

SENATE BILL NO. 290—SENATOR COFFIN

MARCH 24, 2005

Referred to Committee on Transportation and Homeland Security

SUMMARY—Makes various changes concerning issuance of certain special license plates. (BDR 43-223)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 motor vehicles; authorizing certain Legislators appointed to serve on the Commission on Special License Plates to designate alternates; revising the provisions governing the issuance of special license plates; revising certain provisions governing special license plates in support of veterans' homes; removing the limitation on the issuance of special license plates to commemorate the 100th anniversary of the founding of Las Vegas; revising the provisions governing the distribution of certain fees collected for the issuance or renewal of those special plates; 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 482.367004 is hereby amended to read as
2 follows:
3 482.367004 1. There is hereby created the Commission on
4 Special License Plates consisting of five Legislators and three
5 nonvoting members as follows:
6 (a) Five Legislators appointed by the Legislative Commission ~~to~~
7 ~~one~~ :
8 (1) *One* of whom is ~~to~~
9 ~~(1) The~~ *the* Legislator who served as the Chairman of the
10 Assembly Standing Committee on Transportation during the most



1 recent legislative session . ~~[-and]~~ *That Legislator may designate an*
2 *alternate to serve in his place in his absence. The alternate must*
3 *be another Legislator who also served on the Assembly Standing*
4 *Committee on Transportation during the most recent legislative*
5 *session.*

6 (2) One of whom is the Legislator who served as the
7 Chairman of the Senate Standing Committee on Transportation
8 during the most recent legislative session. *That Legislator may*
9 *designate an alternate to serve in his place in his absence. The*
10 *alternate must be another Legislator who also served on the*
11 *Senate Standing Committee on Transportation during the most*
12 *recent legislative session.*

13 (b) Three nonvoting members consisting of:

14 (1) The Director of the Department of Motor Vehicles, or his
15 designee.

16 (2) The Director of the Department of Public Safety, or his
17 designee.

18 (3) The Director of the Department of Cultural Affairs, or his
19 designee.

20 2. Each member of the Commission appointed pursuant to
21 paragraph (a) of subsection 1 serves a term of 2 years, commencing
22 on July 1 of each odd-numbered year. A vacancy on the
23 Commission must be filled in the same manner as the original
24 appointment.

25 3. Members of the Commission serve without salary or
26 compensation for their travel or per diem expenses.

27 4. The Director of the Legislative Counsel Bureau shall
28 provide administrative support to the Commission.

29 5. The Commission shall approve or disapprove:

30 (a) Applications for the design, preparation and issuance of
31 special license plates that are submitted to the Department pursuant
32 to subsection 1 of NRS 482.367002; and

33 (b) The issuance by the Department of special license plates that
34 have been designed and prepared pursuant to NRS 482.367002.

35 ➤ In determining whether to approve such an application or
36 issuance, the Commission shall consider, without limitation,
37 whether it would be appropriate and feasible for the Department to,
38 as applicable, design, prepare or issue the particular special license
39 plate.

40 **Sec. 2.** NRS 482.367008 is hereby amended to read as
41 follows:

42 482.367008 1. As used in this section, "special license plate"
43 means:



1 (a) A license plate that the Department has designed and
2 prepared pursuant to NRS 482.367002 in accordance with the
3 system of application and petition described in that section; ~~and~~

4 (b) A license plate approved by the Legislature that the
5 Department has designed and prepared pursuant to NRS 482.3747,
6 482.37903, 482.37905, 482.37917, 482.379175, 482.37918,
7 482.379185, 482.37919, 482.3792, 482.3793, 482.37933,
8 482.37934, 482.37935, 482.379355, 482.379365, 482.37937,
9 482.37938 or 482.37945 ~~and~~; and

10 (c) *A license plate that:*

11 (1) *Is approved by the Legislature after July 1, 2005; and*

12 (2) *Differs substantially in design from the license plates*
13 *that are described in subsection 1 of NRS 482.270.*

14 2. Notwithstanding any other provision of law to the contrary,
15 the Department shall not, at any one time, issue more than 25
16 separate designs of special license plates. *Whenever the total*
17 *number of separate designs of special license plates issued by the*
18 *Department at any one time is less than 25, the Department shall*
19 *issue a number of additional designs of special license plates that*
20 *have been authorized by an act of the Legislature or the*
21 *application for which has been approved by the Commission on*
22 *Special License Plates pursuant to subsection 5 of NRS*
23 *482.367002, not to exceed a total of 25 designs issued by the*
24 *Department at any one time. Such additional designs must be*
25 *issued by the Department in accordance with the chronological*
26 *order of their authorization or approval.*

27 3. Except as otherwise provided in this subsection, on
28 October 1 of each year the Department shall assess the viability of
29 each separate design of special license plate that the Department is
30 currently issuing by determining the total number of validly
31 registered motor vehicles to which that design of special license
32 plate is affixed. The Department shall not determine the total
33 number of validly registered motor vehicles to which a particular
34 design of special license plate is affixed if:

35 (a) The particular design of special license plate was designed
36 and prepared by the Department pursuant to NRS 482.367002; and

37 (b) On October 1, that particular design of special license plate
38 has been available to be issued for less than 12 months.

