

**ADOPTED REGULATION OF THE
DEPARTMENT OF MOTOR VEHICLES**

LCB File No. R141-12

Effective January 28, 2013

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

AUTHORITY: §§1 and 13, NRS 481.051; §2, NRS 481.051 and 483.220; §§3, 5 and 8, NRS 481.051, 483.220 and 483.360; §4, NRS 481.051, 483.220, 483.235 and 483.908; §§6, 7 and 12, NRS 481.051, 483.220, 483.360 and 483.908; §§9 and 10, NRS 483.220 and 483.383; §11, NRS 483.908.

A REGULATION relating to motor vehicles; revising the motor vehicles that may be driven by a holder of certain classes of driver’s licenses; revising the various restrictions that may be imposed on certain holders of a driver’s license or an instruction permit; revising the persons who qualify for an exemption from provisions relating to commercial driver’s licenses; and providing other matters properly relating thereto.

Section 1. Chapter 483 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

Sec. 2. *As used in NRS 483.480, the Department interprets:*

1. “Arises out of the same offense” to mean an offense for which a license was previously revoked or suspended and subsequently reinstated or any offense that is the natural result of such an offense.

2. “Offense” to mean a violation of any state or local law.

Sec. 3. *“Wink mirror” means a mirror or a series of mirrors that extends across the top of the interior of the windshield of a motor vehicle.*

Sec. 4. NAC 483.110 is hereby amended to read as follows:

483.110 1. The holder of a Class A noncommercial driver’s license may drive:

(a) Any combination of vehicles with ~~[a]~~:

*(I) A gross combination weight rating of 26,001 **pounds** or more ~~[pounds, if the gross vehicle weight rating of the trailing vehicle is more than 10,000 pounds;]~~, which includes one or more towed vehicles with:*

(I) A gross vehicle weight rating of more than 10,000 pounds; or

(II) A gross vehicle weight of more than 10,000 pounds; or

(2) A gross combination weight of 26,001 pounds or more, which includes one or more towed vehicles with:

(I) A gross vehicle weight rating of more than 10,000 pounds; or

(II) A gross vehicle weight of more than 10,000 pounds;

(b) Any combination of vehicles not exceeding 70 feet in length with a gross combination weight rating of 26,000 pounds or less so long as the gross combination weight rating of the towed vehicles does not exceed the gross vehicle weight rating of the towing vehicle; or

(c) A vehicle falling within Class B or Class C, but may not drive a motorcycle or an autonomous vehicle in autonomous mode unless the holder obtains an appropriate endorsement.

2. The holder of a Class B *noncommercial* driver's license may drive any single vehicle with a gross vehicle weight rating *or gross vehicle weight, whichever is greater*, of 26,001 **pounds** or more , ~~[pounds;]~~ or any *such* vehicle which is towing another vehicle which does not have a gross vehicle weight rating of more than 10,000 pounds, and all vehicles falling within Class C, but may not drive a motorcycle or an autonomous vehicle in autonomous mode unless the holder obtains an appropriate endorsement.

3. The holder of a Class C *noncommercial* driver's license may drive any single vehicle, or combination of vehicles, that does not meet the definition of a vehicle for which a Class A or

Class B driver's license is required, including, without limitation, ~~[any single vehicle, or combination of vehicles, that either is designed to transport 16 or more passengers, including the driver, or is used in the transportation of materials found to be hazardous for the purposes of the Hazardous Materials Transportation Act and which require the motor vehicle to be placarded under the Hazardous Materials Regulations, 49 C.F.R. Part 172, Subpart F,]~~ a moped or a low-speed vehicle, but the holder of a Class C driver's license may not:

- (a) Drive a motorcycle, unless the holder obtains an appropriate endorsement;
- (b) Tow a vehicle *or a combination of vehicles* with a gross vehicle weight rating *or gross combination weight rating, as appropriate*, of more than 10,000 pounds, unless the holder obtains a J endorsement;
- (c) ~~Drive a combination of vehicles with a gross combination weight rating of less than 10,000 pounds, unless the holder obtains an R endorsement; or~~
~~—(d)~~ Drive a combination of vehicles exceeding 70 feet in length; or
~~[(e)]~~ (d) Drive an autonomous vehicle in autonomous mode unless the holder obtains a G endorsement.

4. The Department may place a restriction ~~H~~ on a Class A, Class B or Class C driver's license if the holder of the driver's license does not pass a knowledge test and a driving skills test in a vehicle which is equipped with air brakes.

5. In addition to the tests authorized by chapter 483 of NRS, the holder of a driver's license may be required to pass a driving skills test in an appropriate vehicle to receive an endorsement authorizing the holder to drive a specific type of vehicle.

6. The holder of a driver's license who is exempt from the requirements of NRS 483.900 to 483.940, inclusive, and NAC 483.800 to 483.850, inclusive, pursuant to the provisions of

subsection 1 or 2 of NAC 483.850, may operate a vehicle described in subsection 1 or 2 of NAC 483.850 only if the holder obtains an F endorsement on his or her driver's license.

7. The holder of a Class M driver's license may drive a motorcycle, trimobile or moped. The holder of a Class A, Class B or Class C driver's license may drive a motorcycle only if the holder obtains a Class M endorsement on his or her driver's license.

