

**ADOPTED REGULATION OF THE  
STATE BOARD OF EDUCATION**

**LCB File No. R107-01**

§§1 and 3 effective December 17, 2001

§2 effective July 1, 2002

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1 and 3, NRS 389.090; §2, NRS 388.874 and 389.090.

FIRST  
PARALLEL  
SECTION

**Section 1.** NAC 389.568 is hereby amended to read as follows:

389.568 *1. A pupil must complete 30 hours of classroom instruction to complete a course of drivers' education. In completing the 30 hours of classroom instruction required by this subsection, 1 hour of behind-the-wheel training is equivalent to 3 hours of classroom instruction, as set forth in NRS 389.090. A school may provide a course of drivers' education that includes more than the minimum number of hours of instruction required by this subsection.*

*2. A course of study in drivers' education must include instruction designed to teach the pupil to do the following:*

~~1.~~ *(a) Describe the proper attitudes for driving safely and the adverse effects of disturbed emotions.*

~~2.~~ *(b) State the consequences of physical handicaps on the ability to drive.*

~~3.~~ *(c) Recognize the effects of alcohol and drugs on driving.*

~~4.~~ *(d) State the grounds for revocation of a driver's license.*

~~5.~~ *(e) Explain the requirements for equipment and registration of a vehicle.*

~~6.~~ (f) Identify the following:

~~a.~~ (1) The sign designating that parking is illegal;

~~b.~~ (2) The right of way in various situations;

~~c.~~ (3) Hand signals;

~~d.~~ (4) The meaning of the different colors of a traffic light;

~~e.~~ (5) When the driver of a school bus must stop; and

~~f.~~ (6) The legal and moral responsibilities in case of an accident.

~~7.~~ (g) Name the different highway systems and the organizations which supervise the maintenance of and enforce the traffic laws on each system.

~~8.~~ (h) Identify the purpose of each instrument, device and control in a vehicle.

~~9.~~ (i) List the procedures for preparing to start a vehicle.

~~10.~~ (j) Describe the weather and the condition of the road and how these affect driving.

~~11.~~ (k) Describe the proper procedures for making a turn.

~~12.~~ (l) Describe the proper procedures for parking.

~~13.~~ (m) Describe the proper procedures for moving in reverse.

~~14.~~ (n) Describe the proper procedures for driving in a controlled and an uncontrolled intersection.

~~15.~~ (o) Determine the proper distance for following.

~~16.~~ (p) Describe how to handle specified situations which arise when driving.

~~17.~~ (q) Differentiate between the techniques required for driving in the city, on the highway and under adverse conditions.

~~18.~~ (r) State the requirements for insurance in Nevada and the types of coverage available.

~~19.~~ (s) Compile a list for the efficient and economical maintenance of a vehicle.

~~[20.]~~ (t) Recognize the importance of the maintenance of a vehicle for driving safely.

~~[21.]~~ (u) Explain the procedures for purchasing an automobile.

~~[22.]~~ (v) Identify sources of credit to finance the purchase of an automobile.

3. *A course of study in drivers' education may be provided through classroom instruction or behind-the-wheel training, or both.*

4. *As used in this section:*

(a) *“Behind-the-wheel training” means the portion of a course of study of drivers’ education which is taught through the operation of a motor vehicle under real conditions and which is characterized by a pupil driving on a driving range or on the street, or both, while under the direction of a licensed teacher.*

(b) *“Classroom instruction” means the portion of a course of study of drivers’ education that is taught in a classroom environment by a licensed teacher.*

SECOND  
PARALLEL  
SECTION

**Sec. 2.** NAC 389.568 is hereby amended to read as follows:

389.568 1. A pupil must complete 30 hours of classroom instruction to complete a course of drivers' education. In completing the 30 hours of classroom instruction required by this subsection, 1 hour of behind-the-wheel training is equivalent to 3 hours of classroom instruction, as set forth in NRS 389.090. A school may provide a course of drivers' education that includes more than the minimum number of hours of instruction required by this subsection.

2. A course of study in drivers' education must include instruction designed to teach the pupil to do the following:

(a) Describe the proper attitudes for driving safely and the adverse effects of disturbed emotions.

(b) State the consequences of physical handicaps on the ability to drive.

