

SENATE BILL NO. 144—SENATORS MANENDO,  
PARKS, WOODHOUSE AND SPEARMAN

FEBRUARY 12, 2015

Referred to Committee on Transportation

SUMMARY—Revises provisions governing traffic laws.  
(BDR 43-72)

FISCAL NOTE: Effect on Local Government: Increases or Newly  
Provides for Term of Imprisonment in County or City  
Jail or Detention Facility.  
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 public safety; authorizing certain governing bodies and the Department of Transportation to designate pedestrian safety zones in certain circumstances; providing for enhanced penalties for certain traffic violations in pedestrian safety zones; revising provisions relating to vehicles and pedestrians in certain crosswalks and intersections; prohibiting a driver from making a U-turn or passing another vehicle in a school zone or a school crossing zone in certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 **Section 1** of this bill authorizes the governing body of a local government or  
2 the Department of Transportation to designate pedestrian safety zones on a highway  
3 if certain findings are made. **Section 1** also provides that a person who is convicted  
4 of a violation of a speed limit or of certain other violations may be subject to a  
5 doubling of the penalty if the violation occurs in a pedestrian safety zone that is  
6 appropriately marked with signs designating the pedestrian safety zone and  
7 providing notice that additional penalties may apply in such a zone. Such a  
8 doubling of the penalty is discretionary with the court. **Sections 2-21 and 23-30** of  
9 this bill make conforming changes to indicate the possibility of the enhanced  
10 penalty.

11 Existing law requires the driver of a vehicle or a pedestrian to obey certain  
12 rules at an intersection or crosswalk that is controlled by a traffic light, depending  
13 on the particular color and symbol displayed on the traffic light. (NRS 484B.307)  
14 **Section 18** of this bill provides such rules for an intersection or crosswalk where



\* S B 1 4 4 R 2 \*

15 the traffic light displays a flashing yellow turn arrow, displayed alone or in  
16 combination with another signal.  
17 Existing law provides that certain maximum speed limits are in effect in school  
18 zones and school crossing zones at certain times. (NRS 484B.363) **Section 22** of  
19 this bill makes it unlawful for a driver to make a U-turn or to overtake and pass  
20 another vehicle in a school zone or a school crossing zone when the school speed  
21 limit is in effect and children are present.

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

1 **Section 1.** Chapter 484B of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3 *1. Except as otherwise provided in subsections 2 and 4, a*  
4 *person who is convicted of a violation of a speed limit, or of NRS*  
5 *484B.150, 484B.163, 484B.165, 484B.200 to 484B.217, inclusive,*  
6 *484B.223, 484B.227, 484B.280, 484B.283, 484B.287, 484B.300,*  
7 *484B.303, 484B.307, 484B.317, 484B.320, 484B.327, 484B.403,*  
8 *484B.600, 484B.603, 484B.650, 484B.653, 484B.657, 484C.110 or*  
9 *484C.120, that occurred in an area designated as a pedestrian*  
10 *safety zone may be punished by imprisonment or by a fine, or*  
11 *both, for a term or an amount equal to and in addition to the term*  
12 *of imprisonment or amount of the fine, or both, that the court*  
13 *imposes for the primary offense. Any term of imprisonment*  
14 *imposed pursuant to this subsection runs consecutively with the*  
15 *sentence prescribed by the court for the crime. This subsection*  
16 *does not create a separate offense, but provides an additional*  
17 *penalty for the primary offense, whose imposition is discretionary*  
18 *with the court and contingent upon the finding of the prescribed*  
19 *fact.*

20 *2. The additional penalty imposed pursuant to subsection 1*  
21 *must not exceed a total of \$1,000, 6 months of imprisonment or*  
22 *120 hours of community service.*

23 *3. A governmental entity that designates a pedestrian safety*  
24 *zone shall cause to be erected:*

25 *(a) A sign located before the beginning of the pedestrian safety*  
26 *zone which provides notice that higher fines may apply in*  
27 *pedestrian safety zones;*

28 *(b) A sign to mark the beginning of the pedestrian safety zone;*  
29 *and*

30 *(c) A sign to mark the end of the pedestrian safety zone.*

31 *4. A person who would otherwise be subject to an additional*  
32 *penalty pursuant to this section is not subject to such an additional*  
33 *penalty if, with respect to the pedestrian safety zone in which the*  
34 *violation occurred:*



1 (a) *A sign is not erected before the beginning of the pedestrian*  
2 *safety zone as required by paragraph (a) of subsection 3 to provide*  
3 *notice that higher fines may apply in pedestrian safety zones; or*

4 (b) *Signs are not erected as required by paragraphs (b) and (c)*  
5 *of subsection 3 to mark the beginning and end of the pedestrian*  
6 *safety zone.*

7 5. *The governing body of a local government or the*  
8 *Department of Transportation may designate a pedestrian safety*  
9 *zone on a highway if the governing body or the Department of*  
10 *Transportation:*

11 (a) *Makes findings as to the necessity and appropriateness of a*  
12 *pedestrian safety zone, including, without limitation, any*  
13 *circumstances on or near a highway which make an area of the*  
14 *highway dangerous for pedestrians; and*

15 (b) *Complies with the requirements of subsection 3 and NRS*  
16 *484A.430 and 484A.440.*

17 **Sec. 2.** NRS 484B.150 is hereby amended to read as follows:

18 484B.150 1. It is unlawful for a person to drink an alcoholic  
19 beverage while the person is driving or in actual physical control of  
20 a motor vehicle upon a highway.

21 2. Except as otherwise provided in this subsection, it is  
22 unlawful for a person to have an open container of an alcoholic  
23 beverage within the passenger area of a motor vehicle while the  
24 motor vehicle is upon a highway. This subsection does not apply to:

25 (a) The passenger area of a motor vehicle which is designed,  
26 maintained or used primarily for the transportation of persons for  
27 compensation; or

28 (b) The living quarters of a house coach or house trailer,  
29 ➔ but does apply to the driver of such a motor vehicle who is in  
30 possession or control of an open container of an alcoholic beverage.

31 3. A person who violates any provision of this section may be  
32 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 **H**  
33 **or section 1 of this act.**

34 4. As used in this section:

35 (a) "Alcoholic beverage" has the meaning ascribed to it in  
36 NRS 202.015.

37 (b) "Open container" means a container which has been opened  
38 or the seal of which has been broken.

39 (c) "Passenger area" means that area of a vehicle which is  
40 designed for the seating of the driver or a passenger.

41 **Sec. 3.** NRS 484B.163 is hereby amended to read as follows:

42 484B.163 1. A person shall not drive a vehicle when it is so  
43 loaded, or when there are in the front seat such number of persons,  
44 exceeding three, as to obstruct the view of the driver to the front or



1 sides of the vehicle or as to interfere with the driver's control over  
2 the driving mechanism of the vehicle.

3 2. A passenger in a vehicle shall not ride in such position as to  
4 interfere with the driver's view ahead or to the sides, or to interfere  
5 with the driver's control over the driving mechanism of the vehicle.

6 3. Except as otherwise provided in NRS 484D.440, a vehicle  
7 must not be operated upon any highway unless the driver's vision  
8 through any required glass equipment is normal.

9 4. A person who violates any provision of this section may be  
10 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~+~~  
11 **or section 1 of this act.**

12 **Sec. 4.** NRS 484B.165 is hereby amended to read as follows:

13 484B.165 1. Except as otherwise provided in this section, a  
14 person shall not, while operating a motor vehicle on a highway in  
15 this State:

16 (a) Manually type or enter text into a cellular telephone or other  
17 handheld wireless communications device, or send or read data  
18 using any such device to access or search the Internet or to engage  
19 in nonvoice communications with another person, including,  
20 without limitation, texting, electronic messaging and instant  
21 messaging.

22 (b) Use a cellular telephone or other handheld wireless  
23 communications device to engage in voice communications with  
24 another person, unless the device is used with an accessory which  
25 allows the person to communicate without using his or her hands,  
26 other than to activate, deactivate or initiate a feature or function on  
27 the device.

28 2. The provisions of this section do not apply to:

29 (a) A paid or volunteer firefighter, emergency medical  
30 technician, advanced emergency medical technician, paramedic,  
31 ambulance attendant or other person trained to provide emergency  
32 medical services who is acting within the course and scope of his or  
33 her employment.

34 (b) A law enforcement officer or any person designated by a  
35 sheriff or chief of police or the Director of the Department of Public  
36 Safety who is acting within the course and scope of his or her  
37 employment.

