Amendment No. 142

Senate A	(BDR 43-51)							
Proposed by: Senate Committee on Growth and Infrastructure								
Amends:	Summary: No	Title: No	Preamble: No	Joint Sponsorship: No	Digest: Yes			

ASSEMBLY	AC	TION	Initial and Date	SENATE ACTIO	ON Initial and Date
Adopted		Lost		Adopted	Lost
Concurred In		Not	1	Concurred In	Not
Receded		Not	1	Receded	Not

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of <u>green bold underlining</u> is language proposed to be added in this amendment; (3) <u>red strikethrough</u> is deleted language in the original bill; (4) <u>purple double strikethrough</u> is language proposed to be deleted in this amendment; (5) <u>orange double underlining</u> is deleted language in the original bill proposed to be retained in this amendment.

DLJ/BJE Date: 4/16/2019

S.B. No. 352—Revises provisions relating to motor vehicle registration. (BDR 43-51)

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SENATE BILL NO. 352–SENATORS SETTELMEYER, GOICOECHEA, SEEVERS GANSERT, HAMMOND, HANSEN; HARDY, KIECKHEFER AND PICKARD

MARCH 18, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions relating to motor vehicle registration. (BDR 43-51)

FISCAL NOTE: Effect on Local Government: No.

Effect on the State: Yes.

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

AN ACT relating to motor vehicle registration; authorizing concurrent registration of two or more vehicles owned by a person in certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, every motor vehicle must be registered for a period of 12 consecutive months beginning the day after the first registration by the owner. (NRS 482.206) **Section 1** of this bill authorizes the owner of two or more motor vehicles in this State to apply to the Department of Motor Vehicles for concurrent registration, aligning the registration periods so that all of the motor vehicles are due for renewal on the same date. In lieu of a new certificate of registration and a license plate decal upon renewal, **section 1** provides that a person with concurrent registration will receive a permanent certificate of registration and a permanent decal for each motor vehicle concurrently registered. **Section 1** sets forth the procedures by which additional motor vehicles may be added to the concurrent registration, and a motor vehicle may be deleted from concurrent registration. **Section 1** requires: (1) the owner of the motor vehicles to pay annual registration renewal fees and governmental services taxes; and (2) such fees and taxes to be credited or prorated accordingly if a motor vehicle is added or deleted from the concurrent registration during the registration period. **Sections 2-8** of this bill make conforming changes.

Section 9 of this bill provides that these changes become effective upon passage and approval for purposes of adopting regulations and performing any other administrative tasks and on July 1, 2021, for all other purposes.

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 a new section to read as follows:

1. Except as otherwise provided in this section, a person who owns two or more motor vehicles which are required to be registered in this State may apply to the Department for concurrent registration whereby the registration periods for the motor vehicles run concurrently and expire on the same date.

2. The Department shall grant an application for concurrent registration if the applicant:

(a) Submits, on a form prescribed by the Department, all the information required by the Department, including, without limitation, a list of all motor vehicles to be included in the concurrent registration; and

(b) Pays all the applicable fees for registration and the governmental services

tax for each motor vehicle on the list.

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3. Upon granting an application for concurrent registration, the Department shall align the registration periods of each motor vehicle on the list provided by the applicant so that the registration periods of all of the motor vehicles expire 1 year from the date of granting the application. For those motor vehicles that are already registered before the date of granting the application, the Department shall allow a credit on the portion of the fee for registration and the governmental services tax attributable to the new registration period pursuant to the applicable provisions of NRS 482.399.

The Department shall provide to the owner of motor vehicles registered concurrently pursuant to this section:

- (a) In lieu of a renewal decal, a permanent decal indicating concurrent registration status, to be displayed in a manner determined by the Department; and
- (b) In lieu of a certificate of registration, a permanent certificate of concurrent registration,

for each motor vehicle included in the concurrent registration.

