

ASSEMBLY BILL NO. 94—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF OFFICE OF THE MILITARY)

FEBRUARY 4, 1999

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to account for veterans' cemetery in northern Nevada and account for veterans' cemetery in southern Nevada. (BDR 37-455)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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

AN ACT relating to veteran affairs; revising certain provisions relating to the account for a veterans' cemetery in northern Nevada and the account for a veterans' cemetery in southern Nevada; requiring certain money to be deposited in the budget account of the executive director for veterans' affairs and accounted for separately for those cemeteries; and providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 417.220 is hereby amended to read as follows:
2 417.220 1. Money received by the executive director or the deputy
3 executive director from:
4 (a) Fees charged pursuant to NRS 417.210;
5 (b) Allowances for burial from the Department of Veterans Affairs or
6 the Social Security Administration;
7 (c) Appropriations made by the legislature for veterans' cemeteries; and
8 (d) Except as otherwise provided in subsection 5, NRS 417.145 and
9 417.147, gifts of money or proceeds derived from the sale of gifts of
10 personal property he is authorized to accept,
11 must be deposited with the state treasurer for credit to the ***budget*** account
12 ~~for a~~ ***of the executive director in the state general fund and accounted***

1 ~~for separately for a~~ veterans' cemetery in northern Nevada ~~for the account~~
2 ~~for~~ **and** a veterans' cemetery in southern Nevada, whichever is
3 appropriate . ~~{, in the state general fund.}~~

4 2. The interest and income earned on the money in the ~~{accounts,}~~
5 **budget account of the executive director for a veterans' cemetery in**
6 **northern Nevada and for a veterans' cemetery in southern Nevada,** after
7 deducting any applicable charges, must be ~~{credited to the accounts.}~~
8 **accounted for separately.**

9 3. Except as otherwise provided in subsection 5, the money ~~{in each~~
10 ~~account}~~ **deposited pursuant to subsection 1** may only be used for the
11 operation and maintenance of the cemetery for which the ~~{account was~~
12 ~~created.}~~ **money was accounted separately.**

13 4. Except as otherwise provided in subsection 5, gifts of personal
14 property which the executive director or the deputy executive director is
15 authorized to receive but which are not appropriate for conversion to
16 money may be used in kind.

17 5. The executive director or the deputy executive director shall use
18 gifts of money or personal property that he is authorized to accept and for
19 which the donor has restricted to one or more uses at a veterans' cemetery,
20 only in the manner designated by the donor. Gifts of money that the
21 executive director or the deputy executive director is authorized to accept
22 and for which the donor has restricted to one or more uses at a veterans'
23 cemetery must be accounted for separately in the state general fund.

24 6. Any money remaining in the ~~{accounts}~~ **budget account of the**
25 **executive director that is accounted for separately for a veterans'**
26 **cemetery in northern Nevada and for a veterans' cemetery in southern**
27 **Nevada** at the end of each fiscal year does not revert to the state general
28 fund, but must be carried over into the next fiscal year.

29 **Sec. 2.** NRS 482.3794 is hereby amended to read as follows:

30 482.3794 1. Except as otherwise provided in this subsection, the
31 director shall order the preparation of special license plates for the support
32 of veterans' cemeteries in this state and establish the procedure for the
33 application for and issuance of the plates. The director shall not order the
34 preparation of the special license plates unless he receives at least 250
35 applications for the issuance of those plates.

36 2. The department shall, upon application therefor and payment of the
37 prescribed fees, issue special license plates for the support of the veterans'
38 cemeteries in this state to any person who is a retired member of the
39 Armed Forces of the United States. The plates must be inscribed with the
40 words ARMED FORCES RETIRED and four consecutive numbers, and
41 except as otherwise provided in subsections 3 and 4, with the seal of the
42 branch of the Armed Forces of the United States requested by the
43 applicant.

3. Except as otherwise provided in subsection 4, the department shall, upon the request of an applicant, substitute for the seal of the branch of the Armed Forces of the United States the emblem or other insignia of the specific military unit to which the applicant was assigned if:

(a) The military unit is a recognized unit within the particular branch of the Armed Forces of the United States; and

(b) At least 250 applicants request the substitution of that emblem or insignia.

4. The director may use or imitate a seal, emblem or other insignia of a branch, or unit within that branch, of the Armed Forces of the United States only if that use or imitation complies with the provisions of 10 U.S.C. § 1057, as that section existed on October 1, 1995.

5. In addition to all other applicable registration and license fees and privilege taxes, the fee for the initial issuance of the special license plates is \$35. The annual renewal fee is \$10.

6. In addition to all other applicable registration and license fees and privilege taxes, a person who requests special license plates issued pursuant to this section shall pay:

(a) A fee of \$25 for the initial issuance of the plates; and

(b) A fee of \$20 for the annual renewal of the plates, for the support of veterans' cemeteries in this state.

7. The department shall deposit the fees collected pursuant to subsection 6 with the state treasurer for credit to *the budget account of the executive director for veteran affairs in the state general fund and accounted for separately for a:*

(a) ~~{The account for a veterans'}~~ *Veterans'* cemetery in northern Nevada ~~{created}~~ pursuant to NRS 417.220, if the plates were issued for a vehicle registered in the counties of Washoe, Storey, Douglas, Lyon, Churchill, Pershing, Humboldt, Lander, Elko, Eureka, Mineral, White Pine or Carson City; or

(b) ~~{The account for a veterans'}~~ *Veterans'* cemetery in southern Nevada ~~{created}~~ pursuant to NRS 417.220, if the plates were issued for a vehicle registered in the counties of Lincoln, Nye, Esmeralda or Clark.

8. If during a registration year, the holder of special plates issued pursuant to this section disposes of the vehicle to which the plates are affixed, he shall retain the plates and:

(a) Affix them to another vehicle which meets the requirements of this section and report the change to the department in accordance with the procedure set forth for other transfers; or

(b) Within 30 days after removing the plates from the vehicle, return them to the department.

1 9. If the special plates issued pursuant to this section are lost, stolen or
2 mutilated, the owner of the vehicle may obtain a set of replacement license
3 plates from the department for a fee of \$10.

4 **Sec. 3.** This act becomes effective upon passage and approval.

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