

SENATE BILL NO. 483—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

MARCH 24, 2003

Referred to Committee on Transportation

SUMMARY—Revises provisions regarding identification cards, drivers' licenses and driving privileges. (BDR 43-483)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

~

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

AN ACT relating to the Department of Motor Vehicles; applying the uniform system of demerit points to persons deemed to have future driving privileges; requiring the Department under certain circumstances to suspend the future driving privileges of such persons who accumulate demerit points; revising provisions governing the types of acceptable documentation to establish identification; providing for the expiration and renewal of identification cards; imposing fees for the renewal of certain identification cards; changing the period for reporting certain changes to or the loss of identification cards; requiring the Department to adopt regulations establishing certain fees for hazardous materials endorsements on commercial drivers' licenses; and providing other matters properly relating thereto.

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

1 **Section 1.** Chapter 483 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2, 3 and 4 of this act.

3 **Sec. 2.** *A person who does not hold a valid license issued by*
4 *this state or any other state and who operates a vehicle in this state*



* S B 4 8 3 R 1 *

1 shall be deemed to have future driving privileges that may be
2 suspended if the person is convicted of any traffic offense in this
3 state.

4 **Sec. 3. 1.** Except as otherwise provided in this subsection,
5 when a person deemed to have future driving privileges pursuant
6 to section 2 of this act has accumulated 3 or more demerit points,
7 but less than 12, the Department shall notify him of this fact. If,
8 after the Department mails the notice, the person presents proof to
9 the Department that he has successfully completed a course of
10 traffic safety approved by the Department and a statement signed
11 by him which indicates that the successful completion of the
12 course was not required pursuant to a plea agreement, the
13 Department shall cancel not more than 3 demerit points from his
14 driving record. If such a person accumulates 12 or more demerit
15 points before completing the course of traffic safety, he will not be
16 entitled to have demerit points cancelled upon the completion of
17 the course but must have his future driving privileges suspended.
18 A person deemed to have future driving privileges may attend a
19 course only once in 12 months for the purpose of reducing his
20 demerit points. The 3 demerit points may only be cancelled from
21 the driver's record of the person during the 12-month period
22 immediately following his successful completion of the course of
23 traffic safety. The provisions of this subsection do not apply to a
24 person deemed to have future driving privileges whose successful
25 completion of a course of traffic safety was required pursuant to a
26 plea agreement.

27 2. Any reduction of demerit points pursuant to this section
28 applies only to the demerit record of the person deemed to have
29 future driving privileges and otherwise does not affect his driving
30 record with the Department or his insurance record.

31 3. Notwithstanding any provision of this title to the contrary,
32 if a person deemed to have future driving privileges accumulates
33 demerit points, the Department shall suspend those future driving
34 privileges:

35 (a) For the first accumulation of 12 demerit points during a
36 12-month period, for 6 months. Such a person is eligible for a
37 restricted license during this 6-month period.

38 (b) For the second accumulation within 3 years of 12 demerit
39 points during a 12-month period, for 1 year. Such a person is
40 eligible for a restricted license during this 1-year period.

41 (c) For the third accumulation within 5 years of 12 demerit
42 points during a 12-month period, for 1 year. Such a person is not
43 eligible for a restricted license during this 1-year period.

44 4. The Department shall suspend for 1 year the future driving
45 privileges of a person convicted of a sixth traffic offense within a



1 5-year period if all six offenses have been assigned a value of 4 or
2 more demerit points. Such a person is not eligible for a restricted
3 license during this 1-year period.

4 5. If the Department determines by its records that a person
5 deemed to have future driving privileges is not eligible for a
6 driver's license pursuant to this section, the Department shall
7 notify the person by mail of that fact.

8 6. Except as otherwise provided in subsection 7, the
9 Department shall suspend the future driving privileges of a person
10 pursuant to this section 30 days after the date on which the
11 Department mails the notice to the person required by
12 subsection 5.

13 7. If a written request for a hearing is received by the
14 Department:

15 (a) The suspension of the future driving privileges of the
16 person requesting the hearing is stayed until a determination is
17 made by the Department after the hearing.