39 4. Except as otherwise provided in subsection 6, if, on
40 October 1, the total number of validly registered motor vehicles to
41 which a particular design of special license plate is affixed is:

42 (a) In the case of special license plates designed and prepared by
43 the Department pursuant to NRS 482.367002, less than 1,000; or

44 (b) In the case of special license plates authorized directly by the
45 Legislature which are described in paragraph (b) of subsection 1,



1 less than the number of applications required to be received by the
2 Department for the initial issuance of those plates,
3 ➔ the Director shall provide notice of that fact in the manner
4 described in subsection 5.

5 5. The notice required pursuant to subsection 4 must be
6 provided:

7 (a) If the special license plate generates financial support for a
8 cause or charitable organization, to that cause or charitable
9 organization.

10 (b) If the special license plate does not generate financial
11 support for a cause or charitable organization, to an entity which is
12 involved in promoting the activity, place or other matter that is
13 depicted on the plate.

14 6. If, on December 31 of the same year in which notice was
15 provided pursuant to subsections 4 and 5, the total number of validly
16 registered motor vehicles to which a particular design of special
17 license plate is affixed is:

18 (a) In the case of special license plates designed and prepared by
19 the Department pursuant to NRS 482.367002, less than 1,000; or

20 (b) In the case of special license plates authorized directly by the
21 Legislature which are described in paragraph (b) of subsection 1,
22 less than the number of applications required to be received by the
23 Department for the initial issuance of those plates,

24 ➔ the Director shall, notwithstanding any other provision of law to
25 the contrary, issue an order providing that the Department will no
26 longer issue that particular design of special license plate. Such an
27 order does not require existing holders of that particular design of
28 special license plate to surrender their plates to the Department and
29 does not prohibit those holders from renewing those plates.

30 **Sec. 3.** NRS 482.36705 is hereby amended to read as follows:

31 482.36705 **1.** If a new special license plate is authorized by
32 an act of the Legislature after January 1, 2003, the Legislature will
33 direct that the license plate not be designed, prepared or issued by
34 the Department unless the Department receives at least 1,000
35 applications for the issuance of that plate within 2 years after the
36 effective date of the act of the Legislature that authorized the plate.

37 **2.** *In addition to the requirements set forth in subsection 1, if*
38 *a new special license plate is authorized by an act of the*
39 *Legislature after July 1, 2005, the Legislature will direct that the*
40 *license plate not be issued by the Department unless its issuance*
41 *complies with subsection 2 of NRS 482.367008.*

42 **Sec. 4.** NRS 482.3763 is hereby amended to read as follows:

43 482.3763 **1.** The Director shall order the preparation of
44 special license plates in support of veterans' homes, and establish
45 procedures for the application for and issuance of the plates.



2. The Department shall, upon application therefor and payment of the prescribed fees, issue special license plates in support of veterans' homes to ~~[any]~~ :

(a) A veteran of the ~~[Armed Forces]~~ Army, Navy, Air Force, Marine Corps or Coast Guard of the United States , a reserve component thereof or ~~[his]~~ the National Guard; or

(b) The spouse, parent or child ~~[]~~ of a person described in paragraph (a).

↳ The plates must be inscribed with the word "VETERAN" ~~[and four consecutive numbers,]~~ and with the seal of the branch of the Armed Forces of the United States *or the seal of the National Guard, as applicable,* requested by the applicant. *A person may request that personalized prestige license plates issued pursuant to NRS 482.3667 be combined with special license plates in support of veterans' homes if that person pays the fees for the personalized prestige license plates in addition to the fees for the special license plates in support of veterans' homes pursuant to subsection 4.*

3. 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 holder shall:

(a) Retain the plates and ~~[]~~
~~—(a) Affix]~~ 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;]~~ *if the holder pays the fee for the transfer of the registration and any registration fee or governmental services tax due pursuant to NRS 482.399; or*

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

4. In addition to all other applicable registration and license fees and governmental services taxes, and to the special fee for veterans' homes, the fee for:

(a) The initial issuance of the special license plates is \$35.

(b) The annual renewal sticker is \$10.

5. If the special plates issued pursuant to this section are lost, stolen or mutilated, the owner of the vehicle may secure a set of replacement license plates from the Department for a fee of \$10.

Sec. 5. NRS 482.37903 is hereby amended to read as follows:

482.37903 1. Except as otherwise provided in this subsection , ~~[and subsection 7,]~~ the Department, in cooperation with the Board of Museums and History of the Department of Cultural Affairs, shall design, prepare and issue license plates which commemorate the 100th anniversary of the founding of the City of Las Vegas, using any colors and designs that the Department deems appropriate. The Department shall not design, prepare or issue the commemorative



1 license plates unless it receives at least 250 applications for the
2 issuance of those plates.

