

**REVISED PROPOSED REGULATION OF THE DIRECTOR OF
THE DEPARTMENT OF MOTOR VEHICLES**

LCB File No. R028-13

August 29, 2013

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

AUTHORITY: §§1, 26, 27 and 28, NRS 481.051; §§2 and 4-8, NRS 481.051 and 483.220 and section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294; §§3 and 10, NRS 481.051 and 483.220; §§9 and 22, NRS 481.051, 483.220 and 483.908; §11, NRS 481.051, 483.220, 483.290, as amended by section 2 of Senate Bill No. 423, chapter 279, Statutes of Nevada 2013, at page 1260, 483.860, as amended by section 3 of Senate Bill No. 423, chapter 279, Statutes of Nevada 2013, at page 1261, and 486.081; §§12 and 13, NRS 481.051, 483.220 and 483.875; §14, NRS 483.220, 483.267 and 483.270 and section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294; §15, NRS 481.051, 483.220 and 483.360 and section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294; §16, NRS 481.051, 483.220, 483.360 and 483.908; §§17-19, NRS 483.220 and 483.383; §20, NRS 483.220 and 483.505 and section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294; §21, NRS 483.347; §23, NRS 483.340 and 483.840; §§24 and 25, NRS 481.051, 483.220, 483.380, 483.870 and 483.875.

A REGULATION relating to the Department of Motor Vehicles; providing that certain provisions of state law which apply to drivers' licenses also apply to driver authorization cards and similarly obtained instruction permits; revising provisions prescribing the expiration date for a driver's license or identification card and a commercial driver's license; prescribing the documentation required for an applicant for a driver authorization card to prove his or her name, age and residence in this State; revising provisions relating to correcting certain information on a driver's license or identification card; revising provisions relating to the renewal of a driver's license or identification card by mail; increasing the fees for the costs of production of photographs for drivers' licenses and identification cards; 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 to 10, inclusive, of this regulation.

Sec. 2. 1. As used in subsection 2 of section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, the Director will interpret “verified translation” to mean a full and complete translation of a document that is electronically printed or typed and accompanied by an electronically printed or typed statement which is signed by the translator.

2. The statement required by subsection 1 must contain the following information in substantially the following form:

I, [insert translator’s full legal name], certify that the foregoing is a complete and accurate translation from [insert foreign language] to the English language to the best of my ability. I further certify that I am fully competent to translate from [insert foreign language] into the English language and that I am proficient in both languages.

3. For the purposes of the documentation required by subsection 2 of section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, the Director will consider the original document and the verified translation of that document as one document.

4. As used in this section, “full and complete translation” does not include an abstract of the document translated.

Sec. 3. 1. All documents submitted to the Department that are translated from a language other than English must be translated by a translator who is approved by the Department pursuant to subsection 2.

2. The Department will approve a natural person as a translator if the natural person has:

(a) Been certified by a company, school, religious organization or governmental agency as having successfully completed a course, examination or program in translation of the language of the applicable document to the English language; and

(b) Filed with the Department a certificate which verifies the certification required by paragraph (a).

Sec. 4. Except as otherwise provided in NAC 483.273, 483.320 and 483.490, and sections 5, 6 and 7 of this regulation, any provision of title 43 of NRS or any regulations adopted pursuant thereto that apply to drivers' licenses shall be deemed to apply to a driver authorization card and an instruction permit obtained in accordance with section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294.

Sec. 5. 1. Except as otherwise provided in subsections 2 and 3, an applicant for an instruction permit or for a driver authorization card pursuant to section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, must prove the applicant's residence in this State by displaying an original or certified copy of any two of the following documents:

(a) A receipt from the rent or lease of a residence located in this State;

(b) A lease of a residence located in this State on which the applicant appears as the lessee during a lease term which includes the previous 60 days;

(c) A record from a public utility for a service address located in this State which is dated within the previous 60 days;

(d) A bank or credit card statement indicating a residential address located in this State which is dated within the previous 60 days;

(e) A stub from an employment check indicating a residential address located in this State;

