

Amendment No. 354

Assembly Amendment to Assembly Bill No. 68	(BDR 43-223)
Proposed by: Assembly Committee on Transportation	
Amends: Summary: No 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) 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/JRS



Date: 4/20/2017

A.B. No. 68—Revises provisions governing the administration of laws relating to transportation. (BDR 43-223)



ASSEMBLY BILL NO. 68—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED NOVEMBER 17, 2016

Referred to Committee on Transportation

SUMMARY—Revises provisions governing the administration of laws relating to transportation. (BDR 43-223)

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 transportation; ~~revising provisions relating to the confidentiality of certain information in the possession of the Department of Motor Vehicles; revising provisions relating to autonomous vehicles and other vehicles using certain advanced technologies; revising provisions regarding the information required to obtain a driver authorization card;~~ revising provisions relating to the photograph on a driver's license; revising provisions governing the licensure and operation of schools for training drivers; revising provisions relating to the fees paid by a person 65 years of age or older for an identification card; revising provisions relating to the issuance of a commercial driver's license to a person who is not a resident of this State; setting forth exceptions to certain restrictions on the placement of advertising on or near certain highways, rights-of-way, bridges or structures; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

~~Under existing law, the Director of the Department of Motor Vehicles is subject to various restrictions on his or her authority to release personal information from certain files and records of the Department relating to a driver's license, identification card, or title or registration of a vehicle. One such restriction is that the Director is not authorized to provide personal information to individuals or companies for the purpose of marketing extended vehicle warranties, except in the case of activities relating to research or the production of statistical reports, if the personal information will not be published or otherwise redisclosed, or used to contact any person. A person who requests and receives such personal information may sell or disclose that information only for a use permitted by other provisions of the statute, including use in connection with certain civil, criminal, administrative or arbitration proceedings, in connection with matters relating to the safety of drivers, safety and theft of motor vehicles, emission from motor vehicles and other similar uses. A person who sells or discloses such information is required to keep a record, for 5 years, of each person to whom the information was provided, and the purpose for which that person will use the information.~~

~~(NRS 481.062) Section 1 of this bill removes the exception to the provision of personal information to individuals or companies for the purpose of marketing extended vehicle warranties, and expands the applicability of the recordkeeping requirement to other circumstances in which a person may request such information.~~

~~Existing law requires the Department to adopt regulations authorizing the operation of autonomous vehicles on highways within this State. (NRS 482A.100) Such vehicles are equipped with autonomous technology, which has the capability to drive the vehicle without the active control or monitoring of a human operator. (NRS 482A.025, 482A.030) Section 5 of this bill authorizes the Department to adopt regulations authorizing the operation of vehicles which use an "advanced automated vehicle system" on highways and other places within this State. Section 3 of this bill defines an "advanced automated vehicle system" as a combination of technology and equipment that allows a vehicle to: (1) be electronically controlled by an operator; and (2) operate on the highways of this State and in other places, including, without limitation, in the air or in or on the waters of this State. Section 6 of this bill authorizes the Department to adopt regulations authorizing the operation of vehicles which use "driver assistive truck platooning technology" on highways within this State. Section 4 of this bill defines "driver assistive truck platooning technology" as an integration of vehicle automation, safety technology, sensor arrays, vehicle-to-vehicle communication systems and specialized software that allows for the linking of the safety systems, acceleration and braking between two or more trucks or other vehicles as they travel on a road or highway, leaving the steering of each truck or other vehicle under the command and control of the driver of the truck or other vehicle, to the extent that such integration and linking is authorized under any federal laws or regulations adopted by the National Highway Traffic Safety Administration of the United States Department of Transportation. Section 8 of this bill provides that autonomous technology does not include driver assistive truck platooning technology.~~

~~Existing law requires an applicant for certain instruction permits or a driver authorization card to state their name, date of birth, sex and residence address. (NRS 482.201) Section 9 of this bill requires such an application to instead include the applicant's full legal name, date of birth, sex, address of principal residence and mailing address.~~

Existing law requires the Department to issue a driver's license which bears a colored photograph of the licensee. (NRS 483.347) **Section 10** of this bill removes the requirement that the photograph be in color.

