possesses a Nevada driver's license, identification card or
38 driver authorization card;

39 (b) Has been involved in a motor vehicle accident which
40 results in the death, serious bodily injury or other incapacitation
41 of the driver or passenger; and

42 (c) Is incapable of communicating.

43 2. Except as otherwise provided in subsection 3, if the law
44 enforcement officer or the duly authorized employee of a law
45 enforcement agency identifies an emergency contact person of a



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1 *driver or passenger through the Next-of-Kin Registry pursuant to*
2 *this section, the officer or employee must make a reasonable*
3 *attempt to notify the emergency contact person, as soon as*
4 *practicable, of the hospital or other location at which the driver or*
5 *passenger may be located.*

6 *3. In the event of the death of a driver or passenger in a*
7 *motor vehicle accident, the law enforcement officer or the duly*
8 *authorized employee of a law enforcement agency shall coordinate*
9 *the notification of the emergency contact person with the coroner*
10 *or medical examiner, as applicable. Such notification may only be*
11 *made after the positive identification of the decedent.*

12 *4. A coroner or medical examiner or a duly authorized*
13 *employee of a coroner or medical examiner may access the Next-*
14 *of-Kin Registry to search for the next-of-kin of a decedent if the*
15 *decedent possessed a Nevada driver's license, identification card*
16 *or driver authorization card at the time of his or her death.*

17 **Sec. 10.5.** *1. A law enforcement officer or a duly appointed*
18 *authorized employee of a law enforcement agency may search the*
19 *Next-of-Kin Registry for an emergency contact person of a person*
20 *if the person on whose behalf the search is conducted:*

21 *(a) Possesses a Nevada driver's license, identification card or*
22 *driver authorization card;*

23 *(b) Has been involved in an accident or emergency situation*
24 *other than a motor vehicle accident which results in the death,*
25 *serious bodily injury or other incapacitation of the person; and*

26 *(c) Is incapable of communicating.*

27 *2. Except as otherwise provided in subsection 3, if the law*
28 *enforcement officer or the duly authorized employee of a law*
29 *enforcement agency identifies an emergency contact person of a*
30 *person through the Next-of-Kin Registry pursuant to this section,*
31 *the officer or employee shall make a reasonable attempt to notify*
32 *the emergency contact person of the hospital or other location at*
33 *which the injured or incapacitated person may be located.*

34 *3. In the event of the death of a person due to an accident or*
35 *other emergency situation other than a motor vehicle accident, the*
36 *law enforcement officer or the duly authorized employee of a law*
37 *enforcement agency shall coordinate the notification of the*
38 *emergency contact person with the coroner or medical examiner,*
39 *as applicable. Such notification may only be made after the*
40 *positive identification of the decedent.*

41 **Sec. 11.** *Except as otherwise provided in sections 8, 10 and*
42 *10.5 of this act, the information regarding an emergency contact*
43 *person submitted by a registrant for inclusion in the Next-of-Kin*
44 *Registry is:*

45 *1. Confidential;*



2. To be used or accessed only as authorized pursuant to sections 4 to 13, inclusive, of this act;

3. Not a public record for the purposes of chapter 239 of NRS; and

4. Not discoverable by any person, entity or governmental agency except upon the issuance of a subpoena by a grand jury or a court order in a criminal matter.

Sec. 12. 1. The Department, any employee of the Department, any law enforcement officer, any coroner or medical examiner, or any duly authorized employee of a law enforcement agency or coroner or medical examiner, when carrying out the provisions of sections 4 to 13, inclusive, of this act in the scope of their public duties or employment, are not liable to any person for civil damages or subject to criminal prosecution resulting from or caused by, without limitation:

(a) Any disruption or failure in Internet service caused by an accident, malfunction, act of sabotage or God, or any other condition or circumstance which the Department has not directly or indirectly caused and which prevents:

(1) The Department from establishing, maintaining or accessing the Next-of-Kin Registry;

(2) A law enforcement officer, a coroner or a medical examiner, or a duly authorized employee of a law enforcement agency or coroner or medical examiner, from accessing the Next-of-Kin Registry as required or authorized pursuant to sections 10 and 10.5 of this act;

(3) A registrant from accessing his or her registry record in the Next-of-Kin Registry or adding, amending or deleting the name, telephone number or address of an emergency contact person; or

(4) The parent or legal guardian of a registrant who is less than 18 years of age and not emancipated from accessing the registry record of the registrant.

