

Amendment No. 294

Assembly Amendment to Assembly Bill No. 449 (BDR 43-1144)

Proposed by: Assemblyman Silberkraus

Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will MAINTAIN the 2/3s majority vote requirement for final passage of A.B. 449 (§§ 2, 3, 3.5, 11).

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

MNM/MSM



Date: 4/13/2015

A.B. No. 449—Provides for the issuance of special license plates relating to the Boy Scouts of America. (BDR 43-1144)



ASSEMBLY BILL NO. 449—COMMITTEE ON TRANSPORTATION

MARCH 23, 2015

Referred to Committee on Transportation

SUMMARY—Provides for the issuance of special license plates relating to the Boy Scouts of America ~~and the Girl Scouts of America.~~ (BDR 43-1144)

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; providing for the issuance of special license plates indicating support for the Boy Scouts of America; providing for the issuance of special license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America; providing for the issuance of special license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America; imposing a fee for the issuance and renewal of such license plates; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 2 of this bill provides for the issuance of special license plates indicating support for the Boy Scouts of America, and **section 3** of this bill provides for the issuance of special license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America. The fees generated by such special license plates that are in addition to all other applicable registration and license fees and governmental services taxes are required to be deposited with the State Treasurer, who must, on a quarterly basis, distribute the fees to the Las Vegas Area Council of the Boy Scouts of America. The Las Vegas Area Council will then allocate the fees between itself and the Nevada Area Council of the Boy Scouts of America in proportion to the number of ~~boys served by~~ license plates issued pursuant to section 2 or 3 in the area represented by each area council. **Section 2** requires the fees generated by the special license plates indicating support for the Boy Scouts of America to be used for the purposes of: (1) assisting boys from low-income families with the costs of participating in Boy Scouts; and (2) promoting the Boy Scouts of America in schools. **Section 3** requires the fees generated by the special license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America to be used for the purpose of assisting boys with the costs of participating in local area camps sponsored by the Boy Scouts of America. ~~(These special~~

Section 3.5 of this bill provides for the issuance of special license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America. The fees generated by such special license plates that are in addition to all other applicable registration and license fees and governmental services taxes are required to be deposited with the State Treasurer, who must, on a quarterly basis,

distribute the fees to the Girl Scouts of Southern Nevada of the Girl Scouts of America. The Girl Scouts of Southern Nevada will then allocate the fees between itself and the Girl Scouts of the Sierra Nevada and the Girl Scouts of Silver Sage Council of the Girl Scouts of America in proportion to the number of license plates issued pursuant to section 3.5 in the area represented by each area council. Section 3.5 requires the fees generated by such special license plates to be used for the purposes of: (1) assisting girls from low-income families with the costs of participating in the Girl Scouts of America; and (2) promoting the Girl Scouts of America in schools.

Special license plates indicating support for the Boy Scouts of America that are issued pursuant to section 2 must be approved by the Commission on Special License Plates and, after such approval, will not be issued until one of the 30 design slots for such special license plates becomes available. (NRS 482.367004, 482.367008, 482.36705) ~~(Sections 4-11 of this bill make conforming changes to various sections referring to such special license plates. This bill)~~ Section 2 does not require, as a prerequisite to design, preparation and issuance, that such special license plates receive a minimum number of applications, but does require that a surety bond be posted with the Department of Motor Vehicles. Section 8.5 of this bill provides that special license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America or has been awarded the Girl Scout Gold Award by the Girl Scouts of America are exempt from the requirements that a special license plate generally: (1) must be approved by the Department, based on a recommendation from the Commission on Special License Plates; (2) is subject to a limitation on the number of separate designs of special license plates which the Department may issue at any one time; and (3) may not be designed, prepared or issued by the Department unless a certain minimum number of applications for the license plate is received. (NRS 482.367004, 482.367008, 482.36705)

Sections 4-8 and 9-11 of this bill make conforming changes to various sections based on the provisions of sections 2, 3 and 3.5.

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

Section 1. Chapter 482 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, ~~and~~ 3 and 3.5 of this act.

Sec. 2. *1. Except as otherwise provided in subsection 2, the Department, in cooperation with the Boy Scouts of America, shall design, prepare and issue license plates that indicate support for the Boy Scouts of America using any colors the Department deems appropriate.*

2. The Department shall not design, prepare or issue the license plates described in subsection 1 unless:

(a) The Commission on Special License Plates recommends to the Department that the Department approve the design, preparation and issuance of those plates as described in NRS 482.367004; and

(b) A surety bond in the amount of \$5,000 is posted with the Department.