3 2. ~~{Except as otherwise provided in subsection 7, if}~~ *If* the
4 Department receives at least 250 applications for the issuance of the
5 commemorative license plates, the Department shall issue those
6 plates for a passenger car or light commercial vehicle upon
7 application by a person who is entitled to license plates pursuant to
8 NRS 482.265 and who otherwise complies with the requirements for
9 registration and licensing pursuant to this chapter. A person may
10 request that personalized prestige license plates issued pursuant to
11 NRS 482.3667 be combined with the commemorative license plates
12 if that person pays the fees for the personalized prestige license
13 plates in addition to the fees for the commemorative license plates
14 pursuant to subsections 3 and 4.

15 3. The fee for the commemorative license plates is \$35, in
16 addition to all other applicable registration and license fees and
17 governmental services taxes. The license plates are renewable upon
18 the payment of \$10.

19 4. ~~{Except as otherwise provided in this subsection, in}~~ *In*
20 addition to all other applicable registration and license fees and
21 governmental services taxes and the fee prescribed in subsection 3, a
22 person who requests a set of the commemorative license plates must
23 pay for the initial issuance of the plates an additional fee of \$25 and
24 for each renewal of the plates an additional fee of \$20, to be
25 distributed pursuant to subsection 5. ~~{The additional fees required~~
26 ~~pursuant to this subsection must not be charged after December 31,~~
27 ~~2005.}~~

28 5. The Department shall deposit the fees collected pursuant to
29 subsection 4 with the State Treasurer for credit to the State General
30 Fund. ~~{For the duration of the collection of such fees, the}~~ *The* State
31 Treasurer shall, on a quarterly basis, distribute the fees to the City
32 Treasurer of the City of Las Vegas to be used to pay for:

33 (a) A celebration of the 100th anniversary of the founding of the
34 City of Las Vegas to be held in 2005; and

35 (b) Projects relating to the commemoration of the history of the
36 City of Las Vegas, including, without limitation, historical markers,
37 tours of historic sites and improvements to or restoration of historic
38 buildings or structures.

39 6. If, during a registration year, the holder of the
40 commemorative license plates disposes of the vehicle to which the
41 commemorative license plates are affixed, the holder shall:

42 (a) Retain the commemorative license plates and affix them to
43 another vehicle that meets the requirements of this section if the
44 transfer and registration fees are paid as set forth in this chapter; or



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

~~[7. The Department shall not issue:~~

~~—(a) The commemorative license plates after December 31, 2005.~~

~~—(b) Replacement license plates for those license plates after December 31, 2010.]~~

Sec. 6. NRS 482.37903 is hereby amended to read as follows:

482.37903 1. Except as otherwise provided in this subsection, the Department, in cooperation with the Board of Museums and History of the Department of Cultural Affairs, shall design, prepare and issue license plates which commemorate the 100th anniversary of the founding of the City of Las Vegas, using any colors and designs that the Department deems appropriate. The Department shall not design, prepare or issue the commemorative license plates unless it receives at least 250 applications for the issuance of those plates.

2. If the Department receives at least 250 applications for the issuance of the commemorative license plates, the Department shall issue those plates for a passenger car or light commercial vehicle upon application by a person who is entitled to license plates pursuant to NRS 482.265 and who otherwise complies with the requirements for registration and licensing pursuant to this chapter. A person may request that personalized prestige license plates issued pursuant to NRS 482.3667 be combined with the commemorative license plates if that person pays the fees for the personalized prestige license plates in addition to the fees for the commemorative license plates pursuant to subsections 3 and 4.

3. The fee for the commemorative license plates is \$35, in addition to all other applicable registration and license fees and governmental services taxes. The license plates are renewable upon the payment of \$10.

4. In addition to all other applicable registration and license fees and governmental services taxes and the fee prescribed in subsection 3, a person who requests a set of the commemorative license plates must pay for the initial issuance of the plates an additional fee of \$25 and for each renewal of the plates an additional fee of \$20, to be distributed pursuant to subsection 5.

5. The Department shall deposit the fees collected pursuant to subsection 4 with the State Treasurer for credit to the State General Fund. The State Treasurer shall, on a quarterly basis, distribute the fees to the City Treasurer of the City of Las Vegas to be used to pay for ~~the~~:

~~—(a) A celebration of the 100th anniversary of the founding of the City of Las Vegas to be held in 2005; and~~



1 ~~—(b) Projects]~~ *projects* relating to the commemoration of the
2 history of the City of Las Vegas, including, without limitation,
3 historical markers, tours of historic sites and improvements to or
4 restoration of historic buildings or structures.

5 6. If, during a registration year, the holder of the
6 commemorative license plates disposes of the vehicle to which the
7 commemorative license plates are affixed, the holder shall:

8 (a) Retain the commemorative license plates and affix them to
9 another vehicle that meets the requirements of this section if the
10 transfer and registration fees are paid as set forth in this chapter; or

11 (b) Within 30 days after removing the commemorative license
12 plates from the vehicle, return them to the Department.

13 **Sec. 7.** 1. This section and sections 4 and 5 of this act
14 become effective upon passage and approval.

15 2. Sections 1, 2 and 3 of this act become effective on July 1,
16 2005.

17 3. Section 6 of this act becomes effective on January 1, 2007.

