

Amendment No. 101

Senate Amendment to Senate Bill No. 315

(BDR 43-859)

Proposed by: Senate Committee on Transportation and Homeland Security**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

CAF/SGW



Date: 4/9/2007

S.B. No. 315—Imposes certain conditions before a special license plate may be created and issued if it is intended to generate financial support for an organization which is not a governmental entity.
(BDR 43-859)



SENATE BILL NO. 315—COMMITTEE ON TRANSPORTATION
AND HOMELAND SECURITY

(ON BEHALF OF THE COMMISSION ON SPECIAL LICENSE PLATES)

MARCH 19, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Imposes certain conditions before a special license plate may be ~~created and issued if it is intended to generate financial support for an organization which is not a governmental entity.~~ **designed, prepared and issued.** (BDR 43-859)

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 motor vehicles; imposing certain conditions **on certain organizations** before a special license plate may be ~~created~~ **designed, prepared** and issued ; ~~if it is intended to generate financial support for an organization which is not a governmental entity.~~ and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes a person to request the Department of Motor Vehicles to design, prepare and issue a special license plate by submitting an application to the Department. (NRS 482.367002) This bill provides that a person may only submit an application for a special license plate that is intended to generate support for ~~an~~ **a nonprofit charitable** organization ~~which is not~~ or a governmental entity if the organization ~~is a nonprofit charitable organization and satisfies~~ **or entity only uses the financial support generated by the special license plate for charitable purposes relating to public health, education or general welfare and** certain ~~other~~ criteria ~~are~~ **met**.

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

Section 1. NRS 482.367002 is hereby amended to read as follows:
482.367002 1. A person may request that the Department design, prepare and issue a special license plate by submitting an application to the Department. **A person may submit an application for a special license plate that is intended to generate financial support for an organization** ~~which is not a governmental entity~~ **only if:**

1 ~~(a) ~~For an organization which is not a governmental entity, the~~~~
2 ~~organization is established as a nonprofit charitable organization which provides~~
3 ~~services to the community relating to public health, education or general welfare;~~

4 ~~(b) For an organization which is a governmental entity, the organization~~
5 ~~only uses the financial support generated by the special license plate for~~
6 ~~charitable purposes relating to public health, education or general welfare;~~

7 ~~(c) The organization is registered with the Secretary of State, if~~
8 ~~registration is required by law, and has filed any documents required to remain~~
9 ~~registered with the Secretary of State;~~

10 ~~(d) The name and purpose of the organization do not promote,~~
11 ~~advertise or endorse any specific product, brand name or service that is offered~~
12 ~~for sale, and profit;~~

13 ~~(e) The organization is nondiscriminatory, nondenominational and~~
14 ~~does not encourage or discourage any religious belief or activity; and~~

15 ~~(f) The license plate will not promote a specific religion, faith or antireligious~~
16 ~~belief.~~

17 2. An application submitted to the Department pursuant to subsection 1:

18 (a) Must be on a form prescribed and furnished by the Department;

19 (b) Must be accompanied by a petition containing the signatures of at least
20 1,000 persons who wish to obtain the special license plate;

21 (c) Must specify whether the special license plate being requested is intended
22 to generate financial support for a particular cause or charitable organization and, if
23 so, the name of the cause or charitable organization; ~~and~~

24 ~~(d) If the special license plate being requested is intended to generate~~
25 ~~financial support for a charitable organization which is not a governmental~~
26 ~~entity, must~~ **Must include proof that the organization satisfies the requirements**
27 **set forth in subsection 1; and**

28 (e) May be accompanied by suggestions for the design of and colors to be used
29 in the special license plate.

30 3. The Department may design and prepare a special license plate requested
31 pursuant to subsection 1 if:

32 (a) The Department determines that the application for that plate complies with
33 subsection 2; and

34 (b) The Commission on Special License Plates approves the application for
35 that plate pursuant to subsection 5 of NRS 482.367004.

36 4. Except as otherwise provided in NRS 482.367008, the Department may
37 issue a special license plate that:

38 (a) The Department has designed and prepared pursuant to this section;

39 (b) The Commission on Special License Plates has approved for issuance
40 pursuant to subsection 5 of NRS 482.367004; and

41 (c) Complies with the requirements of subsection 8 of NRS 482.270,

42 **↪** for any passenger car or light commercial vehicle upon application by a person
43 who is entitled to license plates pursuant to NRS 482.265 and who otherwise
44 complies with the requirements for registration and licensing pursuant to this
45 chapter. A person may request that personalized prestige license plates issued
46 pursuant to NRS 482.3667 be combined with a special license plate issued pursuant
47 to this section if that person pays the fees for personalized prestige license plates in
48 addition to the fees for the special license plate.

49 5. If, during a registration year, the holder of license plates issued pursuant to
50 the provisions of this section disposes of the vehicle to which the plates are affixed,
51 the holder shall:

52 (a) Retain the plates and affix them to another vehicle that meets the
53 requirements of this section if the holder pays the fee for the transfer of the

1 registration and any registration fee or governmental services tax due pursuant to
2 NRS 482.399; or

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

5 **Sec. 2. The provisions of this act do not apply to any special license plate**
6 **which was approved by the Commission on Special License Plates or**
7 **authorized by the Legislature before the effective date of this act.**

8 ~~Sec. 2.~~ **Sec. 3.** This act becomes effective upon passage and approval.