38 (c) A person who is reporting a medical emergency, a safety  
39 hazard or criminal activity or who is requesting assistance relating  
40 to a medical emergency, a safety hazard or criminal activity.

41 (d) A person who is responding to a situation requiring  
42 immediate action to protect the health, welfare or safety of the  
43 driver or another person and stopping the vehicle would be  
44 inadvisable, impractical or dangerous.



1 (e) A person who is licensed by the Federal Communications  
2 Commission as an amateur radio operator and who is providing a  
3 communication service in connection with an actual or impending  
4 disaster or emergency, participating in a drill, test, or other exercise  
5 in preparation for a disaster or emergency or otherwise  
6 communicating public information.

7 (f) An employee or contractor of a public utility who uses a  
8 handheld wireless communications device:

9 (1) That has been provided by the public utility; and

10 (2) While responding to a dispatch by the public utility to  
11 respond to an emergency, including, without limitation, a response  
12 to a power outage or an interruption in utility service.

13 3. The provisions of this section do not prohibit the use of a  
14 voice-operated global positioning or navigation system that is  
15 affixed to the vehicle.

16 4. A person who violates any provision of subsection 1 is  
17 guilty of a misdemeanor and:

18 (a) For the first offense within the immediately preceding 7  
19 years, shall pay a fine of \$50.

20 (b) For the second offense within the immediately preceding 7  
21 years, shall pay a fine of \$100.

22 (c) For the third or subsequent offense within the immediately  
23 preceding 7 years, shall pay a fine of \$250.

24 5. A person who violates any provision of subsection 1 may be  
25 subject to ~~the~~ *any* additional penalty set forth in NRS 484B.130 ~~+~~  
26 *or section 1 of this act.*

27 6. The Department of Motor Vehicles shall not treat a first  
28 violation of this section in the manner statutorily required for a  
29 moving traffic violation.

30 7. For the purposes of this section, a person shall be deemed  
31 not to be operating a motor vehicle if the motor vehicle is driven  
32 autonomously through the use of artificial-intelligence software and  
33 the autonomous operation of the motor vehicle is authorized by law.

34 8. As used in this section:

35 (a) "Handheld wireless communications device" means a  
36 handheld device for the transfer of information without the use of  
37 electrical conductors or wires and includes, without limitation, a  
38 cellular telephone, a personal digital assistant, a pager and a text  
39 messaging device. The term does not include a device used for two-  
40 way radio communications if:

41 (1) The person using the device has a license to operate the  
42 device, if required; and

43 (2) All the controls for operating the device, other than the  
44 microphone and a control to speak into the microphone, are located  
45 on a unit which is used to transmit and receive communications and



1 which is separate from the microphone and is not intended to be  
2 held.

3 (b) "Public utility" means a supplier of electricity or natural gas  
4 or a provider of telecommunications service for public use who is  
5 subject to regulation by the Public Utilities Commission of Nevada.

6 **Sec. 5.** NRS 484B.200 is hereby amended to read as follows:

7 484B.200 1. Upon all highways of sufficient width a vehicle  
8 must be driven upon the right half of the highway, except as  
9 follows:

10 (a) When overtaking and passing another vehicle proceeding in  
11 the same direction under the laws governing such movements;

12 (b) When the right half of the highway is closed to traffic;

13 (c) Upon a highway divided into three lanes for traffic under the  
14 laws applicable thereon;

15 (d) Upon a highway designated and posted for one-way traffic;  
16 or

17 (e) When the highway is not of sufficient width.

18 2. A person who violates any provision of this section may be  
19 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~+~~  
20 **or section 1 of this act.**

21 **Sec. 6.** NRS 484B.203 is hereby amended to read as follows:

22 484B.203 1. Drivers of vehicles proceeding in opposite  
23 directions shall pass each other keeping to the right, and upon  
24 highways having width for not more than one line of traffic in each  
25 direction, each driver shall give to the other at least one-half of the  
26 paved portion of the highway as nearly as possible.

27 2. A person who violates any provision of this section may be  
28 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~+~~  
29 **or section 1 of this act.**

30 **Sec. 7.** NRS 484B.207 is hereby amended to read as follows:

31 484B.207 1. The driver of a vehicle overtaking another  
32 vehicle proceeding in the same direction shall pass to the left thereof  
33 at a safe distance and shall not again drive to the right side of the  
34 highway until safely clear of the overtaken vehicle.

35 2. Except when overtaking and passing on the right is  
36 permitted, the driver of an overtaken vehicle shall give way to the  
37 right in favor of the overtaking vehicle upon observing the  
38 overtaking vehicle or hearing a signal. The driver of an overtaken  
39 vehicle shall not increase the speed of the vehicle until completely  
40 passed by the overtaking vehicle.

41 3. A person who violates any provision of this section may be  
42 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~+~~  
43 **or section 1 of this act.**



1       **Sec. 8.** NRS 484B.210 is hereby amended to read as follows:  
2       484B.210 1. The driver of a vehicle may overtake and pass  
3 upon the right of another vehicle only under the following  
4 conditions:

5       (a) When the driver of the vehicle overtaken is making or  
6 signaling to make a left turn.

7       (b) Upon a highway with unobstructed pavement which is not  
8 occupied by parked vehicles and which is of sufficient width for two  
9 or more lines of moving vehicles in each direction.

10       (c) Upon a highway with unobstructed pavement which is not  
11 marked as a traffic lane and which is not occupied by parked  
12 vehicles, if the vehicle that is overtaking and passing another  
13 vehicle:

14       (1) Does not travel more than 200 feet in the section of  
15 pavement not marked as a traffic lane; or

16       (2) While being driven in the section of pavement not  
17 marked as a traffic lane, does not travel through an intersection or  
18 past any private way that is used to enter or exit the highway.

19       (d) Upon any highway on which traffic is restricted to one  
20 direction of movement, where the highway is free from obstructions  
21 and of sufficient width for two or more lines of moving vehicles.

22       2. The driver of a vehicle may overtake and pass another  
23 vehicle upon the right only under conditions permitting such  
24 movement in safety.

25       3. The driver of a vehicle shall not overtake and pass another  
26 vehicle upon the right when such movement requires driving off the  
27 paved portion of the highway.

28       4. A person who violates any provision of this section may be  
29 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~§~~  
30 **or section 1 of this act.**

31       **Sec. 9.** NRS 484B.213 is hereby amended to read as follows:

32       484B.213 1. A vehicle must not be driven to the left side of  
33 the center of a two-lane, two-directional highway and overtaking  
34 and passing another vehicle proceeding in the same direction, unless  
35 such left side is clearly visible and is free of oncoming traffic for a  
36 sufficient distance ahead to permit such overtaking and passing to  
37 be completely made without interfering with the safe operation of  
38 any vehicle approaching from the opposite direction or any vehicle  
39 overtaken.

40       2. A vehicle must not be driven to the left side of the highway  
41 at any time:

42       (a) When approaching the crest of a grade or upon a curve in the  
43 highway where the driver's view is obstructed within such distance  
44 as to create a hazard in the event another vehicle might approach  
45 from the opposite direction.





1 (b) When approaching within 100 feet or traversing any  
2 intersection or railroad grade crossing.

3 (c) When the view is obstructed upon approaching within 100  
4 feet of any bridge, viaduct or tunnel.

5 3. Subsection 2 does not apply upon a one-way highway.

6 4. A person who violates any provision of this section may be  
7 subject to ~~the~~ any additional penalty set forth in NRS 484B.130 ~~H~~  
8 *or section 1 of this act.*

9 **Sec. 10.** NRS 484B.217 is hereby amended to read as follows:

10 484B.217 1. The Department of Transportation with respect  
11 to highways constructed under the authority of chapter 408 of NRS,  
12 and local authorities with respect to highways under their  
13 jurisdiction, may determine those zones of highways where  
14 overtaking and passing to the left or making a left-hand turn would  
15 be hazardous, and may by the erection of official traffic-control  
16 devices indicate such zones. When such devices are in place and  
17 clearly visible to an ordinarily observant person, every driver of a  
18 vehicle shall obey the directions thereof.

19 2. Except as otherwise provided in subsections 3 and 4, a  
20 driver shall not drive on the left side of the highway within such  
21 zone or drive across or on the left side of any pavement striping  
22 designed to mark such zone throughout its length.

23 3. A driver may drive across a pavement striping marking such  
24 zone to an adjoining highway if the driver has first given the  
25 appropriate turn signal and there will be no impediment to  
26 oncoming or following traffic.

27 4. Except where otherwise provided, a driver may drive across  
28 a pavement striping marking such a zone to make a left-hand turn if  
29 the driver has first given the appropriate turn signal in compliance  
30 with NRS 484B.413, if it is safe and if it would not be an  
31 impediment to oncoming or following traffic.

