

ASSEMBLY BILL NO. 547—COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF THE DEPARTMENT OF ADMINISTRATION)

MARCH 26, 2007

Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to the State Highway Fund. (BDR 35-1425)

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 the State Highway Fund; revising the provisions relating to the use of the State Highway Fund; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law limits the sum of administrative costs that may be charged against
2 the State Highway Fund for the collection of proceeds for any license or
3 registration fees or other fees relating to the operation of a motor vehicle to not
4 more than 22 percent of the total proceeds so collected. (NRS 408.235) This bill
5 exempts from the limitation of such costs that may be charged against the State
6 Highway Fund any costs associated with the State of Nevada's implementation of
7 the "REAL ID Act of 2005," 49 U.S.C. §§ 30301 et seq.

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

1 **Section 1.** NRS 408.235 is hereby amended to read as follows:
2 408.235 1. There is hereby created the State Highway Fund.
3 2. Except as otherwise provided in subsection 6 of NRS
4 482.180 and NRS 482.1805, the proceeds from the imposition of
5 any:
6 (a) License or registration fee and other charges with respect to
7 the operation of any motor vehicle upon any public highway, city,
8 town or county road, street, alley or highway in this State; and
9 (b) Excise tax on gasoline or other motor vehicle fuel,



1 ➡ must be deposited in the State Highway Fund and must, except
2 for costs of administering the collection thereof, be used exclusively
3 for administration, construction, reconstruction, improvement and
4 maintenance of highways as provided for in this chapter.

5 3. The interest and income earned on the money in the State
6 Highway Fund, after deducting any applicable charges, must be
7 credited to the Fund.

8 4. ~~{Costs}~~ *Except as otherwise provided in this subsection,*
9 *costs* of administration for the collection of the proceeds for any
10 license or registration fees and other charges with respect to the
11 operation of any motor vehicle must be limited to a sum not to
12 exceed 22 percent of the total proceeds so collected. *This subsection*
13 *does not apply to costs associated with the implementation of the*
14 *“REAL ID Act of 2005,” 49 U.S.C. §§ 30301 et seq.*

15 5. Costs of administration for the collection of any excise tax
16 on gasoline or other motor vehicle fuel must be limited to a sum not
17 to exceed 1 percent of the total proceeds so collected.

18 6. All bills and charges against the State Highway Fund for
19 administration, construction, reconstruction, improvement and
20 maintenance of highways under the provisions of this chapter must
21 be certified by the Director and must be presented to and examined
22 by the State Board of Examiners. When allowed by the State Board
23 of Examiners and upon being audited by the State Controller, the
24 State Controller shall draw his warrant therefor upon the State
25 Treasurer.

26 **Sec. 2.** This act becomes effective upon passage and approval.