- 5. The owner of motor vehicles registered concurrently pursuant to this section, upon receipt of notification pursuant to NRS 482.280 of the expiration of the concurrent registration period, must pay the fees for renewal of registration and the governmental services taxes and, if required, provide evidence of compliance with standards for the control of emissions for each motor vehicle that is concurrently registered. The concurrent registration of all the motor vehicles concurrently registered expires at midnight on the day specified on the receipt of registration, unless the day specified falls on a Saturday, Sunday or legal holiday. If the day specified on the receipt of registration is a Saturday, Sunday or legal holiday, the registration of the vehicle expires at midnight on the next judicial day.
- 6. The owner of motor vehicles registered concurrently pursuant to this section may add motor vehicles to the concurrent registration during the registration period upon application to the Department or a registered dealer. The Department or registered dealer shall calculate the registration fees and governmental services tax owed for the registration of such a motor vehicle based on the number of months remaining in the concurrent registration period and, if the motor vehicle was previously registered, shall allow a credit on the portion of the fee for registration and the governmental services tax attributable to the new registration period pursuant to the applicable provisions of NRS 482.399.
- 7. The owner of motor vehicles registered concurrently pursuant to this section who wishes to delete a motor vehicle from concurrent registration must notify the Department and surrender to the Department the permanent certificate of registration and the permanent decal issued for that motor vehicle. The owner of the motor vehicle may transfer the concurrent registration to another motor vehicle or receive a credit on the portion of the fee for registration and the governmental services tax attributable to the remainder of the concurrent

registration period as provided in NRS 482.399.

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(b) The day after the transfer in all other cases,

8. If the owner of motor vehicles registered concurrently pursuant to this section drops below the required number of motor vehicles registered to be eligible for concurrent registration the:

(a) Concurrent registration ceases at the end of the current concurrent registration period; and

(b) The owner must surrender to the Department the permanent certificate of registration and the permanent decal issued for the motor vehicle. The registration of such a motor vehicle may be renewed as provided in this chapter.

9. A motor vehicle that is required to be registered with the Motor Carrier Division of the Department is not eligible for concurrent registration pursuant to

Sec. 2. NRS 482.206 is hereby amended to read as follows:

482.206 1. Except as otherwise provided in this section, [and] NRS 482.2065 [and section 1 of this act, every motor vehicle, except for a motor vehicle that is registered pursuant to the provisions of NRS 706.801 to 706.861. inclusive, and except for a full trailer or semitrailer that is registered pursuant to subsection 3 of NRS 482.483 or a moped registered pursuant to NRS 482.2155, must be registered for a period of 12 consecutive months beginning the day after the first registration by the owner in this State.

2. Except as otherwise provided in subsections 7 and 8, [and] NRS 482.2065 and section 1 of this act, every vehicle registered by an agent of the Department or a registered dealer must be registered for 12 consecutive months beginning the first day of the month after the first registration by the owner in this State.

3. Except as otherwise provided in subsection 7 and NRS 482.2065, a vehicle which must be registered through the Motor Carrier Division of the Department, or a motor vehicle which has a declared gross weight in excess of 26,000 pounds, must be registered for a period of 12 consecutive months beginning on the date established by the Department by regulation.

4. Upon the application of the owner of a fleet of vehicles, the Director may

permit the owner to register the fleet on the basis of a calendar year. 5. Except as otherwise provided in subsections [6, 7 and 8,] 6 to 9, inclusive, and section 1 of this act, when the registration of any vehicle is transferred pursuant to NRS 482.399, the expiration date of each regular license plate, special license plate or substitute decal must, at the time of the transfer of registration, be advanced for a period of 12 consecutive months beginning:

(a) The first day of the month after the transfer, if the vehicle is transferred by an agent of the Department; or

(b) The day after the transfer in all other cases,

and a credit on the portion of the fee for registration and the governmental services tax attributable to the remainder of the current period of registration must be allowed pursuant to the applicable provisions of NRS 482.399.