Existing law requires a person who seeks to operate a school for training drivers or to be an instructor for a school for training drivers to obtain a driver's license from the Department. (NRS 483.700) The Department may cancel, suspend, revoke or refuse to renew the driver's license if the licensee engages in certain acts or practices. (NRS 483.760) **Section 12** of this bill provides that the Department may also refuse to issue a license if the applicant engages in any of those certain acts or practices, and adds to the list of those acts or practices: (1) making a material misstatement on an application; (2) failing or refusing to provide any information requested by the Department regarding an application; and (3) conviction of a crime for a violation of any of the provisions of law governing schools for training drivers and instructors for a school for training drivers. Existing law also requires that each vehicle used for training drivers and operated on a highway is inspected annually. (NRS 483.745) **Section 11** of this bill requires that a vehicle be inspected within 30 days after initial use by the school for training drivers, and then inspected annually thereafter.

Existing law allows certain persons who do not hold a valid driver's license from any state or jurisdiction to obtain an identification card from the Department. (NRS 482.820) A person who is 65 years of age or older must pay a fee of \$4 for an original or duplicate identification card. **Section 13** of this bill clarifies that the \$4 fee applies to such an identification card which expires on or before the fourth anniversary of the person's birthday and an \$8 fee applies to such an identification card which expires on or before the eighth anniversary of the person's birthday.

Existing law requires the Department to adopt regulations providing for the issuance of commercial drivers' licenses, but the regulations may not be more restrictive than the federal regulations adopted pursuant to the Commercial Motor Vehicle Safety Act of 1986, as amended, 49 U.S.C. §§ 31301 et seq. (NRS 483.908) The Department may not issue a commercial driver's license or a commercial learner's permit, which allows a person to operate a commercial motor vehicle on the highways of this State if he or she is accompanied

by the holder of a commercial driver's license, to a person unless the person is a resident of this State. (NRS 483.924, 483.934) Existing law prohibits a person who is a resident of this State for 30 days or more from driving a commercial motor vehicle under the authority of a commercial driver's license issued by another jurisdiction. (NRS 483.932) Existing law authorizes the Department to issue a nonresident commercial driver's license or a nonresident commercial learner's permit to a person who is a resident of a foreign jurisdiction which the Federal Highway Administrator has determined does not test drivers and issue commercial drivers' licenses in accordance with federal standards or who is a resident of a state while that state is prohibited from issuing commercial drivers' licenses pursuant to federal regulations. (NRS 483.936) **Section 15** of this bill removes the authorization for the Department to issue a nonresident commercial driver's license or nonresident commercial learner's permit, and newly provides that the Department may only issue a limited-term commercial driver's license or limited-term commercial learner's permit to a resident of a foreign jurisdiction which the Federal Highway Administrator has determined does not test drivers and issue commercial drivers' licenses in accordance with federal standards. **Section 14** of this bill makes conforming changes to the fees for such a license.

Existing law restricts the placement of advertising on or near certain highways, rights-of-way, bridges or structures, with certain exceptions for benches and shelters for passengers of mass transit and monorail stations. (NRS 405.110, 410.320, 484B.313) Sections 15.3-15.7 of this bill add to the exceptions from those restrictions certain advertisements on a touchdown structure, which is the tower attached to a pedestrian bridge and which houses an elevator.

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

Section 1. ~~[NRS 481.062 is hereby amended to read as follows:~~

~~481.063 1. [The Director may charge and collect reasonable fees for official publications of the Department and from persons making use of files and records of the Department or its various divisions for a private purpose. All money so collected must be deposited in the State Treasury for credit to the Motor Vehicle Fund.] Except as otherwise provided in this section and NRS 483.294, 483.855 and 483.937, the Director shall not release any personal information from a file or record relating to a driver's license, identification card, or title or registration of a vehicle.~~

~~2. Except as otherwise provided in subsection [6.] 3, the Director may release personal information, except a photograph, from a file or record relating to the driver's license, identification card, or title or registration of a vehicle of a person if the requester submits a written release from the person who holds a lien on the vehicle, or an agent of that person, or the person about whom the information is requested which is dated not more than 90 days before the date of the request. The written release must be in a form required by the Director.~~

~~3. [Except as otherwise provided in subsections 2 and 4, the Director shall not release to any person who is not a representative of the Division of Welfare and Supportive Services of the Department of Health and Human Services or an officer, employee or agent of a law enforcement agency, an agent of the public defender's office or an agency of a local government which collects fines imposed for parking violations, who is not conducting an investigation pursuant to NRS 253.0415 or 253.220, who is not authorized to transact insurance pursuant to chapter 680A of NRS or who is not licensed as a private investigator pursuant to chapter 648 of NRS and conducting an investigation of an insurance claim:~~

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

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

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

~~When such personally identifiable information is requested of a law enforcement agency by the presentation of a license plate number, the law enforcement agency shall conduct an investigation regarding the person about whom information is being requested or, as soon as practicable, provide the requester with the requested information if the requester officially reports that the motor vehicle bearing that license plate was used in a violation of NRS 205.240, 205.245, 205.280 or 205.445.~~