32 5. A person who violates any provision of this section may be  
33 subject to ~~the~~ any additional penalty set forth in NRS 484B.130 ~~H~~  
34 *or section 1 of this act.*

35 **Sec. 11.** NRS 484B.223 is hereby amended to read as follows:

36 484B.223 1. If a highway has two or more clearly marked  
37 lanes for traffic traveling in one direction, vehicles must:

38 (a) Be driven as nearly as practicable entirely within a single  
39 lane; and

40 (b) Not be moved from that lane until the driver has given the  
41 appropriate turn signal and ascertained that such movement can be  
42 made with safety.

43 2. Upon a highway which has been divided into three clearly  
44 marked lanes, a vehicle must not be driven in the extreme left lane





1 at any time. A vehicle on such a highway must not be driven in the  
2 center lane except:

3 (a) When overtaking and passing another vehicle where the  
4 highway is clearly visible and the center lane is clear of traffic for a  
5 safe distance;

6 (b) In preparation for a left turn; or

7 (c) When the center lane is allocated exclusively to traffic  
8 moving in the direction in which the vehicle is proceeding and a  
9 sign is posted to give notice of such allocation.

10 3. If a highway has been designed to provide a single center  
11 lane to be used only for turning by traffic moving in both directions,  
12 the following rules apply:

13 (a) A vehicle may be driven in the center turn lane only for the  
14 purpose of making a left-hand turn onto or from the highway.

15 (b) A vehicle must not travel more than 200 feet in a center turn  
16 lane before making a left-hand turn from the highway.

17 (c) A vehicle must not travel more than 50 feet in a center turn  
18 lane after making a left-hand turn onto the highway before merging  
19 with traffic.

20 4. If a highway has been designed to provide a single right lane  
21 to be used only for turning, a vehicle must:

22 (a) Be driven in the right turn lane only for the purpose of  
23 making a right turn; and

24 (b) While being driven in the right turn lane, not travel through  
25 an intersection.

26 5. A person who violates any provision of this section may be  
27 subject to ~~the~~ *any* additional penalty set forth in NRS 484B.130 ~~+~~  
28 *or section 1 of this act.*

29 **Sec. 12.** NRS 484B.227 is hereby amended to read as follows:

30 484B.227 1. Every vehicle driven upon a divided highway  
31 must be driven only upon the right-hand roadway and must not be  
32 driven over, across or within any dividing space, barrier or section  
33 or make any left turn, semicircular turn or U-turn, except through an  
34 opening in the barrier or dividing section or space or at a crossover  
35 or intersection established by a public authority.

36 2. A person who violates any provision of this section may be  
37 subject to ~~the~~ *any* additional penalty set forth in NRS 484B.130 ~~+~~  
38 *or section 1 of this act.*

39 **Sec. 13.** NRS 484B.280 is hereby amended to read as follows:

40 484B.280 1. A driver of a motor vehicle shall:

41 (a) Exercise due care to avoid a collision with a pedestrian;

42 (b) Give an audible warning with the horn of the vehicle if  
43 appropriate and when necessary to avoid such a collision; and

44 (c) Exercise proper caution upon observing a pedestrian:

45 (1) On or near a highway, street or road;



1 (2) At or near a bus stop or bench, shelter or transit stop for  
2 passengers of public mass transportation or in the act of boarding a  
3 bus or other public transportation vehicle; or

4 (3) In or near a *school zone or a* school crossing zone  
5 marked in accordance with NRS 484B.363 or a marked or unmarked  
6 crosswalk.

7 2. If, while violating any provision of this section, the driver of  
8 a motor vehicle is the proximate cause of a collision with a  
9 pedestrian, the driver is subject to the additional penalty set forth in  
10 subsection 4 of NRS 484B.653.

11 *3. A person who violates any provision of subsection 1 may be*  
12 *subject to the additional penalty set forth in section 1 of this act.*

13 **Sec. 14.** NRS 484B.283 is hereby amended to read as follows:

14 484B.283 1. Except as otherwise provided in NRS 484B.287,  
15 484B.290 and 484B.350:

16 (a) When official traffic-control devices are not in place or not  
17 in operation, the driver of a vehicle shall yield the right-of-way,  
18 slowing down or stopping if need be so to yield, to a pedestrian  
19 crossing the highway within a crosswalk when the pedestrian is  
20 upon the half of the highway upon which the vehicle is traveling, or  
21 when the pedestrian is approaching so closely from the opposite half  
22 of the highway as to be in danger.

23 (b) A pedestrian shall not suddenly leave a curb or other place of  
24 safety and walk or run into the path of a vehicle which is so close  
25 that it is impossible for the driver to yield.

26 (c) Whenever a vehicle is stopped at a marked crosswalk or at  
27 an unmarked crosswalk at an intersection, the driver of any other  
28 vehicle approaching from the rear shall not overtake and pass the  
29 stopped vehicle until the driver has determined that the vehicle  
30 being overtaken was not stopped for the purpose of permitting a  
31 pedestrian to cross the highway.

32 (d) Whenever signals exhibiting the words "Walk" or "Don't  
33 Walk" are in place, such signals indicate as follows:

34 (1) While the "Walk" indication is illuminated, pedestrians  
35 facing the signal may proceed across the highway in the direction of  
36 the signal and must be given the right-of-way by the drivers of all  
37 vehicles.

38 (2) While the "Don't Walk" indication is illuminated, either  
39 steady or flashing, a pedestrian shall not start to cross the highway  
40 in the direction of the signal, but any pedestrian who has partially  
41 completed the crossing during the "Walk" indication shall proceed  
42 to a sidewalk, or to a safety zone if one is provided.

43 (3) Whenever the word "Wait" still appears in a signal, the  
44 indication has the same meaning as assigned in this section to the  
45 "Don't Walk" indication.



1 (4) Whenever a signal system provides a signal phase for the  
2 stopping of all vehicular traffic and the exclusive movement of  
3 pedestrians, and “Walk” and “Don’t Walk” indications control  
4 pedestrian movement, pedestrians may cross in any direction  
5 between corners of the intersection offering the shortest route within  
6 the boundaries of the intersection when the “Walk” indication is  
7 exhibited, and when signals and other official traffic-control devices  
8 direct pedestrian movement in the manner provided in this section  
9 and in NRS 484B.307.

10 2. If, while violating paragraph (a) or (c) of subsection 1, the  
11 driver of a motor vehicle is the proximate cause of a collision with a  
12 pedestrian, the driver is subject to the additional penalty set forth in  
13 subsection 4 of NRS 484B.653.

14 **3. A person who violates any provision of subsection 1 may be**  
15 **subject to the additional penalty set forth in section 1 of this act.**

16 **Sec. 15.** NRS 484B.287 is hereby amended to read as follows:

17 484B.287 **1.** Except as provided in NRS 484B.290:

18 ~~1-1~~ **(a)** Every pedestrian crossing a highway at any point other  
19 than within a marked crosswalk or within an unmarked crosswalk at  
20 an intersection shall yield the right-of-way to all vehicles upon the  
21 highway.

22 ~~1-2~~ **(b)** Any pedestrian crossing a highway at a point where a  
23 pedestrian tunnel or overhead pedestrian crossing has been provided  
24 shall yield the right-of-way to all vehicles upon the highway.

25 ~~1-3~~ **(c)** Between adjacent intersections at which official traffic-  
26 control devices are in operation pedestrians shall not cross at any  
27 place except in a marked crosswalk.

28 ~~1-4~~ **(d)** A pedestrian shall not cross an intersection diagonally  
29 unless authorized by official traffic-control devices.

30 ~~1-5~~ **(e)** When authorized to cross diagonally, pedestrians shall  
31 cross only in accordance with the official traffic-control devices  
32 pertaining to such crossing movements.

33 **2. A person who violates any provision of this section may be**  
34 **subject to the additional penalty set forth in section 1 of this act.**

35 **Sec. 16.** NRS 484B.300 is hereby amended to read as follows:

36 484B.300 **1.** Except as otherwise provided in NRS 484B.307,  
37 it is unlawful for any driver to disobey the instructions of any  
38 official traffic-control device placed in accordance with the  
39 provisions of chapters 484A to 484E, inclusive, of NRS, unless at  
40 the time otherwise directed by a police officer.