18 (b) The hearing must be held, within 45 days after the request
19 is received, in the county in which the person resides unless he
20 and the Department agree that the hearing may be held in some
21 other county. The scope of the hearing must be limited to whether
22 the records of the Department accurately reflect the driving
23 history of the person.

24 **Sec. 4. 1.** Except as otherwise provided in NRS 483.870, an
25 identification card and a renewal of an identification card issued
26 pursuant to this section and NRS 483.810 to 483.890, inclusive,
27 expires on the fourth anniversary of the birthday of the holder of
28 the identification card, measured from the birthday nearest the
29 date of issuance or renewal. Any applicant whose date of birth was
30 on February 29 in a leap year is, for the purposes of this section
31 and NRS 483.810 to 483.890, inclusive, considered to have the
32 anniversary of his birth fall on February 28.

33 2. An identification card is renewable at any time before its
34 expiration upon application and payment of the required fee.

35 **Sec. 5.** NRS 483.020 is hereby amended to read as follows:

36 483.020 As used in NRS 483.010 to 483.630, inclusive, *and*
37 *sections 2 and 3 of this act*, unless the context otherwise requires,
38 the words and terms defined in NRS 483.030 to 483.190, inclusive,
39 have the meanings ascribed to them in those sections.

40 **Sec. 6.** NRS 483.083 is hereby amended to read as follows:

41 483.083 "License" ~~for "license to drive a motor vehicle"~~
42 means any driver's license or permit to operate a vehicle issued
43 under or granted by the laws of this state, including:

44 1. Any temporary license or instruction permit; and



1 2. The *future* privilege to drive a vehicle by a person who does
2 not hold a driver's license.

3 **Sec. 7.** NRS 483.290 is hereby amended to read as follows:

4 483.290 1. Every application for an instruction permit or for
5 a driver's license must:

6 (a) Be made upon a form furnished by the Department.

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

10 (c) Be accompanied by the required fee.

11 (d) State the full name, date of birth, sex and residence address
12 of the applicant and briefly describe the applicant.

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

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

20 2. Every applicant must furnish proof of his *name and* age by
21 displaying ~~[a]~~ *an original or certified copy of at least one of the*
22 *following documents:*

23 (a) If the applicant was born in the United States, ~~[a]~~ *including,*
24 *without limitation, the District of Columbia or any territory of the*
25 *United States:*

26 (1) *A birth certificate issued by a state ~~[or]~~, a political*
27 *subdivision of a state, the District of Columbia or ~~[other proof of~~*
28 *~~the date of birth of the applicant, including, but not limited to, a]~~*
29 *any territory of the United States;*

30 (2) *A driver's license issued by another state, ~~[or]~~ the*
31 *District of Columbia ~~[, or a baptismal certificate and other proof that~~*
32 *~~is determined to be necessary and is acceptable to the Department;]~~*
33 *or any territory of the United States;*

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

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

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

40 (6) *A Certificate of Degree of Indian Blood issued by the*
41 *United States Government; or*

42 (7) *Such other documentation as specified by the*
43 *Department by regulation; or*

44 (b) If the applicant was born outside the United States ~~[, a]~~:



1 (1) A Certificate of Citizenship, Certificate of Naturalization,
2 ~~[Arrival-Departure Record, Alien Registration Receipt Card, United~~
3 ~~States Citizen Identification Card or Letter of Authorization]~~
4 *Permanent Resident Card or Temporary Resident Card* issued by
5 the Immigration and Naturalization Service of the United States
6 Department of Justice ~~[or a]~~;

7 (2) A *Consular* Report of Birth Abroad ~~[of a United States~~
8 ~~Citizen-Child]~~ issued by the Department of State ~~[, a]~~;

9 (3) A driver’s license issued by another state , ~~[or]~~ the
10 District of Columbia *or any territory of the United States;*

11 (4) *A passport issued by the United States Government;* or

12 (5) *Any* other proof acceptable to the Department other than
13 a passport issued by a foreign government.

14 3. At the time of applying for a driver’s license, an applicant
15 may, if eligible, register to vote pursuant to NRS 293.524.

16 4. Every applicant who has been assigned a social security
17 number must furnish proof of his social security number by
18 displaying:

19 (a) An original card issued to the applicant by the Social
20 Security Administration bearing the social security number of the
21 applicant; or

22 (b) Other proof acceptable to the Department, including, ~~[but not~~
23 ~~limited to,]~~ *without limitation,* records of employment or federal
24 income tax returns.