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

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

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

~~5. Except as otherwise provided in subsections 2, 4 and 6 and NRS 483.294, 483.855 and 483.927, the Director shall not release any personal information from a file or record relating to a driver's license, identification card, or title or registration of a vehicle.~~

~~6.] Except as otherwise provided in paragraph (a) [and] , paragraph (g) of subsection 7, and subsection 8, if a person or governmental entity provides a description of the information requested and its proposed use and signs an affidavit to that effect, the Director may release any personal information, except a photograph, from a file or record relating to a driver's license, identification card, or title or registration of a vehicle for use:~~

~~(a) By any governmental entity, including, but not limited to, any court or law enforcement agency, in carrying out its functions, or any person acting on behalf of a federal, state or local governmental agency in carrying out its functions. The personal information may include a photograph from a file or record relating to a driver's license, identification card, or title or registration of a vehicle.~~

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

~~(c) In connection with matters relating to:~~

~~(1) The safety of drivers of motor vehicles;~~

~~(2) Safety and thefts of motor vehicles;~~

~~(3) Emissions from motor vehicles;~~

~~(4) Alterations of products related to motor vehicles;~~

~~(5) An advisory notice relating to a motor vehicle or the recall of a motor vehicle;~~

~~(6) Monitoring the performance of motor vehicles;~~

~~(7) Parts or accessories of motor vehicles;~~

~~(8) Dealers of motor vehicles; or~~

~~(9) Removal of nonowner records from the original records of motor vehicle manufacturers.~~

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

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

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

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

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

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

~~(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]~~

~~4. A person who requests and receives personal information may sell or disclose that information only for a use permitted pursuant to subsection [6.] 3. 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.] 5. 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.~~

~~6. Except as otherwise provided in subsections 2 and 7, the Director shall not release to any person:~~

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

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

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

~~→ When such personally identifiable information is requested of a law enforcement agency by the presentation of a license plate number, the law enforcement agency shall conduct an investigation regarding the person about whom information is being requested or, as soon as practicable, provide the requester with the requested information if the requester officially reports that the motor vehicle bearing that license plate was used in a violation of NRS 205.240, 205.345, 205.360 or 205.445.~~

~~7. Except as otherwise provided in paragraph (c), the Director may release the information listed in paragraphs (a), (b) and (c) of subsection 6 to:~~

~~(a) A representative of the Division of Welfare and Supportive Services of the Department of Health and Human Services;~~

~~(b) An officer, employee or agent of a law enforcement agency;~~

~~(c) An agent of the public defender's office;~~

~~(d) An agency of a local government which collects fines imposed for parking violations;~~

~~(e) A person conducting an investigation pursuant to NRS 253.0415 or 253.220;~~

~~(f) A person authorized to transact insurance pursuant to chapter 680A of NRS or who is licensed as a private investigator pursuant to chapter 648 of NRS and conducting an investigation of an insurance claim; or~~

~~(g) A person who is authorized to obtain such information pursuant to a contract entered into with the Department and if such information is requested for the purpose of an advisory notice relating to a vehicle or the recall of a vehicle or for the purpose of providing information concerning the history of a vehicle, except that the Director may not release to such a person the information listed in paragraph (b) of subsection 6 regarding social security numbers.~~

~~8. The Director shall not provide personal information to individuals or companies for the purpose of marketing extended vehicle warranties.~~

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

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

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

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

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

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

~~[12.] 13. It is unlawful for any person to:~~

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

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

~~[12.] 14. As used in this section:~~

~~(a) "Information relating to legal presence" means information that may reveal whether a person is legally present in the United States, including, without limitation, whether the driver's license that a person possesses is a driver authorization card, whether the person applied for a driver's license pursuant to NRS 483.290 or 483.291 and the documentation used to prove the full legal name, age [and], address of principal residence and mailing address that was provided by the person with his or her application for a driver's license.~~

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

~~(c) "Vehicle" includes, without limitation, an off highway vehicle as defined in NRS 490.060.] (Deleted by amendment.)~~

~~Sec. 2. [Chapter 482A of NRS is hereby amended by adding thereto the provisions set forth as sections 3 to 6, inclusive, of this act.] (Deleted by amendment.)~~

~~Sec. 3. ["Advanced automated vehicle system" means a combination of technology and equipment that allows a vehicle to:~~

~~1. Be electronically controlled by an operator; and~~

~~2. Operate on the highways of this State and in other places within this State, including, without limitation, in the air above, or in or on the waters of, this State.] (Deleted by amendment.)~~

