

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

LCB File No. R028-13

§§1-8, 10, 11, 14, 15, 16, 19, 20, 21, 23, 26, 27 and 28 become effective on January 1, 2014;
§§12, 17 and 24 become effective on January 1, 2014, or 30 days after the Department of Motor
Vehicles publishes a statement on its website, whichever occurs earlier, but in no case before
January 1, 2014;

§9 becomes effective July 8, 2014;

§§13, 18 and 25 become effective on January 1, 2018;

§22 becomes effective July 8, 2018

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 (NRS 483.291); §§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 (NRS 483.291); §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 (NRS 483.291); §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 (NRS 483.291); §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 (NRS 483.291), 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.

The approved translator number issued to me by Department of Motor Vehicles is :_____.

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 (NRS 483.291), 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 and issue a distinguishing number to the natural person if he or she has submitted an application provided by the Department which affirms his or her previous translation experience in the language of the applicable document with a company, school, religious organization or governmental agency.

3. A translator who is approved by the Department pursuant to subsection 2 must not provide translation services for documents submitted to the Department for members of the translator’s family, including, without limitation, those members of the translator’s family to whom the translator is related by blood or marriage.

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 (NRS 483.291).

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 (NRS 483.291), 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 for the most recent tax year, 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 which is dated within the previous 60 days;*

(k) A record of property taxes assessed or paid for the most recent tax year for a residence located in this State;

(l) A deed of trust or other documentation of a current mortgage for a residence located in this State;

(m) A record from an educational institution in this State which establishes that the applicant is currently enrolled in the educational institution or an identification card issued by the educational institution which is dated within the previous 60 days;

(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 which is dated within the previous 60 days;

(o) A voter registration card issued to the applicant pursuant to NRS 293.517 within the previous 60 days;

(p) Documentation of receipt of benefits from this State under any state program of public assistance which is dated within the previous 60 days;

(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 which is dated within the previous 60 days;

(r) A notarized statement from the owner of a residence located in this State indicating that the applicant physically resides at the residence which is dated within the previous 60 days;

(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 (NRS 483.291), 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 (NRS 483.291).*

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 (NRS 483.291), 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 (NRS 483.291).*

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

FIRST
PARALLEL
SECTION

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 (NRS 483.2925), 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. 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, 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.

~~3~~ 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. 13. NAC 483.084 is hereby amended to read as follows:

NEW
SECOND
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 ~~is~~

~~—(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 (NRS 483.291), 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

Restriction A - Automatic transmission.
(Restriction A - Auto Trans)

This restriction is placed on the driver's 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.
(Restriction E - Auto Trans CMV Wgt Only)

This restriction is placed on the driver's license of a person who is physically unable to operate a ~~commercial~~ motor vehicle that 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.
(Restriction JA - Must Carry Detail Form)

This restriction is placed on the driver's 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

This restriction is placed on the driver's

emergency vehicle falling within Class B.
(Restriction JE - Drive Fire Equip NCMV B)

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

This restriction is placed on an instruction

education only.

(Restriction JO - Driver Educ Only)

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.

(Restriction JP - Tow >10000 lb Class C Only)

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 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

This restriction is placed on the driver's license of a person who holds a Class A commercial driver's license and who

Only)

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.

This restriction is placed on the driver's

(Restriction W - Farm Waiver)

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 empty.

This restriction is placed on a commercial 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 X - No Cargo in CMV Tank Veh)

Restriction Y - Ignition Interlock Device.

This restriction is placed on the driver's license of a person if the Department

(Restriction Y - Ignition Interlock)

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:

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 ~~H~~ **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:

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 ~~is~~

~~(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;

(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:

~~§~~ *(a)* Release from liability by a person pursuant to NRS 483.310; or

~~§~~ *(b)* Confidential medical reasons.

~~§~~ *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\$31~~ **\$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 ~~f:~~

~~—(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

SECOND
PARALLEL
SECTION

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 (NRS 483.291).

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 ~~{a~~

~~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 (NRS 483.291), 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:

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 (NRS 483.291), or section 9 of LCB File No. R028-13, and except for a limited-term

NEW
SECOND
PARALLEL
SECTION

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 the effective date of that section as determined pursuant to subsection 2 of section 28 of this regulation, 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 July 8, 2014, and before July 8, 2018.

2. Section 22 of this regulation applies to the issuance and renewal of a commercial driver's license that occurs on or after July 8, 2018.