- (f) A document from a state or federal court indicating a residential address located in this State which is dated within the previous 60 days;*
- (g) A document issued by an insurance company or its agent, including, without limitation, an insurance card, binder or bill, indicating a residential address located in this State;*
- (h) A record, receipt or bill from a medical provider indicating a residential address located in this State;*
- (i) Tax records, other than the records described in paragraph (k), indicating a residential address located in this State;*
- (j) A statement or bill requesting payment, other than a bill from a medical provider, indicating a residential address located in this State;*
- (k) A record of property taxes assessed or paid for a residence located in this State;*
- (l) A deed of trust or other documentation of a mortgage for a residence located in this State;*
- (m) A record from an educational institution in this State which establishes that the applicant is enrolled in the educational institution or an identification card issued by the educational institution;*
- (n) A receipt from a hotel, motel, recreational vehicle park or campground located in this State indicating not fewer than 30 days of consecutive residency in this State;*
- (o) A voter registration card issued to the applicant pursuant to NRS 293.517;*
- (p) Documentation of receipt of benefits from this State under any state program of public assistance;*

(q) A Leave and Earnings Statement, or an equivalent or successor form, indicating residency in this State, of an applicant who is a member of the military and who is deployed outside of this State while serving on active duty;

(r) A notarized statement from the owner of a residence located in this State indicating that the applicant physically resides at the residence;

(s) Documentation indicating that the applicant is a person for whom a fictitious address has been issued pursuant to NRS 217.462 to 217.471, inclusive; or

(t) A form approved by the Department as proof of the applicant's residence in this State.

2. If an applicant is under the age of 18 years, the applicant's parent or legal guardian may prove the applicant's residence in this State by:

(a) Displaying an original or certified copy of any two of the documents listed in subsection 1 or authorized pursuant to subsection 3 which prove the parent or legal guardian's residence in this State; and

(b) Signing a form approved by the Department verifying that the applicant resides at the same residence as the parent or legal guardian.

3. An applicant may request permission from the Department to prove his or her residence in this State using alternative documents. The Department may grant such permission if the applicant proves that, for reasons beyond the applicant's control, the applicant is unable to present the documents required pursuant to subsection 1. The Department will make reasonable efforts to establish the authenticity of the alternative documents provided by the applicant and, if permission is granted to the applicant, indicate in the applicant's record that such permission was granted.

4. As used in this section, “military” means the Armed Forces of the United States, a reserve component thereof or the National Guard.

Sec. 6. 1. Except as otherwise provided in subsections 2 and 3, an applicant for an instruction permit or for a driver authorization card pursuant to section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, must present as proof of the applicant’s name and age, an original or certified copy of:

(a) Any one of the following documents:

(1) A birth certificate issued by a state, a political subdivision of a state, the District of Columbia or any territory of the United States;

(2) A driver’s license, motorcycle driver’s license or identification card issued by another state, the District of Columbia or any territory of the United States which is issued pursuant to the standards established by 6 C.F.R. Part 37, Subparts A to E, inclusive, and which contains a security mark approved by the United States Department of Homeland Security in accordance with 6 C.F.R. § 37.17;

(3) A passport or passport card issued by the United States Government;

(4) A military identification card or military dependent identification card issued by any branch of the Armed Forces of the United States;

(5) For persons who served in any branch of the Armed Forces of the United States, a report of separation;

(6) A Certificate of Degree of Indian Blood issued by the United States Government;

(7) A Certificate of Citizenship, Certificate of Naturalization, Permanent Resident Card, Temporary Resident Card, Permit to Reenter the United States, Refugee Travel Document or

an employment authorization document issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(8) A Consular Report of Birth Abroad issued by the Department of State; or

(9) An Alien Registration Receipt Card that is issued using Form I-551 by the United States Citizenship and Immigration Services of the Department of Homeland Security; or

(b) Any two of the following documents:

(1) A driver's license, motorcycle driver's license or identification card issued by another state, the District of Columbia or any territory of the United States other than such a driver's license, motorcycle driver's license or identification card described in subparagraph

(2) of paragraph (a);

(2) A passport issued by a foreign government;

(3) A birth certificate issued by a foreign government; or

(4) A consular identification card issued by the Government of Mexico or a document issued by another government that the Department determines is substantially similar.

2. Any document presented pursuant to subsection 1 must be valid and unexpired.

3. An applicant may request permission from the Department to prove his or her name and age using alternative documents. The Department may grant such permission if the applicant proves that, for reasons beyond the applicant's control, the applicant is unable to present the documents required pursuant to subsection 1. The Department will make reasonable efforts to establish the authenticity of the alternative documents provided by the applicant and, if permission is granted to the applicant, indicate in the applicant's record that such permission was granted.