8. An applicant who is administered a test of driving ability on a motorcycle which does not exceed 6 1/2 horsepower or a displacement of 90 cubic centimeters will be issued a Class M driver's license with a ~~[U]~~ restriction ~~[]~~ *indicating that the license does not authorize the operation of a motorcycle which exceeds a displacement of 90 cubic centimeters.*

9. An applicant who is administered a test of driving ability on a motorcycle which has three wheels in contact with the ground will be issued a Class M driver's license with ~~[an-X]~~ a restriction.

10. An applicant who is administered a test of driving ability on a moped will be issued a Class M driver's license with a ~~[Z]~~ *moped* restriction. A Class M driver's license with a ~~[Z]~~ *moped* restriction does not authorize the operation of any other motor vehicle.

11. An applicant who is administered a test of driving ability in a low-speed vehicle will be issued a Class C driver's license with ~~[an-X]~~ a restriction. The Department will indicate on the back of such a driver's license that the holder may not drive a vehicle on a highway where the posted speed limit is greater than 35 miles per hour, except to cross a highway at an intersection.

12. The holder of a Class A, Class B or Class C driver's license may operate an autonomous vehicle in autonomous mode only if the holder obtains a G endorsement on his or her driver's license as required pursuant to NAC 482A.040.

13. As used in this section, unless the context otherwise requires:

(a) “Autonomous vehicle” has the meaning ascribed to it in NRS 482A.030.

(b) “Gross combination weight rating” means:

(1) The weight specified by the manufacturer of a vehicle as the combined loaded weight of that vehicle and a trailing vehicle; or

(2) If the manufacturer fails to specify a weight, the sum of the gross vehicle weight rating of the power unit, the weight of the trailing vehicle and the weight of any load thereon.

(c) “Gross vehicle weight rating” means the weight specified by the manufacturer as the loaded weight of a single vehicle.

(d) “Low-speed vehicle” has the meaning ascribed to it in NRS 484B.637.

(e) “Moped” has the meaning ascribed to it in NRS 486.038.

(f) “Motorcycle” has the meaning ascribed to it in NRS 486.041.

(g) “Trimobile” has the meaning ascribed to it in NRS 486.057.

Sec. 5. NAC 483.320 is hereby amended to read as follows:

483.320 1. The Department will ~~revoke~~ *suspend* the driver’s license of any person who fails to submit to an examination within 15 days after it is requested.

2. Except as otherwise provided in subsection 3, if a licensee fails twice within a 3-year period to comply with a restriction placed by the Department on his or her license, the Department will suspend the license for 3 months.

3. If a licensee fails to comply with ~~[Restriction M, N or O,]~~ *any restriction requiring a yearly vision examination, medical examination or driving test*, or any combination thereof, ~~[as those restrictions are described in NAC 483.350 and 483.365,]~~ the Department will cancel his or her license.

4. If it is determined that a licensee is physically or mentally incompetent to operate a motor vehicle, the Department may afford the licensee the opportunity to surrender his or her driver's license voluntarily. Upon receipt of the license, the Department will cancel the driving privilege and issue an identification card ~~at no charge.~~ *without charging a fee pursuant to NRS 483.820 and NAC 483.900.* The licensee may apply for a reinstatement of the driver's license if the licensee presents medical evidence satisfactory to the Department that he or she is physically or mentally capable of operating a motor vehicle. If the licensee fails to surrender his or her license voluntarily to the Department within 15 days after the Department requests the surrender, the Department will suspend the licensee's driving privilege. The Department will ~~revoke~~ *rescind* the suspension of the driving privilege of the licensee, cancel his or her driver's license and allow the licensee to apply for a new driver's license pursuant to the provisions of NRS 483.010 to 483.630, inclusive, if the licensee submits to the Department proof that is satisfactory to the Department that the licensee was physically unable to surrender his or her driver's license when requested.

Sec. 6. NAC 483.350 is hereby amended to read as follows:

483.350 1. The restrictions and compulsory requirements described in subsection 2 may be imposed when licensing persons to drive. A driver's license will not be issued and a driving test will not be conducted until the applicant complies with the provisions of this section.

2. Restriction and Description (<i>and text placed on an affected license</i>)	Criteria for Restriction
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Restriction A B - Corrective lenses.	This restriction is placed on the driver's
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(Restriction B - Corrective Lenses)

license of a person who meets the minimum levels of acceptable vision set forth in NAC 483.340 only with the aid of corrective lenses.

~~[Restriction B - Telescopic device.~~

~~This restriction is placed on the driver's license of a person who meets the minimum levels of acceptable vision set forth in NAC 483.340 only with the aid of a telescopic device.]~~

Restriction C - Mechanical or adaptive device.

This restriction is placed on the driver's

(Restriction C - Mechanical/Adaptive Device)

license of a person who is physically unable to operate a motor vehicle without the aid of a mechanical or other adaptive device.

Restriction D - Prosthetic aid.

This restriction is placed on the driver's

(Restriction D - Prosthetic Aid)

license of a person who is required to wear a prosthetic device while operating a motor vehicle.