(b) Any negligent misuse of, omission of or failure to input accurate information into, or input of inaccurate or outdated information into the Next-of-Kin Registry by a registrant.

(c) The failure of a law enforcement officer, a coroner or a medical examiner, or a duly authorized employee of a law enforcement agency or coroner or medical examiner, to make contact with any emergency contact person.

2. This section must not be construed to exempt any person, including, without limitation, the Department, an employee of the Department, a law enforcement officer, a coroner, a medical examiner or a duly authorized employee of a law enforcement agency or coroner or medical examiner from criminal and civil



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liability for willful misuse of the information in the Next-of-Kin Registry.

Sec. 13. *The Department may adopt such regulations as are necessary to carry out the provisions of sections 4 to 13, inclusive, of this act.*

Sec. 14. NRS 483.267 is hereby amended to read as follows:

483.267 1. The Department may issue a restricted license to any applicant between the ages of 14 and 18 years which entitles the applicant to drive a motor vehicle upon a highway if a member of his or her household has a medical condition which renders that member unable to operate a motor vehicle, and a hardship exists which requires the applicant to drive.

2. An application for a restricted license under this section must:

(a) Be made upon a form provided by the Department.

(b) Contain a statement that a person living in the same household with the applicant suffers from a medical condition which renders that person unable to operate a motor vehicle and explaining the need for the applicant to drive.

(c) Be signed and verified as provided in NRS 483.300.

(d) Include:

(1) A written statement signed by the principal of the public school in which the applicant is enrolled or by a designee of the principal and which is provided to the applicant pursuant to NRS 392.123;

(2) A written statement signed by the parent or legal guardian of the applicant which states that the applicant is excused from compulsory school attendance pursuant to NRS 392.070;

(3) A copy of the applicant's high school diploma or certificate of attendance; or

(4) A copy of the applicant's certificate of general educational development or an equivalent document.

(e) *Include information instructing the applicant how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

(f) Contain such other information as may be required by the Department.

3. A restricted license issued pursuant to this section:

(a) Is effective for the period specified by the Department;

(b) Authorizes the licensee to operate a motor vehicle on a street or highway only under conditions specified by the Department; and

(c) May contain other restrictions which the Department deems necessary.



4. No license may be issued under this section until the Department is satisfied fully as to the applicant's competency and fitness to drive a motor vehicle.

Sec. 15. NRS 483.270 is hereby amended to read as follows:

483.270 1. The Department may issue a restricted license to any pupil between the ages of 14 and 18 years who is attending:

(a) A public school in a school district in this State in a county whose population is less than 55,000 or in a city or town whose population is less than 25,000 when transportation to and from school is not provided by the board of trustees of the school district, if the pupil meets the requirements for eligibility adopted by the Department pursuant to subsection 5; or

(b) A private school meeting the requirements for approval under NRS 392.070 when transportation to and from school is not provided by the private school,

➔ and it is impossible or impracticable to furnish such pupil with private transportation to and from school.

2. An application for the issuance of a restricted license under this section must:

(a) Be made upon a form provided by the Department.

(b) Be signed and verified as provided in NRS 483.300.

(c) Include a written statement signed by the:

(1) Principal of the public school in which the pupil is enrolled or by a designee of the principal and which is provided to the applicant pursuant to NRS 392.123; or

(2) Parent or legal guardian of the pupil which states that the pupil is excused from compulsory school attendance pursuant to NRS 392.070.

(d) *Include information instructing the applicant how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

(e) Contain such other information as may be required by the Department.

3. Any restricted license issued pursuant to this section:

(a) Is effective only for the school year during which it is issued or for a more restricted period.

(b) Authorizes the licensee to drive a motor vehicle on a street or highway only while going to and from school, and at a speed not in excess of the speed limit set by law for school buses.

(c) May contain such other restrictions as the Department may deem necessary and proper.

