

SENATE BILL NO. 52—COMMITTEE ON ENERGY,
INFRASTRUCTURE AND TRANSPORTATION

(ON BEHALF OF THE DEPARTMENT OF MOTOR VEHICLES)

PREFILED DECEMBER 5, 2008

Referred to Committee on Energy, Infrastructure and Transportation

SUMMARY—Revises provisions relating to drivers’ licenses and identification cards to facilitate implementation of the federal Real ID Act of 2005. (BDR 43-391)

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

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

AN ACT relating to transportation; revising certain provisions governing the issuance and renewal of drivers’ licenses and identification cards to comport with the federal Real ID Act of 2005; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 The federal Real ID Act of 2005 (Public Law 109-13, Division B, Title II, 119
2 Stat. 311, 49 U.S.C. § 30301) imposes certain security, authentication and issuance
3 standards for commercial and noncommercial drivers’ licenses and identification
4 cards. The Department of Motor Vehicles must comply with these standards for
5 Nevada drivers’ licenses and identification cards to be accepted by the Federal
6 Government for “official purposes,” such as boarding commercially operated
7 airline flights and entering federal buildings. This bill revises certain provisions
8 governing the issuance and renewal of drivers’ licenses and identification cards to
9 bring the State of Nevada into compliance with the Real ID Act.

10 **Sections 11, 26 and 33** of this bill require that an applicant for a commercial or
11 noncommercial driver’s license or an identification card furnish to the Department
12 proof of his address by displaying at least two of the documents prescribed by the
13 Department by regulation. **Sections 11, 26 and 33** also require that an applicant
14 provide to the Department proof that he is authorized to live in the United States
15 and proof of his social security number or, if he does not have a social security
16 number, proof that he is not eligible to receive a social security number.

17 **Sections 11, 26 and 33** of this bill further authorize the Department to issue a
18 commercial or noncommercial driver’s license or an identification card to a person
19 who does not have the requisite documentation, but any such identification card



20 would be distinguishable from standard drivers' licenses and identification cards
21 and would not be accepted by the Federal Government for "official purposes."

22 Existing law requires that the Department adopt regulations prescribing the
23 information that must be contained on noncommercial drivers' licenses and
24 identification cards. (NRS 483.340, 483.840) **Sections 3, 4 and 5** of this bill require
25 that, with limited exceptions, the address of a person be included on his commercial
26 or noncommercial driver's license or identification card.

27 With limited exceptions, **sections 19, 22 and 33** of this bill require that the
28 Department maintain for at least 10 years digital images of applications for
29 commercial and noncommercial drivers' licenses and identification cards and the
30 documents that applicants furnish to the Department which prove identity, age,
31 address and social security number and prove that the person is lawfully entitled to
32 live in the United States.

33 Existing law requires that an applicant for a driver's license or identification
34 card surrender to the Department all valid drivers' licenses and identification cards
35 in his possession. The Department is required to return surrendered licenses and
36 identification cards to the jurisdiction that issued them. (NRS 483.230, 483.850)
37 **Sections 10 and 25** of this bill instead require that the Department notify the other
38 jurisdiction that the applicant has surrendered his license or identification card.

39 **Sections 1 and 9** of this bill amend the definition of "resident" so that a person
40 who is a nonresident of this State may not declare himself to be a resident of this
41 State to obtain privileges not ordinarily extended to nonresidents. (NRS 482.103,
42 483.141)

43 Existing law requires that the Department issue a driver's license with a
44 specially colored background to a person who suffers from diabetes or epilepsy.
45 (NRS 483.348) **Sections 12-15, 23, 24 and 27** of this bill require instead that the
46 Department adopt by regulation a program for the imprinting of a symbol or other
47 indicator of a medical condition on a noncommercial driver's license or
48 identification card.

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

1 **Section 1.** NRS 482.103 is hereby amended to read as follows:
2 482.103 1. "Resident" includes, but is not limited to, a
3 person:

4 (a) Whose legal residence is in the State of Nevada.
5 (b) Who engages in intrastate business and operates in such a
6 business any motor vehicle, trailer or semitrailer, or any person
7 maintaining such vehicles in this State, as the home state of such
8 vehicles.

9 (c) Who physically resides in this State and engages in a trade,
10 profession, occupation or accepts gainful employment in this State.

11 ~~[(d) Who declares himself to be a resident of Nevada for~~
12 ~~purposes of obtaining privileges not ordinarily extended to~~
13 ~~nonresidents of this State.]~~

14 2. The term does not include a person who is an actual tourist,
15 an out-of-state student, a border state employee or a seasonal
16 resident.



1 3. The provisions of this section do not apply to persons who
2 operate vehicles in this State under the provisions of NRS 706.801
3 to 706.861, inclusive, 482.385, 482.390 or 482.395.

4 **Sec. 2.** Chapter 483 of NRS is hereby amended by adding
5 thereto the provisions set forth as sections 3, 4 and 5 of this act.

6 **Sec. 3. 1.** *A driver's license must include the licensee's*
7 *address of principal residence unless:*

8 (a) *The licensee is a person for whom a fictitious address has*
9 *been issued pursuant to NRS 217.462 to 217.471, inclusive;*

10 (b) *State or federal law or a court order requires that the*
11 *licensee's address of principal residence remain confidential;*

12 (c) *The driver's license is issued pursuant to subsection 4 of*
13 *NRS 483.290; or*

14 (d) *The driver's license is issued pursuant to subsection 3 of*
15 *NRS 483.340.*

16 2. *The Department shall adopt regulations setting forth the*
17 *requirements for determining whether an applicant or licensee*
18 *qualifies to have his address of principal residence excluded from*
19 *his driver's license pursuant to paragraph (a), (b) or (c) of*
20 *subsection 1.*

21 **Sec. 4. 1.** *An identification card must include the holder's*
22 *address of principal residence unless:*

23 (a) *The holder is a person for whom a fictitious address has*
24 *been issued pursuant to NRS 217.462 to 217.471, inclusive;*

25 (b) *State or federal law or a court order requires that the*
26 *holder's address of principal residence remain confidential; or*

27 (c) *The driver's license is issued pursuant to subsection 2 of*
28 *NRS 483.860.*

29 2. *The Department shall adopt regulations setting forth the*
30 *requirements for determining whether a person qualifies to have*
31 *his address of principal residence excluded from his identification*
32 *card pursuant to subsection 1.*

33 **Sec. 5. 1.** *A commercial driver's license must include the*
34 *holder's address of principal residence unless:*

35 (a) *The holder is a person for whom a fictitious address has*
36 *been issued pursuant to NRS 217.462 to 217.471, inclusive;*

37 (b) *State or federal law or a court order requires that the*
38 *holder's address of principal residence remain confidential; or*

39 (c) *The commercial driver's license is issued pursuant to*
40 *subsection 4 of NRS 483.928.*

41 2. *The Department shall adopt regulations setting forth the*
42 *requirements for determining whether a person qualifies to have*
43 *his address of principal residence excluded from his commercial*
44 *driver's license pursuant to subsection 1.*



1 **Sec. 6.** NRS 483.015 is hereby amended to read as follows:
2 483.015 Except as otherwise provided in NRS 483.330, the
3 provisions of NRS 483.010 to 483.630, inclusive, *and section 3 of*
4 *this act* apply only with respect to noncommercial drivers' licenses.

5 **Sec. 7.** NRS 483.020 is hereby amended to read as follows:
6 483.020 As used in NRS 483.010 to 483.630, inclusive, *and*
7 *section 3 of this act*, unless the context otherwise requires, the
8 words and terms defined in NRS 483.030 to 483.190, inclusive,
9 have the meanings ascribed to them in those sections.

10 **Sec. 8.** NRS 483.083 is hereby amended to read as follows:
11 483.083 "License" means any driver's license or permit to
12 operate a vehicle issued under or granted by the laws of this State,
13 including:

14 1. Any temporary license , *license issued pursuant to*
15 *paragraph (b) of subsection 7 of NRS 483.290* or instruction
16 permit; and

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

19 **Sec. 9.** NRS 483.141 is hereby amended to read as follows:

20 483.141 1. "Resident" includes, but is not limited to, a
21 person:

22 (a) Whose legal residence is in the State of Nevada.