Restriction ~~[C - Additional rearview]~~ *F -*

This restriction is placed on the driver's

Outside mirrors.

license of a person who is legally blind

(Restriction F - Outside Mirrors)

(20/200) in the right eye, whose hearing is impaired, who is required to wear a telescopic device while operating a motor vehicle or whose mobility of his or her head or neck is limited. ~~[The restriction may specify the requirement of a right or left outside mirror, outside mirrors on both sides, a wide rearview mirror or a mirror that extends across the entire width of the interior of the windshield.]~~

Restriction G - ~~[Directional signals.]~~ *Daylight driving only.*

(Restriction G - Daylight Driving Only)

This restriction is placed on the driver's license of a person ~~[who is physically unable to perform signals with his or her arms or whose license is restricted to hand controls.]~~, *upon a recommendation from a physician, optometrist or ophthalmologist, with visual acuity of 20/50 or worse in both eyes, who is required to wear a telescopic device while operating a motor vehicle or who holds a motorcycle driver's instruction permit.*

Restriction JB - Driving test every 6 months.

This restriction is placed on the driver's

(Restriction JB - Drive Test Every 6 Months) license of a person whose physician requests more frequent driving tests.

Restriction JC - Vision examination every 6 months. This restriction is placed on the driver's license of a person who is required to have a

(Restriction JC - Eye Test Every 6 Months) vision examination every 6 months.

Restriction JF - Must have wink mirrors. This restriction may be placed on the driver's license of a person who is legally blind (20/200) in the right eye, whose hearing is impaired, who is required to wear a telescopic device while operating a motor vehicle or whose mobility of his or her head or neck is limited.

(Restriction JF - Must Have Wink Mirrors)

Restriction JK - Left foot accelerator. This restriction is placed on the driver's license of a person who is physically unable to operate the right foot accelerator.

(Restriction JK - Left Foot Accelerator)

Restriction JT - Speed not to exceed 45 miles per hour. This restriction is placed on the driver's license of a person who is required to wear a telescopic device while operating a motor vehicle or upon the recommendation of a

(Restriction JT - Speed 45 MPH Or Less)

physician or the Department after the administration of a driving test to the applicant.

*Restriction JV - Nevada medical waiver.
(Restriction JV - NV Med Waiver)*

This restriction is placed on the commercial driver's license of a person who obtains a waiver pursuant to the provisions of NAC 483.803.

*Restriction V - Federal medical waiver.
(Restriction V - Med Variance Docs Reqd)*

This restriction is placed on the commercial driver's license of a person who has been issued a federal medical waiver.

*Restriction 1 - Telescopic device.
(Restriction 1 - Telescopic Device)*

This restriction is placed on the driver's license of a person who meets the minimum levels of acceptable vision set forth in NAC 483.340 only with the aid of a telescopic device.

*Restriction 2 - Hearing aid.
(Restriction 2 - Hearing Aid)*

This restriction may be placed on the driver's license of a person who wears a hearing aid.

Restriction ~~H~~ 4 - Grip on steering wheel or power steering.

(Restriction 4 - Grip/Power Steering Wheel)

This restriction is placed on the driver's license of a person who has difficulty gripping or turning the steering wheel of the motor vehicle.

~~[Restriction I—Hearing aid.~~

~~This restriction may be placed on the driver's license of a person who wears a hearing aid.]~~

~~[Restriction J—Seat cushion or automatic seat.~~

~~This restriction is placed on the driver's license of a person who the examiner determines is unable to see adequately out of the windows or reach the control pedals because of his or her size. This restriction is not limited to a seat cushion or automatic seat if another device is available.]~~

~~[Restriction K—Hand controls or pedal extensions.~~

~~This restriction is placed on the driver's license of a person who is physically unable to operate the control pedals of a motor vehicle.]~~

~~[Restriction L—Left foot accelerator.~~

~~This restriction is placed on the driver's license of a person who is physically unable~~

~~to operate the right foot accelerator.]~~

Restriction 5 - Directional signals.
(Restriction 5 - Directional Signals)

This restriction is placed on the driver's license of a person who is physically unable to perform signals with his or her arms or whose driver's license is restricted to hand controls.

Restriction ~~[M]~~ 6 - Yearly vision examination.
(Restriction 6 - Yearly Vision Exam)

This restriction is placed on the driver's license of ~~[any]~~ a person who is required to wear a telescopic device while operating a motor vehicle or a person whose vision is 20/50 or worse in both eyes and who is determined by an eye specialist to have a progressive abnormality or disease of the eye or a person whose vision is 20/100 or worse in one eye and whose vision is worse than 20/40 in the other eye.

Restriction ~~[N]~~ 7 - Yearly medical letter.
(Restriction 7 - Yearly Medical Letter)

This restriction is placed on the driver's license of a person who has had seizures or episodes of altered consciousness within the last 3 years or another physical or mental

condition that his or her physician determines necessitates a yearly medical examination.

