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ASSEMBLY BILL NO. 25—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED DECEMBER 5, 2008

Referred to Committee on Transportation

SUMMARY—Authorizes the waiver of certain examinations of applicants for a Nevada driver’s license who are licensed in another jurisdiction. (BDR 43-343)

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

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

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AN ACT relating to motor vehicles; removing the restriction on the authority of the Department of Motor Vehicles to waive certain examinations of applicants for a Nevada driver’s license who are licensed in another jurisdiction but have not attained 25 years of age; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law authorizes the Department of Motor Vehicles to waive certain  
2 examinations for a person applying for a Nevada driver’s license who possesses a  
3 valid driver’s license of the same type or class issued by another jurisdiction but  
4 does not allow such a waiver if the person has not attained 25 years of age. (NRS  
5 483.330) This bill removes that restriction and allows such a waiver for a person  
6 who has not attained 25 years of age.

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

1 **Section 1.** NRS 483.330 is hereby amended to read as follows:  
2 483.330 1. The Department may require every applicant for a  
3 driver’s license, including a commercial driver’s license issued  
4 pursuant to NRS 483.900 to 483.940, inclusive, to submit to an  
5 examination. The examination may include:



1 (a) A test of the applicant's ability to understand official devices  
2 used to control traffic;

3 (b) A test of his knowledge of practices for safe driving and the  
4 traffic laws of this State;

5 (c) Except as otherwise provided in subsection 2, a test of his  
6 eyesight; and

7 (d) Except as otherwise provided in subsection 3, an actual  
8 demonstration of his ability to exercise ordinary and reasonable  
9 control in the operation of a motor vehicle of the type or class of  
10 vehicle for which he is to be licensed.

11 ➤ The examination may also include such further physical and  
12 mental examination as the Department finds necessary to determine  
13 the applicant's fitness to drive a motor vehicle safely upon the  
14 highways.

15 2. The Department may provide by regulation for the  
16 acceptance of a report from an ophthalmologist, optician or  
17 optometrist in lieu of an eye test by a driver's license examiner.

18 3. If the Department establishes a type or classification of  
19 driver's license to operate a motor vehicle of a type which is not  
20 normally available to examine an applicant's ability to exercise  
21 ordinary and reasonable control of such a vehicle, the Department  
22 may, by regulation, provide for the acceptance of an affidavit  
23 from a:

24 (a) Past, present or prospective employer of the applicant; or

25 (b) Local joint apprenticeship committee which had jurisdiction  
26 over the training or testing, or both, of the applicant,

27 ➤ in lieu of an actual demonstration.

28 4. The Department may waive an examination pursuant to  
29 subsection 1 for a person applying for a Nevada driver's license who  
30 possesses a valid driver's license of the same type or class issued by  
31 another jurisdiction unless that person:

32 (a) ~~Has not attained 25 years of age;~~

33 ~~(b)~~ Has had his license or privilege to drive a motor vehicle  
34 suspended, revoked or cancelled or has been otherwise disqualified  
35 from driving during the immediately preceding 4 years;

36 ~~(e)~~ (b) Has been convicted of a violation of NRS 484.37955  
37 or, during the immediately preceding 7 years, of a violation of NRS  
38 484.379, 484.3795 or 484.379778 or a law of any other jurisdiction  
39 that prohibits the same or similar conduct;

40 ~~(d)~~ (c) Has restrictions to his driver's license which the  
41 Department must reevaluate to ensure the safe driving of a motor  
42 vehicle by that person;

43 ~~(e)~~ (d) Has had three or more convictions of moving traffic  
44 violations on his driving record during the immediately preceding 4  
45 years; or



1 ~~(f)~~ (e) Has been convicted of any of the offenses related to the  
2 use or operation of a motor vehicle which must be reported pursuant  
3 to the provisions of Parts 1327 et seq. of Title 23 of the Code of  
4 Federal Regulations relating to the National Driver Register  
5 Problem Driver Pointer System during the immediately preceding 4  
6 years.

7 **Sec. 2.** This act becomes effective on July 1, 2009.

