

SENATE BILL NO. 2--SENATOR GUSTAVSON

PREFILED DECEMBER 19, 2014

Referred to Committee on Transportation

SUMMARY—Increases the maximum speed at which a person may drive or operate a vehicle. (BDR 43-13)

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

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

AN ACT relating to vehicles; increasing the maximum speed at which a person may drive or operate a vehicle; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law makes it unlawful for a person to drive or operate a vehicle of any
2 kind at certain speeds in certain conditions and, in any event, at a rate of speed
3 greater than 75 miles per hour. (NRS 484B.600) Existing law also allows the
4 Department of Transportation to establish a speed limit on the highways it
5 constructs or maintains of not more than 75 miles per hour. (NRS 484B.613)
6 **Sections 1 and 2** of this bill increase the maximum speed at which a person may
7 drive or operate a vehicle from 75 miles per hour to 85 miles per hour, subject to
8 the existing limitations.

9 Existing law provides further for the imposition of a limited \$25 fine for certain
10 speeding violations that are within certain incremental parameters. (NRS 484B.617)

11 **Section 3** of this bill expands the incremental parameters up to 90 miles per hour.

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

1 **Section 1.** NRS 484B.600 is hereby amended to read as
2 follows:

3 484B.600 1. It is unlawful for any person to drive or operate
4 a vehicle of any kind or character at:

5 (a) A rate of speed greater than is reasonable or proper, having
6 due regard for the traffic, surface and width of the highway, the
7 weather and other highway conditions.



1 (b) Such a rate of speed as to endanger the life, limb or property
2 of any person.

3 (c) A rate of speed greater than that posted by a public authority
4 for the particular portion of highway being traversed.

5 (d) In any event, a rate of speed greater than ~~75~~ 85 miles per
6 hour.

7 2. If, while violating any provision of subsection 1, the driver
8 of a motor vehicle is the proximate cause of a collision with a
9 pedestrian or a person riding a bicycle, the driver is subject to the
10 additional penalty set forth in subsection 4 of NRS 484B.653.

11 3. A person who violates any provision of subsection 1 may be
12 subject to the additional penalty set forth in NRS 484B.130.

13 **Sec. 2.** NRS 484B.613 is hereby amended to read as follows:

14 484B.613 1. The Department of Transportation may establish
15 the speed limits for motor vehicles on highways which are
16 constructed and maintained by the Department of Transportation
17 under the authority granted to it by chapter 408 of NRS.

18 2. Except as otherwise provided by federal law, the Department
19 of Transportation may establish a speed limit on such highways not
20 to exceed ~~75~~ 85 miles per hour and may establish a lower speed
21 limit:

22 (a) Where necessary to protect public health and safety.

23 (b) For trucks, overweight and oversized vehicles, trailers drawn
24 by motor vehicles and buses.

25 3. A person who violates any speed limit established pursuant
26 to this section may be subject to the additional penalty set forth in
27 NRS 484B.130.

28 **Sec. 3.** NRS 484B.617 is hereby amended to read as follows:

29 484B.617 1. Except as otherwise provided in subsection 3, a
30 person driving a motor vehicle during the hours of daylight at a
31 speed in excess of the speed limit posted by a public authority for
32 the portion of highway being traversed shall be punished by a fine
33 of \$25 if:

34 (a) The posted speed limit is 60 miles per hour and the person is
35 not exceeding a speed of 70 miles per hour.

36 (b) The posted speed limit is 65 miles per hour and the person is
37 not exceeding a speed of 75 miles per hour.

38 (c) The posted speed limit is 70 miles per hour and the person is
39 not exceeding a speed of 75 miles per hour.

40 (d) *The posted speed limit is 75 miles per hour and the person*
41 *is not exceeding a speed of 80 miles per hour.*

42 (e) *The posted speed limit is 80 miles per hour and the person*
43 *is not exceeding a speed of 85 miles per hour.*

44 (f) *The posted speed limit is 85 miles per hour and the person*
45 *is not exceeding a speed of 90 miles per hour.*



1 2. A violation of the speed limit under any of the circumstances
2 set forth in subsection 1 must not be recorded by the Department on
3 a driver's record and shall not be deemed a moving traffic violation.

4 3. The provisions of this section do not apply to a violation
5 specified in subsection 1 that occurs in a county whose population is
6 100,000 or more if the portion of highway being traversed is in:

7 (a) An urban area; or

8 (b) An area which is adjacent to an urban area and which has
9 been designated by the public authority that established the posted
10 speed limit for the portion of highway being traversed as an area
11 that requires strict observance of the posted speed limit to protect
12 public health and safety.

