



Department of Motor Vehicles
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March 3, 2026

Regulation Small Business Impact Statement

LCB File No. R088-24 (Revisions to DUI Instruction Curriculum)

As required by Nevada Revised Statute (NRS) 233B.0609, a small business impact analysis was completed to determine what, if any, impact the proposed regulation would have on businesses.

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

Comments were solicited using electronic mail and postings for both the Workshop and the Hearing. No suggestions for change were offered at either workshop or hearing, and no requested changes were submitted to the Department during the process. Notifications were also sent out by electronic mail to industry contacts that the Department keeps on record. They were also made available on the Department of Motor Vehicles website at www.dmvnv.com/publicmeetings.htm. Persons who would like a copy of the proceedings and comments for this process may contact the Research and Project Management Division of the Department of Motor Vehicles, 555 Wright Way, Carson City, NV 89711; email mhefner@dmv.nv.gov.

- 2. Describe the manner in which the analysis was conducted.**

Senate Bill 66 was passed during the 2023 Legislative Session and related to establishing certain criteria for disqualification of commercial driving privileges in certain circumstances. The bill further authorizes DMV to adopt regulations relating to these provisions and the draft language here is the result of that. The proposed language relates to utilization of the federal Drug and Alcohol Clearinghouse (DACH) when reviewing a person's CDL or learner's permit when considering downgrading of a person's credentials based on clearinghouse results. Additional sections perform the following: revises provisions regarding waiver of knowledge and skills tests for CDL's under certain circumstances; make changes to medical examiner's certificates and their issuance in certain circumstances; includes new language regarding a definition for 'downgrade by removal'; makes a minor change to the physical location address of the DMV office in Reno, and; revises certain language related to self-certification of certain physical conditions.

Additionally, the proposed regulations clarify further provisions that have been developed by staff intended to revise and clean up text in chapter 483 of the NAC regarding issuance and revocation of commercial driver's licenses, activities of certifiers for skills testing and provisions regarding certain physical requirements for operating commercial motor vehicles. Overall, by implementing these elements, the Department and State will be working to enhance highway safety, allow employers to gain increased operational efficiencies and work to promote driver accountability.

3. The estimated direct and indirect effects on the small business which this language is to regulate

a. Business adverse and beneficial effects

These regulations are anticipated to have an overall beneficial impact to the commercial motor vehicle (CMV) business community in the following areas: (1) Streamlining pre-employment screening: Employers can quickly and easily access a prospective driver's full drug and alcohol violation history via a single database query; (2) Ensuring compliance: The Clearinghouse makes it easier for employers to meet their federal testing, investigation, and reporting obligations, which helps them avoid legal penalties and fines for non-compliance; (3) Aids in effective monitoring: Employers can conduct mandatory annual queries to continuously monitor the compliance status of their current drivers and receive real-time notifications of any new violations, and; (4) Protecting company reputation and liability: By consistently verifying driver eligibility, companies safeguard their reputation and mitigate liability associated with hiring drivers with substance abuse issues.

(1) Immediate and long-term effects.

Immediate: provides easily accessible database access for drivers and users to view and access records and provide necessary consent to current or prospective employers. It will also work to clear a path to reinstatement for those drivers that have had drug or alcohol abuse issues on their record, allows for a downgrade in credentials without losing driving privileges altogether, and allows for access to a structured procedure to regain their commercial driving privileges once they've met the requirements.

Long-term: overall, adherence to the more stringent rules and provisions will act as a deterrent and encourage drivers to maintain a drug-and alcohol-free status to protect their well-paying careers and standing among the professional driver community.

b. Public adverse and beneficial effects

No adverse impact to the general public is estimated; Nevada overall will benefit from having drug-free and qualified CMV drivers operating their vehicles and make Nevada roads safer by preventing recurrences of this type of poor behavior.

(1) Both immediate and long-term effects.

Through adoption of these provisions, the immediate and long-term effects to the general public would be to: work to eliminate previous problems with drivers concealing violations by changing employers or moving to a different state/jurisdiction, records can now follow their CDL information nationwide; provide real-time information to law enforcement and roadside inspectors to verify eligibility and compliance. Longer term, these regulations will work to: keep unsafe drivers off of the road by preventing drivers with unresolved drug/alcohol violations from operating CMV's in the state, and; reducing accidents by ensuring only qualified, unimpaired drivers are on the road.

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

The Department incurs a standard amount of costs (\$342.00) for the general development of regulations. There is no anticipated additional cost to the Department for the enforcement of the adopted regulations.

5. A description of any regulations of other state or government agencies that 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.

Adoption of these regulations will bring Nevada into conjunction with the efforts of the Federal Motor Carrier Safety Administration (FMSCA) and other state jurisdictions' usage of the Drug and Alcohol Clearinghouse, and do not overlap or exceed federal rulemaking.

6. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

Not applicable.

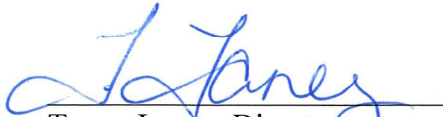
7. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

No additional fees or revenue are expected to be received due to adoption of these regulations.

8. The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses

As a result of not receiving any negative feedback or suggested changes from business listing the impacts they could experience, the Department has determined the provisions in these regulations will not impose an adverse economic burden on small businesses, nor will they restrict the formation, operation or expansion of a small business.

I certify that to the best of my knowledge or belief, concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.



Tonya Laney, Director

3-30-20
Date