41 **2.** No provision of chapters 484A to 484E, inclusive, of NRS  
42 for which such devices are required may be enforced against an  
43 alleged violator if at the time and place of the alleged violation the  
44 device is not in proper position and sufficiently legible to be seen by  
45 an ordinarily observant person. Whenever a particular provision of



1 chapters 484A to 484E, inclusive, of NRS does not state that such  
2 devices are required, the provision is effective even though no  
3 devices are erected or in place.

4 3. Whenever devices are placed in position approximately  
5 conforming to the requirements of chapters 484A to 484E, inclusive,  
6 of NRS, such devices are presumed to have been so placed by the  
7 official act or direction of a public authority, unless the contrary is  
8 established by competent evidence.

9 4. Any device placed pursuant to the provisions of chapters  
10 484A to 484E, inclusive, of NRS and purporting to conform to the  
11 lawful requirements pertaining to such devices is presumed to  
12 comply with the requirements of chapters 484A to 484E, inclusive,  
13 of NRS unless the contrary is established by competent evidence.

14 5. A person who violates any provision of subsection 1 may be  
15 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~†~~  
16 **or section 1 of this act.**

17 **Sec. 17.** NRS 484B.303 is hereby amended to read as follows:

18 484B.303 1. Whenever official traffic-control devices are  
19 erected indicating that no right or left turn is permitted, it is  
20 unlawful for any driver of a vehicle to disobey the directions of any  
21 such devices.

22 2. A person who violates any provision of this section may be  
23 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~†~~  
24 **or section 1 of this act.**

25 **Sec. 18.** NRS 484B.307 is hereby amended to read as follows:

26 484B.307 1. Whenever traffic is controlled by official traffic-  
27 control devices exhibiting different colored lights, or colored lighted  
28 arrows, successively one at a time or in combination as declared in  
29 the manual and specifications adopted by the Department of  
30 Transportation, only the colors green, yellow and red may be used,  
31 except for special pedestrian-control devices carrying a word legend  
32 as provided in NRS 484B.283. The lights, arrows and combinations  
33 thereof indicate and apply to drivers of vehicles and pedestrians as  
34 provided in this section.

35 2. When the signal is circular green alone:

36 (a) Vehicular traffic facing the signal may proceed straight  
37 through or turn right or left unless another device at the place  
38 prohibits either or both such turns. Such vehicular traffic, including  
39 vehicles turning right or left, must yield the right-of-way to other  
40 vehicles and to pedestrians lawfully within the intersection or an  
41 adjacent crosswalk at the time the signal is exhibited.

42 (b) Pedestrians facing such a signal may proceed across the  
43 highway within any marked or unmarked crosswalk, unless directed  
44 otherwise by another device as provided in NRS 484B.283.

45 3. Where the signal is circular green with a green turn arrow:



1 (a) Vehicular traffic facing the signal may proceed to make the  
2 movement indicated by the green turn arrow or such other  
3 movement as is permitted by the circular green signal, but the traffic  
4 must yield the right-of-way to pedestrians lawfully within an  
5 adjacent crosswalk and to other traffic lawfully using the  
6 intersection at the time the signal is exhibited. Drivers turning in the  
7 direction of the arrow when displayed with the circular green are  
8 thereby advised that so long as a turn arrow is illuminated,  
9 oncoming or opposing traffic simultaneously faces a steady red  
10 signal.

11 (b) Pedestrians facing such a signal may proceed across the  
12 highway within any marked or unmarked crosswalk, unless directed  
13 otherwise by another device as provided in NRS 484B.283.

14 4. Where the signal is a green turn arrow alone:

15 (a) Vehicular traffic facing the signal may proceed only in the  
16 direction indicated by the arrow signal so long as the arrow is  
17 illuminated, but the traffic must yield the right-of-way to pedestrians  
18 lawfully within the adjacent crosswalk and to other traffic lawfully  
19 using the intersection.

20 (b) Pedestrians facing such a signal shall not enter the highway  
21 until permitted to proceed by another device as provided in  
22 NRS 484B.283.

23 5. Where the signal is a green straight-through arrow alone:

24 (a) Vehicular traffic facing the signal may proceed straight  
25 through, but must not turn right or left. Such vehicular traffic must  
26 yield the right-of-way to other vehicles and to pedestrians lawfully  
27 within the intersection or an adjacent crosswalk at the time the  
28 signal is exhibited.

29 (b) Pedestrians facing such a signal may proceed across the  
30 highway within the appropriate marked or unmarked crosswalk,  
31 unless directed otherwise by another device as provided in  
32 NRS 484B.283.

33 6. Where the signal is a steady yellow signal alone:

34 (a) Vehicular traffic facing the signal is thereby warned that the  
35 related green movement is being terminated or that a steady red  
36 indication will be exhibited immediately thereafter, and such  
37 vehicular traffic must not enter the intersection when the red signal  
38 is exhibited.

39 (b) Pedestrians facing such a signal, unless otherwise directed  
40 by another device as provided in NRS 484B.283, are thereby  
41 advised that there is insufficient time to cross the highway.

42 7. *Where the signal is a flashing yellow turn arrow, displayed*  
43 *alone or in combination with another signal:*

44 (a) *Vehicular traffic facing the signal is permitted to*  
45 *cautiously enter the intersection only to make the movement*



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1 *indicated by the arrow signal, or other such movement as is*  
2 *permitted by other signal indications displayed at the same time.*  
3 *Such vehicular traffic must yield the right-of-way to pedestrians*  
4 *lawfully within the intersection or an adjacent crosswalk and yield*  
5 *the right-of-way to other traffic lawfully within the intersection.*

6 *(b) Pedestrians facing such a signal, unless otherwise directed*  
7 *by another device as provided in NRS 484B.283, are thereby*  
8 *advised that there may be insufficient time to cross the highway,*  
9 *but may proceed across the highway within the appropriate*  
10 *marked or unmarked crosswalk.*

11 8. Where the signal is a steady red signal alone:

12 (a) Vehicular traffic facing the signal must stop before entering  
13 the crosswalk on the nearest side of the intersection where the sign  
14 or pavement marking indicates where the stop must be made, or in  
15 the absence of any such crosswalk, sign or marking, then before  
16 entering the intersection, and, except as otherwise provided in  
17 paragraphs (c) and (d), must remain stopped or standing until the  
18 green signal is shown.

19 (b) Pedestrians facing such a signal shall not enter the highway,  
20 unless permitted to proceed by another device as provided in  
21 NRS 484B.283.

22 (c) After complying with the requirement to stop, vehicular  
23 traffic facing such a signal and situated on the extreme right of the  
24 highway may proceed into the intersection for a right turn only  
25 when the intersecting highway is two-directional or one-way  
26 to the right, or vehicular traffic facing such a signal and situated on  
27 the extreme left of a one-way highway may proceed into the  
28 intersection for a left turn only when the intersecting highway is  
29 one-way to the left, but must yield the right-of-way to pedestrians  
30 and other traffic proceeding as directed by the signal at the  
31 intersection.

32 (d) After complying with the requirement to stop, a person  
33 driving a motorcycle, moped or trimobile or riding a bicycle or an  
34 electric bicycle may proceed straight through or turn right or left if:

35 (1) The person waits for two complete cycles of the lights or  
36 lighted arrows of the applicable official traffic-control device and  
37 the signal does not change because of a malfunction or because the  
38 signal failed to detect the presence of the motorcycle, moped,  
39 trimobile, bicycle or electric bicycle;

40 (2) No other device at the place prohibits either or both such  
41 turns, if applicable; and

42 (3) The person yields the right-of-way to pedestrians and  
43 other traffic proceeding as directed by the signal at the intersection.



1 (e) Vehicular traffic facing the signal may not proceed on or  
2 through any private or public property to enter the intersecting street  
3 where traffic is not facing a red signal to avoid the red signal.

4 ~~18-1~~ 9. Where the signal is a steady red with a green turn  
5 arrow:

6 (a) Except as otherwise provided in paragraph (b), vehicular  
7 traffic facing the signal may enter the intersection only to make the  
8 movement indicated by the green turn arrow, but must yield the  
9 right-of-way to pedestrians lawfully within an adjacent crosswalk  
10 and to other traffic lawfully using the intersection. Drivers turning in  
11 the direction of the arrow are thereby advised that so long as the turn  
12 arrow is illuminated, oncoming or opposing traffic simultaneously  
13 faces a steady red signal.