23 (b) Who engages in intrastate business and operates in such a
24 business any motor vehicle, trailer or semitrailer, or any person
25 maintaining such vehicles in this State, as the home state of such
26 vehicles.

27 (c) Who physically resides in this State and engages in a trade,
28 profession, occupation or accepts gainful employment in this State.

29 ~~[(d) Who declares himself to be a resident of this State to obtain~~
30 ~~privileges not ordinarily extended to nonresidents of this State.]~~

31 2. The term does not include a person who is an actual tourist,
32 an out-of-state student, a foreign exchange student, a border state
33 employee or a seasonal resident.

34 3. The provisions of this section do not apply to drivers of
35 vehicles operated in this State under the provisions of NRS 706.801
36 to 706.861, inclusive, 482.385, 482.390 or 482.395.

37 **Sec. 10.** NRS 483.230 is hereby amended to read as follows:

38 483.230 1. Except persons expressly exempted in NRS
39 483.010 to 483.630, inclusive, *and section 3 of this act*, a person
40 shall not drive any motor vehicle upon a highway in this State
41 unless ~~[such]~~ *the* person has a valid license as a driver under the
42 provisions of NRS 483.010 to 483.630, inclusive, *and section 3 of*
43 *this act* for the type or class of vehicle being driven.

44 2. Any person licensed as a driver under the provisions of NRS
45 483.010 to 483.630, inclusive, *and section 3 of this act* may



1 exercise the privilege thereby granted upon all streets and highways
2 of this State and ~~[shall]~~ **must** not be required to obtain any other
3 license to exercise ~~[such]~~ **the** privilege by any county, municipal or
4 local board or body having authority to adopt local police
5 regulations.

6 3. Except persons expressly exempted in NRS 483.010 to
7 483.630, inclusive, **and section 3 of this act**, a person shall not steer
8 or exercise any degree of physical control of a vehicle being towed
9 by a motor vehicle upon a highway unless ~~[such]~~ **the** person has a
10 license to drive the type or class of vehicle being towed.

11 4. A person shall not receive a driver's license until he
12 surrenders to the Department all valid licenses **and identification**
13 **cards** in his possession issued to him by this or any other
14 ~~[jurisdiction. Surrendered licenses issued by another jurisdiction~~
15 ~~shall be returned by the Department to such jurisdiction.]~~ **state or**
16 **territory of the United States. If a person surrenders to the**
17 **Department a license or identification card issued to him by a state**
18 **or territory of the United States other than the State of Nevada, the**
19 **Department shall notify that other state or territory of the**
20 **surrender.**

21 5. A person shall not have more than one valid driver's license
22 ~~[]~~ **or identification card.**

23 **Sec. 11.** NRS 483.290 is hereby amended to read as follows:

24 483.290 1. Every application for an instruction permit or for
25 a driver's license must:

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

27 (b) Be ~~[verified]~~ **affirmed** by the applicant, **under penalty of**
28 **perjury** before a person authorized to administer oaths ~~[]~~, **to state**
29 **that the information contained in the application is true and**
30 **correct.** Officers and employees of the Department may administer
31 those oaths without charge.

32 (c) Be accompanied by the required fee.

33 (d) State the full legal name, date of birth, sex, address of
34 principal residence and mailing address, if different from the
35 address of principal residence, of the applicant and briefly describe
36 the applicant.

37 (e) State whether the applicant has ~~[heretofore]~~ been licensed as
38 a driver ~~[]~~ and, if so, when and by what state or country, and
39 whether any such license has ever been suspended or revoked, or
40 whether an application has ever been refused ~~[]~~ and, if so, the date
41 of and reason for the suspension, revocation or refusal.

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

44 2. Every applicant must furnish ~~[proof]~~ **to the Department:**



1 (a) *Proof* of his full legal name and age by displaying an
2 original or certified copy of the required documents as prescribed by
3 regulation.

4 (b) *Proof of his address of principal residence by displaying at
5 least two of the required documents as prescribed by regulation.*

6 (c) *Proof of his social security number or proof that he is not
7 eligible to receive a social security number, as prescribed by
8 regulation.*

9 (d) *Proof that he is lawfully entitled to live in the United States
10 as prescribed by regulation.*

11 3. The Department shall adopt regulations prescribing the
12 documents *and other forms of proof that* an applicant may use to
13 ~~furnish proof of his full legal name and age~~ *prove* to the
14 Department ~~[] the matters described in subsection 2.~~

15 4. *The Department may issue a driver's license to an
16 applicant who does not have the documents or other forms of
17 proof otherwise required by subsection 2 if the applicant meets the
18 requirements prescribed by the Director by regulation. A driver's
19 license issued pursuant to this subsection must be different in
20 form and distinguishable in color or distinguishable in some other
21 manner from a driver's license that satisfies the requirements of
22 the federal Real ID Act of 2005, 49 U.S.C. § 30301. The Director
23 may adopt such regulations as he determines to be necessary or
24 convenient to carry out the provisions of this subsection.*

25 5. At the time of applying for a driver's license, an applicant
26 may, if eligible, register to vote pursuant to NRS 293.524.

27 ~~[5. Every applicant who has been assigned a social security
28 number must furnish proof of his social security number by
29 displaying:~~

30 ~~—(a) An original card issued to the applicant by the Social
31 Security Administration bearing the social security number of the
32 applicant; or~~

33 ~~—(b) Other proof acceptable to the Department, including, without
34 limitation, records of employment or federal income tax returns.]~~

35 6. The Department may refuse to accept a driver's license
36 issued by another state, the District of Columbia or any territory of
37 the United States if the Department determines that the other state,
38 the District of Columbia or the territory of the United States has less
39 stringent standards than the State of Nevada for the issuance of a
40 driver's license.

41 7. With respect to any document presented by a person who
42 was born outside of the United States to prove his full legal name ,
43 ~~[and]~~ age ~~[,]~~ *and that he is lawfully entitled to live in the United
44 States,* the Department:



1 (a) May, if the document has expired, refuse to accept the
2 document or refuse to issue a driver's license to the person
3 presenting the document, or both; and

4 (b) Shall issue to the person presenting the document a driver's
5 license that is valid only during the time the applicant is authorized
6 to stay in the United States, or if there is no definite end to the time
7 the applicant is authorized to stay, the driver's license is valid for 1
8 year beginning on the date of issuance.

9 8. The Administrator shall adopt regulations setting forth
10 criteria pursuant to which the Department will issue or refuse to
11 issue a driver's license in accordance with this section to a person
12 who is a citizen of any state, the District of Columbia, any territory
13 of the United States or a foreign country. The criteria pursuant to
14 which the Department ~~shall~~ will issue or refuse to issue a driver's
15 license to a citizen of a foreign country must be based upon the
16 purpose for which that person is present within the United States.

17 9. Notwithstanding any other provision of this section, the
18 Department shall not accept a consular identification card as proof
19 of the age or identity of an applicant for an instruction permit or for
20 a driver's license. As used in this subsection, "consular
21 identification card" has the meaning ascribed to it in NRS 232.006.

22 **Sec. 12.** NRS 483.340 is hereby amended to read as follows:

23 483.340 1. The Department shall, upon payment of the
24 required fee, issue to every qualified applicant a driver's license
25 indicating the type or class of vehicles the licensee may drive. The
26 license must bear a unique number assigned to the licensee pursuant
27 to NRS 483.345, the licensee's social security number, if he has one,
28 unless he requests that it not appear on the license, the name, date of
29 birth, mailing address and a brief description of the licensee, and a
30 space upon which the licensee shall write his usual signature in ink
31 immediately upon receipt of the license. A license is not valid until
32 it has been so signed by the licensee.

