

**PROPOSED REGULATION OF THE DIRECTOR OF THE
DEPARTMENT OF MOTOR VEHICLES AND PUBLIC SAFETY**

LCB File No. R063-00

April 25, 2000

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

AUTHORITY: §§1-7, NRS 481.051 and 483.220.

Section 1. Chapter 483 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 7, inclusive, of this regulation.

Sec. 2. *In addition to the documents listed in subsection 2 of NRS 483.290, the documentation that the department must accept as proof of the name and age of an applicant for a driver's license, motorcycle driver's license or identification card as required pursuant to NRS 483.290, 483.860 and 486.081, respectively, includes, without limitation:*

1. A military identification card issued by the United States Government, including a military identification card issued to a dependent of military personnel;

2. An original or a certified copy of one of the following documents issued by the Immigration and Naturalization Service of the United States Department of Justice:

(a) A Temporary Resident Card;

(b) A Permit to Reenter the United States;

(c) A Refugee Travel Document; or

(d) If it is accompanied by the passport of the bearer of that document, an Arrival-Departure Record; and

3. An identification card issued by another state or the District of Columbia if an applicant for such an identification card is required to furnish proof of his date of birth to obtain the identification card and the department determines that the documentation required by the other state or the District of Columbia is substantially similar to the documentation that an applicant is required to furnish to prove his date of birth pursuant to NRS 483.860 and this section.

Sec. 3. 1. A person who wishes or is required pursuant to NRS 483.390 or 483.870 to change the name indicated on his driver's license, motorcycle driver's license or identification card must submit proof satisfactory to the department that his name was legally changed. The proof may include, without limitation:

(a) An original or a certified copy of any document listed in subsection 2 of NRS 483.290 that reflects the change of name;

(b) One of the following documents if that document reflects the change of name and indicates that it has been filed with a court of competent jurisdiction, recorded by the county recorder or filed with or certified by another appropriate agency:

(1) A certificate of marriage;

(2) An abstract of a recorded certificate of marriage;

(3) An order of a court changing the name of the person;

(4) A decree of adoption;

(5) A divorce decree; or

(6) Any other document that the department determines is acceptable as proof of the change of name; and

(c) If the person is requesting that the department change the name indicated on his driver's license, motorcycle driver's license or identification card to a former name, a record of the department relating to a driver's license, motorcycle driver's license or identification card previously issued to the person that indicates the former name.

2. Except as otherwise provided in subsection 3, the department shall indicate the name of the person requesting the change of name on a new driver's license, motorcycle driver's license or identification card in a manner that is identical to the manner in which the name appears on the document submitted by the person as proof of the change of name.

3. Upon request, the department shall indicate the name of the person requesting the change of name on a driver's license, motorcycle driver's license or identification card in a manner that combines the maiden name and the married name of the person.

Sec. 4. *A person who wishes to change the social security number indicated on his driver's license, motorcycle driver's license or identification card must submit proof satisfactory to the department that the social security number indicated on his driver's license, motorcycle driver's license or identification card is incorrect. The proof may include, without limitation, any of the following documents if the document indicates the social security number of the person:*

- 1. Any document listed in subsection 4 of NRS 483.290;*
- 2. A military identification card issued by the United States Government, including a military identification card issued to a dependent of military personnel;*
- 3. Discharge papers issued by a branch of the military or naval service of the United States;*
- 4. A driver's license issued by another state or the District of Columbia; or*

5. An identification card issued by another state or the District of Columbia.

Sec. 5. A person who wishes to change the date of birth indicated on his driver's license, motorcycle driver's license or identification card must submit proof satisfactory to the department that the date of birth indicated on his driver's license, motorcycle driver's license or identification card is incorrect. The proof may include, without limitation:

- 1. Any document listed in section 2 of this regulation as acceptable proof of the name and age of an applicant for a driver's license, motorcycle driver's license or identification card;*
- 2. Discharge papers issued by a branch of the military or naval service of the United States;*
- 3. A decree of adoption that has been filed with a court of competent jurisdiction; or*
- 4. Any other documentation acceptable to the department.*

Sec. 6. 1. A person who wishes to change the gender indicated on his driver's license, motorcycle driver's license or identification card must submit proof satisfactory to the department that his gender was changed. The proof must include documentation prepared by a physician or an osteopathic physician indicating that the gender of the person has been changed.

2. A statement by a physician who practices in the area of psychiatry that the gender of the person will be changed or is in the process of being changed is not sufficient documentation for the purposes of subsection 1.

3. If a person requests that the department change the name and the gender indicated on his driver's license, motorcycle driver's license or identification card, he must submit proof that his name was legally changed as prescribed in section 3 of this regulation in addition to the documentation set forth in subsection 1.

4. As used in this section:

(a) "Osteopathic physician" means a person who is licensed to practice osteopathic medicine pursuant to chapter 633 of NRS or the laws of another state or jurisdiction.

(b) "Physician" means a person who is licensed to practice medicine pursuant to chapter 630 of NRS or the laws of another state or jurisdiction.

Sec. 7. If a person requests that the department change the information on his driver's license, motorcycle driver's license or identification card pursuant to sections 2 to 6, inclusive, of this regulation, the department shall:

- 1. Require the person requesting the change to surrender his current driver's license, motorcycle driver's license or identification card;*
- 2. Charge and collect the appropriate fee as set forth in NRS 483.410 or 483.820; and*
- 3. Issue a new driver's license, motorcycle driver's license or identification card to the person.*