

ASSEMBLY BILL NO. 17—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF TRANSPORTATION)

PREFILED NOVEMBER 15, 2016

Referred to Committee on Transportation

SUMMARY—Revises provisions governing the duties of a driver when approaching certain authorized vehicles of the Department of Transportation. (BDR 43-140)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.

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 rules of the road; revising provisions relating to the duties of a driver when approaching an authorized vehicle of the Department of Transportation which is stopped and making use of certain flashing and other lights; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes certain vehicles used by the Department of  
2 Transportation to display a flashing amber warning light on a vehicle or to be  
3 equipped with tail lamps that emit a nonflashing blue light in certain circumstances  
4 involving: (1) the existence of an unusual traffic hazard; (2) when the vehicle is  
5 engaged in construction, maintenance or repair of highways; or (3) when the  
6 workers who are performing such construction, maintenance or repair are present.  
7 (NRS 484D.185, 484D.200) Existing law also requires the driver of a vehicle who  
8 approaches an authorized emergency vehicle which is stopped and is displaying  
9 flashing lights or a tow car which is stopped and is displaying flashing amber  
10 warning lights to: (1) decrease his or her speed; (2) proceed with caution; (3) be  
11 prepared to stop; and (4) if possible, drive in a lane which is not adjacent to the lane  
12 in which the emergency vehicle or tow car is stopped. (NRS 484B.607) **Section 1**  
13 of this bill applies the same requirements to the driver of a vehicle who approaches  
14 an authorized vehicle of the Department of Transportation which is stopped and is  
15 displaying flashing amber warning lights or is making use of lamps located toward  
16 the rear of the vehicle which emit nonflashing blue light. Existing law makes a  
17 violation of these requirements a misdemeanor. (NRS 484B.607) **Section 2** of this



18 bill amends existing law to specify that an authorized vehicle used by the  
19 Department of Transportation for the construction, maintenance or repair of  
20 highways may be equipped with lamps located toward the rear of the vehicle that  
21 emit nonflashing blue light.

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

1     **Section 1.** NRS 484B.607 is hereby amended to read as  
2 follows:

3     484B.607 1. Upon approaching an authorized emergency  
4 vehicle which is stopped and is making use of flashing lights  
5 meeting the requirements of subsection 3 of NRS 484A.480 , ~~to~~ a  
6 tow car which is stopped and is making use of flashing amber  
7 warning lights meeting the requirements of NRS 484B.748 ~~to~~ *or an*  
8 *authorized vehicle of the Department of Transportation which is*  
9 *stopped and is making use of flashing amber warning lights*  
10 *meeting the requirements of subsection 1 of NRS 484D.185 or*  
11 *lamps that emit nonflashing blue light meeting the requirements*  
12 *of NRS 484D.200*, the driver of the approaching vehicle shall, in the  
13 absence of other direction given by a peace officer:

- 14     (a) Decrease the speed of the vehicle to a speed that is:  
15       (1) Reasonable and proper, pursuant to the criteria set forth  
16 in subsection 1 of NRS 484B.600; and  
17       (2) Less than the posted speed limit, if a speed limit has been  
18 posted;  
19     (b) Proceed with caution;  
20     (c) Be prepared to stop; and  
21     (d) If possible, drive in a lane that is not adjacent to the lane in  
22 which the emergency vehicle , ~~to~~ tow car *or other vehicle* is  
23 stopped, unless roadway, traffic, weather or other conditions make  
24 doing so unsafe or impossible.

25     2. A person who violates subsection 1 is guilty of a  
26 misdemeanor.

27     **Sec. 2.** NRS 484D.200 is hereby amended to read as follows:  
28     484D.200 An authorized vehicle used by the Department of  
29 Transportation for the construction, maintenance or repair of  
30 highways may be equipped with ~~to~~ lamps *located toward the*  
31 *rear of the vehicle* that emit nonflashing blue light which may be  
32 used:

33     1. For vehicles that perform construction, maintenance or  
34 repair of highways, including, without limitation, vehicles used for  
35 the removal of snow, when the vehicle is engaged in such  
36 construction, maintenance or repair; and



1       2. For all other authorized vehicles of the Department of  
2 Transportation used in the construction, maintenance or repair of  
3 highways:

4       (a) In an area designated as a temporary traffic control zone in  
5 which construction, maintenance or repair of a highway is  
6 conducted; and

7       (b) At a time when the workers who are performing the  
8 construction, maintenance or repair of the highway are present.

9       **Sec. 3.** This act becomes effective on July 1, 2017.

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