33 2. The Department may issue a driver's license for purposes of
34 identification only for use by officers of local police and sheriffs'
35 departments, agents of the Investigation Division of the Department
36 of Public Safety while engaged in special undercover investigations
37 relating to narcotics or prostitution or for other undercover
38 investigations requiring the establishment of a fictitious identity,
39 federal agents while engaged in undercover investigations,
40 investigators employed by the Attorney General while engaged in
41 undercover investigations and agents of the State Gaming Control
42 Board while engaged in investigations pursuant to NRS 463.140. An
43 application for such a license must be made through the head of the
44 police or sheriff's department, the Chief of the Investigation
45 Division of the Department of Public Safety, the director of the



1 appropriate federal agency, the Attorney General or the Chairman of
2 the State Gaming Control Board. Such a license is exempt from the
3 fees required by NRS 483.410. The Department, by regulation, shall
4 provide for the cancellation of any such driver's license upon the
5 completion of the special investigation for which it was issued.

6 3. Except as otherwise provided in NRS 239.0115, information
7 pertaining to the issuance of a driver's license pursuant to
8 subsection 2 is confidential.

9 4. It is unlawful for any person to use a driver's license issued
10 pursuant to subsection 2 for any purpose other than the special
11 investigation for which it was issued.

12 5. At the time of the issuance or renewal of the driver's license,
13 the Department shall:

14 (a) Give the holder the opportunity to have indicated on his
15 driver's license that he wishes to be a donor of all or part of his body
16 pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to make
17 an anatomical gift of his body or part of his body.

18 (b) Give the holder the opportunity to have indicated whether he
19 wishes to donate \$1 or more to the Anatomical Gift Account created
20 by NRS 460.150.

21 (c) Provide to each holder who is interested in becoming a donor
22 information relating to anatomical gifts, including the procedure for
23 registering as a donor with the donor registry with which the
24 Department has entered into a contract pursuant to this paragraph.
25 To carry out this paragraph, the Department shall, on such terms as
26 it deems appropriate, enter into a contract with a donor registry that
27 is in compliance with the provisions of NRS 451.500 to 451.598,
28 inclusive.

29 (d) ~~If the Department has established a program for imprinting~~
30 ~~a symbol or other indicator of a medical condition on a driver's~~
31 ~~license pursuant to NRS 483.3485, give~~ Give the holder the
32 opportunity to have a symbol or other indicator of a medical
33 condition , *as prescribed by regulations of the Department*
34 *pursuant to NRS 483.3485*, imprinted on his driver's license.

35 6. If the holder wishes to make a donation to the Anatomical
36 Gift Account, the Department shall collect the donation and deposit
37 the money collected in the State Treasury for credit to the
38 Anatomical Gift Account.

39 7. The Department shall submit to the donor registry with
40 which the Department has entered into a contract pursuant to
41 paragraph (c) of subsection 5 information from the records of the
42 Department relating to persons who have drivers' licenses that
43 indicate the intention of those persons to make an anatomical gift.
44 The Department shall adopt regulations to carry out the provisions
45 of this subsection.



1 **Sec. 13.** NRS 483.340 is hereby amended to read as follows:

2 483.340 1. The Department shall, upon *application and*
3 payment of the required fee, issue to every qualified applicant a
4 driver's license indicating the type or class of vehicles the licensee
5 may drive.

6 2. The Department shall adopt regulations prescribing the
7 information that must be contained on a driver's license. *The*
8 *regulations adopted pursuant to this subsection must not conflict*
9 *with the regulations adopted pursuant to section 3 of this act.*

10 3. The Department may issue a driver's license for purposes of
11 identification only for use by officers of local police and sheriffs'
12 departments, agents of the Investigation Division of the Department
13 of Public Safety while engaged in special undercover investigations
14 relating to narcotics or prostitution or for other undercover
15 investigations requiring the establishment of a fictitious identity,
16 federal agents while engaged in undercover investigations,
17 investigators employed by the Attorney General while engaged in
18 undercover investigations and agents of the State Gaming Control
19 Board while engaged in investigations pursuant to NRS 463.140. An
20 application for such a license must be made through the head of the
21 police or sheriff's department, the Chief of the Investigation
22 Division of the Department of Public Safety, the director of the
23 appropriate federal agency, the Attorney General or the Chairman of
24 the State Gaming Control Board. Such a license is exempt from the
25 fees required by NRS 483.410. The Department, by regulation, shall
26 provide for the cancellation of any such driver's license upon the
27 completion of the special investigation for which it was issued.

28 4. Except as otherwise provided in NRS 239.0115, information
29 pertaining to the issuance of a driver's license pursuant to
30 subsection 3 is confidential.

31 5. It is unlawful for any person to use a driver's license issued
32 pursuant to subsection 3 for any purpose other than the special
33 investigation for which it was issued.

34 6. At the time of the issuance or renewal of the driver's license,
35 the Department shall:

36 (a) Give the holder the opportunity to have indicated on his
37 driver's license that he wishes to be a donor of all or part of his body
38 pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to make
39 an anatomical gift of his body or part of his body.

40 (b) Give the holder the opportunity to have indicated whether he
41 wishes to donate \$1 or more to the Anatomical Gift Account created
42 by NRS 460.150.

43 (c) Provide to each holder who is interested in becoming a donor
44 information relating to anatomical gifts, including the procedure for
45 registering as a donor with the donor registry with which the



1 Department has entered into a contract pursuant to this paragraph.
2 To carry out this paragraph, the Department shall, on such terms as
3 it deems appropriate, enter into a contract with a donor registry that
4 is in compliance with the provisions of NRS 451.500 to 451.598,
5 inclusive.

6 (d) ~~[(If the Department has established a program for imprinting~~
7 ~~a symbol or other indicator of a medical condition on a driver's~~
8 ~~license pursuant to NRS 483.3485, give] Give~~ the holder the
9 opportunity to have a symbol or other indicator of a medical
10 condition , *as prescribed by regulations of the Department*
11 *pursuant to NRS 483.3485*, imprinted on his driver's license.

12 7. If the holder wishes to make a donation to the Anatomical
13 Gift Account, the Department shall collect the donation and deposit
14 the money collected in the State Treasury for credit to the
15 Anatomical Gift Account.

16 8. The Department shall submit to the donor registry with
17 which the Department has entered into a contract pursuant to
18 paragraph (c) of subsection 6 information from the records of the
19 Department relating to persons who have drivers' licenses that
20 indicate the intention of those persons to make an anatomical gift.
21 The Department shall adopt regulations to carry out the provisions
22 of this subsection.

23 **Sec. 14.** NRS 483.348 is hereby amended to read as follows:

24 483.348 1. ~~[(Except as otherwise provided in subsection 2,~~
25 ~~the] The~~ Department shall issue a driver's license with ~~[a specially~~
26 ~~colored background] the relevant symbol or other indicator of a~~
27 *medical condition, as prescribed by regulations of the Department*
28 *pursuant to NRS 483.3485*, to any person who qualifies for a
29 driver's license pursuant to the provisions of this chapter and
30 delivers to the Department a signed statement from a physician that
31 the person ~~[is an] suffers from~~ insulin-dependent ~~[diabetic or an~~
32 ~~epileptic. The Department shall designate one color to be used only~~
33 ~~for a driver's license held by a diabetic and another color to be used~~
34 ~~only for a driver's license held by an epileptic.~~

35 ~~—2.— In lieu of issuing a driver's license pursuant to subsection 1,~~
36 ~~the Department may issue to a person specified in that subsection a~~
37 ~~driver's license with a specially colored border around the~~
38 ~~photograph on the license.~~

39 ~~—3.— diabetes or epilepsy.~~

40 2. The Department of Public Safety shall provide for the
41 education of peace officers on the:

42 (a) Effects and treatment of a person suffering from a diabetic
43 condition or an epileptic seizure and the similarity in appearance of
44 a person suffering from a diabetic condition or an epileptic seizure



1 to a person under the influence of alcohol or a controlled substance;
2 and

3 (b) Procedures for identifying and handling situations involving
4 a person suffering from a diabetic condition or an epileptic seizure.

