

Amendment No. 295

Assembly Amendment to Assembly Bill No. 439	(BDR 32-1017)
Proposed by: Assembly Committee on Taxation	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

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.

WBD/BJE



Date: 4/23/2017

A.B. No. 439—Revises provisions governing taxation of the sale, storage, use or other consumption of certain property by a licensed veterinarian.
(BDR 32-1017)



ASSEMBLY BILL NO. 439—ASSEMBLYMEN ARAUJO, BROOKS,
DIAZ; BUSTAMANTE ADAMS AND OSCARSON

MARCH 27, 2017

JOINT SPONSORS: SENATORS KIECKHEFER, CANNIZZARO, PARKS, MANENDO;
ATKINSON, FORD, HAMMOND AND WOODHOUSE

Referred to Committee on Taxation

SUMMARY—Revises provisions governing taxation of the sale, storage, use or other consumption of certain property by a licensed veterinarian. (BDR 32-1017)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 taxes on retail sales; revising provisions governing taxation of the sale, storage, use or other consumption of tangible personal property by a licensed veterinarian; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

The Sales and Use Tax Act and the Local School Support Tax Law impose certain taxes on the sale, storage, use or other consumption in this State of tangible personal property. The taxes must be paid by the consumer of the property. (Chapters 372 and 374 of NRS)

This bill requires the Department of Taxation, in administering the provisions of the Sales and Use Tax Act and the Local School Support Tax Law, to consider a licensed veterinarian to be a consumer and not a retailer of the tangible personal property used, furnished or dispensed by him or her in *providing medical care or treatment to animals as part of* the performance of his or her professional services in the practice of veterinary medicine.

Any amendment to the Local School Support Tax Law also applies to other sales and use taxes imposed under existing law. (NRS 354.705, 374A.020, 376A.060, 377.040, 377A.030, 377B.110, 377C.100 and various special and local acts)

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

Section 1. Chapter 372 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In administering the provisions of this chapter, the Department shall consider a licensed veterinarian to be a consumer and not a retailer of the tangible personal property used, furnished or dispensed by him or her in providing medical care or treatment to animals as part of the performance of his or her professional services in the practice of veterinary medicine.

2. As used in this section:

(a) "Licensed veterinarian" means:

(1) A person who holds a license to engage in the practice of veterinary medicine issued pursuant to chapter 638 of NRS; and

(2) An office, clinic or facility through which a licensed veterinarian engages in his or her practice.

(b) "Practice of veterinary medicine" has the meaning ascribed to it in NRS 638.008.

Sec. 2. Chapter 374 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In administering the provisions of this chapter, the Department shall consider a licensed veterinarian to be a consumer and not a retailer of the tangible personal property used, furnished or dispensed by him or her in providing medical care or treatment to animals as part of the performance of his or her professional services in the practice of veterinary medicine.

2. As used in this section:

(a) "Licensed veterinarian" means:

(1) A person who holds a license to engage in the practice of veterinary medicine issued pursuant to chapter 638 of NRS; and

(2) An office, clinic or facility through which a licensed veterinarian engages in his or her practice.

(b) "Practice of veterinary medicine" has the meaning ascribed to it in NRS 638.008.

Sec. 3. This act becomes effective on July 1, 2017.