(d) May authorize the licensee to transport as passengers in a motor vehicle driven by the licensee, only while the licensee is going to and from school, members of his or her immediate family, or other minor persons upon written consent of the parents or



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1 guardians of such minors, but in no event may the number of
2 passengers so transported at any time exceed the number of
3 passengers for which the vehicle was designed.

4 4. No restricted license may be issued under the provisions of
5 this section until the Department is satisfied fully as to the
6 applicant's competency and fitness to drive a motor vehicle.

7 5. The Department shall adopt regulations that set forth the
8 requirements for eligibility of a pupil to receive a restricted license
9 pursuant to paragraph (a) of subsection 1.

10 **Sec. 16.** NRS 483.280 is hereby amended to read as follows:

11 483.280 1. Any person who is at least 15 1/2 years of age
12 may apply to the Department for an instruction permit. The
13 Department may, in its discretion, after the applicant has
14 successfully passed all parts of the examination administered
15 pursuant to NRS 483.330, other than the driving test, issue to the
16 applicant an instruction permit entitling the applicant, while having
17 the permit in his or her immediate possession, to drive a motor
18 vehicle upon the highways for a period of 1 year when accompanied
19 by a licensed driver who is at least 21 years of age, who has had at
20 least 1 year of licensed driving experience in the type of vehicle for
21 which the permit was issued and who is actually occupying a seat
22 beside the driver, except when the permittee is occupying a
23 motorcycle. The term "licensed driving experience" as used in this
24 subsection does not include driving experience gained under an
25 instruction permit issued pursuant to the provisions of this section.

26 2. The Department may, in its discretion, issue a temporary
27 driver's permit to an applicant for a driver's license permitting the
28 applicant to drive a motor vehicle while the Department is
29 completing its investigation and determination of all facts relative to
30 the applicant's right to receive a driver's license. The permit must
31 be in the applicant's immediate possession while driving a motor
32 vehicle, and is invalid when the applicant's license has been issued
33 or for good cause has been refused.

34 3. The Department, upon receiving proper application, may, in
35 its discretion, issue a restricted instruction permit effective for a
36 school year, or for a more restricted period, to an applicant who is
37 enrolled in a drivers' education program which includes practice
38 driving and which is approved by the Department even though the
39 applicant has not reached the legal age to be eligible for a driver's
40 license. The instruction permit entitles the permittee, when the
41 permittee has the permit in his or her immediate possession, to drive
42 a motor vehicle only on a designated highway or within a designated
43 area, but only when an approved instructor is occupying a seat
44 beside the permittee.



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1 **4. At the time of the issuance of a permit pursuant to this**
2 **section, the Department shall provide to the permittee information**
3 **instructing the permittee how to register with the Next-of-Kin**
4 **Registry pursuant to section 9 of this act if he or she so chooses.**

5 **Sec. 16.5.** NRS 483.291 is hereby amended to read as follows:

6 483.291 1. An application for an instruction permit or for a
7 driver authorization card must:

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

9 (b) Be verified by the applicant before a person authorized to
10 administer oaths. Officers and employees of the Department may
11 administer those oaths without charge.

12 (c) Be accompanied by the required fee.

13 (d) State the name, date of birth, sex and residence address of
14 the applicant and briefly describe the applicant.

15 (e) State whether the applicant has theretofore been licensed as a
16 driver, and, if so, when and by what state or country, and whether
17 any such license has ever been suspended or revoked, or whether an
18 application has ever been refused, and, if so, the date of and reason
19 for the suspension, revocation or refusal.

20 (f) **Include information instructing the applicant how to**
21 **register for the Next-of-Kin Registry pursuant to section 9 of this**
22 **act if he or she so chooses.**

23 (g) Include such other information as the Department may
24 require to determine the competency and eligibility of the applicant.