~~Sec. 4. ["Driver assistive truck platooning technology" means an integration of vehicle automation, safety technology, sensor arrays, vehicle to vehicle communication systems and specialized software that allows for the linking of the safety systems, acceleration and braking between two or more trucks or other vehicles as they travel on a road or highway, leaving the steering of each truck or other vehicle under the command and control of the driver of the truck or other vehicle, to the extent that the integration and linking is authorized under federal laws or regulations adopted by the National Highway Traffic Safety Administration of the United States Department of Transportation.] (Deleted by amendment.)~~

~~Sec. 5. [1. The Department may adopt regulations authorizing the operation of vehicles which use an advanced automated vehicle system on highways and other places within this State.~~

~~2. If the Department adopts the regulations authorized pursuant to subsection 1, the regulations must:~~

~~(a) Set forth the requirements that an advanced automated vehicle system must meet before a vehicle which uses an advanced automated vehicle system may be operated on highways or other places within this State;~~

~~(b) Set forth the requirements for the insurance that is required to test or operate a vehicle which uses an advanced automated vehicle system on highways or other places within this State;~~

~~(c) Establish minimum safety standards for a vehicle which uses an advanced automated vehicle system and its operation;~~

~~(d) Provide for the testing of advanced automated vehicle systems and vehicles which use an advanced automated vehicle system;~~

~~(e) Restrict the testing of vehicles which use an advanced automated vehicle system to specified geographical areas; and~~

~~(f) Set forth any other requirements required by the Department.] (Deleted by amendment.)~~

~~Sec. 6. ¹1. The Department may adopt regulations authorizing the operation of a truck or other vehicle which uses driver assistive truck platooning technology on highways within this State.~~

~~2. If the Department adopts the regulations authorized pursuant to subsection 1, the regulations must:~~

~~(a) Set forth the requirements that driver assistive truck platooning technology must meet before a truck or other vehicle which uses driver assistive truck platooning technology may be operated on highways within this State;~~

~~(b) Set forth the requirements for the insurance that is required to test or operate a truck or other vehicle which uses driver assistive truck platooning technology on highways within this State;~~

~~(c) Establish minimum safety standards for a truck or other vehicle which uses driver assistive truck platooning technology and its operation;~~

~~(d) Provide for the testing of driver assistive truck platooning technology and any truck or other vehicle which uses driver assistive truck platooning technology;~~

~~(e) Restrict the testing of a truck or other vehicle which uses driver assistive truck platooning technology to specified geographical areas; and~~

~~(f) Set forth any other requirements required by the Department.] (Deleted by amendment.)~~

~~Sec. 7. [NRS 482A.010 is hereby amended to read as follows:~~

~~482A.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 482A.025, 482A.030 and 482A.040 and sections 3 and 4 of this act have the meanings ascribed to them in those sections.] (Deleted by amendment.)~~

~~Sec. 8. [NRS 482A.025 is hereby amended to read as follows:~~

~~482A.025 "Autonomous technology" means technology which is installed on a motor vehicle and which has the capability to drive the motor vehicle without the active control or monitoring of a human operator. The term does not include an active safety system, driver assistive truck platooning technology or a system for driver assistance, including, without limitation, a system to provide electronic blind spot detection, crash avoidance, emergency braking, parking assistance, adaptive cruise control, lane keeping assistance, lane departure warning, or traffic jam and queuing assistance, unless any such system, alone or in combination with any other system, enables the vehicle on which the system is installed to be driven without the active control or monitoring of a human operator.] (Deleted by amendment.)~~

~~Sec. 9. [NRS 483.291 is hereby amended to read as follows:~~

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

~~(a) Be made upon a form furnished by the Department;~~

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

~~(c) Be accompanied by the required fee.~~

~~(d) State the *full legal* name, date of birth, sex [and], *address of principal residence and mailing* address, if different from the address of principal residence, of the applicant and briefly describe the applicant.~~

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

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

~~2. Every applicant must furnish proof of his or her *full legal* name and age by displaying an original or certified copy of:~~

~~(a) Any one of the following documents:~~

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

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

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

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

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

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

~~(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 *address of principal* 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:~~

~~(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. § 20301 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.] (Deleted by amendment.)~~

Sec. 10. NRS 483.347 is hereby amended to read as follows:

483.347 1. Except as otherwise provided in subsection 2, the Department shall issue a rectangular-shaped driver's license which bears a front view ~~colored~~ photograph of the licensee. The photograph and any information included on the license must be placed in a manner which ensures that:

(a) If the licensee is 21 years of age or older, the longer edges of the rectangle serve as the top and bottom of the license; or

(b) If the licensee is under 21 years of age, the shorter edges of the rectangle serve as the top and bottom of the license.

