

Amendment No. 592

Assembly Amendment to Senate Bill No. 423 Second Reprint (BDR 43-662)

Proposed by: Assembly Committee on Growth and Infrastructure

Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



SENATE BILL NO. 423—COMMITTEE ON
GROWTH AND INFRASTRUCTURE

MARCH 27, 2023

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions relating to motorcycles. (BDR 43-662)

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 motorcycles; revising provisions relating to penalties for driving without a motorcycle driver’s license, motorcycle endorsement or permit to operate a motorcycle; ~~establishing certain requirements for the renewal of a motorcycle endorsement to a driver’s license;~~ revising certain requirements for instructors for the Program for the Education of Motorcycle Riders; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law prohibits a resident of this State from driving a motorcycle upon a highway unless that person holds a valid motorcycle driver’s license, a driver’s license with a motorcycle endorsement or a permit to operate a motorcycle. (NRS 486.061) Existing law also provides that any person who violates this requirement is guilty of a misdemeanor. (NRS 486.381) **Section 3** of this bill provides that a court must allow such a person to complete a course of motorcycle safety in lieu of imposing a fine for such a violation which must be completed within 9 months of the issuance of the final order.

~~Existing law provides that a motorcycle endorsement to a driver’s license expires simultaneously with the expiration of the driver’s license. (NRS 486.161) Existing regulations provide that a driver’s license expires on the eighth anniversary of the birthday of the licensee, measured from the birthday of the licensee nearest the date of issuance or renewal. (NAC 483.043) Section 4 of this bill requires that an applicant for the renewal of a motorcycle endorsement, except for the first renewal of the motorcycle endorsement, provide proof that the applicant has successfully completed a course of motorcycle safety in the immediately preceding 12 months before the applicant may renew the motorcycle endorsement. Section 4 also provides that an applicant who submits such proof is not required to submit such proof again at any subsequent renewal that occurs within 7 years after such submission. Section 7 of this bill provides that this requirement does not take effect until January 1, 2032.]~~

Existing law requires the Director of the Department of Motor Vehicles to establish the Program for the Education of Motorcycle Riders and sets forth certain eligibility requirements for instructors of the Program. (NRS 486.372, 486.375) **Section 6** of this bill removes the eligibility requirements that a Program instructor: (1) be a resident of this State or a member of the Armed Forces of the United States stationed at a military installation located in Nevada; and (2) has held a motorcycle driver’s license or endorsement for at least 2 years.

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

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 3. NRS 486.061 is hereby amended to read as follows:

486.061 **1.** Except for a nonresident who is at least 16 years of age and is authorized by the person's state of residency to drive a motorcycle, a person shall not drive:

~~1.] (a)~~ A motorcycle, except a trimobile, upon a highway unless that person holds a valid motorcycle driver's license issued pursuant to NRS 486.011 to 486.381, inclusive, a driver's license issued pursuant to chapter 483 of NRS endorsed to authorize the holder to drive a motorcycle or a permit issued pursuant to subsection 4 or 5 of NRS 483.280.

~~2.] (b)~~ A trimobile upon a highway unless that person holds a valid motorcycle driver's license issued pursuant to NRS 486.011 to 486.381, inclusive, or a driver's license issued pursuant to chapter 483 of NRS.

2. If, pursuant to NRS 486.381, a court of competent jurisdiction finds that a person has violated the requirement of paragraph (a) of subsection 1, the court shall permit the person to complete a course of motorcycle safety in lieu of assessing a fine for the violation. The course of motorcycle safety must be completed within 9 months after the date of the final order of the court and proof of successful completion of the course must be filed with the court.

Sec. 4. ~~NRS 486.161 is hereby amended to read as follows:~~

~~486.161 1. Every motorcycle driver's license expires as prescribed by regulation.~~

~~2. The Department shall adopt regulations prescribing when a motorcycle driver's license expires.~~

~~3. Every motorcycle driver's license is renewable at any time before its expiration upon application, submission of the statement required pursuant to NRS 486.084 and payment of the required fee.~~

~~4. Every motorcycle endorsement to a driver's license issued on or after January 1, 1972, expires simultaneously with the expiration of the driver's license.~~

~~5. Except for the initial renewal of a motorcycle endorsement to a driver's license, an applicant for the renewal of a motorcycle endorsement after the first renewal must submit proof of the successful completion by the applicant of a course of motorcycle safety approved by the Department, in consultation with the Administrator of the Program, in the immediately preceding 12 months, except that an applicant who has submitted proof of the successful completion of a course of motorcycle safety is not required to submit such proof at any subsequent renewal that occurs within 7 years after such submission of proof.~~

~~6. Except as otherwise provided in subsection 1 of NRS 483.284, each applicant for renewal must appear before an examiner for a driver's license and successfully pass a test of the applicant's eyesight. (Deleted by amendment.)~~

Sec. 5. (Deleted by amendment.)

Sec. 6. NRS 486.375 is hereby amended to read as follows:

486.375 **1.** A person who:

~~(a) Is a resident of this State or is a member of the Armed Forces of the United States stationed at a military installation located in Nevada;~~

~~(b) Is at least 21 years old;~~

~~(c) (b) Holds a motorcycle driver's license or a motorcycle endorsement to a driver's license issued by the Department;~~

1 ~~[(d) Has held a motorcycle driver's license or endorsement for at least 2 years;~~
2 ~~and~~

3 ~~—(e)] and~~

4 (c) Is certified as an instructor of motorcycle riders by a nationally recognized
5 public or private organization which is approved by the Director,

6 ↪ may apply to the Department for a license as an instructor for the Program.

7 2. The Department shall not license a person as an instructor if, within 2 years
8 before the person submits an application for a license:

9 (a) The person has accumulated three or more demerit points pursuant to the
10 uniform system of demerit points established pursuant to NRS 483.473, or has been
11 convicted of, or found to have committed, traffic violations of comparable number
12 and severity in another jurisdiction; or

13 (b) The person's driver's license was suspended or revoked in any jurisdiction.

14 3. The Director shall adopt standards and procedures for the licensing of
15 instructors for the Program.

16 **Sec. 6.5.** (Deleted by amendment.)

17 **Sec. 7.** 1. This section becomes effective upon passage and approval.

18 2. Sections 1, 2, 5, 6 and 6.5 of this act become effective:

19 (a) Upon passage and approval for the purpose of adopting any regulations and
20 performing any other preparatory administrative tasks that are necessary to carry
21 out the provisions of this act; and

22 (b) On January 1, 2024, for all other purposes.

23 3. Section 3 of this act becomes effective:

24 (a) Upon passage and approval for the purpose of adopting any regulations and
25 performing any other preparatory administrative tasks that are necessary to carry
26 out the provisions of this act; and

27 (b) On January 1, 2025, for all other purposes.

28 4. Section 4 of this act becomes effective:

29 (a) Upon passage and approval for the purpose of adopting any regulations and
30 performing any other preparatory administrative tasks that are necessary to carry
31 out the provisions of this act; and

32 (b) On January 1, 2032, for all other purposes.