25 2. Every applicant must furnish proof of his or her name and
26 age by displaying an original or certified copy of:

27 (a) Any one of the following documents:

28 (1) A birth certificate issued by a state, a political subdivision
29 of a state, the District of Columbia or any territory of the United
30 States;

31 (2) A driver's license issued by another state, the District of
32 Columbia or any territory of the United States which is issued
33 pursuant to the standards established by 6 C.F.R. Part 37, Subparts
34 A to E, inclusive, and which contains a security mark approved by
35 the United States Department of Homeland Security in accordance
36 with 6 C.F.R. § 37.17;

37 (3) A passport issued by the United States Government;

38 (4) A military identification card or military dependent
39 identification card issued by any branch of the Armed Forces of the
40 United States;

41 (5) For persons who served in any branch of the Armed
42 Forces of the United States, a report of separation;

43 (6) A Certificate of Degree of Indian Blood issued by the
44 United States Government;



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(7) A Certificate of Citizenship, Certificate of Naturalization, Permanent Resident Card or Temporary Resident Card issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(8) A Consular Report of Birth Abroad issued by the Department of State; or

(9) Such other documentation as specified by the Department by regulation; or

(b) Any two of the following documents:

(1) A driver's license issued by another state, the District of Columbia or any territory of the United States other than such a driver's license described in subparagraph (2) of paragraph (a);

(2) A passport issued by a foreign government;

(3) A birth certificate issued by a foreign government;

(4) A consular identification card issued by the Government of Mexico or a document issued by another government that the Department determines is substantially similar; or

(5) Any other proof acceptable to the Department.

➔ No document which is written in a language other than English may be accepted by the Department pursuant to this subsection unless it is accompanied by a verified translation of the document in the English language.

3. Every applicant must prove his or her residence in this State by displaying an original or certified copy of any two of the following documents:

(a) A receipt from the rent or lease of a residence located in this State;

(b) A record from a public utility for a service address located in this State which is dated within the previous 60 days;

(c) A bank or credit card statement indicating a residential address located in this State which is dated within the previous 60 days;

(d) A stub from an employment check indicating a residential address located in this State;

(e) A document issued by an insurance company or its agent, including, without limitation, an insurance card, binder or bill, indicating a residential address located in this State;

(f) A record, receipt or bill from a medical provider indicating a residential address located in this State; or

(g) Any other document as prescribed by the Department by regulation.

4. Except as otherwise provided in subsection 5, a driver authorization card or instruction permit obtained in accordance with this section must:



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(a) Contain the same information as prescribed for a driver's license pursuant to NRS 483.340 and any regulations adopted pursuant thereto;

(b) Be of the same design as a driver's license and contain only the minimum number of changes from that design that are necessary to comply with subsection 5; and

(c) Be numbered from the same sequence of numbers as a driver's license.

5. A driver authorization card or instruction permit obtained in accordance with this section must comply with the requirements of section 202(d)(11) of the Real ID Act of 2005, Public Law 109-13, Division B, Title II, 119 Stat. 302, 312-15, 49 U.S.C. § 30301 note.

6. Notwithstanding the provisions of NRS 483.380, every driver authorization card expires on the anniversary of its issuance or renewal. Every driver authorization card is renewable at any time before its expiration upon application and payment of the required fee. The Department may, by regulation, defer the expiration of the driver authorization card of a person who is on active duty in the Armed Forces of the United States upon such terms and conditions as it may prescribe. The Department may similarly defer the expiration of the driver authorization card of the spouse or dependent son or daughter of that person if the spouse or child is residing with the person.

7. A driver authorization card shall not be used to determine eligibility for any benefits, licenses or services issued or provided by this State or its political subdivisions.

8. Except as otherwise provided in this section or by specific statute, any provision of this title that applies to drivers' licenses shall be deemed to apply to a driver authorization card and an instruction permit obtained in accordance with this section.

Sec. 17. 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.

2. The Department shall adopt regulations prescribing the information that must be contained on a driver's license.

3. The Department may issue a driver's license for purposes of identification only for use by officers of local police and sheriffs' departments, agents of the Investigation Division of the Department of Public Safety while engaged in special undercover investigations relating to narcotics or prostitution or for other undercover investigations requiring the establishment of a fictitious identity, federal agents while engaged in undercover investigations, investigators employed by the Attorney General while engaged in undercover investigations, criminal investigators employed by the



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1 Secretary of State while engaged in undercover investigations and
2 agents of the State Gaming Control Board while engaged in
3 investigations pursuant to NRS 463.140. An application for such a
4 license must be made through the head of the police or sheriff's
5 department, the Chief of the Investigation Division of the
6 Department of Public Safety, the director of the appropriate federal
7 agency, the Attorney General, the Secretary of State or his or her
8 designee or the Chair of the State Gaming Control Board. Such a
9 license is exempt from the fees required by NRS 483.410. The
10 Department, by regulation, shall provide for the cancellation of any
11 such driver's license upon the completion of the special
12 investigation for which it was issued.