~~[Restriction P—Physical examination every 2 years.~~

~~This restriction is placed on the driver's license of a person obtaining a commercial driver's license.]~~

~~[Restriction Q—Must wear prosthetic device.~~

~~This restriction is placed on the driver's license of a person who is required to wear a prosthetic device while operating a motor vehicle.]~~

~~[Restriction 7—Medical waiver.~~

~~This restriction is placed on the commercial driver's license of a person who obtains a waiver pursuant to the provisions of NAC 483.803.]~~

*Restriction 8 - Yearly driving test.
(Restriction 8 - Yearly Drive Test)*

This restriction is placed on the driver's license of a person based on the person's performance on his or her driving test or on the driver's license of a person who is required to wear a telescopic device while operating a motor vehicle.

Restriction 9 - Seat cushion or automatic seat. (Restriction 9 - Seat Cushion/Auto Seat) *This restriction is placed on the driver's license of a person who the examiner determines is unable to see adequately out of the windows or reach the control pedals because of his or her size. This restriction is not limited to a seat cushion or automatic seat if another device is available.*

3. The Department will place any other restriction that is not otherwise described in this section ~~[or NAC 483.365]~~ upon the driver's license of a person if the physician of that person so recommends.

Sec. 7. NAC 483.360 is hereby amended to read as follows:

483.360 1. The restrictions and compulsory requirements described in subsection 2 may be imposed when licensing persons to drive.

2. Restriction and Description *(and text placed on an affected license)* Criteria for Restriction

Restriction A - Automatic transmission. (Restriction A - Auto Trans) *This restriction is placed on the driver's license of a person who is physically unable to operate a motor vehicle that is equipped with a manual transmission.*

Restriction E - Automatic transmission for commercial motor vehicle.
(Restriction E - Auto Trans CMV Wgt Only)

This restriction is placed on the driver's license of a person who is physically unable to operate a commercial motor vehicle that is equipped with a manual transmission, who completed the driving skills test for his or her commercial driver's license in a motor vehicle that is equipped with an automatic transmission or who completed the driving skills test for his or her Class A or Class B noncommercial driver's license in a motor vehicle that is equipped with an automatic transmission.

Restriction JA - Must carry detail form.
(Restriction JA - Must Carry Detail Form)

This restriction is placed on the driver's license of a person who requires a restriction that is not described in this section or NAC 483.350 or whose driver's license requires more restrictions than can be shown on the license. The person must carry the detail form with his or her driver's license at all times.

*Restriction JD - Authorization to operate an emergency vehicle falling within Class A.
(Restriction JD - Drive Fire Equip NCMV A)*

This restriction is placed on the driver's license of a person who holds a Class B or Class C commercial driver's license and is authorized to operate an emergency vehicle falling within Class A.

*Restriction JE - Authorization to operate an emergency vehicle falling within Class B.
(Restriction JE - Drive Fire Equip NCMV B)*

This restriction is placed on the driver's license of a person who holds a Class C commercial driver's license and is authorized to operate an emergency vehicle falling within Class B.

*Restriction JG - Motorcycle with sidecar.
(Restriction JG - Motorcycle w-Sidecar)*

This restriction is placed on the driver's license of a person who has demonstrated proficiency in operating a motorcycle equipped with a sidecar.

*Restriction JH - Medical hardship.
(Restriction JH - Trnsprt Handicapped Only)*

This restriction is placed on a restricted driver's license issued pursuant to NRS 483.267 permitting a person to transport a member of his or her household who has a medical condition that renders the member

of the household unable to drive.

*Restriction JI - Authorization to operate a recreational vehicle falling within Class A.
(Restriction JI - Drive NCMV A Rec Veh)*

This restriction is placed on the driver's license of a person who holds a Class B or Class C noncommercial driver's license and has demonstrated proficiency in operating a noncommercial recreational vehicle falling within Class A.

*Restriction JJ - Authorization to operate a recreational vehicle falling within Class B.
(Restriction JJ - Drive NCMV B Rec Veh)*

This restriction is placed on the driver's license of a person who holds a Class C noncommercial driver's license and has demonstrated proficiency in operating a noncommercial recreational vehicle falling within Class B.

*Restriction JL - Trimobile.
(Restriction JL - Trimobile)*

This restriction is placed on the driver's license of a person who holds a Class C noncommercial driver's license and who has demonstrated proficiency in operating a trimobile.

Restriction JM - Authorization to operate only

This restriction is placed on the driver's

motor vehicles falling within Class A that are tow cars.

(Restriction JM - Class A Tow Car Only)

license of a person who holds a Class A commercial driver's license if he or she completes the driving skills test in a tow car.

Restriction JN - Instruction permit.

(Restriction JN - Instruction Permit)

This restriction is placed on each instruction permit issued by the Department.

Restriction JO - Instruction permit for driver's education only.

(Restriction JO - Driver Educ Only)

This restriction is placed on an instruction permit granted pursuant to subsection 3 of NRS 483.280 that is valid for a school year or a more restricted period and authorizes the permittee to drive a motor vehicle only on a designated highway or within a designated area and only when an approved instructor is occupying a seat beside the permittee.

Restriction JP - Authorization to tow a vehicle with a gross vehicle weight rating of more than 10,000 pounds only when operating a noncommercial vehicle falling within Class C.

This restriction is placed on the driver's license of a person who holds a Class B commercial driver's license that contains a J endorsement.

(Restriction JP - Tow >10000 lb Class C Only)

Restriction JR - Authorization to operate a three-wheeled motorcycle with a single power driven rear wheel.