14 (b) A person driving a motorcycle, moped or trimobile or riding  
15 a bicycle or an electric bicycle facing the signal may proceed  
16 straight through or turn in the direction opposite that indicated by  
17 the green turn arrow if:

18 (1) The person stops before entering the crosswalk on the  
19 nearest side of the intersection where the sign or pavement marking  
20 indicates where the stop must be made or, in the absence of any  
21 such crosswalk, sign or marking, before entering the intersection;

22 (2) The person waits for two complete cycles of the lights or  
23 lighted arrows of the applicable official traffic-control device and  
24 the signal does not change because of a malfunction or because the  
25 signal failed to detect the presence of the motorcycle, moped,  
26 trimobile, bicycle or electric bicycle;

27 (3) No other device at the place prohibits the turn, if  
28 applicable; and

29 (4) The person yields the right-of-way to pedestrians  
30 lawfully within an adjacent crosswalk and to other traffic lawfully  
31 using the intersection.

32 (c) Pedestrians facing such a signal shall not enter the highway,  
33 unless permitted to proceed by another device as provided in  
34 NRS 484B.283.

35 ~~19-1~~ 10. If a person violates paragraph (d) of subsection ~~17-1~~ 8  
36 or paragraph (b) of subsection ~~18-1~~ 9 and that violation results in an  
37 injury to another person, the violation creates a rebuttable  
38 presumption of all facts necessary to impose civil liability for the  
39 injury.

40 ~~10-1~~ 11. If a signal is erected and maintained at a place other  
41 than an intersection, the provisions of this section are applicable  
42 except as to those provisions which by their nature can have no  
43 application. Any stop required must be made at a sign or pavement  
44 marking indicating where the stop must be made, but in the absence  
45 of any such device the stop must be made at the signal.





1 ~~11.1~~ 12. Whenever signals are placed over the individual  
2 lanes of a highway, the signals indicate, and apply to drivers of  
3 vehicles, as follows:

4 (a) A downward-pointing green arrow means that a driver facing  
5 the signal may drive in any lane over which the green signal is  
6 shown.

7 (b) A red "X" symbol means a driver facing the signal must not  
8 enter or drive in any lane over which the red signal is shown.

9 ~~12.1~~ 13. A local authority shall not adopt an ordinance or  
10 regulation or take any other action that prohibits vehicular traffic  
11 from crossing an intersection when:

12 (a) The red signal is exhibited; and

13 (b) The vehicular traffic in question had already completely  
14 entered the intersection before the red signal was exhibited. For the  
15 purposes of this paragraph, a vehicle shall be considered to have  
16 "completely entered" an intersection when all portions of the vehicle  
17 have crossed the limit line or other point of demarcation behind  
18 which vehicular traffic must stop when a red signal is displayed.

19 *14. A person who violates any provision of this section may*  
20 *be subject to the additional penalty set forth in section 1 of this act.*

21 **Sec. 19.** NRS 484B.317 is hereby amended to read as follows:

22 484B.317 1. A person shall not, without lawful authority,  
23 attempt to or alter, deface, injure, knock down or remove any  
24 official traffic-control device or any railroad sign or signal or any  
25 inscription, shield or insigne thereon, or any other part thereof.

26 2. A person who violates any provision of this section may be  
27 subject to ~~the~~ *any* additional penalty set forth in NRS 484B.130 ~~1~~  
28 *or section 1 of this act.*

29 **Sec. 20.** NRS 484B.320 is hereby amended to read as follows:

30 484B.320 1. Except as otherwise provided in this section:

31 (a) A person shall not operate a vehicle on the highways of this  
32 State if the vehicle is equipped with any device or mechanism,  
33 including, without limitation, a mobile transmitter, that is capable of  
34 interfering with or altering the signal of a traffic-control signal.

35 (b) A person shall not operate any device or mechanism,  
36 including, without limitation, a mobile transmitter, that is capable of  
37 interfering with or altering the signal of a traffic-control signal.

38 2. Except as otherwise provided in this subsection, a person  
39 shall not in this State sell or offer for sale any device or mechanism,  
40 including, without limitation, a mobile transmitter, that is capable of  
41 interfering with or altering the signal of a traffic-control signal. The  
42 provisions of this subsection do not prohibit a person from selling or  
43 offering for sale:

44 (a) To a provider of mass transit, a signal prioritization device;  
45 or



1 (b) To a response agency, a signal preemption device or a signal  
2 prioritization device, or both.

3 3. A police officer:

4 (a) Shall, without a warrant, seize any device or mechanism,  
5 including, without limitation, a mobile transmitter, that is capable of  
6 interfering with or altering the signal of a traffic-control signal; or

7 (b) May, without a warrant, seize and take possession of a  
8 vehicle equipped with any device or mechanism that is capable of  
9 interfering with or altering the signal of a traffic-control signal,  
10 including, without limitation, a mobile transmitter, if the device or  
11 mechanism cannot be removed from the motor vehicle by the police  
12 officer, and may cause the vehicle to be towed and impounded until:

13 (1) The device or mechanism is removed from the vehicle;  
14 and

15 (2) The owner claims the vehicle by paying the cost of the  
16 towing and impoundment.

17 4. Neither the police officer nor the governmental entity which  
18 employs the officer is civilly liable for any damage to a vehicle  
19 seized pursuant to the provisions of paragraph (b) of subsection 3  
20 that occurs after the vehicle is seized but before the towing process  
21 begins.

22 5. Except as otherwise provided in subsection 9, the presence  
23 of any device or mechanism, including, without limitation, a mobile  
24 transmitter, that is capable of interfering with or altering the signal  
25 of a traffic-control signal in or on a vehicle on the highways of this  
26 State constitutes prima facie evidence of a violation of this section.  
27 The State need not prove that the device or mechanism in question  
28 was in an operative condition or being operated.

29 6. A person who violates the provisions of subsection 1 or 2 is  
30 guilty of a misdemeanor.

31 7. A person who violates any provision of subsection 1 or 2  
32 may be subject to ~~the~~ *any* additional penalty set forth in NRS  
33 484B.130 ~~H~~ *or section 1 of this act.*

34 8. A provider of mass transit shall not operate or cause to be  
35 operated a signal prioritization device in such a manner as to impede  
36 or interfere with the use by response agencies of signal preemption  
37 devices.

38 9. The provisions of this section do not:

39 (a) Except as otherwise provided in subsection 8, prohibit a  
40 provider of mass transit from acquiring, possessing or operating a  
41 signal prioritization device.

42 (b) Prohibit a response agency from acquiring, possessing or  
43 operating a signal preemption device or a signal prioritization  
44 device, or both.

45 10. As used in this section:



- 1 (a) "Mobile transmitter" means a device or mechanism that is:  
2 (1) Portable, installed within a vehicle or capable of being  
3 installed within a vehicle; and  
4 (2) Designed to affect or alter, through the emission or  
5 transmission of sound, infrared light, strobe light or any other  
6 audible, visual or electronic method, the normal operation of a  
7 traffic-control signal.  
8 ➔ The term includes, without limitation, a signal preemption device  
9 and a signal prioritization device.
- 10 (b) "Provider of mass transit" means a governmental entity or a  
11 contractor of a governmental entity which operates, in whole or in  
12 part:  
13 (1) A public transit system, as that term is defined in NRS  
14 377A.016; or  
15 (2) A system of public transportation referred to in  
16 NRS 277A.270.
- 17 (c) "Response agency" means an agency of this State or of a  
18 political subdivision of this State that provides services related to  
19 law enforcement, firefighting, emergency medical care or public  
20 safety. The term includes a nonprofit organization or private  
21 company that, as authorized pursuant to chapter 450B of NRS:  
22 (1) Provides ambulance service; or  
23 (2) Provides the level of medical care provided by an  
24 advanced emergency medical technician or paramedic to sick or  
25 injured persons at the scene of an emergency or while transporting  
26 those persons to a medical facility.
- 27 (d) "Signal preemption device" means a mobile transmitter that,  
28 when activated and when a vehicle equipped with such a device  
29 approaches an intersection controlled by a traffic-control signal,  
30 causes:  
31 (1) The signal, in the direction of travel of the vehicle, to  
32 remain green if the signal is already displaying a green light;  
33 (2) The signal, in the direction of travel of the vehicle, to  
34 change from red to green if the signal is displaying a red light;  
35 (3) The signal, in other directions of travel, to remain red or  
36 change to red, as applicable, to prevent other vehicles from entering  
37 the intersection; and  
38 (4) The applicable functions described in subparagraphs (1),  
39 (2) and (3) to continue until such time as the vehicle equipped with  
40 the device is clear of the intersection.
- 41 (e) "Signal prioritization device" means a mobile transmitter  
42 that, when activated and when a vehicle equipped with such a  
43 device approaches an intersection controlled by a traffic-control  
44 signal, causes:



1 (1) The signal, in the direction of travel of the vehicle, to  
2 display a green light a few seconds sooner than the green light  
3 would otherwise be displayed;

4 (2) The signal, in the direction of travel of the vehicle, to  
5 display a green light for a few seconds longer than the green light  
6 would otherwise be displayed; or

7 (3) The functions described in both subparagraphs (1)  
8 and (2).