3. If the conditions set forth in subsection 2 are met, the Department shall issue license plates that indicate support for the Boy Scouts of America 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 license plates that indicate support for the Boy Scouts of America if that person pays the fees for the personalized prestige license plates in addition to the fees for the license plates that indicate support for the Boy Scouts of America pursuant to subsections 4 and 5.

1 4. The fee payable to the Department for license plates that indicate support
2 for the Boy Scouts of America is \$35, in addition to all other applicable
3 registration and license fees and governmental services taxes. The license plates
4 are renewable upon the payment to the Department of \$10.

5 5. In addition to all other applicable registration and license fees and
6 governmental services taxes and the fee prescribed pursuant to subsection 4, a
7 person who requests a set of license plates that indicate support for the Boy
8 Scouts of America must pay for the issuance of the plates an additional fee of \$25
9 and for each renewal of the plates an additional fee of \$20, to be deposited in
10 accordance with subsection 6.

11 6. Except as otherwise provided in NRS 482.38279, the Department shall
12 deposit the fees collected pursuant to subsection 5 with the State Treasurer for
13 credit to the State General Fund. The State Treasurer shall, on a quarterly basis,
14 distribute the fees deposited pursuant to this subsection to the Las Vegas Area
15 Council of the Boy Scouts of America. The Las Vegas Area Council shall allocate
16 the fees to itself and the Nevada Area Council of the Boy Scouts of America in
17 proportion to the number of ~~boys served by~~ license plates issued pursuant to this
18 section in the area represented by each area council. The fees must be used to
19 assist boys from low-income families with the costs of participating in the Boy
20 Scouts of America and to promote the Boy Scouts of America in schools.

21 7. The Department must promptly release the surety bond that is required to
22 be posted pursuant to paragraph (b) of subsection 2 if:

23 (a) The Department, based upon the recommendation of the Commission on
24 Special License Plates, determines not to issue the special license plate; or

25 (b) If it is determined that at least 1,000 special license plates have been
26 issued pursuant to the assessment of the viability of the design of the special
27 license plate conducted pursuant to NRS 482.367008.

28 8. The provisions of paragraph (a) of subsection 1 of NRS 482.36705 do not
29 apply to license plates described in this section.

30 9. If, during a registration period, the holder of license plates issued
31 pursuant to the provisions of this section disposes of the vehicle to which the
32 plates are affixed, the holder shall:

33 (a) Retain the plates and affix them to another vehicle that meets the
34 requirements of this section if the holder pays the fee for the transfer of the
35 registration and any registration fee or governmental services tax due pursuant to
36 NRS 482.399; or

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

39 Sec. 3. 1. ~~[Except as otherwise provided in subsection 2, the]~~ The
40 Department, in cooperation with the Boy Scouts of America, shall design, prepare
41 and issue license plates recognizing that a person has achieved the rank of Eagle
42 Scout in the Boy Scouts of America using any colors the Department deems
43 appropriate.

44 2. ~~The Department shall not design, prepare or issue the license plates~~
45 ~~described in subsection 1 unless:~~

46 ~~(a) The Commission on Special License Plates recommends to the~~
47 ~~Department that the Department approve the design, preparation and issuance of~~
48 ~~those plates as described in NRS 482.367004; and~~

49 ~~(b) A surety bond in the amount of \$5,000 is posted with the Department.~~

50 3. ~~If the conditions set forth in subsection 2 are met, the Department shall~~
51 issue license plates recognizing that a person has achieved the rank of Eagle
52 Scout in the Boy Scouts of America for a passenger car or light commercial
53 vehicle upon application by a person who:

(a) Is entitled to license plates pursuant to NRS 482.265;
(b) As proof that the person has been awarded the rank of Eagle Scout in the Boy Scouts of America, submits a card or certificate issued by the Boy Scouts of America or a letter issued by a local area council of the Boy Scouts of America stating that the person has been awarded that rank; and

(c) Otherwise complies with the requirements for registration and licensing pursuant to this chapter.

~~4.4~~ 3. A person may request that personalized prestige license plates issued pursuant to NRS 482.3667 be combined with license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America if that person pays the fees for the personalized prestige license plates in addition to the fees for the license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America pursuant to subsections 4 and 5. ~~and 6.~~

~~5.1~~ 4. The fee payable to the Department for license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America is \$35, in addition to all other applicable registration and license fees and governmental services taxes. The license plates are renewable upon the payment to the Department of \$10.

~~6.1~~ 5. In addition to all other applicable registration and license fees and governmental services taxes and the fee prescribed pursuant to subsection ~~5.1~~ 4, a person who requests a set of license plates recognizing that a person has achieved the rank of Eagle Scout in the Boy Scouts of America must pay for the issuance of the plates an additional fee of \$35 and for each renewal of the plates an additional fee of ~~\$30.1~~ \$25, to be deposited in accordance with subsection ~~7.1~~ 6.