(Restriction JR - 3 Wheel MC w/1 Rear Pwr Wheel)

This restriction is placed on the driver's license of a person who has demonstrated proficiency in operating a three-wheeled motorcycle with a single power driven rear wheel.

Restriction JS - Low-speed vehicles only.

(Restriction JS - Low-Speed Vehicles Only)

This restriction is placed on the driver's license of a person who completes the driving skills test in a low-speed vehicle and restricts the person to driving only on specially designated roadways at a speed of 35 miles per hour or less.

Restriction JU - Physical examination required.

(Restriction JU - Phys Exam)

This restriction is placed on the driver's license of a person who is obtaining a commercial driver's license.

Restriction JW - Direct visual supervision by a person 21 years of age or older.

(Restriction JW - Dir Visual Sup 21+ Yrs)

This restriction is placed on a Class M driver's instruction permit and requires the holder of the permit, while operating a motorcycle, to be under the direct visual

supervision of a person who is licensed to operate a motorcycle and is at least 21 years of age.

Restriction K - Intrastate operation of a commercial motor vehicle only.

(Restriction K - CMV Intrastate Only)

This restriction is placed on the commercial driver's license of a person who does not meet the requirements set forth in 49 C.F.R. §§ 391.41 to 391.49, inclusive, or who is less than 21 years of age.

Restriction L - No air brakes.

(Restriction L - No Air Brakes CMV Wgt Only)

This restriction is placed on the driver's license of a person who does not pass a knowledge test and a driving skills test in a commercial motor vehicle which is equipped with air brakes.

Restriction M - Authorization to transport passengers in motor vehicles falling within Class B or Class C only.

Class B or Class C only.

(Restriction M - No Class A Psngr Veh)

This restriction is placed on the driver's license of a person who holds a Class A commercial driver's license and who completes the skills test for a passenger endorsement in a motor vehicle falling within Class B.

Restriction N - Authorization to transport passengers in motor vehicles falling within Class C only.

(Restriction N - No Class A/B Psngr Veh)

This restriction is placed on the driver's license of a person who holds a Class A or Class B commercial driver's license and who completes the skills test for a passenger endorsement in a motor vehicle falling within Class C.

Restriction O - No tractor-trailer combination connected by a fifth wheel.

(Restriction O - No Tractor Trailer CMV Wgt Only)

This restriction is placed on the driver's license of a person who holds a Class A commercial driver's license and who completes the skills test in a combination vehicle for a Class A commercial driver's license with the power unit and towed unit connected by connection other than a fifth wheel, such as a pintle hook.

Restriction P - No passengers in a commercial motor vehicle.

(Restriction P - No Psngr in CMV Bus)

This restriction is placed on a commercial driver's license instruction permit with a P endorsement and indicates that the holder of the permit is prohibited from operating a commercial motor vehicle carrying passengers other than federal or state

*auditors and inspectors, test examiners,
other trainees and the holder of a
commercial driver's license accompanying
the permit holder as prescribed by 49
C.F.R. § 383.25.*

*Restriction Q - Moped.
(Restriction Q - Moped)*

*This restriction is placed on the driver's
license of a person who performs the skills
portion of the test on a moped. The driver
may only operate a moped as defined in
NRS 483.088.*

*Restriction R - No hazardous materials or
passengers.
(Restriction R - No Plac HazMat or Psngrs)*

*This restriction is placed on the
commercial driver's license of a person
who is less than 21 years of age.*

*Restriction S - ~~[Mail renewal, retest required.]~~
No passengers on a motorcycle.
(Restriction S - No Psngrs)*

*This restriction is placed on ~~[the driver's
license of a person who is out of the State at
the time of renewal and is required to take a
test for the renewal of the license, but is
unable to do so until returning to Nevada.]~~ a
Class M driver's instruction permit and
prohibits the holder of the permit from*

carrying passengers on a motorcycle.

Restriction T - To and from school only.

(Restriction T - To/From School Only)

This restriction is placed on the driver's license of a person between 14 and 18 years of age who is granted a restricted driver's license to drive to and from school.

Restriction U - Motorcycle not to exceed 90 cubic centimeters.

(Restriction U - MC Not To Exceed 90cc)

This restriction is placed on the driver's license of a driver who performs the skill portion of the test on a motorcycle which has 90 cubic centimeters or less. The driver may only operate a motorcycle having 90 cubic centimeters or less.

~~Restriction V - No passengers on motorcycle.~~

~~This restriction is placed on a Class M driver's instruction permit and prohibits the holder from carrying passengers on a motorcycle.~~

Restriction W - ~~Direct visual supervision by a person 21 years of age or older.~~ *Farm waiver.*

(Restriction W - Farm Waiver)

This restriction is placed on ~~a Class M driver's instruction permit and requires the holder, while operating a motorcycle, to be under the direct visual supervision of a~~

~~person who is licensed to operate a motorcycle and at least 21 years of age.] the driver's license of a farmer or an employee or family member of a farmer and allows the person to operate a farm vehicle to transport agricultural products, farm machinery or farm supplies to or from a farm within Nevada and within 150 miles of the person's farm. The person shall not operate a motor vehicle in the operation of a common or contract motor carrier with a Class A or Class B noncommercial driver's license.~~

Restriction X - Operation of tank vehicle only if empty.