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

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

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

21 (a) Give the holder the opportunity to have indicated on his or
22 her driver's license that the holder wishes to be a donor of all or part
23 of his or her body pursuant to NRS 451.500 to 451.598, inclusive, or
24 to refuse to make an anatomical gift of his or her body or part
25 thereof.

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

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

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

42 *(e) Provide to the holder information instructing the holder*
43 *how to register with the Next-of-Kin Registry pursuant to section 9*
44 *of this act if he or she so chooses.*



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7. 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.

8. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 6 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. 18. NRS 483.490 is hereby amended to read as follows:

483.490 1. Except as otherwise provided in this section, after a driver's license has been suspended or revoked for an offense other than a second violation within 7 years of NRS 484C.110, and one-half of the period during which the driver is not eligible for a license has expired, the Department may, unless the statute authorizing the suspension prohibits the issuance of a restricted license, issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) To and from work or in the course of his or her work, or both; or

(b) To acquire supplies of medicine or food or receive regularly scheduled medical care for himself, herself or a member of his or her immediate family.

➤ Before a restricted license may be issued, the applicant must submit sufficient documentary evidence to satisfy the Department that a severe hardship exists because the applicant has no alternative means of transportation and that the severe hardship outweighs the risk to the public if the applicant is issued a restricted license.

2. A person who has been ordered to install a device in a motor vehicle pursuant to NRS 484C.460:

(a) Shall install the device not later than 21 days after the date on which the order was issued; and

(b) May not receive a restricted license pursuant to this section until:

(1) After at least 1 year of the period during which the person is not eligible for a license, if the person was convicted of:

(I) A violation of NRS 484C.430 or a homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any other conduct prohibited by NRS 484C.110, 484C.130 or 484C.430; or

(II) A violation of NRS 484C.110 that is punishable as a felony pursuant to NRS 484C.410 or 484C.420;



(2) After at least 180 days of the period during which the person is not eligible for a license, if the person was convicted of a violation of subsection 6 of NRS 484B.653; or

(3) After at least 45 days of the period during which the person is not eligible for a license, if the person was convicted of a first violation within 7 years of NRS 484C.110.

3. If the Department has received a copy of an order requiring a person to install a device in a motor vehicle pursuant to NRS 484C.460, the Department shall not issue a restricted driver's license to such a person pursuant to this section unless the applicant has submitted proof of compliance with the order and subsection 2.

4. Except as otherwise provided in NRS 62E.630, after a driver's license has been revoked or suspended pursuant to title 5 of NRS or NRS 392.148, the Department may issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) If applicable, to and from work or in the course of his or her work, or both; or

(b) If applicable, to and from school.

5. After a driver's license has been suspended pursuant to NRS 483.443, the Department may issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) If applicable, to and from work or in the course of his or her work, or both;

(b) To receive regularly scheduled medical care for himself, herself or a member of his or her immediate family; or

(c) If applicable, as necessary to exercise a court-ordered right to visit a child.

6. A driver who violates a condition of a restricted license issued pursuant to subsection 1 or by another jurisdiction is guilty of a misdemeanor and, if the license of the driver was suspended or revoked for:

(a) A violation of NRS 484C.110, 484C.210 or 484C.430;

(b) A homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any other conduct prohibited by NRS 484C.110, 484C.130 or 484C.430; or

(c) A violation of a law of any other jurisdiction that prohibits the same or similar conduct as set forth in paragraph (a) or (b),
→ the driver shall be punished in the manner provided pursuant to subsection 2 of NRS 483.560.