Sec. 28. 1. This section and sections 1 to 8, inclusive, 10, 11, 14, 15, 16, 19, 20, 21, 23, 26 and 27 of this regulation become effective on January 1, 2014.

2. Sections 12, 17 and 24 of this regulation become effective on January 1, 2014, or 30 days after the date on which the Department of Motor Vehicles publishes on its website a statement indicating that it has completed the preparatory administrative tasks that are necessary to carry out the amendatory provisions of those sections, whichever occurs earlier, but in no case before January 1, 2014.

3. Section 9 of this regulation becomes effective on July 8, 2014.

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

5. Section 22 of this regulation becomes effective on July 8, 2018.

INFORMATIONAL STATEMENT OF ADOPTED REGULATIONS AS REQUIRED BY
ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066
LCB FILE NO. R028-13
October 11, 2013

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 483:

1. Provide a clear and concise explanation of the need for the adopted regulation.

With the passage of Senate Bills 303, 503, 423, and 244 from the 2013 Legislative Session, the Department is introducing language to create the necessary administrative rules to carry out the provisions for each adopted bill. In addition, the Department is requesting a \$0.25 per card increase due to vendor production costs.

2. A description of how public comment was solicited, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Copies of the proposed regulations, notice of workshop and notice of intent to act upon the regulations were sent out for posting by electronic mail to all DMV offices and county libraries where there is not a DMV office. They were also made available on the Department of Motor Vehicles' website at www.dmvnv.com/publicmeetings.htm. In addition, the Public Information Officers for the Department directly emailed the notices to various special interest groups, associations, and agencies that may be affected by the regulations.

A public workshop was noticed on July 22, 2013, and held on August 7, 2013, at the Legislative Building at 401 South Carson Street, Room 4100 in Carson City. This was a video-conference workshop with the Great Basin College at 1500 College Parkway in Elko and the Grant Sawyer Building in Las Vegas.

A Notice of Intent to Act upon the regulations was published on September 3, 2013, and a public hearing was held October 9, 2013, at the Legislative Building at 401 South Carson Street, Room 3138 in Carson City. This was a video-conference public hearing with Great Basin College at 1500 College Parkway in Elko and the Grant Sawyer Building in Las Vegas.

A recording of the public workshop and public hearing is on file at the Department of Motor Vehicles, Management Services and Programs Division, 555 Wright Way, Carson City, Nevada. Copies of these minutes may be obtained by written request to Lynn Libby, Department of Motor Vehicles, Management Services and Programs Division, 555 Wright Way, Carson City, Nevada 89711.

The Public Information Officers for the Department of Motor Vehicles coordinated a number of town hall and stakeholder meetings with the citizens of Nevada to discuss the

Driver Authorization Card (DAC) bill. On June 6, 2013, DMV met with citizens at the East Las Vegas Community Center to discuss the bill and the direction the Department would be taking with the regulations. Senator Mo Denis and Senator Ruben Kihuen were present at the meeting. Approximately 100 people attended.

On September 11, 2013, the DMV held a stakeholders meeting at the Grant Sawyer Building with the following representatives:

Attendees:

El Mundo Newspaper - Edmundo Escobedo
General Consul Mexico - Julian Adem Diaz
Deputy Consul Mexico - Laura Espinosa
General Consul El Salvador - Tirso Sermeño
Deputy Consul El Salvador - Juan Salamanca
Director Hermandad Mexicana - Luz Marina Mosquera
Pastor Church - Mario Rodriguez
Las Vegas Metropolitan Police Department - Jose Hernandez
State Director Mi Familia Vota - Leo Murrieta
Clubes Hidalgo - German Martin
North Las Vegas Police Department - Sean Walker
Paraguay Community – Telemundo - Rosana Romero
Home Depot General Manager - David Cabrera
State Ombudsman of Consumer Affairs for Minorities – Miriam Lira-Hickerson
Department of Motor Vehicles – David Fierro, PIO

On September 17, 2013, the DMV held a town hall meeting in the north at the Church of the Little Flower in Reno. DMV Public Information Officers are also coordinating another town hall meeting to be held October 24, 2013. Details of that meeting have not yet been finalized.

The DMV met with representatives of the ACLU and two driving schools in Las Vegas to discuss specific regulation questions. The schools are listed below:

- Licencias De La O Driving School
- Giron Driving School

Public Workshop - August 7, 2013

The two main areas of concern from the public were potential translation requirements and residency documents. No formal regulations were presented to the public - only the concepts from the Department contained within the workshop notice.