~~7.1~~ 6. Except as otherwise provided in NRS 482.38279, the Department shall deposit the fees collected pursuant to subsection ~~6.1~~ 5 with the State Treasurer for credit to the State General Fund. The State Treasurer shall, on a quarterly basis, distribute the fees deposited pursuant to this subsection to the Las Vegas Area Council of the Boy Scouts of America. The Las Vegas Area Council shall allocate the fees to itself and the Nevada Area Council of the Boy Scouts of America in proportion to the number of ~~boys served by~~ license plates issued pursuant to this section in the area represented by each area council. The fees must be used to assist boys with the costs of participating in local area camps sponsored by the Boy Scouts of America.

~~7.8.~~ The Department must promptly release the surety bond that is required to be posted pursuant to paragraph (b) of subsection 2 if:

~~(a) The Department, based upon the recommendation of the Commission on Special License Plates, determines not to issue the special license plates; or~~

~~(b) If it is determined that at least 1,000 special license plates have been issued pursuant to the assessment of the viability of the design of the special license plate conducted pursuant to NRS 482.367008.~~

~~9.~~ The provisions of paragraph (a) of subsection 1 of NRS 482.36705 do not apply to license plates described in this section.

~~10.1~~ 7. If, during a registration period, the holder of license plates issued pursuant to the provisions of this section disposes of the vehicle to which the plates are affixed, the holder shall:

(a) Retain the plates and affix them to another vehicle that meets the requirements of this section 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.

Sec. 3.5. 1. The Department, in cooperation with the Girl Scouts of America, shall design, prepare and issue license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America using any colors the Department deems appropriate.

2. The Department shall issue license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America for a passenger car or light commercial vehicle upon application by a person who:

(a) Is entitled to license plates pursuant to NRS 482.265;

(b) As proof that the person has been awarded the Girl Scout Gold Award by the Girl Scouts of America, submits a certificate issued by the Girl Scouts of America or a letter issued by a local area council of the Girl Scouts of America stating that the person has been awarded the Girl Scout Gold Award; and

(c) Otherwise complies with the requirements for registration and licensing pursuant to this chapter.

3. A person may request that personalized prestige license plates issued pursuant to NRS 482.3667 be combined with license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America if that person pays the fees for the personalized prestige license plates in addition to the fees for the license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America pursuant to subsections 4 and 5.

4. The fee payable to the Department for license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America is \$35, in addition to all other applicable registration and license fees and governmental services taxes. The license plates are renewable upon the payment to the Department of \$10.

5. In addition to all other applicable registration and license fees and governmental services taxes and the fee prescribed pursuant to subsection 4, a person who requests a set of license plates recognizing that a person has been awarded the Girl Scout Gold Award by the Girl Scouts of America must pay for the issuance of the plates an additional fee of \$35 and for each renewal of the plates an additional fee of \$25, to be deposited in accordance with subsection 6.

6. Except as otherwise provided in NRS 482.38279, the Department shall deposit the fees collected pursuant to subsection 5 with the State Treasurer for credit to the State General Fund. The State Treasurer shall, on a quarterly basis, distribute the fees deposited pursuant to this subsection to the Girl Scouts of Southern Nevada of the Girl Scouts of America. The Girl Scouts of Southern Nevada shall allocate the fees to itself and the Girl Scouts of the Sierra Nevada and the Girl Scouts of Silver Sage Council of the Girl Scouts of America in proportion to the number of license plates issued pursuant to this section in the area represented by each area council. The fees must be used to assist girls from low-income families with the costs of participating in the Girl Scouts of America and to promote the Girl Scouts of America in schools.

7. If, during a registration period, the holder of license plates issued pursuant to the provisions of this section disposes of the vehicle to which the plates are affixed, the holder shall:

(a) Retain the plates and affix them to another vehicle that meets the requirements of this section 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.

Sec. 4. NRS 482.2065 is hereby amended to read as follows:

482.2065 1. A trailer may be registered for a 3-year period as provided in this section.

2. A person who registers a trailer for a 3-year period must pay upon registration all fees and taxes that would be due during the 3-year period if he or she registered the trailer for 1 year and renewed that registration for 2 consecutive years immediately thereafter, including, without limitation:

(a) Registration fees pursuant to NRS 482.480 and 482.483.

(b) A fee for each license plate issued pursuant to NRS 482.268.

(c) Fees for the initial issuance and renewal of a special license plate pursuant to NRS 482.265, if applicable.

