

ASSEMBLY BILL NO. 195—ASSEMBLYWOMAN HARDY

FEBRUARY 20, 2023

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing certain fees for drivers’ licenses. (BDR 43-636)

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

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

AN ACT relating to motor vehicles; requiring the Department of Motor Vehicles to waive the fee for the administration of the examination required for the issuance of a noncommercial driver’s license for certain persons released from prison; requiring the Department to waive any fee that would otherwise be imposed against a person for the late renewal of a driver’s license if the late renewal resulted from the person being incarcerated; requiring the Department to reinstate free of charge a driver’s license or to provide an original or renewal driver’s license to certain persons released from prison in certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law provides for the waiver of: (1) certain fees for furnishing a  
2 duplicate driver’s license to a person who was released from prison, a county, city  
3 or town jail or a detention facility within the 90 days immediately preceding the  
4 person’s application for the driver’s license; and (2) the cost of producing a  
5 photograph for a driver’s license. The person must reimburse the Department of  
6 Motor Vehicles for certain portions of the fee if the vendor who produces the  
7 photograph of the person for the license does not waive the cost it charges the  
8 Department to produce the photograph. (NRS 483.417) **Section 3** of this bill  
9 requires the Department to waive the fees for: (1) furnishing an original or renewal  
10 driver’s license; (2) reinstating a driver’s license; and (3) producing a photograph  
11 for a driver’s license, including any reimbursement, if a person submits  
12 documentation verifying the person was released from prison within the year  
13 immediately preceding the person’s application for a driver’s license.



Existing law authorizes the Department to require applicants for a driver's license to submit to an examination. (NRS 483.330) The fee for administration of the examination for a noncommercial driver's license is \$25. (NRS 483.410) **Section 1** of this bill requires the Department to waive the fee for the examination not more than one time for a person who submits documentation verifying the person was released from prison within the immediately preceding year.

Under existing law, if the holder of a Nevada driver's license allows the license to expire for a period of 30 days or more, the person is required to pay a penalty of \$10 when renewing the license. (NRS 483.386, 483.410) Existing law provides an exception to this penalty to a person whose license expires during a period of suspension, but only if the person completes a renewal application within 30 days after the date of eligibility for renewal. (NRS 483.386) **Section 2** of this bill provides an additional exception to the penalty for any person whose license expires during a period of incarceration, if the person submits documentation verifying the person was released from prison within the immediately preceding year and the person completes a renewal application within 1 year after his or her release.

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

**Section 1.** NRS 483.330 is hereby amended to read as follows:  
483.330 1. The Department may require every applicant for a driver's license, including a commercial driver's license issued pursuant to NRS 483.900 to 483.940, inclusive, to submit to an examination. The examination may include:

(a) A test of the applicant's ability to understand official devices used to control traffic;

(b) A test of the applicant's knowledge of practices for safe driving and the traffic laws of this State;

(c) Except as otherwise provided in subsection 2, a test of the applicant's eyesight; and

(d) Except as otherwise provided in subsection 3, an actual demonstration of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle of the type or class of vehicle for which he or she is to be licensed.

↪ The examination may also include such further physical and mental examination as the Department finds necessary to determine the applicant's fitness to drive a motor vehicle safely upon the highways. If the Department requires an applicant to submit to a test specified in paragraph (b), the Department shall ensure that the test includes at least one question testing the applicant's knowledge of the provisions of NRS 484B.165.

2. The Department may provide by regulation for the acceptance of a report from an ophthalmologist, optician, optometrist, physician or advanced practice registered nurse in lieu of an eye test by a driver's license examiner.



1 3. If the Department establishes a type or classification of  
2 driver's license to operate a motor vehicle of a type which is not  
3 normally available to examine an applicant's ability to exercise  
4 ordinary and reasonable control of such a vehicle, the Department  
5 may, by regulation, provide for the acceptance of an affidavit from  
6 a:

7 (a) Past, present or prospective employer of the applicant; or

8 (b) Local joint apprenticeship committee which had jurisdiction  
9 over the training or testing, or both, of the applicant,  
10 ↪ in lieu of an actual demonstration.