25 **Sec. 8.** NRS 483.473 is hereby amended to read as follows:

26 483.473 1. As used in this section, “traffic violation” means
27 conviction of a moving traffic violation in any municipal court,
28 justice’s court or district court in this state. The term includes a
29 finding by a juvenile court that a child has violated a traffic law or
30 ordinance other than one governing standing or parking. The term
31 does not include a conviction or a finding by a juvenile court of a
32 violation of the speed limit posted by a public authority under the
33 circumstances described in subsection 1 of NRS 484.3685.

34 2. The Department shall establish a uniform system of demerit
35 points for various traffic violations occurring within this state
36 affecting *the driving privilege of* any ~~[holder of]~~ *person who holds*
37 *a driver’s license issued by the Department [,] and persons deemed*
38 *to have future driving privileges pursuant to section 2 of this act.*
39 The system must be based on the accumulation of demerits during a
40 period of 12 months.

41 3. The system must be uniform in its operation , and the
42 Department shall set up a schedule of demerits for each traffic
43 violation, depending upon the gravity of the violation, on a scale of
44 one demerit point for a minor violation of any traffic law to eight
45 demerit points for an extremely serious violation of the law



1 governing traffic violations. If a conviction of two or more traffic
2 violations committed on a single occasion is obtained, points must
3 be assessed for one offense, and if the point values differ, points
4 must be assessed for the offense having the greater point value.
5 Details of the violation must be submitted to the Department by the
6 court where the conviction is obtained. The Department may
7 provide for a graduated system of demerits within each category of
8 violations according to the extent to which the traffic law was
9 violated.

10 **Sec. 9.** NRS 483.475 is hereby amended to read as follows:

11 483.475 1. Except as otherwise provided in this subsection,
12 when a ~~driver~~ *person who holds a driver's license* has
13 accumulated 3 or more demerit points, but less than 12, the
14 Department shall notify him of this fact. If, after the Department
15 mails the notice, the driver presents proof to the Department that he
16 has successfully completed a course of traffic safety approved by
17 the Department and a statement signed by him which indicates that
18 the successful completion of the course was not required pursuant to
19 a plea agreement, the Department shall cancel not more than 3
20 demerit points from his driving record. If the driver accumulates 12
21 or more demerit points before completing the course of traffic
22 safety, he will not be entitled to have demerit points cancelled upon
23 the completion of the course, but must have his license suspended.
24 A person may attend a course only once in 12 months for the
25 purpose of reducing his demerit points. The 3 demerit points may
26 only be cancelled from a driver's record during the 12-month period
27 immediately following the driver's successful completion of the
28 course of traffic safety. The provisions of this subsection do not
29 apply to a person whose successful completion of a course of traffic
30 safety was required pursuant to a plea agreement.

31 2. Any reduction of demerit points applies only to the demerit
32 record of the driver and does not affect his driving record with the
33 Department or his insurance record.

34 3. The Department shall use a cumulative period for the
35 suspension of licenses pursuant to subsection 1. The periods of
36 suspension are:

37 (a) For the first accumulation of 12 demerit points during a
38 12-month period, 6 months. A driver whose license is suspended
39 pursuant to this paragraph is eligible for a restricted license during
40 the suspension.

41 (b) For the second accumulation within 3 years of 12 demerit
42 points during a 12-month period, 1 year. A driver whose license is
43 suspended pursuant to this paragraph is eligible for a restricted
44 license during the suspension.



1 (c) For the third accumulation within 5 years of 12 demerit
2 points during a 12-month period, 1 year. A driver whose license is
3 suspended pursuant to this paragraph is not eligible for a restricted
4 license during the suspension.

5 4. The Department shall suspend for 1 year the license of a
6 driver who is convicted of a sixth traffic offense within 5 years if all
7 six offenses have been assigned a value of four or more demerit
8 points. A driver whose license is suspended pursuant to this
9 subsection is not eligible for a restricted license during the
10 suspension.

11 5. If the Department determines by its records that the license
12 of a driver must be suspended pursuant to this section, it shall notify
13 the driver by mail that his privilege to drive is subject to suspension.