(d) Fees for the initial issuance and renewal of a personalized prestige license plate pursuant to NRS 482.367, if applicable.

(e) Additional fees for the initial issuance and renewal of a special license plate issued pursuant to NRS 482.3667 to 482.3823, inclusive, *and sections 2, ~~and~~ 3 and 3.5 of this act*, which are imposed to generate financial support for a particular cause or charitable organization, if applicable.

(f) Governmental services taxes imposed pursuant to chapter 371 of NRS, as provided in NRS 482.260.

(g) The applicable taxes imposed pursuant to chapters 372, 374, 377 and 377A of NRS.

3. As used in this section, the term “trailer” does not include a full trailer or semitrailer that is registered pursuant to subsection 3 of NRS 482.483.

Sec. 5. NRS 482.216 is hereby amended to read as follows:

482.216 1. Upon the request of a new vehicle dealer, the Department may authorize the new vehicle dealer to:

(a) Accept applications for the registration of the new motor vehicles he or she sells and the related fees and taxes;

(b) Issue certificates of registration to applicants who satisfy the requirements of this chapter; and

(c) Accept applications for the transfer of registration pursuant to NRS 482.399 if the applicant purchased from the new vehicle dealer a new vehicle to which the registration is to be transferred.

2. A new vehicle dealer who is authorized to issue certificates of registration pursuant to subsection 1 shall:

(a) Transmit the applications received to the Department within the period prescribed by the Department;

(b) Transmit the fees collected from the applicants and properly account for them within the period prescribed by the Department;

(c) Comply with the regulations adopted pursuant to subsection 4; and

(d) Bear any cost of equipment which is necessary to issue certificates of registration, including any computer hardware or software.

3. A new vehicle dealer who is authorized to issue certificates of registration pursuant to subsection 1 shall not:

(a) Charge any additional fee for the performance of those services;

(b) Receive compensation from the Department for the performance of those services;

(c) Accept applications for the renewal of registration of a motor vehicle; or

(d) Accept an application for the registration of a motor vehicle if the applicant wishes to:

(1) Obtain special license plates pursuant to NRS 482.3667 to 482.3823, inclusive ~~H~~, and sections 2, ~~and 3~~ and 3.5 of this act; or

(2) Claim the exemption from the governmental services tax provided pursuant to NRS 361.1565 to veterans and their relations.

4. The Director shall adopt such regulations as are necessary to carry out the provisions of this section. The regulations adopted pursuant to this subsection must provide for:

(a) The expedient and secure issuance of license plates and decals by the Department; and

(b) The withdrawal of the authority granted to a new vehicle dealer pursuant to subsection 1 if that dealer fails to comply with the regulations adopted by the Department.

Sec. 6. NRS 482.2703 is hereby amended to read as follows:

482.2703 1. The Director may order the preparation of sample license plates which must be of the same design and size as regular license plates or license plates issued pursuant to NRS 482.384. The Director shall ensure that:

(a) Each license plate issued pursuant to this subsection, regardless of its design, is inscribed with the word SAMPLE and an identical designation which consists of the same group of three numerals followed by the same group of three letters; and

(b) The designation of numerals and letters assigned pursuant to paragraph (a) is not assigned to a vehicle registered pursuant to this chapter or chapter 706 of NRS.

2. The Director may order the preparation of sample license plates which must be of the same design and size as any of the special license plates issued pursuant to NRS 482.3667 to 482.3823, inclusive ~~H~~, and sections 2, ~~and 3~~ and 3.5 of this act. The Director shall ensure that:

(a) Each license plate issued pursuant to this subsection, regardless of its design, is inscribed with the word SAMPLE and the number zero in the location where any other numerals would normally be displayed on a license plate of that design; and

(b) The number assigned pursuant to paragraph (a) is not assigned to a vehicle registered pursuant to this chapter or chapter 706 of NRS.

3. The Director may establish a fee for the issuance of sample license plates of not more than \$15 for each license plate.

4. A decal issued pursuant to NRS 482.271 may be displayed on a sample license plate issued pursuant to this section.

5. All money collected from the issuance of sample license plates must be deposited in the State Treasury for credit to the Motor Vehicle Fund.

6. A person shall not affix a sample license plate issued pursuant to this section to a vehicle. A person who violates the provisions of this subsection is guilty of a misdemeanor.

Sec. 7. NRS 482.274 is hereby amended to read as follows:

482.274 1. The Director shall order the preparation of vehicle license plates for trailers in the same manner provided for motor vehicles in NRS 482.270, except that a vehicle license plate prepared for a full trailer or semitrailer that is registered pursuant to subsection 3 of NRS 482.483 is not required to have displayed upon it the month and year the registration expires.

