

LCB File No. R017-06

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

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

AUTHORITY: §2 of NRS 483.473, 483.908

A regulation relating to demerit points assessed on a driver’s license and commercial medical waivers.

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

NAC 483.510 Number of points assessed. (NRS 483.220, 483.473) Demerit points will be assessed upon conviction of traffic violations as follows:

- 1. Backing and pulling away:.....
 - (a) Starting improperly from a parked position2 demerits
 - (b) Unsafe backing2 demerits
- 2. Following too closely or failing to leave sufficient distance
between vehicles4 demerits
- 3. 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 a~~ Accidents

- (a) Leaving the scene of an accident before police arrive which involved property damage:6 demerits*
- ~~[(a) Failing to fulfill a duty to stop at the scene of an accident which involves damage to a vehicle property6 demerits]~~
- ~~[(b) Failing to fulfill a duty to stop after causing damage to an unattended vehicle or property4 demerits]~~
- ~~[(e) b] Failing to [fulfill a duty to give information] stop and render aid at the scene of an accident6 demerits~~
- (c) Failure to reveal identity after fatal or personal injury accident6 demerits*
- 5. Miscellaneous:
- ~~[(a) Driving on a highway closed to traffic2 demerits]~~
- ~~[(b) a] Driving onto or from a controlled access highway where prohibited2 demerits~~
- ~~[(e) b] Crossing over a fire hose2 demerits~~
- ~~[(d) Minor moving traffic violations other than those listed in this section2 demerits]~~
- ~~[(e) c] Impeding or blocking traffic2 demerits~~
- ~~[(f) d] Driving on a sidewalk, ditch or road shoulder1 demerit~~
- ~~[(g) e] Following within 500 feet of [fire apparatus] emergency vehicle1 demerit~~
- ~~[(h) f] Driving through a funeral or other procession1 demerit~~
- (g) Unsafe operation, including, failure to use headlights when required2 demerits*
- (h) Failing to drive in the slow lane when necessary2 demerits*
- (i) Minor moving traffic violations other than those listed in this section2 demerits*
- 6. Motorcycle violations:
- (a) Carrying too many passengers1 demerit

(b) Failing to keep one hand on the handlebars	2 demerits
(c) Failing to wear protective headgear	2 demerits
(d) Failing to wear glasses, goggles or face shields when the motorcycle is not equipped with a windscreen.....	2 demerits
(e) Riding between vehicles which occupy adjacent lanes or operating more than two motorcycles abreast in a single lane.....	2 demerits
7. Overtaking and passing:.....	
(a) Cutting in before it is safe in overtaking a vehicle.....	4 demerits
(b) Passing where prohibited or without sufficient clearance (except in a no-passing zone)	4 demerits
(c) Unsafe passing on the right	4 demerits
(d) Changing lanes improperly	4 demerits
8. Reckless driving.....	8 demerits
9. 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
<i>(g) Failure to yield right of way when turning</i>	<i>4 demerits</i>

(h) Failure to yield right of way at private driveway4 demerits

10. School buses:

(a) Passing a stopped school bus when its red light is flashing4 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 required1 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 limit4 demerits]~~

~~[(b) Speeding in a school zone at least 16 miles per hour over the posted speed limit.....6 demerits]~~

~~[(e) a] Speeding at least [2] 1, *but not more than 10*, miles per hour over the posted speed limit[4]1 demerits~~

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

~~[(e) Speeding at least 16, but not more than 20, miles per hour over the posted speed limit3 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) b] Speeding at least 11, but not more than [15] 20, miles per hour over the posted speed limit2 demerits~~

~~[(h) c] Speeding at least 21, but not more than [10] 30, miles per hour over the posted speed limit, unless the person is speeding as set forth in~~

subsection 1 of NRS 484.3685 ~~H~~ 3 demerit

(d) Speeding at least 31, but not more than 40, miles per hour over the posted speed limit.....4 demerits

(e) Speeding at least 41 miles per hour over the posted speed limit.....5 demerits

(f) Speeding without details or break down3 demerits

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

(a) Disobeying a police officer or a flag person4 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* crossing gate ...4 demerits

~~[(e) Failing to stop at a marked railroad crossing4 demerits]~~

~~(H) e~~ (e) Driving through a safety zone4 demerits

~~(H) f~~ (f) Passing in a no-passing zone or over a double yellow line.....4 demerits

~~(H) g~~ (g) Disregarding a road block sign or control4 demerits

(h) Disobeying the control signal of a school crossing guard.....4 demerits

14. Turning movements:

(a) Unsafe turn using an improper position and method4 demerits

(b) Improper or prohibited U-turn, or U-turn on a curve or a hill3 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]~~ *Driving on the wrong side* .4 demerits
 - (d) Driving on the wrong side of a divided highway4 demerits
 - (e) Failing to keep ~~[to the right]~~ *in the proper lane* on a mountain highway4 demerits
 - (f) Driving wrong way on a rotary intersection4 demerits*
16. Impaired driving:
- (a) Driving with impaired ability because of alcohol or drugs7 demerits
 - (b) Drinking an alcoholic beverage while driving5 demerits

Sec. 2 NAC 483.803 is hereby repealed.

NAC 483.8031 is hereby repealed.

NAC 483.8032 is hereby repealed.

NAC 483.8033 is hereby repealed.

NAC 483.8034 is hereby repealed.

NAC 483.8035 is hereby repealed.

NAC 483.8036 is hereby repealed.

NAC 483.807 is hereby repealed.

Sec. 3 NAC 483.380 is hereby amended to read as follows:

NAC 483.820 Issuance and contents of license. (NRS 483.908)

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)~~ *f*) 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.