When the registration of any trailer that is registered for a 3-year period pursuant to NRS 482.2065 is transferred pursuant to NRS 482.399, the expiration date of each license plate or substitute decal must, at the time of the transfer of the registration, be advanced, if applicable pursuant to NRS 482.2065, for a period of 3 consecutive years beginning:

(a) The first day of the month after the transfer, if the trailer is transferred by an agent of the Department; or

→ and a credit on the portion of the fee for registration and the governmental services tax attributable to the remainder of the current period of registration must be allowed pursuant to the applicable provisions of NRS 482.399.

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- 7. A full trailer or semitrailer that is registered pursuant to subsection 3 of NRS 482.483 is registered until the date on which the owner of the full trailer or semitrailer:
 - (a) Transfers the ownership of the full trailer or semitrailer; or
- (b) Cancels the registration of the full trailer or semitrailer and surrenders the license plates to the Department.
- 8. A moped that is registered pursuant to NRS 482.2155 is registered until the date on which the owner of the moped:
 - (a) Transfers the ownership of the moped; or
- (b) Cancels the registration of the moped and surrenders the license plate to the Department.
- 9. If the registration of a motor vehicle is transferred to a motor vehicle that is to be added to a concurrent registration pursuant to section 1 of this act, the registration must be advanced to align with the registration period of the concurrent registration and a credit on the portion of the fee for registration and the governmental services tax attributable to the remainder of the current period of registration must be allowed pursuant to the applicable provisions of NRS 482.399 and section 1 of this act.
 - **Sec. 3.** NRS 482.215 is hereby amended to read as follows:
- 482.215 1. Except as otherwise provided in NRS 482.2155 [...] and section 1 of this act, all applications for registration, except applications for renewal of registration, must be made as provided in this section.
- 2. Except as otherwise provided in NRS 482.294, applications for all registrations, except renewals of registration, must be made in person, if practicable, to any office or agent of the Department or to a registered dealer.
- 3. Each application must be made upon the appropriate form furnished by the Department and contain:
- (a) The signature of the owner, except as otherwise provided in subsection 2 of NRS 482.294, if applicable.
 - (b) The owner's residential address.
- (c) The owner's declaration of the county where he or she intends the vehicle to be based, unless the vehicle is deemed to have no base. The Department shall use this declaration to determine the county to which the governmental services tax is to be paid.
- (d) A brief description of the vehicle to be registered, including the name of the maker, the engine, identification or serial number, whether new or used, and the last license number, if known, and the state in which it was issued, and upon the registration of a new vehicle, the date of sale by the manufacturer or franchised and licensed dealer in this State for the make to be registered to the person first purchasing or operating the vehicle.
- (e) Except as otherwise provided in this paragraph, if the applicant is not an owner of a fleet of vehicles or a person described in subsection 5:
- (1) Proof satisfactory to the Department or registered dealer that the applicant carries insurance on the vehicle provided by an insurance company licensed by the Division of Insurance of the Department of Business and Industry and approved to do business in this State as required by NRS 485.185; and
- (2) A declaration signed by the applicant that he or she will maintain the insurance required by NRS 485.185 during the period of registration. If the application is submitted by electronic means pursuant to NRS 482.294, the applicant is not required to sign the declaration required by this subparagraph.
- (f) If the applicant is an owner of a fleet of vehicles or a person described in subsection 5, evidence of insurance provided by an insurance company licensed by

