

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 veterans' 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; creating an account for veterans' affairs and a gift account for veterans' 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. ***The account for veterans' affairs is hereby created in***  
3    ***the state general fund.***  
4    2. Money received by the executive director or the deputy executive  
5    director from:  
6    (a) Fees charged pursuant to NRS 417.210;  
7    (b) Allowances for burial from the Department of Veterans Affairs ~~for~~  
8    ~~the Social Security Administration;~~  
9    ~~—(c) Appropriations made by the legislature for veterans' cemeteries;~~;  
10    ***(c) Receipts from the sale of gifts and general merchandise;*** and  
11    (d) Except as otherwise provided in subsection ~~[5,]~~ ***6 and*** NRS 417.145  
12    and 417.147, gifts of money ~~for~~ ***and*** proceeds derived from the sale of  
13    gifts of personal property he is authorized to accept, ***if the use of such gifts***  
14    ***has not been restricted by the donor,***

1 must be deposited with the state treasurer for credit to the account for  
2 *veterans' affairs and must be accounted for separately for* a veterans'  
3 cemetery in northern Nevada or ~~{the account for}~~ a veterans' cemetery in  
4 southern Nevada, whichever is appropriate . ~~{, in the state general fund.~~

5 ~~—2.}~~ 3. The interest and income earned on the money ~~{in the accounts,}~~  
6 *deposited pursuant to subsection 2,* after deducting any applicable  
7 charges, must be ~~{credited to the accounts.~~  
8 ~~—3.}~~ *accounted for separately. Interest and income must not be*  
9 *computed on:*

10 (a) *Money appropriated from the state general fund to the account for*  
11 *veterans' affairs.*

12 (b) *Fees charged pursuant to NRS 417.110 that are deposited in the*  
13 *account for veterans' affairs.*

14 4. Except as otherwise provided in subsection ~~{5.}~~ 6, the money ~~{in~~  
15 ~~each account}~~ *deposited pursuant to subsection 2* may only be used for the  
16 operation and maintenance of the cemetery for which the ~~{account was~~  
17 ~~created.~~

18 ~~—4.}~~ *money was collected.*

19 5. Except as otherwise provided in subsection ~~{5.}~~ 6, gifts of personal  
20 property which the executive director or the deputy executive director is  
21 authorized to receive but which are not appropriate for conversion to  
22 money may be used in kind.

23 ~~{5.}~~ 6. The *gift account for veterans' cemeteries is hereby created in*  
24 *the state general fund. The* executive director or the deputy executive  
25 director shall use gifts of money or personal property that he is authorized  
26 to accept and for which the donor has restricted to one or more uses at a  
27 veterans' cemetery, only in the manner designated by the donor. Gifts of  
28 money that the executive director or the deputy executive director is  
29 authorized to accept and for which the donor has restricted to one or more  
30 uses at a veterans' cemetery must be accounted for separately in the ~~{state~~  
31 ~~general fund.~~

32 ~~—6.}~~ *gift account for veterans' cemeteries. The interest and income*  
33 *earned on the money deposited pursuant to this subsection must, after*  
34 *deducting any applicable charges, be accounted for separately for a*  
35 *veterans' cemetery in northern Nevada or a veterans' cemetery in*  
36 *southern Nevada, as applicable.* Any money remaining in the ~~{accounts}~~  
37 *gift account for veterans' cemeteries* at the end of each fiscal year does  
38 not revert to the state general fund, but must be carried over into the next  
39 fiscal year.

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

41 482.3794 1. Except as otherwise provided in this subsection, the  
42 director shall order the preparation of special license plates for the support  
43 of veterans' cemeteries in this state and establish the procedure for the

1 application for and issuance of the plates. The director shall not order the  
2 preparation of the special license plates unless he receives at least 250  
3 applications for the issuance of those plates.

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

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

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

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

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

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

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

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

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

33 7. The department shall deposit the fees collected pursuant to  
34 subsection 6 with the state treasurer for credit to *the account for veterans'*  
35 *affairs in the state general fund and accounted for separately for a:*

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

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

- 1     8. If during a registration year, the holder of special plates issued  
2 pursuant to this section disposes of the vehicle to which the plates are  
3 affixed, he shall retain the plates and:
- 4     (a) Affix them to another vehicle which meets the requirements of this  
5 section and report the change to the department in accordance with the  
6 procedure set forth for other transfers; or
- 7     (b) Within 30 days after removing the plates from the vehicle, return  
8 them to the department.
- 9     9. If the special plates issued pursuant to this section are lost, stolen or  
10 mutilated, the owner of the vehicle may obtain a set of replacement license  
11 plates from the department for a fee of \$10.
- 12     **Sec. 3.** This act becomes effective upon passage and approval.

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