9 (f) "Traffic-control signal" means a traffic-control signal, as  
10 defined in NRS 484A.290, which is capable of receiving and  
11 responding to an emission or transmission from a mobile  
12 transmitter.

13 **Sec. 21.** NRS 484B.327 is hereby amended to read as follows:

14 484B.327 1. It is unlawful for any person to remove any  
15 barrier or sign stating that a highway is closed to traffic.

16 2. It is unlawful to pass over a highway that is marked, signed  
17 or barricaded to indicate that it is closed to traffic. A person who  
18 violates any provision of this subsection may be subject to ~~the~~ **any**  
19 additional penalty set forth in NRS 484B.130 **or section 1 of this**  
20 **act.**

21 **Sec. 22.** NRS 484B.363 is hereby amended to read as follows:

22 484B.363 1. A person shall not drive a motor vehicle at a  
23 speed in excess of 15 miles per hour in an area designated as a  
24 school zone except:

25 (a) On a day on which school is not in session;

26 (b) During the period from a half hour after school is no longer  
27 in operation to a half hour before school is next in operation;

28 (c) If the zone is designated by an operational speed limit  
29 beacon, during the hours when the pupils of the school are in class  
30 and the yellow lights of the speed limit beacon are not flashing in  
31 the manner which indicates that the speed limit is in effect; or

32 (d) If the zone is not designated by an operational speed limit  
33 beacon, during the times when the sign designating the school zone  
34 indicates that the speed limit is not in effect.

35 2. A person shall not drive a motor vehicle at a speed in excess  
36 of 25 miles per hour in an area designated as a school crossing zone  
37 except:

38 (a) On a day on which school is not in session;

39 (b) During the period from a half hour after school is no longer  
40 in operation to a half hour before school is next in operation;

41 (c) If the zone is designated by an operational speed limit  
42 beacon, during the hours when the pupils of the school are in class  
43 and the yellow lights of the speed limit beacon are not flashing in  
44 the manner which indicates that the speed limit is in effect; or



1 (d) If the zone is not designated by an operational speed limit  
2 beacon, during the times when the sign designating the school zone  
3 indicates that the speed limit is not in effect.

4 3. *The driver of a vehicle shall not make a U-turn in an area*  
5 *designated as a school zone or school crossing zone except:*

6 (a) *When there are no children present;*

7 (b) *On a day on which school is not in session;*

8 (c) *During the period from a half hour after school is no*  
9 *longer in operation to a half hour before school is next in*  
10 *operation;*

11 (d) *If the zone is designated by an operational speed limit*  
12 *beacon, during the hours when the pupils of the school are in*  
13 *class and the yellow lights of the speed limit beacon are not*  
14 *flashing in the manner which indicates that the speed limit is in*  
15 *effect; or*

16 (e) *If the zone is not designated by an operational speed limit*  
17 *beacon, during the times when the sign designating the school*  
18 *zone or school crossing zone indicates that the speed limit is not in*  
19 *effect.*

20 4. *The driver of a vehicle shall not overtake and pass another*  
21 *vehicle traveling in the same direction in an area designated as a*  
22 *school zone or school crossing zone except:*

23 (a) *On a day on which the school is not in session;*

24 (b) *During the period from a half hour after school is no*  
25 *longer in operation to a half hour before school is next in*  
26 *operation;*

27 (c) *If the zone is designated by an operational speed limit*  
28 *beacon, during the hours when the pupils of the school are in*  
29 *class and the yellow lights of the speed limit beacon are not*  
30 *flashing in the manner which indicates that the speed limit is in*  
31 *effect; or*

32 (d) *If the zone is not designated by an operational speed limit*  
33 *beacon, during the times when the sign designating the school*  
34 *zone or school crossing zone indicates that the speed limit is not in*  
35 *effect.*

36 5. The governing body of a local government or the  
37 Department of Transportation shall designate school zones and  
38 school crossing zones. An area must not be designated as a school  
39 zone if imposing a speed limit of 15 miles per hour would be unsafe  
40 because of higher speed limits in adjoining areas.

41 ~~4~~ 6. Each such governing body and the Department of  
42 *Transportation* shall provide signs to mark the beginning and end of  
43 each school zone and school crossing zone which it respectively  
44 designates. Each sign marking the beginning of such a zone must



1 include a designation of the hours when the speed limit is in effect  
2 or that the speed limit is in effect when children are present.

3 ~~15.1~~ 7. With respect to each school zone and school crossing  
4 zone in a school district, the superintendent of the school district or  
5 his or her designee, in conjunction with the Department of  
6 Transportation and the governing body of the local government that  
7 designated the school zone or school crossing zone and after  
8 consulting with the principal of the school and the agency that is  
9 responsible for enforcing the speed limit in the zone, shall determine  
10 the times when the speed limit is in effect.

11 ~~16.1~~ 8. If, while violating ~~subsection 1 or 2,~~ any provision of  
12 *subsections 1 to 4, inclusive*, the driver of a motor vehicle is the  
13 proximate cause of a collision with a pedestrian or a person riding a  
14 bicycle, the driver is subject to the additional penalty set forth in  
15 subsection 4 of NRS 484B.653.

16 ~~17.1~~ 9. As used in this section, "speed limit beacon" means a  
17 device which is used in conjunction with a sign and equipped with  
18 two or more yellow lights that flash alternately to indicate when the  
19 speed limit in a school zone or school crossing zone is in effect.

20 **Sec. 23.** NRS 484B.403 is hereby amended to read as follows:

21 484B.403 1. A U-turn may be made on any road where the  
22 turn can be made with safety, except as prohibited by this section  
23 and by the provisions of NRS 484B.227, *484B.363* and 484B.407.

24 2. If an official traffic-control device indicates that a U-turn is  
25 prohibited, the driver shall obey the directions of the device.

26 3. The driver of a vehicle shall not make a U-turn in a business  
27 district, except at an intersection or on a divided highway where an  
28 appropriate opening or crossing place exists.

29 4. Notwithstanding the foregoing provisions of this section,  
30 local authorities and the Department of Transportation may prohibit  
31 U-turns at any location within their respective jurisdictions.

32 5. A person who violates any provision of this section may be  
33 subject to ~~the~~ any additional penalty set forth in NRS 484B.130 ~~1~~  
34 *or section 1 of this act.*

35 **Sec. 24.** NRS 484B.600 is hereby amended to read as follows:

36 484B.600 1. It is unlawful for any person to drive or operate  
37 a vehicle of any kind or character at:

38 (a) A rate of speed greater than is reasonable or proper, having  
39 due regard for the traffic, surface and width of the highway, the  
40 weather and other highway conditions.

41 (b) Such a rate of speed as to endanger the life, limb or property  
42 of any person.

43 (c) A rate of speed greater than that posted by a public authority  
44 for the particular portion of highway being traversed.

45 (d) In any event, a rate of speed greater than 75 miles per hour.



1 2. If, while violating any provision of subsection 1, the driver  
2 of a motor vehicle is the proximate cause of a collision with a  
3 pedestrian or a person riding a bicycle, the driver is subject to the  
4 additional penalty set forth in subsection 4 of NRS 484B.653.

5 3. A person who violates any provision of subsection 1 may be  
6 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~§~~  
7 **or section 1 of this act.**

8 **Sec. 25.** NRS 484B.603 is hereby amended to read as follows:

9 484B.603 1. The fact that the speed of a vehicle is lower than  
10 the prescribed limits does not relieve a driver from the duty to  
11 decrease speed when approaching and crossing an intersection,  
12 when approaching and going around a curve, when approaching a  
13 hill crest, when traveling upon any narrow or winding highway, or  
14 when special hazards exist or may exist with respect to pedestrians  
15 or other traffic, or by reason of weather or other highway conditions,  
16 and speed must be decreased as may be necessary to avoid colliding  
17 with any person, vehicle or other conveyance on or entering a  
18 highway in compliance with legal requirements and the duty of all  
19 persons to use due care.

20 2. Any person who fails to use due care as required by  
21 subsection 1 may be subject to ~~the~~ **any** additional penalty set forth  
22 in NRS 484B.130 ~~§~~ **or section 1 of this act.**

23 **Sec. 26.** NRS 484B.650 is hereby amended to read as follows:

24 484B.650 1. A driver commits an offense of aggressive  
25 driving if, during any single, continuous period of driving within the  
26 course of 1 mile, the driver does all the following, in any sequence:

27 (a) Commits one or more acts of speeding in violation of NRS  
28 484B.363 or 484B.600.