11 4. The Department may waive an examination pursuant to  
12 subsection 1 for a person applying for a Nevada driver's license who  
13 possesses a valid driver's license of the same type or class issued by  
14 another jurisdiction unless that person:

15 (a) Has not attained 21 years of age, except that the Department  
16 may, based on the driving record of the applicant, waive the  
17 examination to demonstrate the applicant's ability to exercise  
18 ordinary and reasonable control in the operation of a motor vehicle  
19 of the same type or class of vehicle for which he or she is to be  
20 licensed;

21 (b) Has had his or her license or privilege to drive a motor  
22 vehicle suspended, revoked or cancelled or has been otherwise  
23 disqualified from driving during the immediately preceding 4 years;

24 (c) Has been convicted of a violation of NRS 484C.130 or,  
25 during the immediately preceding 7 years, of a violation of NRS  
26 484C.110, 484C.120 or 484C.430 or a law of any other jurisdiction  
27 that prohibits the same or similar conduct;

28 (d) Has restrictions to his or her driver's license which the  
29 Department must reevaluate to ensure the safe driving of a motor  
30 vehicle by that person;

31 (e) Has had three or more convictions of, or findings by a court  
32 of having committed, moving traffic violations on his or her driving  
33 record during the immediately preceding 4 years; or

34 (f) Has been convicted of any of the offenses related to the use  
35 or operation of a motor vehicle which must be reported pursuant to  
36 the provisions of Part 1327 of Title 23 of the Code of Federal  
37 Regulations relating to the National Driver Register Problem Driver  
38 Pointer System during the immediately preceding 4 years.

39 5. The Department shall waive the fee prescribed by NRS  
40 483.410 not more than one time for administration of the  
41 examination required pursuant to this section for **[a]**:

42 (a) A homeless child or youth under the age of 25 years who  
43 submits a signed affidavit on a form prescribed by the Department  
44 stating that the child or youth is homeless and under the age of 25  
45 years.



1 *(b) A person who submits documentation from the Department*  
2 *of Corrections verifying that the person was released from prison*  
3 *within the immediately preceding year.*

4 6. As used in this section, “homeless child or youth” has the  
5 meaning ascribed to it in 42 U.S.C. § 11434a.

6 **Sec. 2.** NRS 483.386 is hereby amended to read as follows:

7 483.386 All persons whose licenses have expired may be  
8 required by the Department, whenever good cause appears, to take  
9 all or part of the regular examinations as set forth in NRS 483.330.  
10 All persons whose licenses have expired for a period of 30 days or  
11 more shall pay to the Department the penalty provided in NRS  
12 483.410 in addition to the cost of renewing the license except that  
13 the following persons are exempt from this penalty:

14 1. A person who has not driven a motor vehicle after the  
15 expiration of his or her Nevada driver’s license and who submits an  
16 affidavit stating that fact;

17 2. A person renewing an expired Nevada driver’s license who  
18 possesses a valid driver’s license from another jurisdiction;

19 3. A person whose Nevada driver’s license expires during a  
20 period of suspension if the person completes a renewal application  
21 within 30 days after the date of eligibility for renewal;

22 4. A person whose Nevada driver’s license expires while the  
23 person is on active duty with any branch of the Armed Forces, if the  
24 person completes a renewal application within 30 days after his or  
25 her discharge; ~~and~~

26 5. A person whose Nevada driver’s license expires while the  
27 person was a member of the military deployed to a combat or  
28 combat supporting position. As used in this subsection, “military”  
29 means the Armed Forces of the United States, a reserve component  
30 thereof or the National Guard ~~;~~ *and*