2. The Department may issue a temporary driver's license without a photograph of the licensee if the licensee is temporarily absent from this State and requests the renewal of, the issuance of a duplicate of, or a change in the information on, his or her driver's license. If the licensee returns to this State for 14 continuous days or more, the licensee shall, within 24 days after the date of return, surrender the temporary license and obtain a license which bears his or her

1 photograph in accordance with subsection 1. A licensee charged with violating the
2 provisions of this subsection may not be convicted if the licensee surrenders the
3 temporary license, obtains a license which bears his or her photograph in
4 accordance with subsection 1 and produces that license in court or in the office of
5 the arresting officer.

6 3. The Department shall:

7 (a) Establish a uniform procedure for the production of drivers' licenses,
8 applicable to renewal as well as to original licenses.

9 (b) Except as otherwise provided in NRS 483.417 and 483.825, by regulation,
10 increase the fees provided in NRS 483.410, 483.820 and 483.910 as necessary to
11 cover the actual cost of production of photographs for drivers' licenses and
12 identification cards. The increase must be deposited in the State Treasury for credit
13 to the Motor Vehicle Fund and must be allocated to the Department to defray the
14 increased costs of producing the drivers' licenses required by this section.

15 **Sec. 11.** NRS 483.745 is hereby amended to read as follows:

16 483.745 1. A school for training drivers or a third-party certifier provided
17 for by regulation shall ensure that each vehicle used for training drivers and
18 operated on a highway is inspected *within 30 days after initial use by the school*
19 *for training drivers and inspected annually thereafter.*

20 2. The school for training drivers or the third-party certifier shall provide to
21 the Department, within 30 days of the inspection or by December 31 of each
22 calendar year, whichever comes first, the results of the inspection regarding the
23 safety and road worthiness of the vehicles inspected pursuant to subsection 1.

24 3. The Department shall adopt regulations setting forth:

25 (a) The persons qualified to conduct the inspection; and

26 (b) The standards with which the inspection must comply.

27 4. The owner of the school for training drivers or the third-party certifier shall
28 maintain a copy of the results of the inspection at his or her principal place of
29 business for 3 years after the inspection is completed.

30 **Sec. 12.** NRS 483.760 is hereby amended to read as follows:

31 483.760 The Department may *refuse to issue a license or may* cancel,
32 suspend, revoke or refuse to renew any license granted pursuant to NRS 483.700 to
33 483.780, inclusive:

34 1. *If the applicant or licensee makes a material misstatement on an*
35 *application.*

36 2. *If the applicant or licensee fails or refuses to provide any information*
37 *requested by the Department in conjunction with an application.*

38 3. *If the applicant has been convicted of a crime for a violation of any of the*
39 *provisions of NRS 483.700 to 483.780, inclusive.*

40 4. If the licensee permits fraud or engages in fraudulent practices either with
41 reference to the applicant or the Department or induces or countenances fraud or
42 fraudulent practices on the part of any applicant for driver's license.

43 ~~12-1~~ 5. If the licensee fails to comply with *or is convicted of a crime for a*
44 *violation of* any of the provisions of NRS 483.700 to 483.780, inclusive, or any of
45 the regulations or requirements of the Department made pursuant thereto.

46 ~~13-1~~ 6. If the licensee or any employee or agent of the licensee solicits
47 persons for enrollment in a school for training drivers in an office of the
48 Department or within 200 feet of any such office.

49 ~~14-1~~ 7. If the licensee or any employee or agent of the licensee follows the
50 identical course of training which is used by the Department in giving an
51 examination for a driver's license.

Sec. 13. 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 who is not ineligible to receive an identification card pursuant to NRS 483.861, is entitled to receive an identification card if the person 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 an original, duplicate or changed identification card:

An original or duplicate identification card issued to a person 65 years of age or older *which expires on or before the fourth anniversary of the person's birthday* \$4
An original or duplicate identification card issued to a person 65 years of age or older which expires on or before the eighth anniversary of the person's birthday 8

An original or duplicate identification card issued to a person under 18 years of age which expires on the eighth anniversary of the person's birthday 6

A renewal of an identification card for a person under 18 years of age which expires on the eighth anniversary of the person's birthday 6

An original or duplicate identification card issued to a person under 18 years of age which expires on or before the fourth anniversary of the person's birthday 3