Translation:

- There were organizations at the workshop (ACLU, Progressive Leadership Alliance of Nevada (PLAN), Service Employees International Union (SEIU)) and private citizens who took the position of allowing any person the ability to translate or to only use translators in certain situations.

- Several from the public believed that the documents are not complex to translate and that it is unnecessary to require translation.
- The Nevada Interpreters and Translators Association (NITA), as well as others, was opposed to the proposal to have the translated document notarized, stating that this is an unnecessary requirement and additional step for the applicant. Others believed that not all documents require a full and complete translation, and should be given the flexibility to translate only the needed information.
- The Nevada Interpreters and Translators Association (NITA) was in favor of a structured program for translators. They were opposed to allowing the general public the ability to translate since foreign passports, foreign birth certificates, and consular identification cards have a variety of formats and differences between countries. The average individual could possibly provide an inaccurate translation that would cause information to be entered into the State's database incorrectly.

Residency Requirements:

- Groups such as the Progressive Leadership Alliance of Nevada (PLAN) requested the DMV to consider including additional types of documents with the current residency examples provided within the workshop notice.

Public Hearing – October 9, 2013

The two main areas of concern during the public hearing were the translation requirements and the driver authorization card (DAC) markings on the card.

Translation and Marking of the Card:

- The one additional request from many within the public was to have DMV employees provide translation services.
- With the exception of the notary signature requirement, all other issues pertaining to translation were basically the same as conveyed in the public workshop comments above.
- With regards to the marking of the card, many testified to their fear of what law enforcement or others may do if the DAC is not the same or similar in appearance to the standard driver's license. Many believed the DAC should look identical to the standard driver's license.

Department's Responses to the Workshop and Public Hearing Concerns:

The Department of Motor Vehicles considered all points and made the following decisions:

- The notary signature requirement is an unnecessary requirement and was removed from the proposal after the workshop on August 7, 2013.
- Based on discussions with the State of Utah and learning from their processes, the Department believes its position to create a translation program is the correct path

to take. Utah's program requires translators to provide evidence of their translation certification, education, or programs completed prior to becoming an approved translator. This certified experience may have been achieved with a church, company, school, or governmental agency. The areas where Nevada has improved upon or duplicated this process are shown below:

- Utah requires a “copy of your certificate, education, or completion of a translation program” before being approved as a translator. The Department has requested the language be changed to require a formal application be created by the DMV that will allow the person to affirm their translation qualifications.
 - Utah requires a full and complete translation of each document and does not allow partial translation. Nevada agrees with this approach, since each country's format is different and it should be left to the Department to determine what information is relevant.
 - Utah's translator list on their website provides the name, address (if requested), phone number, website (if provided), and the language they translate. Nevada has used this foundation and expanded the format to also include the areas where the person will provide their translation services. The Department wants the website help DAC applicants minimize their research in determining who to hire as a translator. The DMV will continue to improve this site as more input from the public is received.
- The DMV is opposed to allowing the general public to translate foreign documents to English. The Department will be receiving a variety of translations from different countries and languages. The format and information provided will vary, and having an experienced translator will reduce the number of errors in comparison to those who have never translated the written word. While the system being created is not 100% perfect, allowing the general public to translate can open the door for more issues, not only for the Department but for the public. The date of birth field is a perfect example. If the date of birth was entered on the foreign document as 09/03/1962, but it was translated incorrectly as 03/09/1962 because that particular country formats the date differently, the customer will have the burden of proving their correct date of birth to the DMV, a very difficult task requiring a great deal of time and documentation.
 - The DMV is opposed to requiring its employees to translate for the public in these circumstances. This is not the role of the Department. When a customer comes to the DMV, they are given a ticket from the queue system and directed to the next available window when their number is called. There is no guarantee that the technician at that window has the skills to translate documents of various languages into English. The Department does not have enough technicians to provide that service and cannot offer the translations for all languages in our communities. Wait times will also dramatically increase for the Department, which is not fair to other customers. Translated documents must be completed by an approved translator prior to the customer coming to the DMV.