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- the Division of Insurance of the Department of Business and Industry and approved to do business in this State as required by NRS 485.185:
- (1) In the form of a certificate of insurance on a form approved by the Commissioner of Insurance:
- (2) In the form of a card issued pursuant to NRS 690B.023 which identifies the vehicle or the registered owner of the vehicle; or
- (3) In another form satisfactory to the Department, including, without limitation, an electronic format authorized by NRS 690B.023.
- → The Department may file that evidence, return it to the applicant or otherwise dispose of it.
- (g) If required, evidence of the applicant's compliance with controls over emission.
- (h) If the application for registration is submitted via the Internet, a statement which informs the applicant that he or she may make a nonrefundable monetary contribution of \$2 for each vehicle registered for the Complete Streets Program, if any, created pursuant to NRS 244.2643, 277A.285 or 403.575, as applicable, based on the declaration made pursuant to paragraph (c). The application form must state in a clear and conspicuous manner that a contribution for a Complete Streets Program is nonrefundable and voluntary and is in addition to any fees required for registration, and must include a method by which the applicant must indicate his or her intention to opt in or opt out of making such a contribution.
- 4. The application must contain such other information as is required by the Department or registered dealer and must be accompanied by proof of ownership satisfactory to the Department.
 - For purposes of the evidence required by paragraph (f) of subsection 3:
- (a) Vehicles which are subject to the fee for a license and the requirements of registration of the Interstate Highway User Fee Apportionment Act, and which are based in this State, may be declared as a fleet by the registered owner thereof on his or her original application for or application for renewal of a proportional registration. The owner may file a single certificate of insurance covering that fleet.
- (b) Other fleets composed of 10 or more vehicles based in this State or vehicles insured under a blanket policy which does not identify individual vehicles may each be declared annually as a fleet by the registered owner thereof for the purposes of an application for his or her original or any renewed registration. The owner may file a single certificate of insurance covering that fleet.
- (c) A person who qualifies as a self-insurer pursuant to the provisions of NRS 485.380 may file a copy of his or her certificate of self-insurance.
- (d) A person who qualifies for an operator's policy of liability insurance pursuant to the provisions of NRS 485.186 and 485.3091 may file or provide electronic evidence of that insurance.
 - **Sec. 4.** NRS 482.216 is hereby amended to read as follows:
- 482.216 1. Except as otherwise provided in NRS 482.2155, upon the request of a new vehicle dealer, the Department may authorize the new vehicle dealer to:
- (a) Accept applications for the registration or concurrent registration pursuant to section 1 of this act 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.

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- 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 5; 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: or
- (2) Claim the exemption from the governmental services tax provided pursuant to NRS 361.1565 to veterans and their relations.
- 4. The provisions of this section do not apply to the registration of a moped pursuant to NRS 482.2155.
- 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. 5. NRS 482.260 is hereby amended to read as follows: 482.260 1. When registering a vehicle, the Department and its agents or a registered dealer shall:
- (a) Collect the fees for license plates and registration as provided for in this
- (b) Collect the governmental services tax on the vehicle, as agent for the State and for the county where the applicant intends to base the vehicle for the period of registration, unless the vehicle is deemed to have no base.
- (c) Collect the applicable taxes imposed pursuant to chapters 372, 374, 377 and 377A of NRS.
 - (d) Issue a certificate of registration.
- (e) If the registration is performed by the Department, issue the regular license plate or plates.
- (f) If the registration is performed by a registered dealer, provide information to the owner regarding the manner in which the regular license plate or plates will be made available to the owner.
- 2. Upon proof of ownership satisfactory to the Director or as otherwise provided in NRS 482.2605, the Director shall cause to be issued a certificate of title as provided in this chapter.
- 3. Except as otherwise provided in NRS 371.070 and subsections 6, 7 [and], 8 : and 9, every vehicle being registered for the first time in Nevada must be taxed for the purposes of the governmental services tax for a 12-month period.

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5. A registered dealer shall forward all fees and taxes collected for the registration of vehicles to the Department.

Department of Taxation.