A renewal of an identification card for a person under 18 years of age which expires on or before the fourth anniversary of the person's birthday 3

An original or duplicate identification card issued to any person at least 18 years of age, but less than 65 years of age, which expires on the eighth anniversary of the person's birthday 18

A renewal of an identification card for any person at least 18 years of age, but less than 65 years of age, which expires on the eighth anniversary of the person's birthday 18

An original or duplicate identification card issued to any person at least 18 years of age, but less than 65 years of age, which expires on or before the fourth anniversary of the person's birthday 9

A renewal of an identification card for any person at least 18 years of age, but less than 65 years of age, which expires on or before the fourth anniversary of the person's birthday 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 or her 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. 14. NRS 483.910 is hereby amended to read as follows:

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

For an original commercial driver's license for nonresident commercial driver's license which expires on <i>or before</i> the eighth anniversary of the date of issuance of the license <i>but after the fourth anniversary of the date of issuance of the license</i>	\$108
For an original commercial driver's license for nonresident commercial driver's license <i>or</i> commercial learner's permit for nonresident commercial learner's permit which expires on or before the fourth anniversary of the birthday of the licensee or permit holder	54
For renewal of a commercial driver's license for nonresident commercial driver's license which expires on <i>or before</i> the eighth anniversary of the date of issuance of the license <i>but after the fourth anniversary of the date of issuance of the license</i>	108
For renewal of a commercial driver's license for nonresident commercial driver's license <i>or</i> commercial learner's permit for nonresident commercial learner's permit which expires on or before the fourth anniversary of the birthday of the licensee or permit holder	54
For reinstatement of a commercial driver's license after suspension or revocation of the license for a violation of NRS 484C.110, 484C.120, 484C.130 or 484C.430, or pursuant to NRS 484C.210 and 484C.220, or pursuant to 49 C.F.R. § 383.51(b)(2)(i) or (ii) <i>383.51(b)(1) to (4)</i>	145
For reinstatement 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 484C.110, 484C.120, 484C.130 or 484C.430, or pursuant to NRS 484C.210 and 484C.220, or pursuant to 49 C.F.R. § 383.51(b)(2)(i) or (ii) <i>383.51(b)(1) to (4)</i>	110
For a duplicate commercial driver's license	19
For any change of information on a commercial driver's license	9
For each endorsement added after the issuance of an original commercial driver's license	14
For the administration of a driving skills test for the issuance, renewal or transfer of a commercial driver's license or 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. 15. NRS 483.936 is hereby amended to read as follows:

483.936 A person who is a resident of a foreign jurisdiction which the Federal Highway Administrator has determined does not test drivers and issue commercial drivers' licenses in accordance with federal standards ~~for who is a resident of a state while that state is prohibited from issuing commercial drivers' licenses pursuant to 49 C.F.R. § 384.405~~ and who wishes to be issued a ~~nonresident~~ **limited-term** commercial driver's license or ~~nonresident~~ **limited-term** commercial learner's permit by this State must:

1. Apply to the Department for a ~~nonresident~~ **limited-term** commercial driver's license or ~~nonresident~~ **limited-term** commercial learner's permit; and

2. Comply with all other requirements contained in the regulations adopted by the Department pursuant to NRS 483.908.

Sec. 15.3. NRS 484B.313 is hereby amended to read as follows:

484B.313 1. It is unlawful for any person to place, maintain or display upon or in view of any highway any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any such device, sign or signal, and except as otherwise provided in ~~subsection~~ **subsections 4, 5, and 5,** a person shall not place or maintain nor may any public authority permit upon any highway any sign, signal, marking or street banner bearing thereon any commercial advertising. ~~except on benches and shelters for passengers of public mass transportation for which a franchise has been granted pursuant to NRS 244.187 and 244.188, 268.081 and 268.083, 269.128 and 269.129, or 277A.310 and 277A.330, or on monorail stations.~~

2. Every such prohibited sign, signal or marking is hereby declared to be a public nuisance, and the proper public authority may remove the same or cause it to be removed without notice.

3. This section does not prohibit the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official traffic-control devices.

4. A person may place and maintain commercial advertising in an airspace above a highway under the conditions specified pursuant to subsection 3 of NRS 405.110, and a public authority may permit commercial advertising that has been

placed in an airspace above a highway under the conditions specified pursuant to subsection 3 of NRS 405.110.