29 (b) Commits two or more of the following acts, in any  
30 combination, or commits any of the following acts more than once:

31 (1) Failing to obey an official traffic-control device in  
32 violation of NRS 484B.300.

33 (2) Overtaking and passing another vehicle upon the right by  
34 driving off the paved portion of the highway in violation of  
35 NRS 484B.210.

36 (3) Improper or unsafe driving upon a highway that has  
37 marked lanes for traffic in violation of NRS 484B.223.

38 (4) Following another vehicle too closely in violation of  
39 NRS 484B.127.

40 (5) Failing to yield the right-of-way in violation of any  
41 provision of NRS 484B.250 to 484B.267, inclusive.

42 (c) Creates an immediate hazard, regardless of its duration, to  
43 another vehicle or to another person, whether or not the other person  
44 is riding in or upon the vehicle of the driver or any other vehicle.





1 2. A driver may be prosecuted and convicted of an offense of  
2 aggressive driving in violation of subsection 1 whether or not the  
3 driver is prosecuted or convicted for committing any of the acts  
4 described in paragraphs (a) and (b) of subsection 1.

5 3. A driver who commits an offense of aggressive driving in  
6 violation of subsection 1 is guilty of a misdemeanor and:

7 (a) For the first offense, shall be punished:

8 (1) By a fine of not less than \$250 but not more than \$1,000;

9 or

10 (2) By both fine and imprisonment in the county jail for not  
11 more than 6 months.

12 (b) For the second offense, shall be punished:

13 (1) By a fine of not less than \$1,000 but not more than  
14 \$1,500; or

15 (2) By both fine and imprisonment in the county jail for not  
16 more than 6 months.

17 (c) For the third and each subsequent offense, shall be punished:

18 (1) By a fine of not less than \$1,500 but not more than  
19 \$2,000; or

20 (2) By both fine and imprisonment in the county jail for not  
21 more than 6 months.

22 4. In addition to any other penalty pursuant to subsection 3:

23 (a) For the first offense within 2 years, the court shall order the  
24 driver to attend, at the driver's own expense, a course of traffic  
25 safety approved by the Department and may issue an order  
26 suspending the driver's license of the driver for a period of not more  
27 than 30 days.

28 (b) For a second or subsequent offense within 2 years, the court  
29 shall issue an order revoking the driver's license of the driver for a  
30 period of 1 year.

31 5. To determine whether the provisions of paragraph (a) or (b)  
32 of subsection 4 apply to one or more offenses of aggressive driving,  
33 the court shall use the date on which each offense of aggressive  
34 driving was committed.

35 6. If the driver is already the subject of any other order  
36 suspending or revoking his or her driver's license, the court shall  
37 order the additional period of suspension or revocation, as  
38 appropriate, to apply consecutively with the previous order.

39 7. If the court issues an order suspending or revoking the  
40 driver's license of the driver pursuant to this section, the court shall  
41 require the driver to surrender to the court all driver's licenses then  
42 held by the driver. The court shall, within 5 days after issuing the  
43 order, forward the driver's licenses and a copy of the order to the  
44 Department.



1 8. If the driver successfully completes a course of traffic safety  
2 ordered pursuant to this section, the Department shall cancel three  
3 demerit points from his or her driving record in accordance with  
4 NRS 483.448 or 483.475, as appropriate, unless the driver would  
5 not otherwise be entitled to have those demerit points cancelled  
6 pursuant to the provisions of that section.

7 9. This section does not preclude the suspension or revocation  
8 of the driver's license of the driver, or the suspension of the future  
9 driving privileges of a person, pursuant to any other provision of  
10 law.

11 10. A person who violates any provision of subsection 1 may  
12 be subject to ~~the~~ any additional penalty set forth in NRS 484B.130  
13 ~~or section 1 of this act.~~

14 **Sec. 27.** NRS 484B.653 is hereby amended to read as follows:  
15 484B.653 1. It is unlawful for a person to:

16 (a) Drive a vehicle in willful or wanton disregard of the safety of  
17 persons or property.

18 (b) Drive a vehicle in an unauthorized speed contest on a public  
19 highway.

20 (c) Organize an unauthorized speed contest on a public highway.  
21 ➔ A violation of paragraph (a) or (b) of this subsection or  
22 subsection 1 of NRS 484B.550 constitutes reckless driving.

23 2. If, while violating the provisions of subsections 1 to 5,  
24 inclusive, of NRS 484B.270, NRS 484B.280, paragraph (a) or (c) of  
25 subsection 1 of NRS 484B.283, NRS 484B.350, subsection 1, ~~or~~ 2  
26 ~~or 3~~ of NRS 484B.363 or subsection 1 of NRS 484B.600, the driver  
27 of a motor vehicle is the proximate cause of a collision with a  
28 pedestrian or a person riding a bicycle, the violation constitutes  
29 reckless driving.

30 3. A person who violates paragraph (a) of subsection 1 is guilty  
31 of a misdemeanor and:

32 (a) For the first offense, shall be punished:

33 (1) By a fine of not less than \$250 but not more than \$1,000;

34 or

35 (2) By both fine and imprisonment in the county jail for not  
36 more than 6 months.

37 (b) For the second offense, shall be punished:

38 (1) By a fine of not less than \$1,000 but not more than  
39 \$1,500; or

40 (2) By both fine and imprisonment in the county jail for not  
41 more than 6 months.

42 (c) For the third and each subsequent offense, shall be punished:

43 (1) By a fine of not less than \$1,500 but not more than  
44 \$2,000; or



1 (2) By both fine and imprisonment in the county jail for not  
2 more than 6 months.

3 4. A person who violates paragraph (b) or (c) of subsection 1  
4 or commits a violation which constitutes reckless driving pursuant  
5 to subsection 2 is guilty of a misdemeanor and:

6 (a) For the first offense:

7 (1) Shall be punished by a fine of not less than \$250 but not  
8 more than \$1,000;

9 (2) Shall perform not less than 50 hours, but not more than  
10 99 hours, of community service; and

11 (3) May be punished by imprisonment in the county jail for  
12 not more than 6 months.

13 (b) For the second offense:

14 (1) Shall be punished by a fine of not less than \$1,000 but  
15 not more than \$1,500;

16 (2) Shall perform not less than 100 hours, but not more than  
17 199 hours, of community service; and

18 (3) May be punished by imprisonment in the county jail for  
19 not more than 6 months.

20 (c) For the third and each subsequent offense:

21 (1) Shall be punished by a fine of not less than \$1,500 but  
22 not more than \$2,000;

23 (2) Shall perform 200 hours of community service; and

24 (3) May be punished by imprisonment in the county jail for  
25 not more than 6 months.

26 5. In addition to any fine, community service and  
27 imprisonment imposed upon a person pursuant to subsection 4, the  
28 court:

29 (a) Shall issue an order suspending the driver's license of the  
30 person for a period of not less than 6 months but not more than 2  
31 years and requiring the person to surrender all driver's licenses then  
32 held by the person;

33 (b) Within 5 days after issuing an order pursuant to paragraph  
34 (a), shall forward to the Department any licenses, together with a  
35 copy of the order;

36 (c) For the first offense, may issue an order impounding, for a  
37 period of 15 days, any vehicle that is registered to the person who  
38 violates paragraph (b) or (c) of subsection 1 if the vehicle is used in  
39 the commission of the offense; and

40 (d) For the second and each subsequent offense, shall issue an  
41 order impounding, for a period of 30 days, any vehicle that is  
42 registered to the person who violates paragraph (b) or (c) of  
43 subsection 1 if the vehicle is used in the commission of the offense.

44 6. Unless a greater penalty is provided pursuant to subsection 4  
45 of NRS 484B.550, a person who does any act or neglects any duty



1 imposed by law while driving or in actual physical control of any  
2 vehicle in willful or wanton disregard of the safety of persons or  
3 property, if the act or neglect of duty proximately causes the death  
4 of or substantial bodily harm to another person, is guilty of a  
5 category B felony and shall be punished by imprisonment in the  
6 state prison for a minimum term of not less than 1 year and a  
7 maximum term of not more than 6 years and by a fine of not less  
8 than \$2,000 but not more than \$5,000.

9 7. A person who violates any provision of this section may be  
10 subject to ~~the~~ *any* additional penalty set forth in NRS 484B.130 *or*  
11 *section 1 of this act* unless the person is subject to the penalty  
12 provided pursuant to subsection 4 of NRS 484B.550.