6. A trailer being registered pursuant to NRS 482.2065 must be taxed for the purposes of the governmental services tax for a 3-year period.

pursuant to paragraph (c) of subsection 1 and remit the remainder to the

The Department shall deduct and withhold 2 percent of the taxes collected

- 7. A full trailer or semitrailer being registered pursuant to subsection 3 of NRS 482.483 must be taxed for the purposes of the governmental services tax in the amount of \$86. The governmental services tax paid pursuant to this subsection is nontransferable and nonrefundable.
- 8. A moped being registered pursuant to NRS 482.2155 must be taxed for the purposes of the governmental services tax for only the 12-month period following the registration. The governmental services tax paid pursuant to this subsection is nontransferable and nonrefundable.
- 9. A motor vehicle being registered concurrently pursuant to section 1 of this act must be taxed for the remainder of the concurrent registration period as provided in section 1 of this act.
 - **Sec. 6.** NRS 482.265 is hereby amended to read as follows:
- 482.265 1. The Department shall furnish to every owner whose vehicle is registered two license plates for a motor vehicle other than a motorcycle or moped and one license plate for all other vehicles required to be registered hereunder. Except as otherwise provided in NRS 482.2155 [...] and section 1 of this act, upon renewal of registration, the Department may issue one or more license plate stickers, tabs or other suitable devices in lieu of new license plates.
- 2. Except as otherwise provided in NRS 482.2065, 482.266, 482.2705, 482.274, 482.379 and 482.37901, every 8 years the Department shall reissue a license plate or plates at the time of renewal of each license plate or plates issued pursuant to this chapter. The Director may adopt regulations to provide procedures for such reissuance.
- 3. The Director shall have the authority to require the return to the Department of all number plates upon termination of the lawful use thereof by the owner under this chapter.
- 4. Except as otherwise specifically provided by statute, for the issuance of each special license plate authorized pursuant to this chapter:
- (a) The fee to be received by the Department for the initial issuance of the special license plate is \$35, exclusive of any additional fee which may be added to generate funds for a particular cause or charitable organization;
- (b) The fee to be received by the Department for the renewal of the special license plate is \$10, exclusive of any additional fee which may be added to generate financial support for a particular cause or charitable organization; and
- (c) The Department shall not design, prepare or issue a special license plate unless, within 4 years after the date on which the measure authorizing the issuance becomes effective, it receives at least 250 applications for the issuance of that plate.
 - 5. The provisions of subsection 4 do not apply to NRS 482.37901.
 - **Sec. 7.** NRS 482.270 is hereby amended to read as follows:
- 482.270 1. Except as otherwise provided in this section or by specific statute, the Director shall order the redesign and preparation of motor vehicle license plates.
- 2. Except as otherwise provided in subsection 3, the Department may, upon the payment of all applicable fees, issue redesigned motor vehicle license plates.
- 3. The Department shall not issue redesigned motor vehicle license plates pursuant to this section to a person who was issued motor vehicle license plates

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before January 1, 1982, or pursuant to NRS 482.2155, 482.3747, 482.3763, 482.3783, 482.379 or 482.37901, without the approval of the person.