4. The forms of identification that are unacceptable to the Department as proof of the name and age of an applicant for an instruction permit or a driver authorization card pursuant to this section include, without limitation:

(a) A birth certificate issued by a hospital; and

(b) A Border Crossing Card issued by the United States Citizenship and Immigration Services of the Department of Homeland Security.

Sec. 7. A person who wishes to correct the date of birth indicated on his or her driver authorization card must submit proof satisfactory to the Department that the date of birth indicated on his or her driver authorization card is incorrect. The proof may include, without limitation, any document, or two documents, as appropriate, listed in section 6 of this regulation as acceptable proof of the name and age of an applicant for a driver authorization card.

Sec. 8. 1. Any provision of this chapter that requires a social security number shall be deemed not to require a social security number for an applicant for or a holder of a driver authorization card or instruction permit obtained in accordance with section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294.

2. Any provision of this chapter that requires the full legal name of the applicant for or a holder of a driver authorization card or instruction permit obtained in accordance with section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, shall be deemed to require the name of the applicant for or holder of the driver authorization card as shown in the documents presented pursuant to subsection 2 of section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294.

Sec. 9. 1. *Except as otherwise provided in subsection 3 or NRS 483.929, and except for a limited-term driver's license, every commercial driver's license:*

(a) Expires on the eighth anniversary of the date of issuance of the commercial driver's license, in the case of an original issuance of a commercial driver's license;

(b) Issued to a licensee whose date of birth fell in an odd-numbered year expires on the fourth anniversary of the birthday of the licensee measured, in the case of a renewal of a commercial driver's license, or a renewal of an expired commercial driver's license, from the birthday of the licensee nearest the date of renewal; and

(c) Issued to a licensee whose date of birth fell in an even-numbered year expires on the eighth anniversary of the date of issuance of the commercial driver's license, in the case of a renewal of a commercial driver's license or a renewal of an expired commercial driver's license.

2. A licensee must renew his or her commercial driver's license in person at an office of the Department.

3. A commercial driver's license issued to a licensee who is 65 years of age or older on the date of issuance or renewal expires on the fourth anniversary of the birthday of the licensee measured, in the case of an original issuance, a renewal of a commercial driver's license or a renewal of an expired commercial driver's license, from the birthday of the licensee or holder nearest the date of issuance or renewal.

Sec. 10. *The Department will place a designation that the person is a veteran on the person's instruction permit, driver's license, driver authorization card or commercial driver's license if, pursuant to section 2 of Senate Bill No. 244, chapter 374, Statutes of Nevada 2013, at page 1993, the person:*

1. Applies for such a designation; and

2. Satisfies the requirements of subsection 3 of NRS 483.292, as amended by section 6 of Senate Bill No. 244, chapter 374, Statutes of Nevada 2013, at page 1993.

Sec. 11. NAC 483.050 is hereby amended to read as follows:

483.050 1. Except as otherwise provided in ~~subsection 2,~~ *subsections 2 and 3*, an applicant for a driver's license, motorcycle driver's license or identification card must present at least one of the following documents as proof of the applicant's full legal name and age as required pursuant to NRS 483.290, 483.860 or 486.081:

- (a) A valid, unexpired United States passport or United States passport card;
- (b) A certified copy of a birth certificate issued by a state or local office of public health, vital records or vital statistics or an equivalent office in the state of the United States, the District of Columbia or the territory of the United States in which the applicant was born;
- (c) A Consular Report of Birth Abroad issued by the United States Department of State;
- (d) An unexpired Permanent Resident Card issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;
- (e) A Certificate of Naturalization issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;
- (f) A Certificate of Citizenship issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;
- (g) An unexpired employment authorization document issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;
- (h) An unexpired Temporary Resident Card issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(i) An Alien Registration Receipt Card that is issued using Form I-551 by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(j) A Permit to Reenter the United States issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(k) A Refugee Travel Document issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(l) An unexpired foreign passport with a valid, unexpired United States visa which has affixed to it an unexpired arrival and departure record using Form I-94; or

(m) A driver's license, motorcycle driver's license or identification card from another state which is issued pursuant to the standards established by 6 C.F.R. Part 37, Subparts A to E, inclusive, and which contains a security mark approved by the United States Department of Homeland Security in accordance with 6 C.F.R. § 37.17.

