

SENATE BILL NO. 410—SENATORS GOICOECHEA AND HAMMOND

MARCH 17, 2015

Referred to Committee on Transportation

SUMMARY—Revises provisions relating to motor vehicles.
(BDR 43-705)

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

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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 motor vehicles; revising the speed limit that is specific to school buses that are transporting pupils; making a conforming change in the provisions governing pupils who have a restricted driver's license; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides that it is unlawful for any person to drive or operate a vehicle of any kind at a rate of speed that: (1) is greater than is reasonable or proper considering all the relevant conditions; (2) endangers the life, limb or property of any person; or (3) is greater than that posted by a public authority for the particular portion of highway being traversed. (NRS 484B.600) Existing law also provides that a school bus shall not exceed a speed of 55 miles per hour when transporting pupils to and from school or any activity which is properly a part of a school program. (NRS 484B.360) **Section 2** of this bill replaces that restriction for a school bus when transporting pupils to and from those school activities with a requirement that the school bus not exceed the speed limit posted by a public authority for the portion of highway upon which the school bus is traveling.

Existing law also limits the speed at which a pupil between the ages of 14 and 18 years who has a restricted license may travel to the same maximum speed established for a school bus. **Section 1** of this bill replaces the reference to the speed limit set by law for school buses, which was revised by **section 2** with a reference to the actual maximum speed of 55 miles per hour.



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

Section 1. 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) 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.]~~ **55 miles per hour.**

(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 guardians of such minors, but in no event may the number of



1 passengers so transported at any time exceed the number of
2 passengers for which the vehicle was designed.

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

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

9 **Sec. 2.** NRS 484B.360 is hereby amended to read as follows:

10 484B.360 A school bus shall not exceed : ~~{a}~~

11 *1. A speed of 55 miles per hour when transporting pupils to*
12 *and from school ; or*

13 *2. The speed limit posted by a public authority for the portion*
14 *of highway being traversed when transporting pupils to and from*
15 *any activity which is properly a part of a school program.*

16 **Sec. 3.** This act becomes effective on July 1, 2015.