2. The Director shall order preparation of two sizes of vehicle license plates for trailers. The smaller plates may be used for trailers with a gross vehicle weight of less than 1,000 pounds.

3. The Director shall determine the registration numbers assigned to trailers.

4. Any license plates issued for a trailer before July 1, 1975, bearing a different designation from that provided for in this section, are valid during the period for which such plates were issued.

5. The Department shall not issue for a full trailer or semitrailer that is registered pursuant to subsection 3 of NRS 482.483 a special license plate available pursuant to NRS 482.3667 to 482.3823, inclusive ~~†~~, and sections 2, ~~and 3~~ and 3.5 of this act.

Sec. 7.5. NRS 482.367004 is hereby amended to read as follows:

482.367004 1. There is hereby created the Commission on Special License Plates. The Commission is advisory to the Department and consists of five Legislators and three nonvoting members as follows:

(a) Five Legislators appointed by the Legislative Commission:

(1) One of whom is the Legislator who served as the Chair of the Assembly Standing Committee on Transportation during the most recent legislative session. That Legislator may designate an alternate to serve in place of the Legislator when absent. The alternate must be another Legislator who also served on the Assembly Standing Committee on Transportation during the most recent legislative session.

(2) One of whom is the Legislator who served as the Chair of the Senate Standing Committee on Transportation during the most recent legislative session. That Legislator may designate an alternate to serve in place of the Legislator when absent. The alternate must be another Legislator who also served on the Senate Standing Committee on Transportation during the most recent legislative session.

(b) Three nonvoting members consisting of:

(1) The Director of the Department of Motor Vehicles, or a designee of the Director.

(2) The Director of the Department of Public Safety, or a designee of the Director.

(3) The Director of the Department of Tourism and Cultural Affairs, or a designee of the Director.

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

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

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

5. The Commission shall recommend to the Department that the Department approve or disapprove:

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

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

(c) Except as otherwise provided in subsection 7, applications for the design, preparation and issuance of special license plates that have been authorized by an act of the Legislature after January 1, 2007.

➤ In determining whether to recommend to the Department the approval of such an application or issuance, the Commission shall consider, without limitation, whether it would be appropriate and feasible for the Department to, as applicable, design, prepare or issue the particular special license plate. For the purpose of making recommendations to the Department, the Commission shall consider each

1 application in the chronological order in which the application was received by the
2 Department.

3 6. On or before September 1 of each fiscal year, the Commission shall
4 compile a list of each special license plate for which the Commission, during the
5 immediately preceding fiscal year, recommended to the Department that the
6 Department approve the application for the special license plate or approve the
7 issuance of the special license plate. The list so compiled must set forth, for each
8 such plate, the cause or charitable organization for which the special license plate
9 generates or would generate financial support, and the intended use to which the
10 financial support is being put or would be put. The Commission shall transmit the
11 information described in this subsection to the Department and the Department
12 shall make that information available on its Internet website.

13 7. The provisions of paragraph (c) of subsection 5 do not apply with regard to
14 special license plates that are issued pursuant to NRS 482.3757, 482.3785,
15 482.3787 or 482.37901. ~~++~~ or section 3 or 3.5 of this act.

16 8. The Commission shall:

17 (a) Recommend to the Department that the Department approve or disapprove
18 any proposed change in the distribution of money received in the form of additional
19 fees. As used in this paragraph, "additional fees" means the fees that are charged in
20 connection with the issuance or renewal of a special license plate for the benefit of
21 a particular cause, fund or charitable organization. The term does not include
22 registration and license fees or governmental services taxes.

23 (b) If it recommends a proposed change pursuant to paragraph (a) and
24 determines that legislation is required to carry out the change, recommend to the
25 Department that the Department request the assistance of the Legislative Counsel in
26 the preparation of a bill draft to carry out the change.

27 **Sec. 8.** NRS 482.367008 is hereby amended to read as follows:

28 482.367008 1. As used in this section, "special license plate" means:

29 (a) A license plate that the Department has designed and prepared pursuant to
30 NRS 482.367002 in accordance with the system of application and petition
31 described in that section;

32 (b) A license plate approved by the Legislature that the Department has
33 designed and prepared pursuant to NRS 482.3747, 482.37903, 482.37905,
34 482.37917, 482.379175, 482.37918, 482.37919, 482.3792, 482.3793, 482.37933,
35 482.37934, 482.37935, 482.379355, 482.379365, 482.37937, 482.379375,
36 482.37938 or 482.37945 ~~++~~ or section 2 for 3 of this act; and

37 (c) Except for a license plate that is issued pursuant to NRS 482.3757,
38 482.3785, 482.3787 or 482.37901 ~~++~~ or section 3 or 3.5 of this act, a license plate
39 that is approved by the Legislature after July 1, 2005.