5. The provisions of subsection 1 do not apply to any sign, signal, marking or street banner bearing thereon any commercial advertising that is located:

(a) On a bench or shelter for passengers of public mass transportation built pursuant to a franchise granted pursuant to NRS 244.187 and 244.188, 268.081 and 268.083, 269.128 and 269.129, or 277A.310 and 277A.330;

(b) On a monorail station; or

(c) On a touchdown structure if a public authority authorizes such advertising and the advertising is placed and maintained by a person who owns real property adjacent to the touchdown structure and who has:

(1) Dedicated the touchdown structure to the public authority or has granted a fee or perpetual easement to the public authority for the construction or maintenance of the touchdown structure; and

(2) Entered a written agreement with the public authority on terms and conditions acceptable to the public authority.

6. If a franchisee receives revenues from commercial advertising authorized by subsection 1 and the franchisee is obligated to repay a bond issued by the State of Nevada, the franchisee shall use all revenue generated by the advertising authorized by subsection 1 to meet its obligations to the State of Nevada as set forth in the financing agreement and bond indenture, including, without limitation, the payment of operations and maintenance obligations, the funding of reserves and the payment of debt service. To the extent that any surplus revenue remains after the payment of all such obligations, the surplus revenue must be used solely to repay the bond until the bond is repaid.

~~6.~~ 7. As used in this section:

(a) "Monorail station" means:

(1) A structure for the loading and unloading of passengers from a monorail for which a franchise has been granted pursuant to NRS 705.695 or an agreement has been entered into pursuant to NRS 705.695; and

(2) Any facilities or appurtenances within such a structure.

(b) "Street banner" has the meaning ascribed to it in NRS 277A.130.

(c) "Touchdown structure" means a structure, connected to a pedestrian bridge, which houses an elevator.

Sec. 15.5. NRS 405.110 is hereby amended to read as follows:

405.110 1. Except ~~on benches and shelters for passengers of public mass transportation for which a franchise has been granted pursuant to NRS 244.187 and 244.188, 268.081 and 268.083, 269.128 and 269.129, or 277A.310 and 277A.330, or on monorail stations,~~ as otherwise provided in subsection 5, no advertising signs, signboards, boards or other materials containing advertising matter may:

(a) Except as otherwise provided in subsection 3, be placed upon or over any state highway.

(b) Except as otherwise provided in subsections 3 and 4, be placed within the highway right-of-way.

(c) Except as otherwise provided in subsection 3, be placed upon any bridge or other structure thereon.

(d) Be so situated with respect to any public highway as to obstruct clear vision of an intersecting highway or highways or otherwise so situated as to constitute a hazard upon or prevent the safe use of the state highway.

2. With the permission of the Department of Transportation, counties, towns or cities of this State may place at such points as are designated by the Director of the Department of Transportation suitable signboards advertising the counties, towns or municipalities.

3. A person may place an advertising sign, signboard, board or other material containing advertising matter in any airspace above a highway if:

(a) The Department of Transportation has leased the airspace to the person pursuant to subsection 2 of NRS 408.507, the airspace is over an interstate highway and:

(1) The purpose of the sign, signboard, board or other material is to identify a commercial establishment that is entirely located within the airspace, services rendered, or goods produced or sold upon the commercial establishment or that the facility or property that is located within the airspace is for sale or lease; and

(2) The size, location and design of the sign, signboard, board or other material and the quantity of signs, signboards, boards or other materials have been approved by the Department of Transportation; or

(b) The person owns real property adjacent to an interstate highway and:

(1) The person has dedicated to a public authority a fee or perpetual easement interest in at least 1 acre of the property for the construction or maintenance, or both, of the highway over which the person is placing the sign, signboard, board or other material and the person retained the air rights in the airspace above the property for which the person has dedicated the interest;

(2) The sign, signboard, board or other material is located in the airspace for which the person retained the air rights;

(3) The structure that supports the sign, signboard, board or other material is not located on the property for which the person dedicated the fee or easement interest to the public authority, and the public authority determines that the location of the structure does not create a traffic hazard; and

(4) The purpose of the sign, signboard, board or other material is to identify an establishment or activity that is located on the real property adjacent to the interstate highway, or services rendered or goods provided or sold on that property.

4. A tenant of a mobile home park may exhibit a political sign within a right-of-way of a state highway or road which is owned or controlled by the Department of Transportation if the tenant exhibits the sign within the boundary of the tenant's lot and in accordance with the requirements and limitations set forth in NRS 118B.145. As used in this subsection, the term "political sign" has the meaning ascribed to it in NRS 118B.145.

