

Amendment No. 279

Senate Amendment to Senate Bill No. 13	(BDR 43-363)
<b>Proposed by:</b> Committee on Transportation and Homeland Security	
<b>Amendment Box:</b> Replaces Amendment No. 127.	
<b>Resolves Conflicts with:</b> N/A	
<b>Amends:</b> 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"/>	_____

Amend section 1, page 2, by deleting lines 15 and 16 and inserting:

*“(g) Failure or refusal to comply with any signal of an authorized flagman in violation of NRS 484.254;*

*(h) Altering, defacing, injuring, knocking down or removing any official traffic-control device or railroad sign or signal in violation of NRS 484.289;*

*(i) Failure to yield the right-of-way to a blind person in violation of NRS 484.328;*

*(j) Overtaking or proceeding past a school bus that is stopped to receive or discharge pupils in violation of NRS 484.357;*

*(k) Proceeding or traveling through an administrative roadblock or a temporary roadblock or disobeying the lawful orders or directions of a police officer at an administrative roadblock or a temporary roadblock in violation of NRS 484.3595;*

BAW/BJE

Date: 4/12/2005

S.B. No. 13—Revises provisions governing authority of peace officers to make arrests for certain offenses.

*(l) Speeding in a school zone or school crossing zone in violation of NRS 484.366, if any pupil is endangered by the violation;*

*(m) A violation for which a person may be subject to the additional penalty set forth in NRS 484.3667, if any worker who is performing the construction, maintenance or repair of a highway in a temporary traffic control zone is endangered by the violation;*

*(n) Aggressive driving in violation of NRS 484.3765;*

*(o) Operating a motor vehicle without a required device to prevent a person who has consumed alcohol from starting the motor vehicle or tampering with such a device in violation of NRS 484.3945;*

*(p) Drinking an alcoholic beverage while driving a motor vehicle or having an open container of an alcoholic beverage within the passenger area of a motor vehicle in violation of NRS 484.448;*

*(q) Throwing or depositing upon a highway any glass bottle, glass, nails, tacks, wire, cans or any other substance likely to injure any person, animal or vehicle, or failing to remove any destructive or injurious material, any glass or any injurious substance that is dropped on the highway in violation of NRS 484.465;”.*

Amend section 1, page 2, line 17, by deleting “(i)” and inserting “(r)”.

Amend section 1, page 2, line 20, by deleting “(j)” and inserting “(s)”.

Amend section 1, page 2, by deleting lines 26 and 27 and inserting:

“case of ~~either of~~ the offenses designated in paragraphs (e) ~~and (f)~~ to (s), **inclusive**, of subsection 1, a peace officer has the”.

Amend sec. 2, page 2, line 31, after “chapter” by inserting:

*“or chapter 482, 483, 485 or 486 of NRS”.*

Amend sec. 2, page 3, line 9, by deleting “[~~or~~” and inserting “or”.

Amend sec. 2, page 3, by deleting lines 13 through 18 and inserting “the magistrate.”

Amend the title of the bill by deleting the fourth through seventh lines and inserting:

“traffic laws; revising the provisions pertaining to the offenses for which a person halted by a peace officer may, in the discretion of the peace officer, be given a traffic citation or be taken before a magistrate; and”.

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**If this amendment is adopted, the Legislative  
Counsel's Digest will be changed to read as follows:**

**Legislative Counsel's Digest:**

Existing law authorizes a peace officer to make an arrest without a warrant for certain traffic-related offenses. (NRS 484.791)

This bill adds various other traffic-related offenses to the list of offenses for which a peace officer may make a warrantless arrest.

Existing law provides that when a person is halted by a peace officer for a violation of chapter 484 of NRS and is not required to be taken before a magistrate, the person may, in the discretion of the peace officer, either be given a traffic citation or be taken before a magistrate. (NRS 484.795)

This bill would require that when a person is halted by a peace officer for a violation of chapter 482, 483, 485 or 486 of NRS and is not required to be taken before a magistrate, the person may, in the discretion of the peace officer, either be given a traffic citation or be taken before a magistrate.