- The translation section (Section 3) of the proposed regulations does not focus only on the DAC. The language is clear in Section 3(1) that “All documents submitted to the Department that are translated from a language other than English must be translated...” The DMV is addressing translation issues straight across the board. All applicants for driver’s licenses, identification cards, commercial licenses, and driver authorization cards are subject to this requirement.
- As stated in this document at the beginning, the DMV has reached out to the community and stakeholders in Nevada to discuss this bill and our approach. We have also partnered with the Department of Public Safety to distribute information about the DAC program to all the criminal justice agencies in the state. The Department will continue to reach out, even after the regulations have passed. We understand individual fears, but the Department is doing everything within its ability to communicate with agencies so that misconceptions are greatly reduced.
- The regulations proposed by the Department do not address the markings of the driver authorization card. Senate Bill 303, Section 5(5) dealt with the requirements for the “Not Valid for Identification” markings. Senator Denis consistently testified about the markings of the card, and how they should mirror the State of Utah’s format.

2. The number of persons who:

(a) Attended each hearing;

Public Workshop:

- 10 people at the Carson City location
- 0 people at the Elko location
- 21 people at the Las Vegas location

Public Hearing:

- 11 people at the Carson City location
- 37 people at the Las Vegas location
- 4 people at the Elko location

(b) Testified at each hearing;

Public Workshop:

- 5 people testified at the Carson City location
- 0 people testified at the Elko location
- 7 people testified at the Las Vegas location

and

Public Hearing:

- 7 people testified at the Carson City location
- 16 people testified at the Las Vegas location
- 2 people testified at the Elko location

(c) Submitted to the agency written statements:

Comments were solicited using electronic mail and postings as described in both the Workshop and Hearing Notices sections. Formal written comments from the community were submitted for the public workshop and hearing.

Public Workshop:

- Vanessa Spinazola – American Civil Liberties Union (ACLU)
- Sandra Rentas - Nevada Interpreters and Translators Association (NITA)
- Lorena Pike - Nevada Interpreters and Translators Association (NITA)
- Stacey Shinn – Progressive Leadership Alliance of Nevada
- Delilah De La O – Licencias De La O Driving School DMV Services – submitted additional questions which were answered by the Department via a telephone conference call.
- Islena Giron – Giron Driving School – submitted additional questions which were answered by the Department via a telephone conference call.
- Mayra Ocampo – Service Employees International Union (SEIU)

Public Hearing:

- Vanessa Spinazola – American Civil Liberties Union of Nevada (ACLU)

3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Comments were solicited using electronic mail and postings as described in both the Workshop and Hearing Notices section. The notices of the public workshop and hearing were also sent directly to community stakeholders. The regulations for each public meeting were provided to various special interest groups, associations, and agencies that may be affected. The Public Information Officers for the Department coordinated a series of town hall and stakeholder meetings with the public in the both northern and southern Nevada to discuss issues or concerns regarding the proposed regulations. They are currently working to schedule another town hall meeting at the end of October.

The changes made in R028-13 do not negatively impact businesses in Nevada.

4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

Changes were made as a result of comments from the public, associations, and various agencies. The DMV made additional changes to the draft regulations as a result of further research. These additional proposed changes were conveyed to the public at the hearing on October 9, 2013, since they were made after the notice of hearing was submitted to the Legislative Counsel Bureau.

5. The estimated economic effect of the adopted regulation on the businesses that it is to regulate and on the public. These must be stated separately, and each case must include:

(a) **Both adverse and beneficial effects;**

Adverse Effects

8-year Driver's License: There are no adverse effects to Nevada businesses since the regulatory changes provide the necessary language to implement the transition to an 8-year card. The fiscal impacts due to fee increases were addressed in the 2013 Legislative Session under Senate Bill 503. With the exception of drivers who are 65 years of age and older, this will affect all driver's license, identification card and commercial license holders.

Veteran Designation: There are no adverse effects to Nevada businesses from this change. The intent of the regulatory change is to clarify that commercial drivers may also apply for a veteran designation on their license.

Nevada Department of Corrections ID Cards: There are no adverse effects to Nevada businesses since this solely affects DMV policies and procedures with regards to verifying a person's name and date of birth.

\$3.25 Card Production Increase: There are no adverse effects to Nevada businesses since the \$0.25 increase only impacts the individuals when they apply for, renew, or change information on a driver's license, identification card, commercial license, or driver authorization card.

Beneficial Effects

Driver Authorization Card (DAC): Insurance companies should show an increase in business, since one of the major intents of Senate Bill 303 was to allow a DAC holder to legally obtain automobile insurance. The estimate of 60,000 additional legal drivers in Nevada reflects the potential increase in premiums insurance companies may collect. As a result, highways will be safer and insurance clients will theoretically increase.