40 2. Notwithstanding any other provision of law to the contrary, and except as
41 otherwise provided in subsection 3, the Department shall not, at any one time, issue
42 more than 30 separate designs of special license plates. Whenever the total number
43 of separate designs of special license plates issued by the Department at any one
44 time is less than 30, the Department shall issue a number of additional designs of
45 special license plates that have been authorized by an act of the Legislature or the
46 application for which has been recommended by the Commission on Special
47 License Plates to be approved by the Department pursuant to subsection 5 of NRS
48 482.367004, not to exceed a total of 30 designs issued by the Department at any
49 one time. Such additional designs must be issued by the Department in accordance
50 with the chronological order of their authorization or approval by the Department.

51 3. In addition to the special license plates described in subsection 2, the
52 Department may issue not more than five separate designs of special license plates

1 in excess of the limit set forth in that subsection. To qualify for issuance pursuant to
2 this subsection:

3 (a) The Commission on Special License Plates must have recommended to the
4 Department that the Department approve the design, preparation and issuance of the
5 special plates as described in paragraphs (a) and (b) of subsection 5 of NRS
6 482.367004; and

7 (b) The special license plates must have been applied for, designed, prepared
8 and issued pursuant to NRS 482.367002, except that:

9 (1) The application for the special license plates must be accompanied by a
10 surety bond posted with the Department in the amount of \$20,000; and

11 (2) Pursuant to the assessment of the viability of the design of the special
12 license plates that is conducted pursuant to this section, it is determined that at least
13 3,000 special license plates have been issued.

14 4. Except as otherwise provided in this subsection, on October 1 of each year
15 the Department shall assess the viability of each separate design of special license
16 plate that the Department is currently issuing by determining the total number of
17 validly registered motor vehicles to which that design of special license plate is
18 affixed. The Department shall not determine the total number of validly registered
19 motor vehicles to which a particular design of special license plate is affixed if:

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

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

24 5. If, on October 1, the total number of validly registered motor vehicles to
25 which a particular design of special license plate is affixed is:

26 (a) In the case of special license plates not described in subsection 3, less than
27 1,000; or

28 (b) In the case of special license plates described in subsection 3, less than
29 3,000,

30 the Director shall provide notice of that fact in the manner described in
31 subsection 6.

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

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

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

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

41 (a) In the case of special license plates not described in subsection 3, less than
42 1,000; or

43 (b) In the case of special license plates described in subsection 3, less than
44 3,000,

45 the Director shall, notwithstanding any other provision of law to the contrary,
46 issue an order providing that the Department will no longer issue that particular
47 design of special license plate. Such an order does not require existing holders of
48 that particular design of special license plate to surrender their plates to the
49 Department and does not prohibit those holders from renewing those plates.

50 **Sec. 8.5. NRS 482.36705 is hereby amended to read as follows:**

51 482.36705 1. Except as otherwise provided in subsection 2:

52 (a) If a new special license plate is authorized by an act of the Legislature after
53 January 1, 2003, other than a special license plate that is authorized pursuant to

1 NRS 482.379375, the Legislature will direct that the license plate not be designed,
2 prepared or issued by the Department unless the Department receives at least 1,000
3 applications for the issuance of that plate within 2 years after the effective date of
4 the act of the Legislature that authorized the plate.

5 (b) In addition to the requirements set forth in paragraph (a), if a new special
6 license plate is authorized by an act of the Legislature after July 1, 2005, the
7 Legislature will direct that the license plate not be issued by the Department unless
8 its issuance complies with subsection 2 of NRS 482.367008.

9 (c) In addition to the requirements set forth in paragraphs (a) and (b), if a new
10 special license plate is authorized by an act of the Legislature after January 1, 2007,
11 the Legislature will direct that the license plate not be designed, prepared or issued
12 by the Department unless the Commission on Special License Plates recommends
13 to the Department that the Department approve the application for the authorized
14 plate pursuant to NRS 482.367004.

15 2. The provisions of subsection 1 do not apply with regard to special license
16 plates that are issued pursuant to NRS 482.3757, 482.3785, 482.3787 or 482.37901
17 ~~or~~ or section 3 or 3.5 of this act.