2. *An applicant for a driver's license or identification card may, pursuant to NRS 483.290 or 483.860, furnish a photo identification card issued by the Department of Corrections as proof of his or her full legal name and age if the applicant also presents to the Department of Motor Vehicles the documentation that the Department of Corrections used to prove the applicant's name and age for the purpose of issuing the photo identification card.*

3. An applicant *for a driver's license, motorcycle driver's license or identification card* may request permission from the Department to prove his or her full legal name and age using alternative documents. The Department may grant such permission if the applicant proves that, for reasons beyond the applicant's control, the applicant is unable to present the documents required pursuant to subsection 1. The Department will make reasonable efforts to establish the

authenticity of the alternative documents provided by the applicant and, if permission is granted to the applicant, indicate in the applicant's record that such permission was granted.

~~3.4~~ 4. The forms of identification that are unacceptable to the Department as proof of the full legal name and age of an applicant for a driver's license, motorcycle driver's license or identification card in this State include, without limitation:

- (a) An identification card issued by a consulate of a foreign government;
- (b) A birth certificate issued by a hospital or foreign government;
- (c) A Border Crossing Card issued by the United States Citizenship and Immigration Services of the Department of Homeland Security; and
- (d) A driver's license, motorcycle driver's license or identification card issued by another state, the District of Columbia or any territory of the United States that does not comply with the requirements of 6 C.F.R. Part 37, Subparts A to E, inclusive.

Sec. 12. NAC 483.084 is hereby amended to read as follows:

NEW FIRST
PARALLEL
SECTION

483.084 1. The Department will, by mail, issue a renewed identification card to each eligible applicant upon the renewal of his or her identification card.

2. *Except as otherwise provided in subsection 3 or 4, a holder of an identification card is eligible to apply, by mail, for the renewal of his or her identification card only if the holder of the identification card:*

- (a) Is 65 years of age or older; or*
- (b) Will be issued an identification card for a 4-year period.*

3. Except as otherwise provided in subsection ~~4.5~~ 5, the holder of an identification card is not eligible to apply for the renewal of the identification card by mail if:

(a) The holder previously renewed the identification card and the immediately preceding time that it was renewed the renewal was completed by mail;

(b) The holder is a seasonal resident;

(c) The holder wishes to change or correct any information on the identification card pursuant to NAC 483.055 to 483.070, inclusive ~~4~~, *or section 7 of this regulation*;

(d) The identification card is a limited-term identification card; or

(e) The identification card of the holder has been stolen, lost or destroyed.

~~4~~ 4. The Department may renew, by mail, the identification card of any applicant who is employed by the Federal Government, is on active military duty or is the dependent of such a person if:

(a) The applicant has not requested to change or correct any information on the identification card pursuant to NAC 483.055 to 483.070, inclusive ~~4~~, *or section 7 of this regulation*; and

(b) The applicant has renewed the identification card in person at least once during the 16 years immediately preceding the request for renewal by mail.

~~4~~ 5. The Department may renew the identification card of an applicant by mail regardless of whether it was previously renewed by mail if the Department considers renewal by mail appropriate because of the special circumstances of the applicant.

Sec. 13. NAC 483.084 is hereby amended to read as follows:

483.084 1. The Department will, by mail, issue a renewed identification card to each eligible applicant upon the renewal of his or her identification card.

2. Except as otherwise provided in subsection 3 or 4, a holder of an identification card is eligible to apply, by mail, for the renewal of his or her identification card only if the holder of the identification card ~~4~~

NEW
SECOND
PARALLEL
SECTION

~~—(a) Is~~ *is* 65 years of age or older . ~~}; or~~

~~—(b) Will be issued an identification card for a 4-year period.}~~

3. Except as otherwise provided in subsection 5, the holder of an identification card is not eligible to apply for the renewal of the identification card by mail if:

(a) The holder previously renewed the identification card and the immediately preceding time that it was renewed the renewal was completed by mail;

(b) The holder is a seasonal resident;

(c) The holder wishes to change or correct any information on the identification card pursuant to NAC 483.055 to 483.070, inclusive, or section 7 of this regulation;

(d) The identification card is a limited-term identification card; or

(e) The identification card of the holder has been stolen, lost or destroyed.