14 6. Except as *otherwise* provided in subsection 7, the
15 Department shall suspend the license 30 days after it mails the
16 notice required by subsection 5.

17 7. If a written request for a hearing is received by the
18 Department:

19 (a) The suspension of the license is stayed until a determination
20 is made by the Department after the hearing.

21 (b) The hearing must be held within 45 days after the request is
22 received in the county where the driver resides unless he and the
23 Department agree that the hearing may be held in some other
24 county. The scope of the hearing must be limited to whether the
25 records of the Department accurately reflect the driving history of
26 the driver.

27 **Sec. 10.** NRS 483.820 is hereby amended to read as follows:

28 483.820 1. A person who applies for an identification card in
29 accordance with the provisions of NRS 483.810 to 483.890,
30 inclusive, *and section 4 of this act*, is entitled to receive an
31 identification card if he is:

32 (a) A resident of this state and is 10 years of age or older and
33 does not hold a valid driver's license or identification card from any
34 state or jurisdiction; or

35 (b) A seasonal resident who does not hold a valid Nevada
36 driver's license.

37 2. The Department shall charge and collect the following fees
38 for the issuance of an original, duplicate or changed identification
39 card:

40	
41	An original or duplicate identification card issued
42	to a person 65 years of age or older \$4
43	An original or duplicate identification card issued
44	to a person under 18 years of age..... 3



1 *A renewal of an identification card for a person*
2 *under 18 years of age* \$3
3 An original or duplicate identification card issued
4 to any other person 9
5 *A renewal of an identification card for any*
6 *person at least 18 years of age, but less than*
7 *65 years of age* 9
8 A new photograph or change of name, or both 4
9

- 10 3. The Department shall not charge a fee for ~~an~~ :
11 (a) *An* identification card issued to a person who has voluntarily
12 surrendered his driver’s license pursuant to NRS 483.420 ~~§~~ ; *or*
13 (b) *A renewal of an identification card for a person 65 years of*
14 *age or older.*

15 4. The increase in fees authorized in NRS 483.347 must be
16 paid in addition to the fees charged pursuant to this section.

17 5. As used in this section, “photograph” has the meaning
18 ascribed to it in NRS 483.125.

19 **Sec. 11.** NRS 483.840 is hereby amended to read as follows:

20 483.840 1. The form of the identification cards must be
21 similar to that of drivers’ licenses but distinguishable in color or
22 otherwise.

23 2. Identification cards do not authorize the operation of any
24 motor vehicles.

25 3. Identification cards must include the following information
26 concerning the holder:

- 27 (a) The name and sample signature of the holder.
28 (b) A unique identification number assigned to the holder that is
29 not based on the holder’s social security number.
30 (c) A personal description of the holder.
31 (d) The date of birth of the holder.
32 (e) The current address of the holder in this state.
33 (f) A colored photograph of the holder.

34 4. The information required to be included on the identification
35 card pursuant to subsection 3 must be placed on the card in the
36 manner specified in subsection 1 of NRS 483.347.

37 5. At the time of the issuance *or renewal* of the identification
38 card, the Department shall:

- 39 (a) Give the holder the opportunity to indicate on his
40 identification card that he wishes to be a donor of all or part of his
41 body pursuant to NRS 451.500 to 451.590, inclusive, or that he
42 refuses to make an anatomical gift of his body or part of his body;
43 (b) Give the holder the opportunity to indicate whether he
44 wishes to donate \$1 or more to the Anatomical Gift Account created
45 by NRS 460.150; and



1 (c) Provide to each holder who is interested in becoming a donor
2 information relating to anatomical gifts, including the procedure for
3 registration as a donor with The Living Bank International or its
4 successor organization.

5 6. If the holder wishes to make a donation to the Anatomical
6 Gift Account, the Department shall collect the donation and deposit
7 the money collected in the State Treasury for credit to the
8 Anatomical Gift Account.

9 7. The Department shall submit to The Living Bank
10 International, or its successor organization, information from the
11 records of the Department relating to persons who have
12 identification cards issued by the Department that indicate the
13 intention of those persons to make an anatomical gift. The
14 Department shall adopt regulations to carry out the provisions of
15 this subsection.

