

Assembly Concurrent Resolution No. 9–
Assemblyman Yeager

FILE NUMBER.....

ASSEMBLY CONCURRENT RESOLUTION—Directing the Legislative Commission to appoint a committee to conduct an interim study concerning the advisability and feasibility of treating certain traffic and related violations as civil infractions.

WHEREAS, Under existing law, violations of traffic laws and laws relating to drivers' licenses and to the registration of and insurance for motor vehicles are treated as criminal offenses; and

WHEREAS, As a result, residents of this State and visitors may find themselves entangled in the criminal justice system for relatively minor misconduct; and

WHEREAS, Other states treat violations of their traffic and related laws as civil infractions; and

WHEREAS, Among the purposes for which the Legislature establishes traffic laws is to minimize the differences between the traffic laws of this State and those of other states; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the Legislative Commission is hereby directed to appoint a committee to conduct an interim study concerning the advisability and feasibility of treating certain criminal violations of traffic laws and laws relating to drivers' licenses and to the registration of and insurance for motor vehicles as civil infractions; and be it further

RESOLVED, That the committee must be composed of six Legislators as follows:

1. Three members of the Assembly, at least one of whom represents a district no part of which is in Clark County; and
2. Three members of the Senate, at least one of whom represents a district no part of which is in Clark County; and be it further

RESOLVED, Of the members appointed to the committee who represent a district no part of which is in Clark County, at least one member must represent a district no part of which is in Clark County or Washoe County; and be it further

RESOLVED, That the Legislative Commission shall designate one of the members appointed to the committee to serve as the chair of the committee; and be it further



RESOLVED, That in performing the study, the committee shall consider issues relating to:

1. The existing laws of this State concerning the violation of traffic laws and laws relating to drivers' licenses and to the registration of and insurance for motor vehicles, and the treatment of violations of such laws as criminal offenses;

2. The related laws of other states concerning violations of such laws and their treatment of violations of such laws as criminal offenses or civil infractions;

3. The appropriate and necessary elements of a system to treat violations of such laws as civil infractions in this State, including, without limitation, computer systems, court procedures, training and staffing; and

4. The anticipated fiscal effects of a system to treat violations of such laws as civil infractions in this State, including, without limitation, the effects on this State and its political subdivisions; and be it further

RESOLVED, That any recommended legislation proposed by the committee must be approved by a majority of the members of the Assembly and a majority of the members of the Senate appointed to the committee; and be it further

RESOLVED, That the Legislative Commission submit a report of the results of the study and any recommended legislation to the Director of the Legislative Counsel Bureau for transmittal to the 80th Session of the Nevada Legislature; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to the Governor, the Director of the Department of Public Safety, the Director of the Department of Motor Vehicles and the Director of the Administrative Office of the Courts.

