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## Transportation and Motor Vehicles; Slower Drivers-Use of Highways

University of the Pacific, McGeorge School of Law

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requires that all children under three years of age must be secured in a seat restraint while being transported in the rear seat of a vehicle registered in the state.<sup>2</sup> A safety belt may be used if the child is three or four years of age and is in the rear seat of a vehicle registered in the state.<sup>3</sup>

Any person who violates the provisions of Chapter 589 will be subject to a fine ranging from \$35 to \$100.<sup>4</sup> The charges will be dismissed, however, if the violator presents proof of purchase or rental of a restraining device to the court within fourteen days of issuance of the citation.<sup>5</sup>

Exempted from the requirements of Chapter 589 are persons transporting children (1) as a means of public transportation, including a taxi, school bus or emergency vehicle,<sup>6</sup> or (2) in a rented vehicle.<sup>7</sup> Also exempt are persons who possess a signed statement from a physician stating that the use of seat restraints or safety belts for a particular child would be impractical or dangerous because of the child's weight, physical unfitness, or medical condition.<sup>8</sup> Finally, the requirements of Chapter 589 are inapplicable if (1) all seating positions with safety belts are occupied,<sup>9</sup> (2) preference in the use of safety belts is given to children under three years of age,<sup>10</sup> and (3) all unrestrained children under five years of age are in the rear seat.<sup>11</sup>

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§1(4), at 1888 (providing that a violation shall not be considered negligence in any civil action, or negligence or reckless driving under NEV. REV. STAT. §484.377); 1983 Nev. Stat. c. 589, §1(1)(a), at 1888.

2. *Id.* c. 589, §1(1)(b), at 1888.

3. *Id.* c. 589, §1(1)(c), at 1888.

4. *Id.* c. 589, §1(2), at 1888.

5. *Id.*

6. *Id.* c. 589, §1(5)(a), at 1888.

7. *Id.*

8. *Id.* c. 589, §1(5)(b), at 1888. The physician's signed statement must be carried in the vehicle. *Id.*

9. *Id.* c. 589, §1(5)(c)(1), at 1889.

10. *Id.* c. 589, §1(5)(c)(2), at 1889.

11. *Id.* c. 589, §1(5)(c)(3), at 1889.

## **Transportation and Motor Vehicles; slower drivers—use of highways**

NEV. REV. STAT. §84.373 (amended).

SB 407 (Committee on Transportation); 1983 STAT. Ch 341

Prior law imposed a duty upon the driver of a motor vehicle<sup>1</sup> travel-

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1. NEV. REV. STAT. §84.081 (definition of motor vehicle).

ling on a highway<sup>2</sup> at a speed slower than the lawful limit and impeding the forward movement of other traffic, to drive on the extreme right side of the paved portion of the highway to permit impeded traffic to pass.<sup>3</sup> Chapter 341 clarifies the duties of a driver of a slow moving vehicle.<sup>4</sup> Chapter 341 imposes a duty to drive on the extreme right portion of the paved highway upon a driver who travels on a highway with one lane of traffic in each direction and at a speed slower than the lawful limit.<sup>5</sup> A slower driver on a highway with two or more lanes of traffic in their direction is required to drive in the extreme right hand lane.<sup>6</sup> In addition, Chapter 341 mandates the use of alternate routes where possible, when the roadway is a controlled-access highway.<sup>7</sup> Finally, Chapter 341 prohibits a person from stopping a vehicle on a roadway in a manner that blocks or impedes normal traffic movement<sup>8</sup>. These provisions, however, do not apply if the reduced speed or stopping of the vehicle is necessary for safety or is in compliance with the law.<sup>9</sup>

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2. *Id.* §84.065 (definition of highway).

3. 1969 NEV. STAT. C. 675, §104, AT 1487 (ENACTING NEV. REV. STAT. §484.373).

4. Compare NEV. REV. STAT. §484.373 (amended by 1983 NEV. STAT. C. 341, §1, at 822) with 1969 Nev. Stat. c. 675, §4, at 1487 (enacting NEV. REV. STAT. §484.373).

5. NEV. REV. STAT. §484.373(1)(a) (amended by 1983 Nev. Stat. c. 341, §1(1)(a), at 822).

6. *Id.* §484.373(1)(b) (amended by 1983 Nev. Stat. c. 341, §1(1)(b), at 822). This duty is waived in cases when the driver must change lanes to pass other slow moving vehicles. *Id.*

7. *Id.* §484.041 (definition of controlled-access highway), 484.373(1)(c) (amended by 1983 Nev. Stat. c. 341, §1(1)(c), at 822).

8. *Id.* §484.373(2) (amended by 1983 Nev. Stat. c. 341, §1, at 822).

9. *Id.* §484.373(1)-(2) (amended by 1983 Nev. Stat. c. 341, §1, at 822).

## **Transportation and Motor Vehicles; drivers' training school**

NEV. REV. STAT. §84.251 (amended).

AB 50 (Committee on Transportation); 1983 STAT. Ch 132

Existing law states that a violation of any traffic law<sup>1</sup> is punishable as a misdemeanor, unless otherwise provided.<sup>2</sup> Under Chapter 132, the court may order a person who has twice been convicted of violating the traffic laws to pay tuition for and attend an approved drivers' training school for the purpose of retraining the driver.<sup>3</sup> The new law further provides that willful noncompliance with a court order mandating

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1. See NEV. REV. STAT. §§484.011-.817.

2. *Id.* §484.251(1)(amended by 1983 Nev. Stat. c. 132, §1(1), at 319).

3. *Id.* §484.251(2) (amended by 1983 Nev. Stat. c. 132, §1, at 320). The violator may take the training course at any school that has been approved by the Department of Motor Vehicles. *Id.*