Amendment No. 622

Senate Amendment to Senate Concurrent Resolution No. 1	(BDR R-260)
Proposed by: Senate Committee on Legislative Operations and Elections	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

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 underlining** is newly added transitory language.

DPR/JRS Date: 5/17/2013

S.C.R. No. 1—Requires the Legislative Commission to conduct an interim study regarding the taxation of services. (BDR R-260)

A SCR1 622

SENATE CONCURRENT RESOLUTION NO. 1–COMMITTEE ON LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE NEVADA LEAGUE OF CITIES AND MUNICIPALITIES)

PREFILED DECEMBER 20, 2012

Referred to Committee on Legislative Operations and Elections

SUMMARY—Requires the Legislative Commission to conduct an interim study regarding the taxation of services. (BDR R-260)

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

SENATE CONCURRENT RESOLUTION—Requiring the Legislative Commission to conduct an interim study regarding the taxation of services.

WHEREAS, The economy of the State of Nevada and its local governments relies significantly on revenue derived from taxing the sale of goods; and

WHEREAS, The economic downturn that began in 2007, accompanied by changing economic patterns which have caused the sale of services to constitute a greater part of the economy, has reduced the revenue derived from taxing the sale of goods; and

WHEREAS, The creation of a sales tax on services could help to realign and stabilize the tax base in accordance with the actual economic activity taking place; and

WHEREAS, The Nevada League of Cities and Municipalities supports the concept of examining a sales tax on services that would be offset by lowering the sales tax on goods to produce a net effect that would be revenue neutral; and

WHEREAS, An interim study of the taxation of services could assist the Legislature in establishing a tax structure for this State and its local governments that would be more flexible, be more stable and provide adequate revenues; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the Legislative Commission is hereby directed to conduct an interim study ~~[on]~~ **regarding** the desirability, feasibility and necessity of imposing sales taxes on the provision of selected services ~~[;]~~ **and the identification of the services that would be subject to such taxes;** and be it further

RESOLVED, That the interim study, in conjunction with an examination of the concept of imposing sales taxes on the provision of selected services, should consider revenue neutrality achieved by a corresponding lowering of the taxes imposed on the sale of goods; and be it further

RESOLVED, That as soon as practicable after July 1, 2013, the Legislative Commission shall appoint a committee composed of three members of the Senate and three members of the Assembly, one of whom must be appointed by the Commission to serve as Chair of the committee, from among the members of the standing committees on taxation of this Legislative Session to conduct the study ~~[;]~~ **regarding the desirability, feasibility and necessity of imposing sales taxes on the provision of selected services and the identification of the services that would be subject to such taxes;** and be it further

RESOLVED, That as soon as practicable after July 1, 2013, the Legislative Commission shall appoint ~~[an]~~ **a technical** advisory subcommittee to assist the committee ~~[in conducting the study;]~~ **by making recommendations regarding the technical issues of the administration of and compliance with a sales tax on services;** and be it further

RESOLVED, That the **technical** advisory subcommittee appointed to assist the committee in conducting the study must consist of ~~[five]~~ **the following 11** members ~~[, three of whom are]~~ **:**

1. Three members nominated by the Nevada League of Cities and Municipalities ~~[and two of whom are]~~ **;**

2. Three members nominated by the Nevada Association of Counties;

3. One member nominated by the Retail Association of Nevada;

4. One member nominated by the Nevada State Board of Accountancy;

5. Two members nominated by the Legislative Commission to represent general business; and

6. The Executive Director of the Department of Taxation or his or her designee; and be it further

RESOLVED, That the technical advisory subcommittee make recommendations to the committee regarding:

1. The distribution of revenue derived from a sales tax on selected services between the state and local governments which are authorized to levy or receive money from taxes imposed pursuant to chapters 372, 374, 377, 377A and 377B of NRS and NRS 543.600 to 543.650, inclusive;

2. Issues associated with the administration of and compliance with the collection of a sales tax on selected services, including, without limitation, the collection and distribution of such a tax; and

3. Any other technical issues requested by the committee; and be it further

RESOLVED, That the Legislative Commission may require the study to be completed not less than 45 days before the first day of the 78th Session of the Legislature; and be it further

RESOLVED, That any recommended legislation proposed by the committee must be approved by a majority of the members of the Senate and a majority of the members of the Assembly appointed to the committee; and be it further

RESOLVED, That the Legislative Commission shall submit a report of the results of the study and any recommendations for legislation to the 78th Session of the Nevada Legislature; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to the Governor and the Executive Director of the Department of Taxation.