7. The periods of suspensions and revocations required pursuant to this chapter and NRS 484C.210 must run consecutively,



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1 except as otherwise provided in NRS 483.465 and 483.475, when
2 the suspensions must run concurrently.

3 8. Whenever the Department suspends or revokes a license, the
4 period of suspension, or of ineligibility for a license after the
5 revocation, begins upon the effective date of the revocation or
6 suspension as contained in the notice thereof.

7 *9. At the time of the issuance of a restricted license pursuant*
8 *to this section, the Department shall provide to the applicant*
9 *information instructing the applicant how to register with the*
10 *Next-of-Kin Registry pursuant to section 9 of this act if he or she*
11 *so chooses.*

12 **Sec. 19.** NRS 483.840 is hereby amended to read as follows:

13 483.840 1. The form of the identification cards must be
14 similar to that of drivers' licenses but distinguishable in color or
15 otherwise.

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

18 3. The Department shall adopt regulations prescribing the
19 information that must be contained on an identification card.

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

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

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

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

38 (d) If the Department has established a program for imprinting a
39 symbol or other indicator of a medical condition on an identification
40 card pursuant to NRS 483.863, give the holder the opportunity to
41 have a symbol or other indicator of a medical condition imprinted
42 on his or her identification card.

43 *(e) Provide to the holder information instructing the holder*
44 *how to register with the Next-of-Kin Registry pursuant to section 9*
45 *of this act if he or she so chooses.*



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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. 20. 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;

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

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

~~1-4~~ (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 the person operates or expects to operate;

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

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

~~1-7~~ (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. *At the time of the issuance or renewal of a commercial driver's license pursuant to this section, the Department shall provide to the holder of the license information instructing the holder how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

Sec. 21. NRS 239.010 is hereby amended to read as follows:

239.010 1. Except as otherwise provided in this section and NRS 1.4683, 1A.110, 49.095, 62D.420, 62D.440, 62E.516,



1 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 76.160,
2 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413,
3 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,
4 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270,
5 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280,
6 119A.280, 119A.653, 119B.370, 119B.382, 120A.690, 125.130,
7 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057,
8 127.130, 127.140, 127.2817, 130.312, 159.044, 172.075, 172.245,
9 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801,
10 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179A.450,
11 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662,
12 205.4651, 209.392, 209.3925, 209.419, 209.521, 211A.140,
13 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464,
14 217.475, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350,
15 228.270, 228.450, 228.495, 228.570, 231.069, 233.190, 237.300,
16 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140,
17 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020,
18 241.030, 242.105, 244.264, 244.335, 250.087, 250.130, 250.140,
19 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195, 281A.350,
20 281A.440, 281A.550, 284.4068, 286.110, 287.0438, 289.025,
21 289.080, 289.387, 293.5002, 293.503, 293.558, 293B.135,
22 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070,
23 338.1379, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,
24 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255,
25 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180, 372A.080,
26 378.290, 378.300, 379.008, 386.655, 387.626, 387.631, 388.5275,
27 388.528, 388.5315, 388.750, 391.035, 392.029, 392.147, 392.264,
28 392.271, 392.652, 392.850, 394.167, 394.1698, 394.447, 394.460,
29 394.465, 396.3295, 396.405, 396.525, 396.535, 398.403, 408.3885,
30 408.3886, 412.153, 416.070, 422.290, 422.305, 422A.320,
31 422A.350, 425.400, 427A.1236, 427A.872, 432.205, 432B.175,
32 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 433.534,
33 433A.360, 439.270, 439.840, 439B.420, 440.170, 441A.195,
34 441A.220, 441A.230, 442.330, 442.395, 445A.665, 445B.570,
35 449.209, 449.245, 449.720, 453.1545, 453.720, 453A.610,
36 453A.700, 458.055, 458.280, 459.050, 459.3866, 459.555,
37 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403,
38 463.3407, 463.790, 467.1005, 467.137, 481.063, 482.170, 482.5536,
39 483.340, 483.363, 483.800, 484E.070, 485.316, 503.452, 522.040,
40 534A.031, 561.285, 571.160, 584.583, 584.655, 598.0964,
41 598.0979, 598.098, 598A.110, 599B.090, 603.070, 603A.210,
42 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
43 618.341, 618.425, 622.310, 623.131, 623A.353, 624.110, 624.265,
44 624.327, 625.425, 625A.185, 628.418, 629.069, 630.133,
45 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125,



