

SENATE BILL NO. 319—SENATORS TOWNSEND, SCHNEIDER,
WASHINGTON, CEGAVSKE AND RAGGIO

MARCH 19, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Revises provisions governing the licensing and taxation of motor vehicles that are exhibited or displayed in certain museums. (BDR 43-1131)

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

~

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

AN ACT relating to motor vehicles; exempting vehicles that are exhibited or displayed in certain museums from the governmental services tax; providing for the issuance of distinguishing license plates for such vehicles; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law provides for the issuance by the Department of Motor Vehicles of
2 distinguishing license plates for certain vehicles that are exempt from the
3 governmental services tax. (NRS 371.100, 482.368) This bill includes as such an
4 exempt vehicle any vehicle that is exhibited or displayed in a museum which is
5 dedicated to the exhibition and display of motor vehicles and which is operated by
6 an organization that qualifies as a tax-exempt organization pursuant to 26 U.S.C. §
7 501(c)(3).

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

1 **Section 1.** NRS 482.368 is hereby amended to read as follows:
2 482.368 1. Except as otherwise provided in subsection 2, the
3 Department shall provide suitable distinguishing license plates for
4 exempt vehicles. These plates must be displayed on the vehicles in
5 the same manner as provided for privately owned vehicles. The fee
6 for the issuance of the plates is \$5. Any license plates authorized by
7 this section must be immediately returned to the Department when



1 the vehicle for which they were issued ceases to be used exclusively
2 for the purpose for which it was exempted from the governmental
3 services tax.

4 2. License plates furnished for:

5 (a) Those vehicles which are maintained for and used by the
6 Governor or under the authority and direction of the Chief Parole
7 and Probation Officer, the State Contractors' Board and auditors, the
8 State Fire Marshal, the Investigation Division of the Department of
9 Public Safety and any authorized federal law enforcement agency or
10 law enforcement agency from another state;

11 (b) One vehicle used by the Department of Corrections, three
12 vehicles used by the Department of Wildlife, two vehicles used by
13 the Caliente Youth Center and four vehicles used by the Nevada
14 Youth Training Center;

15 (c) Vehicles of a city, county or the State, if authorized by the
16 Department for the purposes of law enforcement or work related
17 thereto or such other purposes as are approved upon proper
18 application and justification; and

19 (d) Vehicles maintained for and used by investigators of the
20 following:

- 21 (1) The State Gaming Control Board;
- 22 (2) The State Department of Agriculture;
- 23 (3) The Attorney General;
- 24 (4) City or county juvenile officers;
- 25 (5) District attorneys' offices;
- 26 (6) Public administrators' offices;
- 27 (7) Public guardians' offices;
- 28 (8) Sheriffs' offices;
- 29 (9) Police departments in the State; and
- 30 (10) The Securities Division of the Office of the Secretary of

31 State,

32 ➔ must not bear any distinguishing mark which would serve to
33 identify the vehicles as owned by the State, county or city. These
34 license plates must be issued annually for \$12 per plate or, if issued
35 in sets, per set.

36 3. The Director may enter into agreements with departments of
37 motor vehicles of other states providing for exchanges of license
38 plates of regular series for vehicles maintained for and used by
39 investigators of the law enforcement agencies enumerated in
40 paragraph (d) of subsection 2, subject to all of the requirements
41 imposed by that paragraph, except that the fee required by that
42 paragraph must not be charged.

43 4. ~~[Applications]~~ *Except as otherwise provided in subsection*
44 *5, applications* for the ~~[licenses]~~ *license plates* must be made
45 through the head of the department, board, bureau, commission,



1 school district or irrigation district, or through the chairman of the
2 board of county commissioners of the county or town or through the
3 mayor of the city, owning or controlling the vehicles, and no plate
4 or plates may be issued until a certificate has been filed with the
5 Department showing that the name of the department, board,
6 bureau, commission, county, city, town, school district or irrigation
7 district, as the case may be, and the words "For Official Use Only"
8 have been permanently and legibly affixed to each side of the
9 vehicle, except those vehicles enumerated in subsection 2.

10 5. *Applications for license plates for exempt vehicles that are*
11 *exhibited or displayed in a museum which is dedicated to the*
12 *exhibition and display of motor vehicles and which is operated by*
13 *an organization that qualifies as a tax-exempt organization*
14 *pursuant to 26 U.S.C. § 501(c)(3) must be made through the head*
15 *of the museum.*

16 6. As used in this section, "exempt vehicle" means a vehicle
17 exempt from the governmental services tax, except a vehicle owned
18 by the United States.

19 ~~6.1~~ 7. The Department shall adopt regulations governing the
20 use of all license plates provided for in this section. Upon a finding
21 by the Department of any violation of its regulations, it may revoke
22 the violator's privilege of registering vehicles pursuant to this
23 section.

24 **Sec. 2.** NRS 371.100 is hereby amended to read as follows:

25 371.100 1. The governmental services tax imposed by this
26 chapter does not apply to:

27 (a) Vehicles owned by the United States, the State of Nevada,
28 any political subdivision of the State of Nevada, or any county,
29 municipal corporation, city, unincorporated town or school district
30 in the State of Nevada;

31 (b) Except for vehicles used for commercial purposes, vehicles
32 owned by the governing body of an Indian reservation or Indian
33 colony in this State if:

34 (1) The Indian tribe of the reservation or colony is
35 recognized by federal law; and

36 (2) The governing body is located on the reservation or
37 colony;

38 (c) Vehicles for whose operation money is provided by the State
39 or Federal Government and which are operated solely for the
40 transportation of or furnishing services to elderly or handicapped
41 persons; ~~for~~

42 (d) Emergency vehicles owned by any volunteer fire department
43 or volunteer ambulance service based in this State ~~for~~; or

44 (e) *Vehicles that are exhibited or displayed in a museum which*
45 *is dedicated to the exhibition and display of motor vehicles and*



* S B 3 1 9 R 1 *

1 *which is operated by an organization that qualifies as a tax-*
2 *exempt organization pursuant to 26 U.S.C. § 501(c)(3).*

3 2. Any vehicle which ceases to be used exclusively for the
4 purpose for which it is exempted from the governmental services tax
5 by this section becomes immediately subject to that tax.

6 3. Except as otherwise provided in subsection 4, vehicles
7 exempted from the governmental services tax by this section which
8 are leased, loaned or otherwise made available to and used by a
9 private person, association or corporation in connection with a
10 business conducted for profit are subject to taxation in the same
11 amount and to the same extent as though the lessee or user were the
12 owner of such vehicle.

13 4. Vehicles which are used by a private person and are
14 dedicated for exclusive use as part of a system which:

15 (a) Operates vehicles for public transportation in an urban area;

16 (b) Transports persons who pay the established fare; and

17 (c) Uses public money to operate the system or acquire new
18 equipment,

19 ➤ are exempted from the governmental services tax imposed by this
20 chapter.