16 8. As used in this section, "photograph" has the meaning
17 ascribed to it in NRS 483.125.

18 **Sec. 12.** NRS 483.860 is hereby amended to read as follows:
19 483.860 1. Every applicant for an identification card must
20 furnish proof of his *name and* age by presenting a birth certificate
21 issued by a state ~~{or}~~, *a political subdivision of a state*, the District
22 of Columbia or *any territory of the United States*, or other proof of
23 the applicant's date of birth, including, but not limited to, a driver's
24 license issued by another state, ~~{or}~~ the District of Columbia ~~{, or a~~
25 ~~baptismal certificate and}~~ *or any territory of the United States*, or
26 such other corroboration of the matters stated in his application as
27 are required of applicants for a driver's license ~~{}~~ *pursuant to*
28 *NRS 483.290*.

29 2. Every applicant who has been assigned a social security
30 number must furnish proof of his social security number by
31 displaying:

32 (a) An original card issued to the applicant by the Social
33 Security Administration bearing the ~~{applicant's}~~ social security
34 number ~~{}~~ *of the applicant*; or

35 (b) Other proof acceptable to the Department, including, ~~{but not~~
36 ~~limited to,}~~ *without limitation*, records of employment or federal
37 income tax returns.

38 **Sec. 13.** NRS 483.870 is hereby amended to read as follows:
39 483.870 1. ~~{An}~~ *Except as otherwise provided in section 4 of*
40 *this act*, an identification card that is issued to:

41 (a) A seasonal resident remains valid *until its expiration date* so
42 long as the person does not become licensed in Nevada to drive a
43 motor vehicle and the facts and circumstances declared in the
44 application and stated on the card do not change. An identification



1 card must be surrendered by a seasonal resident upon issuance of a
2 Nevada driver's license.

3 (b) A resident remains valid *until its expiration date* so long as
4 the person does not become licensed in any state or jurisdiction to
5 drive a motor vehicle and the facts and circumstances declared in
6 the application and stated on the card do not change. An
7 identification card must be surrendered by a resident upon issuance
8 of a driver's license from any state or jurisdiction.

9 2. The holder of an identification card shall promptly report
10 any change in the information declared in the application and stated
11 in the card to the Department.

12 3. Any change occurring in the holder's address or name as the
13 result of marriage or otherwise or any loss of an identification card
14 must be reported within ~~10~~ 30 days after the occurrence to the
15 Department.

16 **Sec. 14.** NRS 483.910 is hereby amended to read as follows:

17 483.910 1. The Department shall charge and collect the
18 following fees:

19		
20	For an original commercial driver's license which	
21	requires the Department to administer a	
22	driving skills test	\$84
23	For an original commercial driver's license which	
24	does not require the Department to administer	
25	a driving skills test	54
26	For renewal of a commercial driver's license	
27	which requires the Department to administer a	
28	driving skills test	84
29	For renewal of a commercial driver's license	
30	which does not require the Department to	
31	administer a driving skills test	54
32	For reinstatement of a commercial driver's	
33	license after suspension or revocation of the	
34	license for a violation of NRS 484.379 or	
35	484.3795, or pursuant to NRS 484.384 and	
36	484.385, or pursuant to 49 C.F.R. §	
37	383.51(b)(2)(i) or (ii)	84
38	For reinstatement of a commercial driver's	
39	license after suspension, revocation,	
40	cancellation or disqualification of the license,	
41	except a suspension or revocation for a	
42	violation of NRS 484.379 or 484.3795, or	
43	pursuant to NRS 484.384 and 484.385, or	
44	pursuant to 49 C.F.R. § 383.51(b)(2)(i) or (ii).....	54



1 For the transfer of a commercial driver’s license
2 from another jurisdiction, which requires the
3 Department to administer a driving skills test \$84
4 For the transfer of a commercial driver’s license
5 from another jurisdiction, which does not
6 require the Department to administer a driving
7 skills test..... 54
8 For a duplicate commercial driver’s license 19
9 For any change of information on a commercial
10 driver’s license 9
11 For each endorsement added after the issuance of
12 an original commercial driver’s license..... 14
13 For the administration of a driving skills test to
14 change any information on, or add an
15 endorsement to, an existing commercial
16 driver’s license 30
17

18 2. The Department shall charge and collect an annual fee of
19 \$555 from each person who is authorized by the Department to
20 administer a driving skills test pursuant to NRS 483.912.