13 8. As used in this section, "organize" means to plan, schedule  
14 or promote, or assist in the planning, scheduling or promotion of, an  
15 unauthorized speed contest on a public highway, regardless of  
16 whether a fee is charged for attending the unauthorized speed  
17 contest.

18 **Sec. 28.** NRS 484B.657 is hereby amended to read as follows:

19 484B.657 1. A person who, while driving or in actual  
20 physical control of any vehicle, proximately causes the death of  
21 another person through an act or omission that constitutes simple  
22 negligence is guilty of vehicular manslaughter and shall be punished  
23 for a misdemeanor.

24 2. A person who commits an offense of vehicular manslaughter  
25 may be subject to ~~the~~ *any* additional penalty set forth in NRS  
26 484B.130 ~~H~~ *or section 1 of this act*.

27 3. Upon the conviction of a person for a violation of the  
28 provisions of subsection 1, the court shall notify the Department of  
29 the conviction.

30 4. Upon receipt of notification from a court pursuant to  
31 subsection 3, the Department shall cause an entry of the conviction  
32 to be made upon the driving record of the person so convicted.

33 **Sec. 29.** NRS 484C.110 is hereby amended to read as follows:

34 484C.110 1. It is unlawful for any person who:

35 (a) Is under the influence of intoxicating liquor;

36 (b) Has a concentration of alcohol of 0.08 or more in his or her  
37 blood or breath; or

38 (c) Is found by measurement within 2 hours after driving or  
39 being in actual physical control of a vehicle to have a concentration  
40 of alcohol of 0.08 or more in his or her blood or breath,

41 ➔ to drive or be in actual physical control of a vehicle on a highway  
42 or on premises to which the public has access.

43 2. It is unlawful for any person who:

44 (a) Is under the influence of a controlled substance;



1 (b) Is under the combined influence of intoxicating liquor and a  
2 controlled substance; or

3 (c) Inhales, ingests, applies or otherwise uses any chemical,  
4 poison or organic solvent, or any compound or combination of any  
5 of these, to a degree which renders the person incapable of safely  
6 driving or exercising actual physical control of a vehicle,

7 to drive or be in actual physical control of a vehicle on a highway  
8 or on premises to which the public has access. The fact that any  
9 person charged with a violation of this subsection is or has been  
10 entitled to use that drug under the laws of this State is not a defense  
11 against any charge of violating this subsection.

12 3. It is unlawful for any person to drive or be in actual physical  
13 control of a vehicle on a highway or on premises to which the public  
14 has access with an amount of a prohibited substance in his or her  
15 blood or urine that is equal to or greater than:

16		Urine	Blood
17		Nanograms	Nanograms
18		per milliliter	per milliliter
19	Prohibited substance		
20			
21	(a) Amphetamine	500	100
22	(b) Cocaine	150	50
23	(c) Cocaine metabolite	150	50
24	(d) Heroin	2,000	50
25	(e) Heroin metabolite:		
26	(1) Morphine	2,000	50
27	(2) 6-monoacetyl morphine	10	10
28	(f) Lysergic acid diethylamide	25	10
29	(g) Marijuana	10	2
30	(h) Marijuana metabolite	15	5
31	(i) Methamphetamine	500	100
32	(j) Phencyclidine	25	10

33  
34 4. If consumption is proven by a preponderance of the  
35 evidence, it is an affirmative defense under paragraph (c) of  
36 subsection 1 that the defendant consumed a sufficient quantity of  
37 alcohol after driving or being in actual physical control of the  
38 vehicle, and before his or her blood or breath was tested, to cause  
39 the defendant to have a concentration of alcohol of 0.08 or more in  
40 his or her blood or breath. A defendant who intends to offer this  
41 defense at a trial or preliminary hearing must, not less than 14 days  
42 before the trial or hearing or at such other time as the court may  
43 direct, file and serve on the prosecuting attorney a written notice of  
44 that intent.



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1 5. A person who violates any provision of this section may be  
2 subject to ~~the~~ **any** additional penalty set forth in NRS 484B.130 ~~H~~  
3 **or section 1 of this act.**

4 **Sec. 30.** NRS 484C.120 is hereby amended to read as follows:

5 484C.120 1. It is unlawful for any person who:

6 (a) Is under the influence of intoxicating liquor;

7 (b) Has a concentration of alcohol of 0.04 or more but less than  
8 0.08 in his or her blood or breath; or

9 (c) Is found by measurement within 2 hours after driving or  
10 being in actual physical control of a commercial motor vehicle to  
11 have a concentration of alcohol of 0.04 or more but less than 0.08 in  
12 his or her blood or breath,

13 ➔ to drive or be in actual physical control of a commercial motor  
14 vehicle on a highway or on premises to which the public has access.

15 2. It is unlawful for any person who:

16 (a) Is under the influence of a controlled substance;

17 (b) Is under the combined influence of intoxicating liquor and a  
18 controlled substance; or

19 (c) Inhales, ingests, applies or otherwise uses any chemical,  
20 poison or organic solvent, or any compound or combination of any  
21 of these, to a degree which renders the person incapable of safely  
22 driving or exercising actual physical control of a commercial motor  
23 vehicle,

24 ➔ to drive or be in actual physical control of a commercial motor  
25 vehicle on a highway or on premises to which the public has access.

26 The fact that any person charged with a violation of this subsection  
27 is or has been entitled to use that drug under the laws of this State is  
28 not a defense against any charge of violating this subsection.

29 3. It is unlawful for any person to drive or be in actual physical  
30 control of a commercial motor vehicle on a highway or on premises  
31 to which the public has access with an amount of a prohibited  
32 substance in his or her blood or urine that is equal to or greater than:

33		Urine	Blood
34		Nanograms	Nanograms
35	Prohibited substance	per milliliter	per milliliter
36			
37			
38	(a) Amphetamine	500	100
39	(b) Cocaine	150	50
40	(c) Cocaine metabolite	150	50
41	(d) Heroin	2,000	50
42	(e) Heroin metabolite:		
43	(1) Morphine	2,000	50
44	(2) 6-monoacetyl morphine	10	10
45	(f) Lysergic acid diethylamide	25	10



\* S B 1 4 4 R 2 \*

	Urine Nanograms per milliliter	Blood Nanograms per milliliter
1 Prohibited substance		
2		
3		
4		
5 (g) Marijuana	10	2
6 (h) Marijuana metabolite	15	5
7 (i) Methamphetamine	500	100
8 (j) Phencyclidine	25	10
9		

10 4. If consumption is proven by a preponderance of the  
 11 evidence, it is an affirmative defense under paragraph (c) of  
 12 subsection 1 that the defendant consumed a sufficient quantity of  
 13 alcohol after driving or being in actual physical control of the  
 14 commercial motor vehicle, and before his or her blood or breath was  
 15 tested, to cause the defendant to have a concentration of alcohol of  
 16 0.04 or more in his or her blood or breath. A defendant who intends  
 17 to offer this defense at a trial or preliminary hearing must, not less  
 18 than 14 days before the trial or hearing or at such other time as the  
 19 court may direct, file and serve on the prosecuting attorney a written  
 20 notice of that intent.

21 5. A person who violates any provision of this section may be  
 22 subject to ~~the~~ any additional penalty set forth in NRS 484B.130 ~~H~~  
 23 *or section 1 of this act.*

24 6. As used in this section:

25 (a) "Commercial motor vehicle" means a motor vehicle or  
 26 combination of motor vehicles used in commerce to transport  
 27 passengers or property if the motor vehicle:

28 (1) Has a gross combination weight rating of 26,001 or more  
 29 pounds which includes a towed unit with a gross vehicle weight  
 30 rating of more than 10,000 pounds;

31 (2) Has a gross vehicle weight rating of 26,001 or more  
 32 pounds;

33 (3) Is designed to transport 16 or more passengers, including  
 34 the driver; or

35 (4) Regardless of size, is used in the transportation of  
 36 materials which are considered to be hazardous for the purposes of  
 37 the federal Hazardous Materials Transportation Act, 49 U.S.C. §§  
 38 5101 et. seq., and for which the display of identifying placards is  
 39 required pursuant to 49 C.F.R. Part 172, Subpart F.

40 (b) The phrase "concentration of alcohol of 0.04 or more but  
 41 less than 0.08 in his or her blood or breath" means 0.04 gram or  
 42 more but less than 0.08 gram of alcohol per 100 milliliters of the  
 43 blood of a person or per 210 liters of his or her breath.









