

SENATE BILL NO. 92—SENATOR O'DONNELL

FEBRUARY 9, 2001

Referred to Committee on Taxation

SUMMARY—Authorizes business that employs disabled person to apply tax credit against tax on privilege of conducting business in this state. (BDR 32-783)

FISCAL NOTE: Effect on Local Government: No.
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 the business tax; authorizing a credit against the tax on the privilege of conducting business in Nevada for businesses that employ at least one disabled person; 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.** Chapter 364A of NRS is hereby amended by adding
2 thereto a new section to read as follows:
3 1. *For each calendar quarter that a business employs at least one*
4 *disabled person, the business is entitled to a credit against the amount of*
5 *tax otherwise due pursuant to subsection 3 of NRS 364A.140 for that*
6 *calendar quarter in an amount equal to the lesser of:*
7 *(a) Six hundred dollars; or*
8 *(b) The amount of tax due pursuant to NRS 364A.140 before a credit*
9 *is applied pursuant to this section.*
10 2. *As used in this section, "disabled person" means a person who:*
11 *(a) Has a physical or mental impairment that substantially limits one*
12 *or more of the major life activities of the person;*
13 *(b) Has a record of such an impairment; or*
14 *(c) Is regarded as having such an impairment.*
15 3. *The commission shall adopt such regulations as it determines*
16 *necessary for the administration of the provisions of this section.*
17 **Sec. 2.** NRS 364A.140 is hereby amended to read as follows:
18 364A.140 1. A tax is hereby imposed upon the privilege of
19 conducting business in this state. The tax for each calendar quarter is due
20 on the last day of the quarter and must be paid on or before the last day of
21 the month immediately following the quarter on the basis of the total
22 number of equivalent full-time employees employed by the business in the
23 quarter.



1 2. The total number of equivalent full-time employees employed by
2 the business in the quarter must be calculated pursuant to NRS 364A.150.

3 3. Except as otherwise provided in NRS 364A.152 and 364A.170, *and*
4 *section 1 of this act*, the amount of tax due per quarter for a business is \$25
5 for each equivalent full-time employee employed by the business in the
6 quarter.

7 4. Each business shall file a return on a form prescribed by the
8 department with each remittance of the tax. If the payment due is greater
9 than \$1,000, the payment must be made by direct deposit at a bank or
10 credit union in which the state has an account, unless the department
11 waives this requirement pursuant to regulations adopted by the
12 commission. The return must include a statement of the number of
13 equivalent full-time employees employed by the business in the preceding
14 quarter and any other information the department determines is necessary.

15 5. The commission shall adopt regulations concerning the payment of
16 the tax imposed pursuant to this section by direct deposit.

17 **Sec. 3.** This act becomes effective on July 1, 2001.