4. The Department may renew, by mail, the identification card of any applicant who is employed by the Federal Government, is on active military duty or is the dependent of such a person if:

(a) The applicant has not requested to change or correct any information on the identification card pursuant to NAC 483.055 to 483.070, inclusive, or section 7 of this regulation; and

(b) The applicant has renewed the identification card in person at least once during the 16 years immediately preceding the request for renewal by mail.

5. The Department may renew the identification card of an applicant by mail regardless of whether it was previously renewed by mail if the Department considers renewal by mail appropriate because of the special circumstances of the applicant.

Sec. 14. NAC 483.273 is hereby amended to read as follows:

483.273 1. A restricted license issued pursuant to NRS 483.267 or 483.270 will contain the information set forth in section 11 of LCB File No. 140-12 and:

- (a) Driving restrictions on the license, which will include:
 - (1) The conditions under which the licensee may drive;
 - (2) The type of driving privilege authorized;
 - (3) The days and hours the licensee is permitted to drive; and
 - (4) The route along which the licensee is permitted to drive; and
- (b) Any other applicable instructions.

2. ~~Unless~~ *Except as otherwise provided in section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, unless* the Department establishes an earlier date of expiration, a restricted license issued pursuant to NRS 483.267 or 483.270 expires on the licensee's 18th birthday.

Sec. 15. NAC 483.320 is hereby amended to read as follows:

483.320 1. The Department will 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 any restriction requiring a yearly vision examination, medical examination or driving test, or any combination thereof, 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~~ *Except as otherwise provided in subsection 5, upon* receipt of the license, the Department will cancel the driving privilege and issue an identification card 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 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.

5. Before the Department will issue an identification card pursuant to subsection 4, a person who voluntarily surrenders his or her driver authorization card to the Department must submit the documentation required pursuant to NAC 483.050.

Sec. 16. 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
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Restriction A - Automatic transmission.	This restriction is placed on the driver's
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(Restriction A - Auto Trans)

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 *noncommercial or* commercial ~~[motor vehicle]~~ *driver's license.*

This restriction is placed on the driver's license of a person who is physically unable to operate a ~~[commercial]~~ motor vehicle that

(Restriction E - Auto Trans CMV Wgt Only)

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.

This restriction is placed on the driver's

(Restriction JA - Must Carry Detail Form)

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~~ *commercial* 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~~ *commercial* 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 motor vehicles falling within Class A that are tow cars.

(Restriction JM - Class A Tow Car Only)

This restriction is placed on the driver's 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.

(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 - No passengers on a motorcycle.

(Restriction S - No Psngrs)

This restriction is placed on 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 W - Farm waiver.
(Restriction W - Farm Waiver)

This restriction is placed on 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

This restriction is placed on a commercial

empty.

(Restriction X - No Cargo in CMV Tank Veh)

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 484C.460 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 - 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

skills test in a motor vehicle equipped with air over hydraulic brakes.

Restriction 3 - No freeway driving.
(Restriction 3 - No Fwy Driving)

This restriction is placed on a motorcycle instruction permit.

3. As used in this section:

- (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 484A.280.

Sec. 17. NAC 483.430 is hereby amended to read as follows:

NEW FIRST
PARALLEL
SECTION

483.430 1. ~~The~~ *Except as otherwise provided in subsection 2, a* holder of a driver's license is *eligible to apply for the renewal of the license by mail if the holder of the driver's license:*

(a) Is 65 years of age or older; or

(b) Will be issued a driver's license for a 4-year period.

2. *A holder of a driver's license is* not eligible to apply for the renewal of the license by mail if:

(a) Except as otherwise provided in subsection 2 of NAC 483.4575, the holder previously renewed the license and the immediately preceding time that it was renewed the renewal was completed by mail;

(b) The license is a commercial driver's license ; ~~{with a hazardous materials endorsement;}~~

(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 any restriction requiring a yearly vision examination, medical examination, knowledge test or driving test, or any combination thereof, 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 full legal 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 license is a limited-term driver's license; or

(j) The holder wishes to change or correct any information on his or her driver's license pursuant to NAC 483.055 to 483.070, inclusive ~~†~~

~~2.†~~, or section 7 of this regulation.