21 3. An additional charge of \$3 must be charged for each
22 knowledge test administered to a person who has twice failed the
23 test.

24 4. An additional charge of \$25 must be charged for each
25 driving skills test administered to a person who has twice failed the
26 test.

27 5. The increase in fees authorized in NRS 483.347 must be
28 paid in addition to the fees charged pursuant to this section.

29 *6. The department shall charge an applicant for a hazardous*
30 *materials endorsement an additional fee for the processing of*
31 *fingerprints. The Department shall establish the additional fee by*
32 *regulation, except that the amount of the additional fee must not*
33 *exceed the sum of the amount charged by the Central Repository*
34 *for Nevada Records of Criminal History and each applicable*
35 *federal agency to process the fingerprints for a background check*
36 *of the applicant in accordance with Section 1012 of the Uniting*
37 *and Strengthening America by Providing Appropriate Tools*
38 *Required to Intercept and Obstruct Terrorism Act (USA PATRIOT*
39 *ACT) of 2001, 49 U.S.C. § 5103a.*

40 **Sec. 15.** NRS 483.928 is hereby amended to read as follows:
41 483.928 A person who wishes to be issued a commercial
42 driver’s license by this state must:

- 43 1. Apply to the Department for a commercial driver’s license;
- 44 2. In accordance with standards contained in regulations
- 45 adopted by the Department:



1 (a) Pass a knowledge test for the type of motor vehicle he
2 operates or expects to operate; and

3 (b) Pass a driving skills test for driving a commercial motor
4 vehicle taken in a motor vehicle which is representative of the type
5 of motor vehicle he operates or expects to operate; ~~and~~

6 3. Comply with all other requirements contained in the
7 regulations adopted by the Department pursuant to NRS 483.908 ~~;~~
8 ; and

9 *4. For the issuance of a commercial driver's license with an
10 endorsement for hazardous materials, submit a complete set of
11 fingerprints and written permission authorizing the Department to
12 forward the fingerprints to the Central Repository for Nevada
13 Records of Criminal History and all applicable federal agencies to
14 process the fingerprints for a background check of the applicant
15 in accordance with Section 1012 of the Uniting and Strengthening
16 America by Providing Appropriate Tools Required to Intercept
17 and Obstruct Terrorism Act (USA PATRIOT ACT) of 2001, 49
18 U.S.C. § 5103a.*

19 **Sec. 16.** NRS 484.3765 is hereby amended to read as follows:

20 484.3765 1. A driver commits an offense of aggressive
21 driving if, during any single, continuous period of driving within the
22 course of 1 mile, the driver does all the following, in any sequence:

23 (a) Commits one or more acts of speeding in violation of NRS
24 484.361 or 484.366.

25 (b) Commits two or more of the following acts, in any
26 combination, or commits any of the following acts more than once:

27 (1) Failing to obey an official traffic-control device in
28 violation of NRS 484.278.

29 (2) Overtaking and passing another vehicle upon the right by
30 driving off the paved portion of the highway in violation of
31 NRS 484.297.

32 (3) Improper or unsafe driving upon a highway that has
33 marked lanes for traffic in violation of NRS 484.305.

34 (4) Following another vehicle too closely in violation of
35 NRS 484.307.

36 (5) Failing to yield the right-of-way in violation of any
37 provision of NRS 484.315 to 484.323, inclusive.

38 (c) Creates an immediate hazard, regardless of its duration, to
39 another vehicle or to another person, whether or not the other person
40 is riding in or upon the vehicle of the driver or any other vehicle.

41 2. A driver may be prosecuted and convicted of an offense of
42 aggressive driving in violation of subsection 1 whether or not the
43 driver is prosecuted or convicted for committing any of the acts
44 described in paragraphs (a) and (b) of subsection 1.



1 3. A driver who commits an offense of aggressive driving in
2 violation of subsection 1 is guilty of a misdemeanor. In addition to
3 any other penalty:

4 (a) For the first offense within 2 years, the court shall order the
5 driver to attend, at his own expense, a course of traffic safety
6 approved by the Department and may issue an order suspending the
7 driver's license of the driver for a period of not more than 30 days.