5 **Sec. 15.** NRS 483.3485 is hereby amended to read as follows:

6 483.3485 1. The Department ~~[may]~~ *shall* adopt regulations
7 establishing a program for the imprinting of a symbol or other
8 indicator of a medical condition on a driver's license issued by the
9 Department. *The program established by the Department must*
10 *include, without limitation, a symbol or other indicator to be used*
11 *for a driver's license held by a person who suffers from insulin-*
12 *dependent diabetes and another symbol or other indicator to be*
13 *used for a driver's license held by a person who suffers from*
14 *epilepsy.*

15 2. Regulations adopted pursuant to subsection 1 must require
16 the symbol or other indicator of a medical condition which is
17 imprinted on a driver's license to conform with the International
18 Classification of Diseases, ~~[Ninth]~~ *Tenth* Revision, Clinical
19 Modification, or the ~~[most]~~ current revision, adopted by the National
20 Center for Health Statistics and the Centers for Medicare and
21 Medicaid Services.

22 3. The Department may apply for and accept any gift, grant,
23 appropriation or other donation to assist in carrying out a program
24 established pursuant to the provisions of this section.

25 **Sec. 16.** NRS 483.380 is hereby amended to read as follows:

26 483.380 1. Except as otherwise provided in NRS ~~[483.247~~
27 ~~and]~~ 483.283, every driver's license expires on the fourth
28 anniversary of the licensee's birthday, measured in the case of an
29 original license, a renewal license and a renewal of an expired
30 license, from the birthday nearest the date of issuance or renewal.
31 Any applicant whose date of birth was on February 29 in a leap year
32 is, for the purposes of NRS 483.010 to 483.630, inclusive,
33 considered to have the anniversary of his birth fall on February 28.

34 2. Every license is renewable at any time before its expiration
35 upon application and payment of the required fee.

36 3. The Department may, by regulation, defer the expiration of
37 the driver's license of a person who is on active duty in the Armed
38 Forces upon such terms and conditions as it may prescribe. The
39 Department may similarly defer the expiration of the license of the
40 spouse or *a* dependent son or daughter of that person if the spouse or
41 child is residing with the person.

42 **Sec. 17.** NRS 483.380 is hereby amended to read as follows:

43 483.380 1. Except as otherwise provided in NRS 483.283 ~~[,]~~
44 *and subsection 7 of NRS 483.290*, every driver's license expires as
45 prescribed by regulation.



1 2. The Department shall adopt regulations prescribing when a
2 driver's license expires. The Department may, by regulation, defer
3 the expiration of the driver's license of a person who is on active
4 duty in the Armed Forces upon such terms and conditions as it may
5 prescribe. The Department may similarly defer the expiration of the
6 license of the spouse or *a* dependent son or daughter of that person
7 if the spouse or child is residing with the person.

8 **Sec. 18.** NRS 483.390 is hereby amended to read as follows:

9 483.390 1. Whenever any person , after applying for or
10 receiving a driver's license , moves from the address named in the
11 application ~~for~~ *and* in the license issued to him, or when the name of
12 a licensee is changed, that person shall within 30 days thereafter
13 ~~notify~~ *provide notice and present satisfactory evidence to* the
14 Department of his new and old addresses, or of such former and new
15 names . ~~[, and of the number of any license then held by him.]~~

16 2. *The Department shall adopt regulations setting forth the*
17 *requirements and acceptable methods for providing to the*
18 *Department notice and satisfactory evidence of the licensee's new*
19 *address or name, as applicable.*

20 **Sec. 19.** NRS 483.400 is hereby amended to read as follows:

21 483.400 1. ~~[The]~~ *Except as otherwise provided in subsection*
22 *2, the* Department shall maintain ~~files~~ , *for at least 10 years,*
23 *digital images* of applications for licenses. Such ~~files shall~~ *images*
24 *must* contain:

25 (a) All applications denied and , on each thereof , *a* note
26 *regarding* the reasons for ~~such~~ *the* denial.

27 (b) All applications granted.

28 (c) The name of every licensee whose license has been
29 suspended or revoked by the Department and , after each such name
30 , *a* note *regarding* the reasons for such action.

31 (d) *Except as otherwise provided in subsection 3, the*
32 *documents that an applicant for a driver's license furnished*
33 *pursuant to NRS 483.290 to prove:*

34 (1) *His name, age and address of principal residence;*

35 (2) *His social security number or that he is not eligible to*
36 *receive a social security number; and*

37 (3) *That he is lawfully entitled to live in the United States.*

38 2. *The requirements of subsection 1 do not apply to an*
39 *application for a driver's license that is issued by the Department*
40 *pursuant to subsection 3 of NRS 483.340.*

41 3. *If an applicant for a driver's license furnished his birth*
42 *certificate pursuant to NRS 483.290, upon request of the licensee*
43 *the Department shall record and retain the information from the*
44 *birth certificate in lieu of maintaining a digital image of the birth*
45 *certificate.*



1 4. The Department shall ~~also~~ file all accident reports and
2 abstracts of court records of convictions received by it under the
3 laws of this State ~~and~~ and in connection therewith maintain
4 convenient records or make suitable notations in order that an
5 individual record of each licensee showing the convictions of ~~such~~
6 *the* licensee and the traffic accidents in which he was involved shall
7 be readily ascertainable and available for the consideration of the
8 Department upon any application for renewal of license and at other
9 suitable times.

10 **Sec. 20.** NRS 483.410 is hereby amended to read as follows:
11 483.410 1. Except as otherwise provided in subsection 6 and
12 NRS 483.417, for every driver's license, including a motorcycle
13 driver's license, issued and service performed, the following fees
14 must be ~~charged:~~ *paid upon application:*

15	
16	An original or renewal license issued to a person 65
17	years of age or older..... \$13.50
18	An original or renewal license issued to any person
19	less than 65 years of age 18.50
20	Reinstatement of a license after suspension,
21	revocation or cancellation, except a revocation for
22	a violation of NRS 484.379, 484.3795, 484.37955
23	or 484.379778, or pursuant to NRS 484.384 and
24	484.385..... 40.00
25	Reinstatement of a license after revocation for a
26	violation of NRS 484.379, 484.3795, 484.37955
27	or 484.379778, or pursuant to NRS 484.384 and
28	484.385..... 65.00
29	A new photograph, change of name, change of other
30	information, except address, or any combination 5.00
31	A duplicate license 14.00
32	

33 2. For every motorcycle endorsement to a driver's license, a
34 fee of \$5 must be charged.

35 3. If no other change is requested or required, the Department
36 shall not charge a fee to convert the number of a license from the
37 licensee's social security number, or a number that was formulated
38 by using the licensee's social security number as a basis for the
39 number, to a unique number that is not based on the licensee's social
40 security number.

41 4. Except as otherwise provided in NRS 483.417, the increase
42 in fees authorized by NRS 483.347 and the fees charged pursuant to
43 NRS 483.415 must be paid in addition to the fees charged pursuant
44 to subsections 1 and 2.



1 5. A penalty of \$10 must be paid by each person renewing his
2 license after it has expired for a period of 30 days or more as
3 provided in NRS 483.386 unless he is exempt pursuant to that
4 section.

5 6. The Department may not charge a fee for the reinstatement
6 of a driver's license that has been:

- 7 (a) Voluntarily surrendered for medical reasons; or
- 8 (b) Cancelled pursuant to NRS 483.310.

9 7. All fees and penalties are payable to the Administrator at the
10 time *a person applies for* a license or a renewal license. ~~[is issued.]~~

11 8. Except as otherwise provided in NRS 483.340, subsection 3
12 of NRS 483.3485, NRS 483.415 and 483.840, and subsection 3 of
13 NRS 483.863, all money collected by the Department pursuant to
14 this chapter must be deposited in the State Treasury for credit to the
15 Motor Vehicle Fund.