4. The Director may determine and vary the size, shape and form and the

- 4. The Director may determine and vary the size, shape and form and the material of which license plates are made, but each license plate must be of sufficient size to be plainly readable from a distance of 100 feet during daylight. All license plates must be treated to reflect light and to be at least 100 times brighter than conventional painted number plates. When properly mounted on an unlighted vehicle, the license plates, when viewed from a vehicle equipped with standard headlights, must be visible for a distance of not less than 1,500 feet and readable for a distance of not less than 110 feet.
 - 5. Every license plate must have displayed upon it:
- (a) The registration number, or combination of letters and numbers, assigned to the vehicle and to the owner thereof:
 - (b) The name of this State, which may be abbreviated;
 - (c) If issued for a calendar year, the year; and
- (d) [H] Except as otherwise provided in section 1 of this act, if issued for a registration period other than a calendar year, the month and year the registration expires.
- 6. Each special license plate that is designed, prepared and issued pursuant to NRS 482.367002 must be designed and prepared in such a manner that:
- (a) The left-hand one-third of the plate is the only part of the plate on which is displayed any design or other insignia that is suggested pursuant to paragraph (g) of subsection 2 of that section; and
- (b) The remainder of the plate conforms to the requirements for lettering and design that are set forth in this section.
 - Sec. 8. NRS 482.280 is hereby amended to read as follows:
- 482.280 1. Except as otherwise provided in NRS 482.2155, the registration of every vehicle expires at midnight on the day specified on the receipt of registration, unless the day specified falls on a Saturday, Sunday or legal holiday. If the day specified on the receipt of registration is a Saturday, Sunday or legal holiday, the registration of the vehicle expires at midnight on the next judicial day. The Department shall mail to each holder of a certificate of registration a notification for renewal of registration for the following period of registration. The notifications must be mailed by the Department in sufficient time to allow all applicants to mail the notifications to the Department or to renew the certificate of registration at a kiosk or authorized inspection station or via the Internet or an interactive response system and to receive, if applicable, new certificates of registration and license plates, stickers, tabs or other suitable devices by mail before the expiration of their registrations. An applicant may present or submit the notification to any agent or office of the Department.
 - 2. A notification:
- (a) Mailed or presented to the Department or to a county assessor pursuant to the provisions of this section;
 - (b) Submitted to the Department pursuant to NRS 482.294; or
- (c) Presented to an authorized inspection station or authorized station pursuant to the provisions of NRS 482.281,
- → must include, if required, evidence of compliance with standards for the control of emissions.
- 3. The Department shall include with each notification mailed pursuant to subsection 1:
- (a) The amount of the governmental services tax to be collected pursuant to the provisions of NRS 482.260.

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- (b) The amount set forth in a notice of nonpayment filed with the Department by a local authority pursuant to NRS 484B.527.
 - (c) A statement which informs the applicant:
- (1) That, pursuant to NRS 485.185, the applicant is legally required to maintain insurance during the period in which the motor vehicle is registered which must be provided by an insurance company licensed by the Division of Insurance of the Department of Business and Industry and approved to do business in this State;
- (2) Of any other applicable requirements set forth in chapter 485 of NRS and any regulations adopted pursuant thereto.
- (d) A statement which informs the applicant that, if the applicant renews a certificate of registration at a kiosk or via the Internet, he or she may make a nonrefundable monetary contribution of \$2 for each vehicle registration renewed for the Complete Streets Program, if any, created pursuant to NRS 244.2643, 277A.285 or 403.575, as applicable, based on the declaration made pursuant to paragraph (c) of subsection 3 of NRS 482.215. The notification must state in a clear and conspicuous manner that a contribution for a Complete Streets Program is nonrefundable and voluntary and is in addition to any fees required for registration.
- (e) Any amount due for reissuance of a license plate or a plate reissued pursuant to subsection 2 of NRS 482.265, if applicable.
- 4. An application for renewal of a certificate of registration submitted at a kiosk or via the Internet must include a statement which informs the applicant that he or she may make a nonrefundable monetary contribution of \$2, for each vehicle registration which is renewed at a kiosk or via the Internet, for the Complete Streets Program, if any, created pursuant to NRS 244.2643, 277A.285 or 403.575, as applicable, based on the declaration made pursuant to paragraph (c) of subsection 3 of NRS 482.215. The application must state in a clear and conspicuous manner that a contribution for a Complete Streets Program is nonrefundable and voluntary and is in addition to any fees required for registration, and must include a method by which the applicant must indicate his or her intention to opt in or opt out of making such a contribution.
- 5. [An] Except as otherwise provided in section 1 of this act, an owner who has made proper application for renewal of registration before the expiration of the current registration but who has not received the license plate or plates or card of registration for the ensuing period of registration is entitled to operate or permit the operation of that vehicle upon the highways upon displaying thereon the license plate or plates issued for the preceding period of registration for such a time as may be prescribed by the Department as it may find necessary for the issuance of the new plate or plates or card of registration.

Sec. 9. This act becomes effective:

- Upon passage and approval for the purpose of adopting any regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and
 - 2. On [January 1, 2020.] July 1, 2021, for all other purposes.