8 (b) For a second or subsequent offense within 2 years, the court
9 shall issue an order revoking the driver's license of the driver for a
10 period of 1 year.

11 4. To determine whether the provisions of paragraph (a) or (b)
12 of subsection 3 apply to one or more offenses of aggressive driving,
13 the court shall use the date on which each offense of aggressive
14 driving was committed.

15 5. If the driver is already the subject of any other order
16 suspending or revoking his driver's license, the court shall order the
17 additional period of suspension or revocation, as appropriate, to
18 apply consecutively with the previous order.

19 6. If the court issues an order suspending or revoking the
20 driver's license of the driver pursuant to this section, the court shall
21 require the driver to surrender to the court all driver's licenses then
22 held by the driver. The court shall, within 5 days after issuing the
23 order, forward the driver's licenses and a copy of the order to the
24 Department.

25 7. If the driver successfully completes a course of traffic safety
26 ordered pursuant to this section, the Department shall cancel three
27 demerit points from his driving record in accordance with NRS
28 483.475 ~~§~~ *or section 3 of this act, as appropriate*, unless the driver
29 would not otherwise be entitled to have those demerit points
30 cancelled pursuant to the provisions of that section.

31 8. This section does not preclude the suspension or revocation
32 of the driver's license of the driver, *or the suspension of the future*
33 *driving privileges of a person*, pursuant to any other provision of
34 law.

35 **Sec. 17.** NRS 486.081 is hereby amended to read as follows:

36 486.081 1. Every application for a motorcycle driver's
37 license must be made upon a form furnished by the Department and
38 must be verified by the applicant before a person authorized to
39 administer oaths. Officers and employees of the Department may
40 administer those oaths without charge.

41 2. Every application must:

42 (a) State the full name, date of birth, sex and residence address
43 of the applicant;

44 (b) Briefly describe the applicant;



1 (c) State whether the applicant has previously been licensed as a
2 driver, and, if so, when and by what state or country;

3 (d) State whether any such license has ever been suspended or
4 revoked, or whether an application has ever been refused, and, if so,
5 the date of and reason for such suspension, revocation or refusal;
6 and

7 (e) Give such other information as the Department requires to
8 determine the competency and eligibility of the applicant.

9 3. Every applicant shall furnish proof of his *name and* age by
10 displaying ~~[:]~~ *an original or certified copy of at least one of the*
11 *following documents:*

12 (a) If he was born in the United States, ~~[a certified state issued~~
13 ~~birth certificate, baptismal certificate, driver's license issued by~~
14 ~~another state or]~~ *including, without limitation, the District of*
15 *Columbia or* ~~[other proof acceptable to the Department;]~~ *any*
16 *territory of the United States:*

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

20 (2) *A driver's license issued by another state, the District of*
21 *Columbia or any territory of the United States;*

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

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

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

28 (6) *A Certificate of Degree of Indian Blood issued by the*
29 *United States Government; or*

30 (7) *Such other documentation as specified by the*
31 *Department by regulation; or*

32 (b) If he was born outside the United States : ~~[a:]~~

33 (1) *A Certificate of Citizenship, Certificate of Naturalization,*
34 ~~[Arrival Departure Record, Alien Registration Receipt Card, United~~
35 ~~States Citizen Identification Card or Letter of Authorization]~~
36 *Permanent Resident Card or Temporary Resident Card* issued by
37 the Immigration and Naturalization Service of the Department of
38 Justice;

39 (2) *A Consular Report of Birth Abroad* ~~[of a United States~~
40 ~~Citizen Child]~~ issued by the Department of State;

41 (3) ~~[Driver's]~~ *A driver's license* issued by another state , ~~[or]~~
42 the District of Columbia ~~[; or~~

43 ~~— (4) Passport]~~ *or any territory of the United States;*

44 (4) *A passport* issued by the United States Government ~~[:]~~ ;
45 *or*



1 (5) Any other proof acceptable to the Department other
2 than a passport issued by a foreign government.