16 **Sec. 21.** NRS 483.820 is hereby amended to read as follows:

17 483.820 1. A person who applies for an identification card in
18 accordance with the provisions of NRS 483.810 to 483.890,
19 inclusive, *and section 4 of this act* and who is not ineligible to
20 receive an identification card pursuant to NRS 483.861 ~~[]~~ is entitled
21 to receive an identification card if he is:

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

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

27 2. Except as otherwise provided in NRS 483.825, the
28 Department shall charge and collect the following fees ~~[for the~~
29 *issuance of] upon application for* an original, duplicate or changed
30 identification card:

31	
32	An original or duplicate identification card issued to a
33	person 65 years of age or older \$4
34	An original or duplicate identification card issued to a
35	person under 18 years of age 3
36	A renewal of an identification card for a person under
37	18 years of age 3
38	An original or duplicate identification card issued to
39	any other person 9
40	A renewal of an identification card for any person at
41	least 18 years of age, but less than 65 years of age..... 9
42	A new photograph or change of name, or both..... 4
43	

44 3. The Department shall not charge a fee for:



1 (a) An identification card issued to a person who has voluntarily
2 surrendered his driver's license pursuant to NRS 483.420; or

3 (b) A renewal of an identification card for a person 65 years of
4 age or older.

5 4. Except as otherwise provided in NRS 483.825, the increase
6 in fees authorized in NRS 483.347 must be paid in addition to the
7 fees charged pursuant to this section.

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

10 **Sec. 22.** NRS 483.830 is hereby amended to read as follows:

11 483.830 1. The Director shall:

12 ~~1.]~~ (a) Prepare suitable identification cards.

13 ~~2.]~~ (b) Prepare and furnish application forms for ~~those]~~
14 *identification* cards.

15 ~~3.]~~ (c) Receive applications ~~for identification cards and~~
16 grant or deny them. ~~[and maintain files of applications.~~

17 ~~4.]~~ (d) Issue identification cards ~~and~~ recall and cancel cards
18 when necessary. ~~[and maintain records adequate to preserve the~~
19 ~~integrity of the system]~~

20 (e) *Except as otherwise provided in subsection 2, maintain, for*
21 *at least 10 years, digital images of applications* for identification
22 cards. *Such images must contain:*

23 (1) *All applications denied and, on each thereof, a note*
24 *regarding the reasons for the denial.*

25 (2) *All applications granted.*

26 (3) *The name of every holder of an identification card*
27 *whose card has been recalled or cancelled by the Department and,*
28 *after each such name, a note regarding the reasons for such*
29 *action.*

30 (4) *The documents that an applicant furnished pursuant to*
31 *NRS 483.860 to prove:*

32 (I) *His name, age and principal address;*

33 (II) *His social security number or that he is not eligible*
34 *to receive a social security number; and*

35 (III) *That he is lawfully entitled to live in the United*
36 *States.*

37 2. *If an applicant for an identification card furnished his*
38 *birth certificate pursuant to NRS 483.860, upon request of the*
39 *applicant the Department shall record and retain the information*
40 *from the birth certificate in lieu of maintaining a digital image of*
41 *the birth certificate.*

42 **Sec. 23.** NRS 483.840 is hereby amended to read as follows:

43 483.840 1. The form of the identification cards must be
44 similar to that of drivers' licenses but distinguishable in color or
45 otherwise.



- 1 2. Identification cards do not authorize the operation of any
2 motor vehicles.
- 3 3. Identification cards must include the following information
4 concerning the holder:
- 5 (a) The name and sample signature of the holder.
6 (b) A unique identification number assigned to the holder that is
7 not based on the holder's social security number.
8 (c) A personal description of the holder.
9 (d) The date of birth of the holder.
10 (e) The current address of the holder in this State.
11 (f) A colored photograph of the holder.
- 12 4. The information required to be included on the identification
13 card pursuant to subsection 3 must be placed on the card in the
14 manner specified in subsection 1 of NRS 483.347.
- 15 5. At the time of the issuance or renewal of the identification
16 card, the Department shall:
- 17 (a) Give the holder the opportunity to have indicated on his
18 identification card that he wishes to be a donor of all or part of his
19 body pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to
20 make an anatomical gift of his body or part of his body.
- 21 (b) Give the holder the opportunity to indicate whether he
22 wishes to donate \$1 or more to the Anatomical Gift Account created
23 by NRS 460.150.
- 24 (c) Provide to each holder who is interested in becoming a donor
25 information relating to anatomical gifts, including the procedure for
26 registering as a donor with the donor registry with which the
27 Department has entered into a contract pursuant to this paragraph.
28 To carry out this paragraph, the Department shall, on such terms as
29 it deems appropriate, enter into a contract with a donor registry that
30 is in compliance with the provisions of NRS 451.500 to 451.598,
31 inclusive.
- 32 (d) ~~If the Department has established a program for imprinting~~
33 ~~a symbol or other indicator of a medical condition on an~~
34 ~~identification card pursuant to NRS 483.863, give] Give the holder~~
35 the opportunity to have a symbol or other indicator of a medical
36 condition , *as prescribed by regulations of the Department*
37 *pursuant to NRS 483.863*, imprinted on his identification card.
- 38 6. If the holder wishes to make a donation to the Anatomical
39 Gift Account, the Department shall collect the donation and deposit
40 the money collected in the State Treasury for credit to the
41 Anatomical Gift Account.
- 42 7. The Department shall submit to the donor registry with
43 which the Department has entered into a contract pursuant to
44 paragraph (c) of subsection 5 information from the records of the
45 Department relating to persons who have identification cards issued



1 by the Department that indicate the intention of those persons to
2 make an anatomical gift. The Department shall adopt regulations to
3 carry out the provisions of this subsection.

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

6 **Sec. 24.** NRS 483.840 is hereby amended to read as follows:

7 483.840 1. The form of the identification cards must be
8 similar to that of drivers' licenses but distinguishable in color or
9 otherwise.

10 2. Identification cards do not authorize the operation of any
11 motor vehicles.

12 3. The Department shall adopt regulations prescribing the
13 information that must be contained on an identification card. *The*
14 *regulations adopted pursuant to this subsection must not conflict*
15 *with the regulations adopted pursuant to section 4 of this act.*

16 4. At the time of the issuance or renewal of the identification
17 card, the Department shall:

18 (a) Give the holder the opportunity to have indicated on his
19 identification card that he wishes to be a donor of all or part of his
20 body pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to
21 make an anatomical gift of his body or part of his body.

22 (b) Give the holder the opportunity to indicate whether he
23 wishes to donate \$1 or more to the Anatomical Gift Account created
24 by NRS 460.150.

25 (c) Provide to each holder who is interested in becoming a donor
26 information relating to anatomical gifts, including the procedure for
27 registering as a donor with the donor registry with which the
28 Department has entered into a contract pursuant to this paragraph.
29 To carry out this paragraph, the Department shall, on such terms as
30 it deems appropriate, enter into a contract with a donor registry that
31 is in compliance with the provisions of NRS 451.500 to 451.598,
32 inclusive.

33 (d) ~~If the Department has established a program for imprinting~~
34 ~~a symbol or other indicator of a medical condition on an~~
35 ~~identification card pursuant to NRS 483.863, give] Give the holder~~
36 the opportunity to have a symbol or other indicator of a medical
37 condition , *as prescribed by regulations of the Department*
38 *pursuant to NRS 483.863*, imprinted on his identification card.

39 5. If the holder wishes to make a donation to the Anatomical
40 Gift Account, the Department shall collect the donation and deposit
41 the money collected in the State Treasury for credit to the
42 Anatomical Gift Account.

43 6. The Department shall submit to the donor registry with
44 which the Department has entered into a contract pursuant to
45 paragraph (c) of subsection 4 information from the records of the



1 Department relating to persons who have identification cards issued
2 by the Department that indicate the intention of those persons to
3 make an anatomical gift. The Department shall adopt regulations to
4 carry out the provisions of this subsection.