(Restriction X - No Cargo in CMV Tank Veh)

This restriction is placed on a commercial driver's license instruction permit with an N endorsement and indicates that the holder of the permit may only operate an empty tank vehicle and is prohibited from operating any tank vehicle which previously contained hazardous materials that has not been purged of any residue.

Restriction Y - Ignition Interlock Device.

(Restriction Y - Ignition Interlock)

This restriction is placed on the driver's license of a person if the Department receives a copy of an order of a court of competent jurisdiction that requires that person to install a device in a motor vehicle which he or she owns or operates pursuant to the provisions of NRS 484.3943 or if the person is required to install such a device pursuant to the provisions of the laws of another state, the District of Columbia, any territory or possession of the United States or any other country.

Restriction Z - ~~[Moped.]~~ *No full air brakes.*

*(Restriction Z - No Full Air Brake Equip
CMV)*

This restriction is placed on the *commercial* driver's license of a driver who performs the ~~[skill portion of the]~~ *skills* test ~~[on a moped.~~
~~The driver may only operate a moped as~~
~~defined by NRS 483.088.]~~ *in a motor
vehicle equipped with air over hydraulic
brakes.*

~~[Restriction 1 - No air brakes.~~

~~This restriction is placed on the driver's
license of a person who does not pass a~~

knowledge test and a driving skills test in a vehicle which is equipped with air brakes.

~~[Restriction 2—Intrastate operation of a commercial motor vehicle only.~~

~~This restriction is placed on the commercial driver's license of a person who does not meet the requirements set forth in 49 C.F.R. §§ 391.41 to 391.49, inclusive, or who is under 21 years of age.]~~

Restriction 3 - ~~[May transport passengers in vehicles falling within Class B or Class C only.]~~
No freeway driving.
(Restriction 3 - No Fwy Driving)

This restriction is placed on ~~[the Class A commercial driver's license of a person who completes the skills test for a passenger endorsement in a vehicle falling within Class B.]~~ *a motorcycle instruction permit.*

~~[Restriction 4— May transport passengers in vehicles falling within Class C only.~~

~~This restriction is placed on the Class A or Class B commercial driver's license of a person who completes the skills test for a passenger endorsement in a vehicle falling within Class C.]~~

~~[Restriction 5— May tow a vehicle with a gross vehicle weight rating of more than 10,000~~

~~This restriction is placed on a Class B driver's license that contains a J~~

~~pounds only when operating a noncommercial endorsement.]
vehicle falling within Class C.]~~

~~[Restriction 6— May tow a combination of This restriction is placed on every
vehicles weighing less than 10,000 pounds and commercial driver’s license that contains an
not exceeding 70 feet only when operating a R endorsement.]
noncommercial vehicle.~~

~~[Restriction 8— May tow a forklift only. This restriction is placed on the Class A
commercial driver’s license of a person if he
or she completes the driving skills test
towing a forklift.]~~

~~[Restriction 9— May operate only vehicles This restriction is placed on the Class A
falling within Class A that are tow cars. commercial driver’s license of a person if he
or she completes the driving skills test in a
tow car.]~~

3. As used in this section ~~[, “tow”]~~:

- (a) *“Commercial motor vehicle” has the meaning ascribed to it in NRS 484C.120.*
- (b) *“Low-speed vehicle” has the meaning ascribed to it in NRS 484B.637.*
- (c) *“Trimobile” has the meaning ascribed to it in NRS 486.057.*
- (d) *“Tow car” has the meaning ascribed to it in NRS 484.201.*

Sec. 8. NAC 483.415 is hereby amended to read as follows:

483.415 A driver's license to operate a motor vehicle while wearing a telescopic device must be subject to:

1. Restrictions ~~[A, B, C, D, E, M and O]~~ *for corrective lenses, telescopic devices, outside mirrors, daylight driving only, speed not to exceed 45 miles per hour, yearly vision examinations and yearly driving tests* as they are described in NAC 483.350 and ~~[483.365;]~~ *483.360*; and
2. Any other restriction the Department deems necessary for the applicant to operate a motor vehicle safely.

Sec. 9. NAC 483.430 is hereby amended to read as follows:

483.430 1. The holder of a driver's license is not eligible to apply for the renewal of the license by mail if:

- (a) The holder is applying for a second consecutive renewal of the license by mail;
- (b) The license is a commercial driver's license;
- (c) At the time the Department mails to the applicant the expiration notice required pursuant to NRS 483.382, an examination of the applicant's driving record in this State, any other state, the District of Columbia, any territory or possession of the United States or any country indicates that his or her driver's license or privilege to drive in that jurisdiction is suspended, revoked or cancelled or that his or her application for a driver's license in that jurisdiction has been denied;
- (d) The license is subject to ~~[Restriction M, N, O or S,]~~ *any restriction requiring a vision examination, medical examination or driving test*, ~~[as these restrictions are described in NAC 483.350, 483.360 and 483.365;]~~ *or flagged for a written test pursuant to NAC 483.458;*