3. A statement or report submitted pursuant to paragraph (e) of subsection ~~††~~ 2 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.†~~ 4. As used in this section, "traffic violation" has the meaning ascribed to it in NRS 483.473.

Sec. 18. NAC 483.430 is hereby amended to read as follows:

NEW
SECOND
PARALLEL
SECTION

483.430 1. Except as otherwise provided in subsection 2, a holder of a driver's license is eligible to apply for the renewal of the license by mail if the holder of the driver's license ~~†~~

~~(a) Is† is~~ 65 years of age or older. ~~†; or~~

~~(b) Will be issued a driver's license for a 4-year period.†~~

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

(a) Except as otherwise provided in subsection 2 of NAC 483.4575, the holder previously renewed the license and the immediately preceding time that it was renewed the renewal was completed by mail;

(b) The license is a commercial driver's license with a hazardous materials endorsement;

(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 any restriction requiring a yearly vision examination, medical examination, knowledge test or driving test, or any combination thereof, 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 full legal 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 license is a limited-term driver's license; or

(j) The holder wishes to change or correct any information on his or her driver's license pursuant to NAC 483.055 to 483.070, inclusive, or section 7 of this regulation.

3. A statement or report submitted pursuant to paragraph (e) of subsection 2 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.

4. As used in this section, “traffic violation” has the meaning ascribed to it in NRS 483.473.

Sec. 19. NAC 483.440 is hereby amended to read as follows:

483.440 1. The Department will deny an application for the renewal of a driver’s license by mail and require the applicant to renew the license in person at an office of the Department if:

(a) The applicant indicates on his or her application that he or she suffers from a physical or mental condition which may interfere with the applicant’s ability to operate a motor vehicle safely;

(b) The applicant wishes to change or correct any information on the driver’s license pursuant to NAC 483.055 to 483.070, inclusive ~~††~~, *or section 7 of this regulation*;

(c) The applicant wishes to add an endorsement to or change the classification of the driver’s license;

(d) The applicant’s driver’s license has been stolen, lost or destroyed;

(e) The applicant is not eligible to apply for the renewal of his or her driver’s license by mail pursuant to NAC 483.430;

(f) The applicant submits his or her application for the renewal of his or her driver’s license by mail 30 days or more after the expiration of the driver’s license; or

(g) The Department has not obtained the applicant’s digital image and signature required for the production of a renewed driver’s license.

2. Except as otherwise provided in paragraph (e) of subsection ~~††~~ 2 of NAC 483.430, to renew his or her driver’s license by mail, a qualified applicant is not required to complete an examination of his or her vision, a written examination or a driving examination.

Sec. 20. NAC 483.490 is hereby amended to read as follows:

483.490 *1.* Driving privileges must be cancelled when a license is voluntarily surrendered for the following reasons:

~~1-1~~ (a) Release from liability by a person pursuant to NRS 483.310; or

~~1-2~~ (b) Confidential medical reasons.

~~1-A~~

2. Except as otherwise provided in subsection 3, a person who voluntarily surrenders his or her license to the Department for confidential medical reasons may obtain an identification card at no charge.

3. Before obtaining an identification card pursuant to subsection 2, a person who voluntarily surrenders his or her driver authorization card to the Department must submit the documentation required pursuant to NAC 483.050.

Sec. 21. NAC 483.900 is hereby amended to read as follows:

483.900 *1.* To cover the actual cost of production of photographs for drivers' licenses and identification cards, the Department will charge and collect, in addition to the fees charged pursuant to NRS 483.410, 483.820 and 483.910, ~~1-3~~ *\$3.25* for the issuance of an original, renewed, duplicate or changed driver's license or identification card.

2. The money collected pursuant to subsection 1 must be deposited in the State Treasury for credit to the Motor Vehicle Fund and must be allocated to the Department to defray the increased costs of producing drivers' licenses and identification cards pursuant to NRS 483.347.