5 **Sec. 25.** NRS 483.850 is hereby amended to read as follows:

6 483.850 1. Every application for an identification card must
7 be made upon a form provided by the Department and include,
8 without limitation:

9 (a) The applicant's full legal name.

10 (b) His date of birth.

11 (c) His state of legal residence.

12 (d) His current address of principal residence and mailing
13 address, if different from his address of principal residence, in this
14 State, unless the applicant is on active duty in the military service of
15 the United States.

16 (e) A statement from:

17 (1) A resident stating that he does not hold a valid driver's
18 license or identification card from any state or ~~jurisdiction;~~
19 *territory of the United States;* or

20 (2) A seasonal resident stating that he does not hold a valid
21 Nevada driver's license.

22 *(f) Such other information as the Department may require to*
23 *determine the eligibility of the applicant.*

24 2. When the form is completed, the applicant must sign the
25 form and ~~verify the contents~~ *affirm, under penalty of perjury*
26 before a person authorized to administer oaths ~~;~~

27 ~~—3. An applicant who has been issued a social security number~~
28 ~~must provide to the Department for inspection:~~

29 ~~—(a) An original card issued to the applicant by the Social~~
30 ~~Security Administration bearing the social security number of the~~
31 ~~applicant; or~~

32 ~~—(b) Other proof acceptable to the Department bearing the social~~
33 ~~security number of the applicant, including, without limitation,~~
34 ~~records of employment or federal income tax returns.~~

35 ~~—4.] , that the information contained in the application is true~~
36 ~~and correct.~~

37 3. At the time of applying for an identification card, an
38 applicant may, if eligible, register to vote pursuant to NRS 293.524.

39 ~~[5.]~~ 4. A person who possesses a driver's license or
40 identification card issued by another state or ~~jurisdiction~~ *territory*
41 *of the United States* who wishes to apply for an identification card
42 pursuant to this section shall surrender to the Department the
43 driver's license or identification card issued by the other state or
44 ~~jurisdiction~~ *territory* at the time he applies for an identification
45 card pursuant to this section. *If the person surrenders to the*



1 *Department a license or identification card issued to him by*
2 *another state or territory of the United States other than the State*
3 *of Nevada, the Department shall notify that other state or territory*
4 *of the surrender.*

5 **Sec. 26.** NRS 483.860 is hereby amended to read as follows:

6 483.860 1. Every applicant for an identification card must
7 furnish ~~{proof}~~ *to the Department:*

8 (a) *Proof* of his full legal name and age by presenting an
9 original or certified copy of the required documents as prescribed by
10 regulation.

11 (b) *Proof of his address of principal residence by displaying at*
12 *least two of the required documents as prescribed by regulation.*

13 (c) *Proof of his social security number or proof that he is not*
14 *eligible to receive a social security number, as prescribed by*
15 *regulation.*

16 (d) *Proof that he is lawfully entitled to live in the United States*
17 *as prescribed by regulation.*

18 2. *The Department may issue an identification card to an*
19 *applicant who does not have the documents or other forms of*
20 *proof otherwise required by subsection 1 if the applicant meets the*
21 *requirements prescribed by the Director by regulation. An*
22 *identification card issued pursuant to this subsection must be*
23 *different in form and distinguishable in color or distinguishable in*
24 *some other manner from an identification card that satisfies the*
25 *requirements of the federal Real ID Act of 2005, 49 U.S.C. §*
26 *30301. The Director may adopt such regulations as he determines*
27 *to be necessary or convenient to carry out the provisions of this*
28 *subsection.*

29 3. The Director shall adopt regulations:

30 (a) Prescribing the documents *and other forms of proof that* an
31 applicant may use to ~~{furnish proof of his full legal name and age}~~
32 *prove* to the Department ~~{;} the matters described in subsection 1;~~
33 and

34 (b) Setting forth criteria pursuant to which the Department will
35 issue or refuse to issue an identification card in accordance with this
36 section to a person who is a citizen of ~~{a}~~ *any* state, the District of
37 Columbia, any territory of the United States or a foreign country.
38 The criteria pursuant to which the Department ~~{shall}~~ *will* issue or
39 refuse to issue an identification card to a citizen of a foreign country
40 must be based upon the purpose for which that person is present
41 within the United States.

42 ~~{3-}~~ 4. Notwithstanding any other provision of this section, the
43 Department shall not accept a consular identification card as proof
44 of the age or identity of an applicant for an identification card. As



1 used in this subsection, “consular identification card” has the
2 meaning ascribed to it in NRS 232.006.

3 **Sec. 27.** NRS 483.863 is hereby amended to read as follows:

4 483.863 1. The Department ~~{may}~~ *shall* adopt regulations
5 establishing a program for the imprinting of a symbol or other
6 indicator of a medical condition on an identification card issued by
7 the Department.

8 2. Regulations adopted pursuant to subsection 1 must require
9 the symbol or other indicator of a medical condition which is
10 imprinted on an identification card to conform with the International
11 Classification of Diseases, ~~{Ninth}~~ *Tenth* Revision, Clinical
12 Modification, or the ~~{most}~~ current revision, adopted by the National
13 Center for Health Statistics and the Centers for Medicare and
14 Medicaid Services.

15 3. The Department may apply for and accept any gift, grant,
16 appropriation or other donation to assist in carrying out a program
17 established pursuant to the provisions of this section.

18 **Sec. 28.** NRS 483.865 is hereby amended to read as follows:

19 483.865 1. Upon the application of a person with a disability
20 which limits or impairs the ability to walk, the Department shall
21 place on any identification card issued to the person pursuant to
22 NRS 483.810 to 483.890, inclusive, *and section 2 of this act* a
23 designation that the person is a person with a disability. The
24 application must include a statement from a licensed physician
25 certifying that the applicant is a person with a disability which limits
26 or impairs the ability to walk.

27 2. For the purposes of this section, “person with a disability
28 which limits or impairs the ability to walk” has the meaning
29 ascribed to it in NRS 482.3835.

30 **Sec. 29.** NRS 483.902 is hereby amended to read as follows:

31 483.902 The provisions of NRS 483.900 to 483.940, inclusive,
32 *and section 5 of this act* apply only with respect to commercial
33 drivers’ licenses.

34 **Sec. 30.** NRS 483.904 is hereby amended to read as follows:

35 483.904 As used in NRS 483.900 to 483.940, inclusive, *and*
36 *section 5 of this act*, unless the context otherwise requires:

37 1. “Commercial driver’s license” means a license issued to a
38 person which authorizes him to drive a class or type of commercial
39 motor vehicle.

40 2. “Commercial Driver’s License Information System” means
41 the information system maintained by the Secretary of
42 Transportation pursuant to 49 U.S.C. § 31309 to serve as a
43 clearinghouse for locating information relating to the licensing,
44 identification and disqualification of operators of commercial motor
45 vehicles.



1 3. "Out-of-service order" means a temporary prohibition
2 against driving a commercial motor vehicle.

