

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

**LCB File No. R017-06**

Effective May 4, 2006

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

AUTHORITY: §1, NRS 483.220 and 483.473; §2, NRS 483.908.

A REGULATION relating to motor vehicles; revising provisions relating to the assessment of demerit points for driving violations; and providing other matters properly relating thereto.

**Section 1.** NAC 483.510 is hereby amended to read as follows:

483.510 Demerit points will be assessed upon conviction of traffic violations as follows:

1. *Accidents:*

*(a) Failing to stop and render aid at the scene of an accident..... 6 demerits*

*(b) Failing to disclose identity to a peace officer after a fatal*

*accident or an accident causing personal injury ..... 6 demerits*

*(c) Leaving the scene of an accident involving property damage*

*before a peace officer arrives ..... 6 demerits*

2. Backing and pulling away:

(a) Starting improperly from a parked position..... 2 demerits

(b) Unsafe backing ..... 2 demerits

~~[2.]~~ 3. Following too closely or failing to leave sufficient

distance between vehicles ..... 4 demerits

~~[3.]~~ 4. Inattention to driving:

- (a) Driving without due care, including, without limitation, failing to decrease speed when necessary..... 4 demerits
- (b) Careless driving ..... 6 demerits
- (c) Imprudent driving, including, without limitation, failing to maintain full attention ..... 4 demerits
- (d) Coasting when prohibited ..... 4 demerits

~~[4. Leaving the scene of an accident:~~

- ~~—(a) Failing to fulfill a duty to stop at the scene of an accident which involves damage to a vehicle or property..... 6 demerits~~
- ~~—(b) Failing to fulfill a duty to stop after causing damage to an unattended vehicle or property..... 4 demerits~~
- ~~—(c) Failing to fulfill a duty to give information and render aid at the scene of an accident..... 6 demerits]~~

5. Miscellaneous:

- (a) ~~[Driving on a highway closed to traffic ..... 2 demerits~~
- ~~—(b)]~~ Driving onto or from a controlled access highway where prohibited ..... 2 demerits
- ~~[(e)]~~ (b) Crossing over a fire hose ..... 2 demerits
- ~~[(d)]~~ (c) Minor moving traffic violations other than those listed in this section..... 2 demerits
- ~~[(e)]~~ (d) Impeding or blocking traffic ..... 2 demerits
- ~~[(f)]~~ (e) *Failing to drive in the slow lane when required..... 2 demerits*

<i>(f) Unsafe operation, including failing to use headlights when required.....</i>	<i>2 demerits</i>
<i>(g) Driving on a sidewalk, ditch or shoulder.....</i>	<i>1 demerit</i>
<del>[(g)]</del> <i>(h) Following within 500 feet of [fire—apparatus] an emergency vehicle.....</i>	<i>1 demerit</i>
<del>[(h)]</del> <i>(i) Driving through a funeral or other procession.....</i>	<i>1 demerit</i>
 6. Motorcycle violations:	
<i>(a) Carrying too many passengers.....</i>	<i>1 demerit</i>
<i>(b) Failing to keep one hand on the handlebars.....</i>	<i>2 demerits</i>
<i>(c) Failing to wear protective headgear.....</i>	<i>2 demerits</i>
<i>(d) Failing to wear glasses, goggles or face shields when the motorcycle is not equipped with a windscreen.....</i>	<i>2 demerits</i>
<i>(e) Riding between vehicles which occupy adjacent lanes or operating more than two motorcycles abreast in a single lane.....</i>	<i>2 demerits</i>
 7. Overtaking and passing:	
<i>(a) Cutting in before it is safe in overtaking a vehicle.....</i>	<i>4 demerits</i>
<i>(b) Passing where prohibited or without sufficient clearance (except in a no-passing zone).....</i>	<i>4 demerits</i>
<i>(c) Unsafe passing on the right.....</i>	<i>4 demerits</i>
<i>(d) Changing lanes improperly.....</i>	<i>4 demerits</i>
 <i>8. Passing a stopped school bus when it is displaying a flashing red light signal.....</i>	 <i>4 demerits</i>
 <i>9. Reckless driving.....</i>	 <i>8 demerits</i>

~~[9.]~~ **10.** Right-of-way:

- (a) Failing to yield at an open intersection ..... 4 demerits
- (b) Failing to yield at a stop sign or at a controlled intersection ..... 4 demerits
- (c) Failing to yield when entering a highway ..... 4 demerits
- (d) Failing to yield to an emergency vehicle ..... 4 demerits
- (e) Failing to yield to or to exercise due care to avoid a collision  
with a pedestrian ..... 4 demerits
- (f) Failing to yield to or to exercise due care to avoid a collision  
with a person riding a bicycle ..... 4 demerits
- (g) Failing to yield when turning ..... 4 demerits*
- (h) Failing to yield at a private driveway ..... 4 demerits*

~~[10.] School buses:~~

- ~~(a) Passing a stopped school bus when its red light is flashing ..... 4 demerits~~
- ~~(b) Driving a school bus at any speed in excess of the posted limit ..... 4 demerits]~~

11. Signaling:

- (a) Failing to give the appropriate signal when required ..... 1 demerit
- (b) Failing to sound the horn when required ..... 1 demerit

12. Speeding:

- (a) ~~[Speeding in a school zone at least 1, but not more than 15,~~  
~~miles per hour over the posted speed limit ..... 4 demerits~~
- ~~(b) Speeding in a school zone at least 16 miles per hour over the posted~~  
~~speed limit ..... 6 demerits~~
- ~~(c)]~~ Speeding at least ~~[21]~~ **41** miles per hour over the posted speed limit ..... ~~[4]~~ **5** demerits

~~[(d) Excessive speed for the conditions, with no actual speed indicated..... 2 demerits~~