8-year Driver's License: There are no direct benefits to Nevada businesses as a result of these specific regulatory changes. However, commercial motor carriers may benefit from a longer renewal cycle since some employees utilize company equipment to satisfy renewal requirements.

Nevada Department of Corrections ID Cards: There are no direct benefits to Nevada businesses since this solely affects DMV policies and procedures with regards to verifying a person's name and date of birth.

Veteran Designation:

The regulation changes do not create additional benefits to a business, but simply clarify that commercial driver's may apply for the designation. However, due to

Senate Bill 244, if a business provides benefits, coupons, and/or discounts for U.S. veterans, the “VETERAN” designation displayed on the card will provide proof of the veteran’s service. This will benefit both the customer and business, as businesses can be reassured that the DMV received proof of the person’s service in the U.S. military and honorable discharge status.

And

(b) Both immediate and long-term effects.

Immediate Effects:

Driver Authorization Card (DAC):

On January 2, 2014, individuals will be able to apply for a driver authorization card. Those who receive the card will ideally be purchasing insurance for their vehicles.

8-year Driver’s License:

No immediate effects to Nevada businesses. Individuals applying for a driver’s license, identification card, or commercial driver’s license for the first time will receive an 8-year card. Existing cardholders with an odd year of birth will receive a 4-year card at their next renewal. After they have held their card for the additional four years, they will receive an 8-year card at their next renewal cycle. Existing cardholders with an even year birth will automatically receive an 8-year card.

Nevada Department of Corrections ID Cards:

No immediate effects to Nevada businesses. The Department of Corrections will be required to provide supporting documentation to released inmates along with the identification card issued by that department.

Veteran Designation:

No immediate effects to Nevada businesses. Veterans must provide a copy of their military separation papers (DD-214) in order to have a veteran designation placed on their license or identification card.

\$3.25 Card Production Increase:

No immediate effects to Nevada businesses. All cardholders will be charged an additional \$0.25 each time they receive a new card (initial application, renewal, request for duplicate card, lost card, or any other situation that causes a change to card information).

Long-Term Effects:

Driver Authorization Card (DAC):

The only long-term effect for certain businesses may be underestimating the number of DAC holders. It is estimated that 60,000 individuals will apply for this

card, but national surveys show the numbers could be higher. Time will tell. It will mean more revenue to the State and to unique businesses like insurance companies.

8-year Driver's License:

No long-term effects to Nevada businesses. By 2018, all cardholders except those who are 65 years or older, sex offenders, or DAC holders will have an 8-year card.

Nevada Department of Corrections ID Cards:

No long-term effects to Nevada businesses.

Veteran Designation:

No long-term effects to Nevada businesses.

\$3.25 Card Production Increase:

No long-term effects to Nevada businesses.

6. The estimated cost to the agency for enforcement of the adopted regulation.

Estimated costs and impacts are unknown at this time, but there may be an impact to existing Compliance Enforcement staff who will be responsible for any fraud investigation needs.

7. A description of any regulations of other state or government agencies that the proposed regulation overlaps or duplicates, and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

Senate Bill 303 was introduced in the 2013 Legislative Session by Senator Mo Denis. The Senator's consistent theme and intent was mirroring the State of Utah's program.

The proposed regulations allow Nevada to continue to duplicate most of Utah's program, as well as to also provide improvements. The only substantial Utah prerequisite Nevada did not incorporate was fingerprint requirements for each applicant.

8. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

R028-13 is not more stringent than existing federal immigration laws.

9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

Driver Authorization Card (DAC): Individuals who hold a DAC must renew their card each year and provide proof of their Nevada residency. The cost for the one-year card will be the same as a standard driver's license for a four-year period. This was agreed upon by Senator Denis, is included in hearing minutes during the Session, was in testimony by the Director of the Department of Motor Vehicles, was agreed to by members of the Senate/Assembly Transportation Committee and Senate Committee on Finance, and was implied in Section 5, subsection 6 of Senate Bill 303.

Although the regulations do not incorporate any specific language relating to this, the annual fees will increase the DMV's revenue, which is deposited into the State Highway Fund. The Senate Committee on Finance approved an appropriation for the Department of:

- \$739,100 in FY 2013-2014 and
- \$839,852 in FY 2014-2015.

The appropriation funds will be replenished from DAC revenue over the biennium per the May 15, 2013, Senate Committee on Finance meeting minutes during the 2013 Legislative Session.

\$3.25 Card Production Increase: The \$0.25 increase will provide the DMV's vendor with funds needed to cover additional card production costs.