3 **Sec. 31.** NRS 483.908 is hereby amended to read as follows:

4 483.908 The Department shall adopt regulations:

5 1. Providing for the issuance, expiration, renewal, suspension,
6 revocation and reinstatement of commercial drivers' licenses;

7 2. Providing the same exemptions allowed pursuant to federal
8 regulations for farmers, firefighters, military personnel or any other
9 class of operators or vehicles for which exemptions are authorized
10 by federal law or regulations;

11 3. Specifying the violations which constitute grounds for
12 disqualification from driving a commercial motor vehicle and the
13 penalties associated with each violation;

14 4. Setting forth a schedule of various alcohol concentrations
15 and the penalties which must be imposed if those concentrations are
16 detected in the breath, blood, urine or other bodily substances of a
17 person who is driving, operating or is in actual physical control of a
18 commercial motor vehicle; and

19 5. Necessary to enable it to carry out the provisions of NRS
20 483.900 to 483.940, inclusive ~~[]~~, *and section 5 of this act.*

21 ➔ The Department shall not adopt regulations which are more
22 restrictive than the federal regulations adopted pursuant to the
23 Commercial Motor Vehicle Safety Act of 1986, as amended, 49
24 U.S.C. chapter 313 (§§ 31301 et seq.). *The regulations adopted*
25 *pursuant to this section must not conflict with the regulations*
26 *adopted pursuant to section 5 of this act or the requirements of the*
27 *federal Real ID Act of 2005, 49 U.S.C. § 30301.*

28 **Sec. 32.** NRS 483.910 is hereby amended to read as follows:

29 483.910 1. The Department shall charge and collect the
30 following fees ~~[]~~:

31
32 ~~For an~~ *upon application for an original, duplicate or*
33 *changed commercial driver's license:*

34
35 *An* original commercial driver's license which requires
36 the Department to administer a driving skills test \$84

37 ~~For an~~ *An* original commercial driver's license which
38 does not require the Department to administer a
39 driving skills test 54

40 ~~For renewal~~ *Renewal* of a commercial driver's
41 license which requires the Department to administer
42 a driving skills test 84

43 ~~For renewal~~ *Renewal* of a commercial driver's
44 license which does not require the Department to
45 administer a driving skills test 54



1 ~~For reinstatement~~ **Reinstatement** of a commercial
2 driver's license after suspension or revocation of
3 the license for a violation of NRS 484.379,
4 484.3795, 484.37955 or 484.379778, or pursuant to
5 NRS 484.384 and 484.385, or pursuant to 49 C.F.R.
6 § 383.51(b)(2)(i) or (ii) \$84
7 ~~For reinstatement~~ **Reinstatement** of a commercial
8 driver's license after suspension, revocation,
9 cancellation or disqualification of the license,
10 except a suspension or revocation for a violation of
11 NRS 484.379, 484.3795, 484.37955 or 484.379778,
12 or pursuant to NRS 484.384 and 484.385, or
13 pursuant to 49 C.F.R. § 383.51(b)(2)(i) or (ii)..... 54
14 ~~For the~~ **The** transfer of a commercial driver's license
15 from another jurisdiction, which requires the
16 Department to administer a driving skills test 84
17 ~~For the~~ **The** transfer of a commercial driver's license
18 from another jurisdiction, which does not require
19 the Department to administer a driving skills test 54
20 ~~For a~~ **A** duplicate commercial driver's license 19
21 ~~For any~~ **Any** change of information on a commercial
22 driver's license 9
23 ~~For each~~ **Each** endorsement added after the issuance
24 of an original commercial driver's license..... 14
25 ~~For the~~ **The** administration of a driving skills test to
26 change any information on, or add an endorsement
27 to, an existing commercial driver's license..... 30
28

29 2. The Department shall charge and collect an annual fee of
30 \$555 from each person who is authorized by the Department to
31 administer a driving skills test pursuant to NRS 483.912.

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

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

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

40 6. The Department shall charge an applicant for a hazardous
41 materials endorsement an additional fee for the processing of
42 fingerprints. The Department shall establish the additional fee by
43 regulation, except that the amount of the additional fee must not
44 exceed the sum of the amount charged by the Central Repository for
45 Nevada Records of Criminal History and each applicable federal



1 agency to process the fingerprints for a background check of the
2 applicant in accordance with Section 1012 of the Uniting and
3 Strengthening America by Providing Appropriate Tools Required to
4 Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of
5 2001, 49 U.S.C. § 5103a.

6 **Sec. 33.** NRS 483.928 is hereby amended to read as follows:

7 483.928 **1.** A person who wishes to be issued a commercial
8 driver's license by this State must:

9 ~~1-1~~ **(a)** Apply to the Department for a commercial driver's
10 license;

11 ~~1-2~~ **(b)** In accordance with standards contained in regulations
12 adopted by the Department:

13 ~~1-3~~ **(1)** Pass a knowledge test for the type of motor vehicle he
14 operates or expects to operate; and

15 ~~1-4~~ **(2)** Pass a driving skills test for driving a commercial
16 motor vehicle taken in a motor vehicle which is representative of the
17 type of motor vehicle he operates or expects to operate;

18 ~~1-5~~ **(c)** Comply with all other requirements contained in the
19 regulations adopted by the Department pursuant to *this section and*
20 NRS 483.908;

21 ~~1-6~~ **(d)** Not be ineligible to be issued a commercial driver's
22 license pursuant to NRS 483.929; and

23 ~~1-7~~ **(e)** For the issuance of a commercial driver's license with
24 an endorsement for hazardous materials, submit a complete set of
25 fingerprints and written permission authorizing the Department to
26 forward the fingerprints to the Central Repository for Nevada
27 Records of Criminal History and all applicable federal agencies to
28 process the fingerprints for a background check of the applicant in
29 accordance with Section 1012 of the Uniting and Strengthening
30 America by Providing Appropriate Tools Required to Intercept and
31 Obstruct Terrorism Act (USA PATRIOT ACT) of 2001, 49 U.S.C.
32 § 5103a.

33 **2.** *Every applicant for a commercial driver's license must*
34 *furnish to the Department:*

35 **(a)** *Proof of his full legal name and age by displaying an*
36 *original or certified copy of the required documents as prescribed*
37 *by regulation.*

38 **(b)** *Proof of his address of principal residence by displaying at*
39 *least two of the required documents as prescribed by regulation.*

40 **(c)** *Proof of his social security number as prescribed by*
41 *regulation.*

42 **(d)** *Proof that he is lawfully entitled to live in the United States*
43 *as prescribed by regulation.*



1 3. *The Department shall adopt regulations prescribing the*
2 *documents and other forms of proof that an applicant may use to*
3 *prove to the Department the matters described in subsection 2.*

4 4. *The Department may issue a commercial driver's license to*
5 *an applicant who does not have the documents or other forms of*
6 *proof otherwise required by subsection 2 if the applicant meets the*
7 *requirements prescribed by the Director by regulation. A*
8 *commercial driver's license issued pursuant to this subsection*
9 *must be different in form and distinguishable in color or*
10 *distinguishable in some other manner from a commercial driver's*
11 *license that satisfies the requirements of the federal Real ID Act of*
12 *2005, 49 U.S.C. § 30301. The Director may adopt such regulations*
13 *as he determines to be necessary or convenient to carry out the*
14 *provisions of this subsection.*

15 5. *Except as otherwise provided in subsection 6, the*
16 *Department shall maintain, for at least 10 years, digital images of*
17 *applications for commercial drivers' licenses. Such images must*
18 *contain:*

19 (a) *All applications denied and, on each thereof, a note*
20 *regarding the reasons for the denial.*

21 (b) *All applications granted.*

22 (c) *The name of every holder of a commercial driver's license*
23 *whose commercial driver's license has been suspended or revoked*
24 *by the Department and, after each such name, a note regarding*
25 *the reasons for such action.*

26 (d) *The documents that an applicant furnished pursuant to*
27 *subsection 2 to prove:*

28 (1) *His name, age and principal address;*

29 (2) *His social security number; and*

30 (3) *That he is lawfully entitled to live in the United States.*

31 6. *If an applicant for a commercial driver's license furnished*
32 *his birth certificate pursuant to subsection 2, upon request of the*
33 *applicant, the Department shall record and retain the information*
34 *from the birth certificate in lieu of maintaining a digital image of*
35 *the birth certificate.*

36 **Sec. 34.** NRS 484.077 is hereby amended to read as follows:

37 484.077 "License to drive a motor vehicle" means any license
38 or permit to drive a motor vehicle issued under the laws of this
39 State, including:

40 1. Any temporary license , *license issued pursuant to*
41 *paragraph (b) of subsection 7 of NRS 483.290* or instruction
42 permit.

43 2. The privilege of any person to drive a motor vehicle whether
44 or not ~~such~~ *the* person holds a valid license.

45 3. Any nonresident's driving privilege.



