

Amendment No. 356

Assembly Amendment to Assembly Bill No. 334

(BDR 43-154)

Proposed by: Assembly Committee on Transportation**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

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

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

DLJ/BJE



Date: 4/20/2017

A.B. No. 334—Prohibits a driver from operating a motor vehicle in the extreme left lane of a highway under certain circumstances. (BDR 43-154)



ASSEMBLY BILL NO. 334 ~~[ASSEMBLYMAN]~~ ASSEMBLYMEN ELLISON AND EDWARDS

MARCH 20, 2017

Referred to Committee on Transportation

SUMMARY—Prohibits a driver from operating a motor vehicle in the extreme left lane of a controlled-access highway under certain circumstances. (BDR 43-154)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 highways; prohibiting a driver from operating a motor vehicle in the extreme left lane of a controlled-access highway under certain circumstances; providing exceptions; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, a driver operating a motor vehicle at a speed so slow as to impede the forward movement of traffic proceeding immediately behind the driver on a highway with two or more lanes for traffic traveling in the same direction must drive in the extreme right lane of the highway. (NRS 484B.627) This bill newly provides that a driver on a controlled-access highway with two or more lanes for traffic traveling in the same direction may not continue to operate a motor vehicle in the extreme left lane of the highway if the driver knows, or reasonably should know, that he or she is driving at a rate of speed that is below the posted speed limit and is being overtaken in that lane from the rear by a motor vehicle traveling at a higher rate of speed. Exceptions are provided for ~~1) a person driving;~~ (1) a vehicle in the extreme left lane for the purpose of overtaking another vehicle or preparing for a left turn; (2) a vehicle lawfully operating in a lane designated for high-occupancy vehicles; (3) a vehicle engaged in the construction, maintenance or repair of the highway; (4) when traffic conditions, inclement weather, obstructions, hazards or compliance with an official traffic control device or the directions of a peace officer make it necessary to drive in the extreme left lane; ~~and~~ (5) an authorized emergency vehicle in the course of his or her official duties. ~~1) ; and (6) a vehicle within the geographical limits of a city or town. Existing law makes a violation of the prohibition 1) a misdemeanor, 1) and a violator must be punished: (1) for the first offense within the immediately preceding 7 years, by a fine of \$50; (2) for a second offense within the immediately preceding 7 years, by a fine of \$100; and (3) for a third or subsequent offense within the immediately preceding 7 years, by a fine of \$250. (NRS 484A.900)~~

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

Section 1. Chapter 484B of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, on a controlled-access highway which has two or more clearly marked lanes for traveling in the same direction, a driver may not continue to operate a motor vehicle in the extreme left lane if the driver knows, or reasonably should know, that he or she is traveling at a rate of speed which is less than the posted speed limit for that portion of the controlled-access highway and is being overtaken in that lane from the rear by a motor vehicle traveling at a higher rate of speed.

2. The requirements of subsection 1 do not apply:

(a) To a driver operating a motor vehicle that is:

(1) Overtaking another vehicle proceeding in the same direction;

(2) Preparing for a left turn at an intersection;

(3) Traveling in a lane designated for the use of high-occupancy vehicles pursuant to NRS 484A.460, if the driver complies with the requirements to travel in such a lane; or

(4) Engaged in the construction, maintenance or repair of the highway, including, without limitation, the removal of snow.

(b) When traffic conditions, inclement weather, obstructions or hazards make it necessary to drive in the extreme left lane.

(c) When compliance with an official traffic control device or the directions given by a peace officer makes it necessary to drive in the extreme left lane.

(d) To the driver of an authorized emergency vehicle in the course of his or her official duties.

~~*3. A person who violates subsection 1 is guilty of a misdemeanor and:*~~

~~*(a) For the first offense within the immediately preceding 7 years, shall pay a fine of \$50.*~~

~~*(b) For the second offense within the immediately preceding 7 years, shall pay a fine of \$100.*~~

~~*(c) For the third or subsequent offense within the immediately preceding 7 years, shall pay a fine of \$250.*~~

(e) To a driver operating a motor vehicle within the geographical limits of a city or town.

Sec. 2. This act becomes effective on July 1, 2017.