31 *6. A person whose Nevada driver’s license expires while the*  
32 *person is serving a period of incarceration, if the person submits*  
33 *documentation from the Department of Corrections verifying that*  
34 *the person was released from prison within the immediately*  
35 *preceding year and the person completes a renewal application*  
36 *within 1 year after his or her release.*

37 **Sec. 3.** NRS 483.417 is hereby amended to read as follows:

38 483.417 1. Except as otherwise provided in subsection ~~4~~ **5**,  
39 the Department shall waive the fee prescribed by NRS 483.410 and  
40 the increase in the fee required by NRS 483.347 not more than one  
41 time for furnishing a duplicate driver’s license to:

42 (a) A homeless person who submits a signed affidavit on a form  
43 prescribed by the Department stating that the person is homeless.



1 (b) A person who submits documentation from the Department  
2 of Corrections verifying that the person was released from prison  
3 within the immediately preceding ~~[90 days.]~~ year.

4 (c) A person who submits documentation from a county, city or  
5 town jail or detention facility verifying that the person was released  
6 from the county, city or town jail or detention facility, as applicable,  
7 within the immediately preceding 90 days.

8 2. *The Department shall waive the fee prescribed by NRS*  
9 *483.410 and the increase in the fee required by NRS 483.347 not*  
10 *more than one time for:*

11 (a) *Furnishing an original or renewal driver's license to;* or

12 (b) *The reinstating after suspension, revocation or*  
13 *cancellation of the driver's license of,*

14 *↳ a person who submits documentation from the Department of*  
15 *Corrections verifying that the person was released from prison*  
16 *within the immediately preceding year.*

17 3. A vendor that has entered into an agreement with the  
18 Department to produce photographs for drivers' licenses pursuant to  
19 NRS 483.347 may waive the cost it charges the Department to  
20 produce the photograph of ~~[a]~~ :

21 (a) A homeless person or person released from prison or a  
22 county, city or town jail or detention facility for a duplicate driver's  
23 license ~~[;]~~ ; or

24 (b) *A person released from prison for an original or renewal*  
25 *driver's license or for the reinstatement of a driver's license.*

26 ~~[3.]~~ 4. Except as otherwise provided in subsection ~~[4.]~~ 5, if the  
27 vendor does not waive pursuant to subsection ~~[2]~~ 3 the cost it  
28 charges the Department and the Department has waived the increase  
29 in the fee required by NRS 483.347 for a duplicate driver's license  
30 furnished to a person pursuant to subsection 1, the person shall  
31 reimburse the Department in an amount equal to the increase in the  
32 fee required by NRS 483.347 if the person:

33 (a) Applies to the Department for the renewal of his or her  
34 driver's license; and

35 (b) Is employed at the time of such application.

36 ~~[4.]~~ 5. The Department shall waive the fee prescribed by NRS  
37 483.410, the increase in the fee required by NRS 483.347 and the  
38 reimbursement required by subsection ~~[3]~~ 4 not more than one time  
39 for furnishing ~~[an]~~ :

40 (a) *An original driver's license or a duplicate driver's license to*  
41 *a homeless child or youth under the age of 25 years who submits a*  
42 *signed affidavit on a form prescribed by the Department stating that*  
43 *the child or youth is homeless and under the age of 25 years.*

44 (b) *An original or renewal driver's license to or reinstating the*  
45 *driver's license of a person who submits documentation from the*



1 *Department of Corrections verifying that the person was released*  
2 *from prison within the immediately preceding year.*

3 ~~[5.]~~ 6. The Department may accept gifts, grants and donations  
4 of money to fund the provision of original , *renewal* and duplicate  
5 drivers' licenses *or the reinstatement of drivers' licenses* without a  
6 fee to persons pursuant to subsections 1 , 2 and ~~[4.]~~ 5.

7 ~~[6.]~~ 7. As used in this section, "homeless child or youth" has  
8 the meaning ascribed to it in 42 U.S.C. § 11434a.

9 **Sec. 4.** This act becomes effective on July 1, 2023.