1 **Sec. 35.** Section 48.5 of chapter 486, Statutes of Nevada 2007,
2 at page 2813, is hereby amended to read as follows:

3 Sec. 48.5. ~~[(H)]~~ The regulations adopted by the
4 Department of Motor Vehicles or the Director of the
5 Department pursuant to:

6 ~~[(a)]~~ 1. Subsections 1 and 3 of NRS 481.052, as
7 amended by section 1 of this act;

8 ~~[(b)]~~ 2. Subsection 3 of NRS 483.290, as amended by
9 section 1 of this act;

10 ~~[(c)]~~ 3. Subsection 2 of NRS 483.340, as amended by
11 section 4 of this act;

12 ~~[(d)]~~ 4. Subsection 2 of NRS 483.380, as amended by
13 section 5 of this act;

14 ~~[(e)]~~ 5. Subsection 3 of NRS 483.840, as amended by
15 section 13 of this act;

16 ~~[(f)]~~ 6. Subsection 2 of NRS 483.860, as amended by
17 section 15 of this act;

18 ~~[(g)]~~ 7. Subsection 2 of NRS 483.875, as amended by
19 section 16 of this act;

20 ~~[(h)]~~ 8. Subsections 4 and 8 of NRS 486.081, as
21 amended by section 40 of this act; and

22 ~~[(i)]~~ 9. Subsection 2 of NRS 486.161, as amended by
23 section 41 of this act,

24 ↪ must be consistent with the regulations issued by the
25 Secretary of Homeland Security to implement the provisions
26 of the Real ID Act of 2005, Public Law 109-13, Division B,
27 Title II, 119 Stat. 311, 49 U.S.C. § 30301.

28 ~~[(2.)—The regulations of the Department of Motor Vehicles
29 or the Director of the Department specified in subsection 1
30 must not become effective until the later of:~~

31 ~~—(a) May 11, 2008;~~

32 ~~—(b) The effective date of the regulations issued by the
33 Secretary of Homeland Security to implement the provisions
34 of the Real ID Act of 2005; or~~

35 ~~—(c) The expiration of any extension of time granted to this
36 State by the Secretary of Homeland Security to comply with
37 the provisions of the Real ID Act of 2005.]~~

38 **Sec. 36.** Section 49 of chapter 486, Statutes of Nevada 2007,
39 at page 2814, is hereby amended to read as follows:

40 Sec. 49. 1. This section and section 48.5 of this act
41 become effective upon passage and approval.

42 2. Sections 1 to 7, inclusive, 9 to 41, inclusive, 43, 44,
43 45 and 48 of this act become effective upon passage and
44 approval for the purposes of adopting regulations and
45 performing any other preparatory administrative tasks that are



1 necessary to carry out the provisions of this act. For all other
2 purposes:

3 (a) Sections 3, 6, 7, 9 to 12, inclusive, 17 to 39, inclusive,
4 and 43, 44, 45 and 48 of this act become effective on
5 October 1, 2007; and

6 (b) Sections 1, 2, 4, 5, 13 to 16, inclusive, 40 and 41 of
7 this act become effective upon the later of:

8 (1) ~~May 11, 2008;~~

9 ~~— (2) The effective date of] January 1, 2010; or~~

10 (2) *The date that the State is required to be in*
11 *material compliance with the provisions of the Real ID Act*
12 *of 2005, as prescribed by* the regulations issued by the
13 Secretary of Homeland Security to implement the provisions
14 of the Real ID Act of 2005. ~~]; or~~

15 ~~— (3) The expiration of any extension of time granted to~~
16 ~~this State by the Secretary of Homeland Security to comply~~
17 ~~with the provisions of the Real ID Act of 2005.]~~

18 3. Sections 7 and 41 of this act expire by limitation on
19 the date on which the provisions of 42 U.S.C. § 666 requiring
20 each state to establish procedures under which the state has
21 authority to withhold or suspend, or to restrict the use of
22 professional, occupational and recreational licenses of
23 persons who:

24 (a) Have failed to comply with a subpoena or warrant
25 relating to a proceeding to determine the paternity of a child
26 or to establish or enforce an obligation for the support of a
27 child; or

28 (b) Are in arrears in the payment of the support of one or
29 more children,

30 ↪ are repealed by the Congress of the United States.

31 4. Sections 8 and 42 of this act become effective on the
32 date on which the provisions of 42 U.S.C. § 666 requiring
33 each state to establish procedures under which the state has
34 authority to withhold or suspend, or to restrict the use of
35 professional, occupational and recreational licenses of
36 persons who:

37 (a) Have failed to comply with a subpoena or warrant
38 relating to a proceeding to determine the paternity of a child
39 or to establish or enforce an obligation for the support of a
40 child; or

41 (b) Are in arrears in the payment of the support of one or
42 more children,

43 ↪ are repealed by the Congress of the United States.

44 5. Sections 21 and 22 of this act expire by limitation on
45 the date of the repeal of the federal law requiring each state to



1 make it unlawful for a person to operate a motor vehicle with
2 a blood alcohol concentration of 0.08 percent or greater as a
3 condition to receiving federal funding for the construction of
4 highways in this State.

5 6. Sections 46 and 47 of this act become effective on the
6 date of the repeal of the federal law requiring each state to
7 make it unlawful for a person to operate a motor vehicle with
8 a blood alcohol concentration of 0.08 percent or greater as a
9 condition to receiving federal funding for the construction of
10 highways in this State.

11 **Sec. 37.** NRS 483.081 and 483.082 are hereby repealed.

12 **Sec. 38.** The regulations adopted by the Department of Motor
13 Vehicles or the Director of the Department pursuant to:

- 14 1. Sections 3, 4 and 5 of this act;
- 15 2. NRS 483.290, as amended by section 11 of this act;
- 16 3. NRS 483.3485, as amended by section 15 of this act;
- 17 4. NRS 483.390, as amended by section 18 of this act;
- 18 5. NRS 483.850, as amended by section 25 of this act;
- 19 6. NRS 483.860, as amended by section 26 of this act;
- 20 7. NRS 483.863, as amended by section 27 of this act;
- 21 8. NRS 483.908, as amended by section 31 of this act; and
- 22 9. NRS 483.928, as amended by section 33 of this act,

23 ↪ must be consistent with the regulations issued by the Secretary of
24 Homeland Security to implement the provisions of the federal Real
25 ID Act of 2005, Public Law 109-13, Division B, Title II, 119 Stat.
26 311, 49 U.S.C. § 30301.

27 **Sec. 39.** 1. This section and sections 1, 9, 12, 14, 15, 16, 23,
28 27 and 35 to 38, inclusive, of this act become effective upon passage
29 and approval.

30 2. Sections 2 to 8, inclusive, 10, 11, 13, and 17 to 22, inclusive,
31 24, 25, 26 and 28 to 34, inclusive, of this act become effective:

32 (a) Upon passage and approval for the purposes of adopting
33 regulations and performing any other preparatory administrative
34 tasks that are necessary to carry out the provisions of this act.

35 (b) For all other purposes, upon the later of 12:01 a.m. on:

36 (1) January 1, 2010; or

37 (2) The date that the State is required to be in material
38 compliance with the provisions of the Real ID Act of 2005, as
39 prescribed by the regulations issued by the Secretary of Homeland
40 Security to implement the provisions of the Real ID Act of 2005.



TEXT OF REPEALED SECTIONS

483.081 “International instructor” defined. “International instructor” means a person:

1. Who is at least 18 years of age;
2. Whose legal residence is not in this State;
3. Who comes into this State to teach at an educational institution for an indefinite period; and
4. Who may declare himself to be a resident of this State for the limited purpose of obtaining a driver’s license or identification card.

483.082 “International student” defined. “International student” means a student:

1. Who is at least 18 years of age;
2. Whose legal residence is not in this State;
3. Who comes into this State to attend an educational institution for an indefinite period; and
4. Who may declare himself to be a resident of this State for the limited purpose of obtaining a driver’s license or identification card.