18 **Sec. 9.** NRS 482.3824 is hereby amended to read as follows:

19 482.3824 1. Except as otherwise provided in NRS 482.38279, with respect
20 to any special license plate that is issued pursuant to NRS 482.3667 to 482.3823,
21 inclusive, and sections 2, ~~and~~ 3 and 3.5 of this act, and for which additional fees
22 are imposed for the issuance of the special license plate to generate financial
23 support for a charitable organization:

24 (a) The Director shall, at the request of the charitable organization that is
25 benefited by the particular special license plate:

26 (1) Order the design and preparation of souvenir license plates, the design
27 of which must be substantially similar to the particular special license plate; and

28 (2) Issue such souvenir license plates, for a fee established pursuant to
29 NRS 482.3825, only to the charitable organization that is benefited by the particular
30 special license plate. The charitable organization may resell such souvenir license
31 plates at a price determined by the charitable organization.

32 (b) The Department may, except as otherwise provided in this paragraph and
33 after the particular special license plate is approved for issuance, issue the special
34 license plate for a trailer, motorcycle or other type of vehicle that is not a passenger
35 car or light commercial vehicle, excluding vehicles required to be registered with
36 the Department pursuant to NRS 706.801 to 706.861, inclusive, and full trailers or
37 semitrailers registered pursuant to subsection 3 of NRS 482.483, upon application
38 by a person who is entitled to license plates pursuant to NRS 482.265 or 482.272
39 and who otherwise complies with the requirements for registration and licensing
40 pursuant to this chapter or chapter 486 of NRS. The Department may not issue a
41 special license plate for such other types of vehicles if the Department determines
42 that the design or manufacture of the plate for those other types of vehicles would
43 not be feasible. In addition, if the Department incurs additional costs to
44 manufacture a special license plate for such other types of vehicles, including,
45 without limitation, costs associated with the purchase, manufacture or modification
46 of dies or other equipment necessary to manufacture the special license plate for
47 such other types of vehicles, those additional costs must be paid from private
48 sources without any expense to the State of Nevada.

49 2. If, as authorized pursuant to paragraph (b) of subsection 1, the Department
50 issues a special license plate for a trailer, motorcycle or other type of vehicle that is
51 not a passenger car or light commercial vehicle, the Department shall charge and
52 collect for the issuance and renewal of such a plate the same fees that the
53 Department would charge and collect if the other type of vehicle was a passenger

car or light commercial vehicle. As used in this subsection, “fees” does not include any applicable registration or license fees or governmental services taxes.

3. As used in this section:

(a) “Additional fees” has the meaning ascribed to it in NRS 482.38273.

(b) “Charitable organization” means a particular cause, charity or other entity that receives money from the imposition of additional fees in connection with the issuance of a special license plate pursuant to NRS 482.3667 to 482.3823, inclusive ~~and~~, and sections 2, ~~and~~ 3 and 3.5 of this act. The term includes the successor, if any, of a charitable organization.

Sec. 9.5. NRS 482.38276 is hereby amended to read as follows:

~~482.38276 “Special license plate” has the meaning ascribed to it in subsection 1 of NRS 482.367008.1 means:~~

1. A license plate that the Department has designed and prepared pursuant to NRS 482.367002 in accordance with the system of application and petition described in that section;

2. A license plate approved by the Legislature that the Department has designed and prepared pursuant to NRS 482.3747, 482.37903, 482.37905, 482.37917, 482.379175, 482.37918, 482.37919, 482.3792, 482.3793, 482.37933, 482.37934, 482.37935, 482.379355, 482.379365, 482.37937, 482.379375, 482.37938 or 482.37945 or section 2 of this act; and

3. Except for a license plate that is issued pursuant to NRS 482.3757, 482.3785, 482.3787 or 482.37901, a license plate that is approved by the Legislature after July 1, 2005.

Sec. 10. NRS 482.399 is hereby amended to read as follows:

482.399 1. Upon the transfer of the ownership of or interest in any vehicle by any holder of a valid registration, or upon destruction of the vehicle, the registration expires.

2. Except as otherwise provided in subsection 3 of NRS 482.483, the holder of the original registration may transfer the registration to another vehicle to be registered by the holder and use the same regular license plate or plates or special license plate or plates issued pursuant to NRS 482.3667 to 482.3823, inclusive, and sections 2, ~~and~~ 3 and 3.5 of this act, or 482.384, on the vehicle from which the registration is being transferred, if the license plate or plates are appropriate for the second vehicle, upon filing an application for transfer of registration and upon paying the transfer registration fee and the excess, if any, of the registration fee and governmental services tax on the vehicle to which the registration is transferred over the total registration fee and governmental services tax paid on all vehicles from which he or she is transferring ownership or interest. Except as otherwise provided in NRS 482.294, an application for transfer of registration must be made in person, if practicable, to any office or agent of the Department or to a registered dealer, and the license plate or plates may not be used upon a second vehicle until registration of that vehicle is complete.