3 4. Every applicant who has been assigned a social security
4 number must furnish proof of his social security number by
5 displaying:

6 (a) An original card issued to the applicant by the Social
7 Security Administration bearing the social security number of the
8 applicant; or

9 (b) Other proof acceptable to the Department, including,
10 without limitation, records of employment or federal income tax
11 returns.

12 **Sec. 18.** NRS 293.524 is hereby amended to read as follows:

13 293.524 1. The Department of Motor Vehicles shall provide
14 an application to register to vote to each person who applies for the
15 issuance or renewal of any type of driver's license or ~~for an~~
16 identification card ~~issued by the Department.~~

17 2. The county clerk shall use the applications to register to vote
18 which are signed and completed pursuant to subsection 1 to register
19 applicants to vote or to correct information in the registrar of voters'
20 register. An application that is not signed must not be used to
21 register or correct the registration of the applicant.

22 3. For the purposes of this section, each employee specifically
23 authorized to do so by the Director of the Department may oversee
24 the completion of an application. The authorized employee shall
25 check the application for completeness and verify the information
26 required by the application. Each application must include a
27 duplicate copy or receipt to be retained by the applicant upon
28 completion of the form. The Department shall, except as otherwise
29 provided in this subsection, forward each application on a weekly
30 basis to the county clerk or, if applicable, to the registrar of voters of
31 the county in which the applicant resides. During the 2 weeks
32 immediately preceding the close of registration for an election, the
33 applications must be forwarded daily.

34 4. The county clerk shall accept any application to register to
35 vote which is completed by the last day to register if he receives the
36 application not later than 5 days after the close of registration. Upon
37 receipt of an application, the county clerk or field registrar of voters
38 shall determine whether the application is complete. If he
39 determines that the application is complete, he shall notify the
40 applicant and the applicant shall be deemed to be registered as of
41 the date of the submission of the application. If he determines that
42 the application is not complete, he shall notify the applicant of the
43 additional information required. The applicant shall be deemed to be
44 registered as of the date of the initial submission of the application if
45 the additional information is provided within 15 days after the



1 notice for the additional information is mailed. If the applicant has
2 not provided the additional information within 15 days after the
3 notice for the additional information is mailed, the incomplete
4 application is void. Any notification required by this subsection
5 must be given by mail at the mailing address on the application not
6 more than 7 working days after the determination is made
7 concerning whether the application is complete.

8 5. The county clerk shall use any form submitted to the
9 Department to correct information on a driver's license or
10 identification card to correct information in the registrar of voters'
11 register, unless the person indicates on the form that the correction
12 is not to be used for the purposes of voter registration. The
13 Department shall forward each such form to the county clerk or, if
14 applicable, to the registrar of voters of the county in which the
15 person resides in the same manner provided by subsection 3 for
16 applications to register to vote.

17 6. Upon receipt of a form to correct information, the county
18 clerk shall compare the information to that contained in the registrar
19 of voters' register. If the person is a registered voter, the county
20 clerk shall correct the information to reflect any changes indicated
21 on the form. After making any changes, the county clerk shall notify
22 the person by mail that his records have been corrected.

23 7. The Secretary of State shall, with the approval of the
24 Director, adopt regulations to:

25 (a) Establish any procedure necessary to provide an elector who
26 applies to register to vote pursuant to this section the opportunity to
27 do so;

28 (b) Prescribe the contents of any forms or applications which the
29 Department is required to distribute pursuant to this section; and

30 (c) Provide for the transfer of the completed applications of
31 registration from the Department to the appropriate county clerk for
32 inclusion in the election board registers and registrar of voters'
33 register.

34 **Sec. 19.** The provisions of section 4 of this act do not apply to
35 an identification card issued by the Department of Motor Vehicles
36 on or before September 30, 2003, except that if such an
37 identification card is presented to the Department on or after
38 October 1, 2003, for any transaction other than the surrender of the
39 identification card for cancellation, the identification card shall be
40 deemed to have been issued on the date on which it is presented to
41 the Department and the Department shall place an expiration date on
42 the identification card in accordance with section 4 of this act.

43 **Sec. 20.** 1. This section and sections 14 and 15 of this act
44 become effective upon passage and approval.



1 2. Sections 1 to 13, inclusive, and 16 to 19, inclusive, of this
2 act become effective on October 1, 2003.

Ⓢ