(e) The holder is 71 years of age or older, unless he or she submits:

(1) A statement from a licensed physician providing that it is the opinion of the physician that the person is physically able to operate a motor vehicle safely; and

(2) A report from a licensed ophthalmologist, optometrist or physician regarding the vision of the person, including, without limitation, the visual acuity of the person in each eye, with corrective lenses, if applicable;

(f) The holder has been convicted of three or more traffic violations within the 4 years immediately preceding the date of expiration of the license;

(g) The license is a restricted driver's license issued pursuant to NRS 483.490;

(h) The holder's name is listed in the records of the Department as a person who must renew his or her driver's license in person because the Department believes that the information contained on the driver's license may be incorrect or that the license may have been issued as a result of fraud or mistake;

(i) ~~[(The holder is an international instructor or an international student;~~

~~—(j)]~~ The holder is required to leave the United States on or before the date of expiration of the license; or

~~[(k)]~~ (j) The holder wishes to change any information other than his or her address which appears on the front of his or her driver's license.

2. A statement or report submitted pursuant to paragraph (e) of subsection 1 must be:

(a) Completed on a form acceptable to the Department; and

(b) Dated not more than 90 days before the date of its submission to the Department.

3. As used in this section ~~[(~~

~~—(a) “International instructor” has the meaning ascribed to it in NRS 483.081.~~

~~—(b) “International student” has the meaning ascribed to it in NRS 483.082.~~

~~—(c) “Traffic], “traffic violation” has the meaning ascribed to it in NRS 483.473.~~

Sec. 10. NAC 483.458 is hereby amended to read as follows:

483.458 1. The Department will place a ~~restriction on~~ *flag on the record of an applicant for* a driver’s license that is renewed by mail designating that a written test is required when the applicant returns to this State if the applicant has been convicted of three or more moving traffic violations within the preceding 4 years.

2. The Department will not issue a driver’s license or renew the driver’s license by mail or in person until the test required pursuant to subsection 1 has been successfully completed by the applicant.

Sec. 11. NAC 483.850 is hereby amended to read as follows:

483.850 The following persons are exempt from the requirements of NRS 483.900 to 483.940, inclusive, and NAC 483.800 to 483.850, inclusive:

1. An operator of a farm vehicle that is:

(a) Controlled and operated by a farmer as a private motor carrier of property;

(b) Being used to transport either:

(1) Agricultural products; or

(2) Farm machinery or farm supplies, or both,

↳ to or from a farm;

(c) Not being used in the operation of a motor carrier for hire;

(d) Being used within 150 miles of the operator’s farm; and

(e) Not carrying a hazardous material of a type or quantity which would require the vehicle to be placarded in accordance with 49 C.F.R. § 177.823.

2. ~~Firefighters and operators of emergency equipment, necessary~~ *A firefighter or any other person who operates a commercial motor vehicle, including, without limitation, a fire truck, hook and ladder truck, foam or water transport truck, police SWAT team vehicle, ambulance or other vehicle that is used in response to emergencies, which is:*

(a) *Necessary* to the preservation of life or property or the execution of emergency governmental functions ~~[, who are not]~~ ;

(b) *Equipped with audible and visual signals; and*

(c) *Not* subject to normal traffic regulation.

3. A person who:

(a) Is exempt from the provisions of 49 C.F.R. Part 383 pursuant to subsection (c) of 49 C.F.R. § 383.3; and

(b) Is operating a commercial motor vehicle for military purposes.

4. A person who is driving a recreational vehicle that is being used solely for recreational purposes.

Sec. 12. NAC 483.365 is hereby repealed.

Sec. 13. This regulation becomes effective on January 28, 2013.

TEXT OF REPEALED SECTION

483.365 Additional restrictions. (NRS 481.051, 483.220, 483.360, 483.908)

1. The restrictions and compulsory requirements described in subsection 2 may be imposed when licensing persons to drive. A driver's license will not be issued and a driving test will not be conducted until the applicant complies with the provisions of this section.

2. Restriction and Description

Criteria for Restriction

Restriction D - Daylight driving only.

This restriction is placed on the driver's license of a person with visual acuity of 20/50 or worse in both eyes, who is required to wear a telescopic device while operating a motor vehicle or who holds a motorcycle driver's instruction permit.

Restriction E - Speed not to exceed 45 miles per hour.

This restriction is placed on the driver's license of a person who is required to wear a telescopic device while operating a motor vehicle or upon the recommendation of a physician or the Department after the administration of a driving test to the applicant.

Restriction F - Automatic transmission.

This restriction is placed on the driver's license of a person who is physically unable

to operate a motor vehicle that is equipped with a manual transmission or any person who completed the driving skills test for his or her Class A or Class B noncommercial driver's license or his or her commercial driver's license in a motor vehicle that is equipped with an automatic transmission.

Restriction O - Yearly driving test.

This restriction is placed on the driver's license of a person based on the person's performance on his or her driving test or on the driver's license of a person who is required to wear a telescopic device while operating a motor vehicle.

Restriction R - No hazardous cargo that requires placarding or no passengers for hire.