5. The provisions of subsection 1 do not apply to any advertising, signs, signboards or other materials containing advertising matter located:

(a) On a bench or shelter for passengers of public mass transportation built pursuant to a franchise granted pursuant to NRS 244.187 and 244.188, 268.081 and 268.083, 269.128 and 269.129, or 277A.310 and 277A.330;

(b) On a monorail station; or

(c) On a touchdown structure if a public authority authorizes such advertising matter and the advertising matter is placed and maintained by a person who owns real property adjacent to the touchdown structure and who has:

(1) Dedicated the touchdown structure to the public authority or has granted a fee or perpetual easement to the public authority for the construction or maintenance of the touchdown structure; and

(2) Entered a written agreement with the public authority on terms and conditions acceptable to the public authority.

6. If any such sign is placed in violation of this section, it is thereby declared a public nuisance and may be removed forthwith by the Department of Transportation or the public authority.

~~6.~~ 7. Any person placing any such sign in violation of the provisions of this section shall be punished by a fine of not more than \$250, and is also liable in damages for any injury or injuries incurred or for injury to or loss of property sustained by any person by reason of the violation.

~~7.~~ 8. If a franchisee receives revenues from an advertising sign, signboard, board or other material containing advertising matter authorized by subsection 1 and the franchisee is obligated to repay a bond issued by the State of Nevada, the franchisee shall use all revenue generated by the advertising sign, signboard, board or other material containing advertising matter authorized by subsection 1 to meet its obligations to the State of Nevada as set forth in the financing agreement and bond indenture, including, without limitation, the payment of operations and maintenance obligations, the funding of reserves and the payment of debt service. To the extent that any surplus revenue remains after the payment of all such obligations, the surplus revenue must be used solely to repay the bond until the bond is repaid.

~~8.~~ 9. As used in this section, ~~“monorail”~~ :

(a) “Monorail station” means:

~~(a)~~ (1) A structure for the loading and unloading of passengers from a monorail for which a franchise has been granted pursuant to NRS 705.695 or an agreement has been entered into pursuant to NRS 705.695; and

~~(b)~~ (2) Any facilities or appurtenances within such a structure.

(b) “Touchdown structure” means a structure, connected to a pedestrian bridge, which houses an elevator.

Sec. 15.7. NRS 410.320 is hereby amended to read as follows:

410.320 Outdoor advertising shall not be erected or maintained within 660 feet of the nearest edge of the right-of-way and visible from the main-traveled way of the interstate or primary highway systems in this state, and, outside urban areas outdoor advertising shall not be erected or maintained beyond 660 feet from the nearest edge of the right-of-way of the interstate and primary highway systems which is visible and placed with the purpose of having its message read from the main-traveled way of the interstate and primary highway systems in this state, except the following:

1. Directional, warning, landmark, informational and other official signs and notices, including but not limited to signs and notices pertaining to natural wonders, scenic and historic attractions. Only signs which are required or authorized by law or by federal, state or county authority, and which conform to national standards promulgated by the Secretary of Transportation pursuant to 23 U.S.C. § 131, are permitted.

2. Signs, displays and devices which advertise the sale or lease of the property upon which they are located.

3. Signs, displays and devices which advertise the activities conducted or services rendered or the goods produced or sold upon the property upon which the advertising sign, display or device is erected.

4. Signs, displays and devices located in zoned commercial or industrial areas, when located within 660 feet of the nearest edge of the right-of-way and visible from the main-traveled way of the interstate and primary highway systems within this state.

5. Signs, displays and devices located in an unzoned commercial or industrial area as defined in NRS 410.300, when located within 660 feet of the nearest edge of the right-of-way and visible from the main-traveled way of the interstate and primary highway systems within this state.

6. Nonconforming signs in defined hardship areas which provide directional information about goods and services in the interest of the traveling public and are approved by the Secretary of Transportation pursuant to 23 U.S.C. § 131(o).

7. Signs, displays and devices located as described in subsection 5 of NRS 405.110 and subsection 5 of NRS 484B.313.

~~Sec. 16. NRS 648.157 is hereby amended to read as follows:~~

~~648.157 1. A private investigator licensed pursuant to this chapter shall not obtain or seek access to information from the Department of Motor Vehicles pursuant to subsection [2] 7 of NRS 481.062 for any purpose other than a purpose that is directly related to the investigation of an insurance claim.~~

~~2. If the Board finds that a violation of this section has occurred, the Board shall, in addition to any other disciplinary action it deems appropriate, suspend the license of the private investigator.] (Deleted by amendment.)~~

Sec. 17. 1. This section and sections 1 to 9, inclusive, and 15.3 to 16, inclusive, of this act become effective on July 1, 2017.

2. Sections 10 to 15, inclusive, of this act become effective on October 1, 2017.