

ASSEMBLY BILL NO. 47—COMMITTEE  
ON GROWTH AND INFRASTRUCTURE

(ON BEHALF OF THE NEVADA ASSOCIATION OF COUNTIES)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing the operation of off-highway vehicles. (BDR 43-394)

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

~

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

AN ACT relating to off-highway vehicles; revising provisions governing public trails for the operation of off-highway vehicles; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 With certain exceptions, existing law prohibits a person from operating an off-  
2 highway vehicle on a paved highway that is not otherwise designated for use by  
3 off-highway vehicles. (NRS 490.090) This bill provides that this prohibition and  
4 the other laws governing the operation of off-highway vehicles do not prohibit a  
5 governmental entity from constructing, operating or maintaining a trail for use by  
6 off-highway vehicles that is adjacent to or near a highway, including a paved  
7 highway.

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

1 **Section 1.** NRS 490.090 is hereby amended to read as follows:  
2 490.090 Except as otherwise provided in NRS 490.100 or  
3 490.110:  
4 1. A person shall not, except as otherwise provided in  
5 subsection 2 or 3, operate an off-highway vehicle on a paved  
6 highway that is not otherwise designated for use by off-highway  
7 vehicles.



1 2. A person may operate an off-highway vehicle on a paved  
2 highway that is not otherwise designated for use by off-highway  
3 vehicles:

4 (a) If the off-highway vehicle is operated on the highway for the  
5 purpose of crossing the highway, comes to a complete stop before  
6 crossing and crosses as close as practicable to perpendicular to the  
7 direction of travel on the highway;

8 (b) If the off-highway vehicle is operated on the highway for the  
9 purpose of loading or unloading the off-highway vehicle onto or off  
10 of another vehicle or trailer, if the loading or unloading is as close as  
11 practicable to the place of operation of the off-highway vehicle;

12 (c) During an emergency if it is impossible or impracticable to  
13 use another vehicle or if a peace officer directs the operation of the  
14 off-highway vehicle; or

15 (d) If the off-highway vehicle is operated on a portion of a  
16 highway that is designated as a trail connector for a trail authorized  
17 for use by off-highway vehicles for not more than 2 miles.

18 3. A person may operate an off-highway vehicle on any public  
19 land, trail, way or unpaved county road unless prohibited by the  
20 governmental entity which has jurisdiction over the public land,  
21 trail, way or unpaved county road.

22 4. A governmental entity specified in subsection 3 may:

23 (a) Prepare and distribute upon request a map or other document  
24 setting forth each area of public land, trail, way or unpaved county  
25 road that is prohibited for the operation off-highway vehicles; and

26 (b) Erect and maintain signs designating each area of public  
27 land, trail, way or unpaved county road that is prohibited for the  
28 operation off-highway vehicles.

29 *5. Nothing in this section or in NRS 490.090 to 490.130,*  
30 *inclusive, shall be construed to prohibit a governmental entity*  
31 *from constructing, operating or maintaining a trail for use by off-*  
32 *highway vehicles that is adjacent to or near a highway, including,*  
33 *without limitation, a paved highway.*