This restriction applies to commercial drivers' licenses and is placed on the commercial driver's license of a person who is under 21 years of age, who has impaired vision or who has a clinical diagnosis of epilepsy or any other ailment that is likely to cause a loss of consciousness, unless the person obtains a waiver pursuant to the

provisions of NAC 483.803.

Restriction X - Other restriction or instruction permit.

This restriction is used for any other restrictions that are not described in this section, NAC 483.350 or 483.360 and is placed on each instruction permit issued by the Department.

3. The Department will place any other restriction that is not described in this section or NAC 483.350 upon the driver's license of a person if the physician of that person so recommends.

4. As used in this section, "hazardous cargo that requires placarding" means any substance that requires the motor vehicle that transports that substance to bear a placard pursuant to the provisions of 49 C.F.R. § 397.2, as that regulation existed on November 14, 1997.

**INFORMATIONAL STATEMENT OF ADOPTED REGULATIONS AS REQUIRED BY
ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066
LCB FILE NO. R141-12**

October 22, 2012

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) 483:

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

Copies of the proposed regulation, notices of workshop and notices of intent to act upon the regulations were sent out for posting by electronic mail to all DMV offices and county libraries where there is not a DMV office. They were also sent out by electronic mail stakeholders and employers of commercial driver license holders known to the Department. They were also made available on the Department of Motor Vehicles website at www.dmvnv.com/publicmeetings.htm.

A Public Workshop was noticed on September 10, 2012, and held on September 27, 2012 at the Nevada State Legislative Building in Carson City and video-conferenced to the Grant Sawyer Building in Las Vegas. Nobody representing the public or the business industry attended. No testimony was given and the workshop was closed.

A Notice of Intent to Act upon the Regulations was noticed on September 10, 2012, and a public hearing was held on October 10, 2012. There were three in attendance at the hearing. One offered testimony in support of the regulations. Two other did not testify. No written testimony was received.

A second public hearing was held with a 3-day notice to adopt the effective date of January 28, 2013. This hearing was noticed on Tuesday, October 16, 2012, and held on Monday, October 22, 2012. No one from the general public was in attendance in Carson City or Las Vegas.

A recording of the Public Workshop and Notice of Intent to Act upon the Regulations is on file at the Department of Motor Vehicles, Management Services and Programs Division, 555 Wright Way, Carson City, Nevada 89711. Copies of these minutes may be obtained by written request to Attention Pete Olson, Department of Motor Vehicles, Management Services and Programs Division, 555 Wright Way, Carson City, Nevada 89711.

2. The number of persons who:

(a) Attended the workshop; 7

In attendance in Carson City – 5

Teri Baltisberger, Department of Motor Vehicles (Workshop's Hearing Officer)

Jude Hurin, Department of Motor Vehicles

Debbie Wilson, Department of Motor Vehicles
Heather Hawkins-Fancher, Department of Motor Vehicles
Pete Olson, Department of Motor Vehicles

In attendance in Las Vegas – 2

Kevin Malone, Department of Motor Vehicles
Tracey Vanattan, Department of Motor Vehicles

(b) Testified at the workshop; 0

(c) Submitted to the agency written statements; 1

Diana Hollander, Department of Education

(d) Attended the hearing; 9

In attendance in Carson City – 6

Teri Baltisberger, Department of Motor Vehicles (Hearings Officer)
Jude Hurin, Department of Motor Vehicles
Debbie Wilson, Department of Motor Vehicles
Heather Hawkins-Fancher, Department of Motor Vehicles
John Amestoy, Department of Public Safety
Jeff Richter, Department of Transportation

In attendance in Las Vegas – 2

Kevin Malone, Department of Motor Vehicles
Diane Hollander – Department of Education

In attendance in Elko – 1

Donna Folgeman, Department of Motor Vehicles

(e) Testified at the hearing - 1

Diane Hollander, Department of Education

(f) Submitted to the agency written statements – 0

3. 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 as described in Question 1 for both the Workshop and the Hearing. Copies of the minutes may be obtained by written request to Attention Pete Olson, Department of Motor Vehicles, Management Services and Programs Division, 555 Wright Way, Carson City, Nevada 89711.

4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The proposed draft regulations were submitted to LCB for review on June 29, 2012, prior to the public workshop and hearing. Changes were made following the workshop. The final adopted regulation reflects those changes.

5. The estimated economic effect of the adopted regulation on the businesses that it is to regulate and on the public. These must be stated separately, and each case must include:

(a) Both adverse and beneficial effects; and

The regulations will have no estimated adverse economic effect on businesses or on the public.

(b) Both immediate and long-term effects.

The regulations will have no estimated immediate or long-term economic effect on businesses or on the public.

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

There is no additional cost to the Department of Motor Vehicles for the enforcement of the adopted regulations.

7. 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.

There are no other state or federal government agency regulations that are duplicated or overlapped by the adopted regulations.

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

There are no federal regulations that regulate the same activity as addressed in the adopted regulations.

9. 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.

The regulations do not provide new fees or increases in any existing fees.

10. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation, or expansion of a

small business? What methods did the agency use in determining the impact of the regulation on small business?

The Department of Motor Vehicles has determined that the adopted regulation does not impose a direct and significant economic burden on small businesses, nor will it restrict the formation, operation or expansion of small businesses.