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

Sec. 22. Section 9 of this regulation is hereby amended to read as follows:

Sec. 9. *1.* Except as otherwise provided in subsection 3 or NRS 483.929, and except for a limited-term driver's license, every commercial driver's license ~~1-~~

~~—(a) Expires on the eighth anniversary of the date of issuance of the commercial driver’s license, in the case of an original issuance of a commercial driver’s license;~~

~~—(b) Issued to a licensee whose date of birth fell in an odd-numbered year expires on the fourth anniversary of the birthday of the licensee measured, in the case of a renewal of a commercial driver’s license, or a renewal of an expired commercial driver’s license, from the birthday of the licensee nearest the date of renewal; and~~

~~—(c) Issued to a licensee whose date of birth fell in an even-numbered year~~ expires on the eighth anniversary of the date of issuance of the commercial driver’s license, in the case of *an original issuance*, a renewal of a commercial driver’s license or a renewal of an expired commercial driver’s license.

2. A licensee must renew his or her commercial driver’s license in person at an office of the Department.

3. A commercial driver’s license issued to a licensee who is 65 years of age or older on the date of issuance or renewal expires on the fourth anniversary of the birthday of the licensee measured, in the case of an original issuance, a renewal of a commercial driver’s license or a renewal of an expired commercial driver’s license, from the birthday of the licensee or holder nearest the date of issuance or renewal.

Sec. 23. Section 11 of LCB File No. R140-12 is hereby amended to read as follows:

Sec. 11. 1. Each driver’s license, motorcycle driver’s license or identification card issued by the Department must contain:

- (a) The full legal name of the licensee or holder of the identification card.
- (b) The date of birth of the licensee or holder of the identification card.
- (c) The gender of the licensee or holder of the identification card.

(d) A unique license or identification card number assigned to the licensee or holder of the identification card.

(e) A digital photograph of the full face of the licensee or holder of the identification card. The digital photograph of the licensee or holder must, in accordance with 6 C.F.R. § 37.17(e)(1), meet the following standards:

(1) Lighting must be equally distributed across the face of the licensee or holder.

(2) The face of the licensee or holder must be clearly visible and free of shadows from the crown to the base of the chin and from one ear to the other.

(3) Any veil, scarf or headdress worn by the licensee or holder must not obscure any facial feature and must not generate any shadow.

(4) Any eyewear worn by the licensee or holder must not obstruct the iris or pupil of the eye. The iris and pupil of the eye must be clearly visible.

(f) ~~{The mailing}~~ *Except as otherwise provided in 6 C.F.R. § 37.17(f), the address of principal residence* of the licensee or holder of the identification card.

(g) A physical description of the licensee or holder of the identification card, including the height, weight, hair color and eye color of the licensee or holder.

(h) The usual signature of the licensee or holder of the identification card.

(i) The date on which the driver's license, motorcycle driver's license or identification card is issued.

(j) The expiration date of the driver's license, motorcycle driver's license or identification card.

(k) A reference to this State as the state in which the driver's license, motorcycle driver's license or identification card is issued.

(l) If the driver's license, motorcycle driver's license or identification card is issued in accordance 6 C.F.R. Part 37, Subparts A to E, inclusive, a security marking approved by the United States Department of Homeland Security in accordance with 6 C.F.R. § 37.17.

(m) If applicable, the language and markings required pursuant to subsection 5 of section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294.

2. A driver's license, motorcycle driver's license or identification card is not valid if it does not contain the signature of the licensee or holder of the identification card or if ~~fa hole is punched through~~ *the Department invalidates* any part of the driver's license, motorcycle driver's license or identification card.

3. The Department will not place in any driver's license, motorcycle driver's license or identification card a radio frequency identification chip, geospatial technology or any other related technology.

Sec. 24. Section 12 of LCB File No. R140-12 is hereby amended to read as follows:

NEW FIRST
PARALLEL
SECTION

Sec. 12. 1. Except as otherwise provided in *subsection 3*, NRS 483.283 or 483.861 *or section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, or section 9 of LCB File No. R028-13*, and except for a limited-term driver's license or limited-term identification card, every driver's license, motorcycle driver's license or identification card :

(a) Expires on the eighth anniversary of the birthday of the licensee or holder of the identification card measured, in the case of an original issuance of a driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of issuance;

(b) Issued to a licensee or holder of an identification card whose date of birth fell in an odd-numbered year expires on the fourth anniversary of the birthday of the licensee or holder of the identification card measured, in the case of ~~{an original issuance,}~~ a renewal of a driver's license, motorcycle driver's license or identification card or a renewal of an expired driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of ~~{issuance or renewal,}~~ renewal; and

(c) Issued to a licensee or holder of an identification card whose date of birth fell in an even-numbered year expires on the eighth anniversary of the birthday of the licensee or holder of the identification card measured, in the case of a renewal of a driver's license, motorcycle driver's license or identification card or a renewal of an expired driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of renewal.