3. In computing the governmental services tax, the Department, its agent or the registered dealer shall credit the portion of the tax paid on the first vehicle attributable to the remainder of the current registration period or calendar year on a pro rata monthly basis against the tax due on the second vehicle or on any other vehicle of which the person is the registered owner. If any person transfers ownership or interest in two or more vehicles, the Department or the registered dealer shall credit the portion of the tax paid on all of the vehicles attributable to the remainder of the current registration period or calendar year on a pro rata monthly basis against the tax due on the vehicle to which the registration is transferred or on any other vehicle of which the person is the registered owner. The certificates of registration and unused license plates of the vehicles from which a person transfers

ownership or interest must be submitted before credit is given against the tax due on the vehicle to which the registration is transferred or on any other vehicle of which the person is the registered owner.

4. In computing the registration fee, the Department or its agent or the registered dealer shall credit the portion of the registration fee paid on each vehicle attributable to the remainder of the current calendar year or registration period on a pro rata basis against the registration fee due on the vehicle to which registration is transferred.

5. If the amount owed on the registration fee or governmental services tax on the vehicle to which registration is transferred is less than the credit on the total registration fee or governmental services tax paid on all vehicles from which a person transfers ownership or interest, no refund may be allowed by the Department.

6. If the license plate or plates are not appropriate for the second vehicle, the plate or plates must be surrendered to the Department or registered dealer and an appropriate plate or plates must be issued by the Department. The Department shall not reissue the surrendered plate or plates until the next succeeding licensing period.

7. If application for transfer of registration is not made within 60 days after the destruction or transfer of ownership of or interest in any vehicle, the license plate or plates must be surrendered to the Department on or before the 60th day for cancellation of the registration.

8. Except as otherwise provided in subsection 2 of NRS 371.040 and subsection 7 of NRS 482.260, if a person cancels his or her registration and surrenders to the Department the license plates for a vehicle, the Department shall, in accordance with the provisions of subsection 9, issue to the person a refund of the portion of the registration fee and governmental services tax paid on the vehicle attributable to the remainder of the current calendar year or registration period on a pro rata basis.

9. The Department shall issue a refund pursuant to subsection 8 only if the request for a refund is made at the time the registration is cancelled and the license plates are surrendered, the person requesting the refund is a resident of Nevada, the amount eligible for refund exceeds \$100, and evidence satisfactory to the Department is submitted that reasonably proves the existence of extenuating circumstances. For the purposes of this subsection, the term "extenuating circumstances" means circumstances wherein:

(a) The person has recently relinquished his or her driver's license and has sold or otherwise disposed of his or her vehicle.

(b) The vehicle has been determined to be inoperable and the person does not transfer the registration to a different vehicle.

(c) The owner of the vehicle is seriously ill or has died and the guardians or survivors have sold or otherwise disposed of the vehicle.

(d) Any other event occurs which the Department, by regulation, has defined to constitute an "extenuating circumstance" for the purposes of this subsection.

Sec. 11. NRS 482.500 is hereby amended to read as follows:

482.500 1. Except as otherwise provided in subsection 2 or 3, whenever upon application any duplicate or substitute certificate of registration, indicator, decal or number plate is issued, the following fees must be paid:

For a certificate of registration.....	\$5.00
For every substitute number plate or set of plates.....	5.00
For every duplicate number plate or set of plates.....	10.00
For every decal displaying a county name.....	.50

For every other indicator, decal, license plate sticker or tab5.00

2. The following fees must be paid for any replacement plate or set of plates issued for the following special license plates:

(a) For any special plate issued pursuant to NRS 482.3667, 482.367002, 482.3672, 482.3675, 482.370 to 482.376, inclusive, ~~and sections 2, 3 and 3.5 of this act~~, or 482.379 to 482.3818, inclusive, a fee of \$10.

(b) For any special plate issued pursuant to NRS 482.368, 482.3765, 482.377 or 482.378, a fee of \$5.

(c) Except as otherwise provided in paragraph (a) of subsection 1 of NRS 482.3824, for any souvenir license plate issued pursuant to NRS 482.3825 or sample license plate issued pursuant to NRS 482.2703, a fee equal to that established by the Director for the issuance of those plates.

3. A fee must not be charged for a duplicate or substitute of a decal issued pursuant to NRS 482.37635.

4. The fees which are paid for duplicate number plates and decals displaying county names must be deposited with the State Treasurer for credit to the Motor Vehicle Fund and allocated to the Department to defray the costs of duplicating the plates and manufacturing the decals.