- (c) Recognize the effects of alcohol and drugs on driving.
- (d) State the grounds for revocation of a driver's license.
- (e) Explain the requirements for equipment and registration of a vehicle.
- (f) Identify the following:
  - (1) The sign designating that parking is illegal;
  - (2) The right of way in various situations;
  - (3) Hand signals;
  - (4) The meaning of the different colors of a traffic light;
  - (5) When the driver of a school bus must stop; and
  - (6) The legal and moral responsibilities in case of an accident.
- (g) Name the different highway systems and the organizations which supervise the maintenance of and enforce the traffic laws on each system.
- (h) Identify the purpose of each instrument, device and control in a vehicle.
- (i) List the procedures for preparing to start a vehicle.
- (j) Describe the weather and the condition of the road and how these affect driving.
- (k) Describe the proper procedures for making a turn.
- (l) Describe the proper procedures for parking.
- (m) Describe the proper procedures for moving in reverse.
- (n) Describe the proper procedures for driving in a controlled and an uncontrolled intersection.
- (o) Determine the proper distance for following.
- (p) Describe how to handle specified situations which arise when driving.

(q) Differentiate between the techniques required for driving in the city, on the highway and under adverse conditions.

(r) State the requirements for insurance in Nevada and the types of coverage available.

(s) Compile a list for the efficient and economical maintenance of a vehicle.

(t) Recognize the importance of the maintenance of a vehicle for driving safely.

(u) Explain the procedures for purchasing an automobile.

(v) Identify sources of credit to finance the purchase of an automobile.

3. A course of study in drivers' education may be provided through classroom instruction or behind-the-wheel training, or both. *A course of study in drivers' education that is provided through a program of distance education pursuant to NRS 388.820 to 388.874, inclusive, must be equivalent to a course of study that is provided through regular classroom instruction.*

4. As used in this section:

(a) "Behind-the-wheel training" means the portion of a course of study of drivers' education which is taught through the operation of a motor vehicle under real conditions and which is characterized by a pupil driving on a driving range or on the street, or both, while under the direction of a licensed teacher.

(b) "Classroom instruction" means the portion of a course of study of drivers' education that is taught in a classroom environment *or through a program of distance education* by a licensed teacher.

**Sec. 3.** 1. This section and section 1 of this regulation become effective upon filing with the secretary of state.

2. Section 2 of this regulation becomes effective on July 1, 2002.

**NEVADA DEPARTMENT OF EDUCATION**  
**NEVADA STATE BOARD OF EDUCATION**  
**NEVADA STATE BOARD FOR OCCUPATIONAL EDUCATION**

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED  
BY ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066  
NAC 389, Drivers' Education Course of Study  
(LCB File R107-01)**

**SEC INFORMATIONAL STATEMENT**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) 389:

**1. A description of how public comment was solicited, a summary of public response, and explanation how other interested persons may obtain a copy of the summary.**

The Notice of Workshop to Solicit Comments on Proposed Regulations was sent to approximately one-hundred fifty individuals and educational organizations. The workshop was conducted by the Nevada State Board of Education on October 6, 2001. Comments were received.

The Notice of Intent to Act Upon a Regulation for public hearing for Board permanent adoption of the proposed revisions to NAC 389, Drivers' Education Course of Study, was sent to approximately one-hundred fifty individuals and educational organizations. A one-time only public hearing was conducted by the Nevada State Board of Education on December 1, 2001, to provide the opportunity for comments by affected parties and the public. There were no comments from the public. The Board adopted the permanent language without revision.

**2. The Number of Persons Who:**

<b>a) Attended Each Hearing:</b>	Workshop:	<u>15</u>	Hearing:	<u>5</u>
<b>b) Testified at Each Hearing;</b>	Workshop:	<u>3</u>	Hearing:	<u>0</u>
<b>and,</b>				
<b>c) Submitted Written Statements:</b>	Workshop:	<u>0</u>	Hearing:	<u>0</u>

No written comments were submitted.

**3. A description of how comment was solicited from affected businesses, a summary of the response and an explanation how other interested parties may obtain a copy of the summary.**

Comment was solicited through the workshop notice of September 12, 2001. Comments were made by members of the public at the workshop held October 6, 2001 as follows:

Comment was solicited through the public hearing notice of October 25, 2001. No comments were made by members of the public at the December 1, 2001, public hearing.

A copy of the summary and/or minutes of the public hearing may be obtained by calling LaDonna Byrd, Board Secretary, at the Department of Education (775) 687-9225, or by writing to the Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

**4. If the regulation was adopted with or without change to any part of the proposed regulation, a summary of the reasons for adopting.**

The permanent regulation language in LCB File R 107-01 was adopted by the Nevada State Board of Education at the public hearing held December 1, 2001, without revision to the proposed language.

**5. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public. These must be stated separately, and each case must include:**

There is no economic effect on the business which is regulated. There is no estimated economic effect on the public, either adversely or beneficially, nor immediate or long term.

**6. The estimated cost to the agency for enforcement of the adopted regulation.**

There is no additional cost to the agency for enforcement of this regulation.

**7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

No other state or government agency regulations will be overlapped or duplicated by the above noted regulations. There is no duplication or overlap of federal regulations.

**8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.**

There are none.

**9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

This regulation does not provide or involve a new fee.