~~[(e)] (b) Speeding at least [16,] 31, but not more than [20,] 40, miles per hour over the posted speed limit..... [3] 4 demerits~~

~~[(f) Speeding at least 15 miles per hour over the posted speed limit if the vehicle is used for commercial purposes ..... 4 demerits~~

~~[(g)] (c) Speeding at least [11,] 21, but not more than [15,] 30, miles per hour over the posted speed limit..... [2] 3 demerits~~

~~[(h)] (d) Speeding at least 11, but not more than 20, miles per hour over the posted speed limit..... 2 demerits~~

(e) Speeding at least 1, but not more than 10, miles per hour over the posed speed limit, unless the person is speeding as set forth in subsection 1 of NRS 484.3685..... 1 demerit

*(f) Speeding with no actual speed or other relevant information indicated..... 2 demerits*

13. Traffic signs, signals and road markings that regulate, warn or guide traffic:

(a) Disobeying a police officer or a flag person ..... 4 demerits

(b) Disregarding an official traffic control device, including, without limitation, signs, signals and markings ..... 4 demerits

(c) Disregarding an official traffic control device which exhibits colored lights ..... 4 demerits

(d) Disregarding *or failing to stop at* a railroad signal or *marked* ..... 4 demerits

- crossing gate.....
- (e) ~~Failing to stop at a marked railroad crossing.....~~ 4 demerits
  - ~~(f)~~ Driving through a safety zone ..... 4 demerits
  - ~~(g)~~ (f) Passing in a no-passing zone or over a double yellow line..... 4 demerits
  - ~~(h)~~ (g) Disregarding a road block sign or control ..... 4 demerits
  - (h) Disregarding the control signal of a school crossing guard ..... 4 demerits*
14. Turning movements:
- (a) Unsafe turn using an improper position and method ..... 4 demerits
  - (b) Improper or prohibited U-turn, or U-turn on a curve or a hill ..... 3 demerits
15. Wrong side or wrong way:
- (a) Driving the wrong way on a one-way street ..... 4 demerits
  - (b) Driving in the center lane when unnecessary ..... 4 demerits
  - (c) Failing to drive on the right side when required ..... 4 demerits
  - (d) Driving on the wrong side of a ~~divided~~ highway ..... 4 demerits
  - (e) Failing to keep ~~to the right~~ *in the proper lane* on a mountain highway ..... 4 demerits
  - (f) Driving the wrong way around a rotary traffic island ..... 4 demerits*
16. Impaired driving:
- (a) Driving with impaired ability because of alcohol or drugs..... 7 demerits
  - (b) Drinking an alcoholic beverage while driving..... 5 demerits

**Sec. 2.** NAC 483.820 is hereby amended to read as follows:

483.820 1. On or after July 1, 1990, the Department will, upon the payment of the required fee, issue to every qualified applicant a commercial driver’s license containing:

- (a) The prominent statement that the license is a commercial driver's license;
  - (b) The full name, signature and mailing address of the licensee;
  - (c) Physical and other information to identify and describe the licensee, including his date of birth, sex and height;
  - (d) A front view color photograph of the licensee;
  - (e) A unique driver's license number, assigned to the licensee in a manner consistent with the requirements set forth in NRS 483.345;
  - (f) ~~[(The licensee's social security number, unless he requests that it not appear on the license;~~
  - ~~—(g)]~~ The prominent display of the word Nevada;
  - ~~[(h)]~~ (g) The date of issuance and the date of expiration of the license;
  - ~~[(i)]~~ (h) The class or type of the vehicle to be operated, including an endorsement obtained pursuant to 49 C.F.R. § 383.93 that the licensee is authorized to operate that type of vehicle; and
  - ~~[(j)]~~ (i) Any restriction placed on the licensee by the Department.
2. A person may attach to his driver's license a document which identifies him as a donor of all or any part of his body pursuant to NRS 451.500 to 451.590, inclusive.

**NOTICE OF ADOPTION OF PROPOSED REGULATION**  
**LCB File No. R017-06**

The Department of Motor Vehicles adopted regulations assigned LCB File No. R017-06 which pertain to chapter 483 of the Nevada Administrative Code on March 30, 2006.

**Notice date:** 2/17/2006  
**Hearing date:** 3/23/2006

**Date of adoption by agency:** 3/30/2006  
**Filing date:** 5/4/2006

**INFORMATIONAL STATEMENT**

The Department of Motor Vehicles noticed and held a public workshop and public hearing on March 23, 2006, in Carson City, to solicit comments and opinion on proposed regulations to revise language pertaining to the demerits assessed upon conviction of traffic violations; repealing regulations pertaining to the issuance of a commercial driver's license medical waiver; and revising language with regards to the placement of a social security number on the face of a driver's license to ensure compliance with the Intelligence Reform and Terrorist Prevention Act of 2004. Copies of the proposed regulations were available by contacting the Department at (775) 684-4778 or through the mail, 555 Wright Way, Carson City, Nevada 89711.

The notice of the public workshop and hearing and complete copies of the proposed temporary regulations were posted on or before February 17, 2006, at the Nevada State Library and Archives and each office of the Department of Motor Vehicles. In each county where the Department does not maintain an office, the notice was posted at the main office of the public library.

A public workshop and hearing was held at 9:00 a.m. on March 23, 2006 in Carson City. Twenty-one people were in attendance and sixteen of the attendees offered testimony concerning the proposed regulation. Two people submitted written comments prior to the hearing date.

Based on testimony received at the public workshop/hearing, the Department will adopt only Sections 3 and 4 of the amended proposed regulation with no additional changes made. Sections 1, 2 and 5 will not be adopted at this time.

There are no adverse economic effects of this regulation to the Department, local authorities or the public.

There are no other state or government regulations that the proposed regulations duplicate.