2. Except as otherwise provided in NAC 483.084 and 483.4575, a licensee or holder of the identification card whose driver's license, motorcycle driver's license or identification card expires on the eighth anniversary of the birthday of the licensee or holder of the identification card must renew his or her driver's license, motorcycle driver's license or identification card in person at an office of the Department.

3. A driver's license, motorcycle driver's license or identification card issued to a licensee or holder of an identification card who is 65 years of age or older on the date of issuance or renewal expires on the fourth anniversary of the birthday of the licensee or holder of the identification card measured, in the case of an original issuance, a renewal of a driver's license, motorcycle driver's license or identification card or a renewal of an

expired driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of issuance or renewal.

4. For the purposes of this chapter, any applicant, licensee or holder of an identification card whose date of birth was on February 29 in a leap year shall be deemed to have a birthdate of February 28.

Sec. 25. Section 12 of LCB File No. R140-12 is hereby amended to read as follows:

NEW
SECOND
PARALLEL
SECTION

Sec. 12. 1. Except as otherwise provided in subsection 3, NRS 483.283 or 483.861 or section 5 of Senate Bill No. 303, chapter 282, Statutes of Nevada 2013, at page 1294, or section 9 of LCB File No. R028-13, and except for a limited-term driver's license or limited-term identification card, every driver's license, motorcycle driver's license or identification card ~~†~~

~~—(a) Expires on the eighth anniversary of the birthday of the licensee or holder of the identification card measured, in the case of an original issuance of a driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of issuance;~~

~~—(b) Issued to a licensee or holder of an identification card whose date of birth fell in an odd-numbered year} expires on the ~~fourth~~ *eighth* anniversary of the birthday of the licensee or holder of the identification card measured, in the case of *an original issuance*, a renewal of a driver's license, motorcycle driver's license or identification card or a renewal of an expired driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of *issuance or* renewal . ~~†~~ ~~and~~~~

~~—(c) Issued to a licensee or holder of an identification card whose date of birth fell in an even-numbered year expires on the eighth anniversary of the birthday of the licensee or~~

~~holder of the identification card measured, in the case of a renewal of a driver's license, motorcycle driver's license or identification card or a renewal of an expired driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of renewal.]~~

2. Except as otherwise provided in NAC 483.084 and 483.4575, a licensee or holder of the identification card whose driver's license, motorcycle driver's license or identification card expires on the eighth anniversary of the birthday of the licensee or holder of the identification card must renew his or her driver's license, motorcycle driver's license or identification card in person at an office of the Department.

3. A driver's license, motorcycle driver's license or identification card issued to a licensee or holder of an identification card who is 65 years of age or older on the date of issuance or renewal expires on the fourth anniversary of the birthday of the licensee or holder of the identification card measured, in the case of an original issuance, a renewal of a driver's license, motorcycle driver's license or identification card or a renewal of an expired driver's license, motorcycle driver's license or identification card, from the birthday of the licensee or holder nearest the date of issuance or renewal.

4. For the purposes of this chapter, any applicant, licensee or holder of an identification card whose date of birth was on February 29 in a leap year shall be deemed to have a birthdate of February 28.

Sec. 26. 1. Section 24 of this regulation applies to the issuance and renewal of a driver's license, motorcycle driver's license or identification card that occurs on or after January 1, 2014, and before January 1, 2018.

2. Section 25 of this regulation applies to the issuance and renewal of a driver's license, motorcycle driver's license or identification card that occurs on or after January 1, 2018.

Sec. 27. 1. Section 9 of this regulation applies to the issuance and renewal of a commercial driver's license that occurs on or after January 1, 2014, and before January 1, 2018.

2. Section 22 of this regulation applies to the issuance and renewal of a commercial driver's license that occurs on or after January 1, 2018.

Sec. 28. 1. This section and sections 1 to 12, inclusive, 14 to 17, inclusive, 19, 20, 21, 23, 24 and 26 of this regulation become effective on January 1, 2014.

2. Sections 13, 18, 22, and 25 of this regulation become effective on January 1, 2018.