1 632.405, 633.283, 633.301, 633.524, 634.212, 634.214, 634A.185,
2 635.158, 636.107, 637.085, 637A.315, 637B.288, 638.087, 638.089,
3 639.2485, 639.570, 640.075, 640A.220, 640B.730, 640C.400,
4 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641A.191,
5 641B.170, 641C.760, 642.524, 643.189, 644.446, 645.180, 645.625,
6 645A.050, 645A.082, 645B.060, 645B.092, 645C.220, 645C.225,
7 645D.130, 645D.135, 645E.300, 645E.375, 645G.510, 645H.320,
8 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065,
9 649.067, 652.228, 654.110, 656.105, 661.115, 665.130, 665.133,
10 669.275, 669.285, 669A.310, 671.170, 673.430, 675.380, 676A.340,
11 676A.370, 677.243, 679B.122, 679B.152, 679B.159, 679B.190,
12 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.280,
13 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306, 687A.110,
14 687A.115, 687C.010, 688C.230, 688C.480, 688C.490, 692A.117,
15 692C.190, 692C.420, 693A.480, 693A.615, 696B.550, 703.196,
16 704B.320, 704B.325, 706.1725, 710.159, *and* 711.600, *and section*
17 *11 of this act*, sections 35, 38 and 41 of chapter 478, Statutes of
18 Nevada 2011 and section 2 of chapter 391, Statutes of Nevada 2013
19 and unless otherwise declared by law to be confidential, all public
20 books and public records of a governmental entity must be open at
21 all times during office hours to inspection by any person, and may
22 be fully copied or an abstract or memorandum may be prepared
23 from those public books and public records. Any such copies,
24 abstracts or memoranda may be used to supply the general public
25 with copies, abstracts or memoranda of the records or may be used
26 in any other way to the advantage of the governmental entity or of
27 the general public. This section does not supersede or in any manner
28 affect the federal laws governing copyrights or enlarge, diminish or
29 affect in any other manner the rights of a person in any written book
30 or record which is copyrighted pursuant to federal law.

31 2. A governmental entity may not reject a book or record
32 which is copyrighted solely because it is copyrighted.

33 3. A governmental entity that has legal custody or control of a
34 public book or record shall not deny a request made pursuant to
35 subsection 1 to inspect or copy or receive a copy of a public book or
36 record on the basis that the requested public book or record contains
37 information that is confidential if the governmental entity can
38 redact, delete, conceal or separate the confidential information from
39 the information included in the public book or record that is not
40 otherwise confidential.

41 4. A person may request a copy of a public record in any
42 medium in which the public record is readily available. An officer,
43 employee or agent of a governmental entity who has legal custody
44 or control of a public record:



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1 (a) Shall not refuse to provide a copy of that public record in a
2 readily available medium because the officer, employee or agent has
3 already prepared or would prefer to provide the copy in a different
4 medium.

5 (b) Except as otherwise provided in NRS 239.030, shall, upon
6 request, prepare the copy of the public record and shall not require
7 the person who has requested the copy to prepare the copy himself
8 or herself.

9 **Sec. 21.5.** As soon as practicable, upon determining that
10 sufficient resources are available to enable the Department of Motor
11 Vehicles to carry out the amendatory provisions of this act, the
12 Director of the Department of Motor Vehicles shall notify the
13 Governor and the Director of the Legislative Counsel Bureau of that
14 fact, and shall publish on the Internet website of the Department
15 notice to the public of that fact.

16 **Sec. 22.** This act becomes effective:

17 1. Upon passage and approval for the purposes of adopting
18 regulations and performing any preparatory administrative tasks that
19 are necessary to carry out the provisions of this act; and

20 2. For all other purposes, on the date on which the Director of
21 the Department of Motor Vehicles, pursuant to section 21.5 of this
22 act, notifies the Governor and the Director of the Legislative
23 Counsel Bureau that sufficient resources are available to enable the
24 Department to carry out the amendatory provisions of this act.

