

Amendment No. 127

Assembly Amendment to Assembly Bill No. 188	(BDR 43-476)
<b>Proposed by:</b> Assembly Committee on Growth and Infrastructure	
<b>Amends:</b> Summary: No Title: Yes 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.

ALA/WLK



Date: 4/13/2021

A.B. No. 188—Abolishes the Commission on Special License Plates.  
(BDR 43-476)





ASSEMBLY BILL NO. 188—COMMITTEE  
ON GROWTH AND INFRASTRUCTURE(ON BEHALF OF THE COMMISSION ON  
SPECIAL LICENSE PLATES)

MARCH 4, 2021

Referred to Committee on Growth and Infrastructure

SUMMARY—Abolishes the Commission on Special License Plates.  
(BDR 43-476)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 special license plates; abolishing the Commission on Special License Plates and transferring the duties and authorities of the Commission to the Department of Motor Vehicles; requiring the Department to hold public meetings and comply with certain notice requirements for such public meetings before approving or disapproving an application for the design, preparation and issuance of a special license plate; requiring the ~~Department~~ **Legislative Auditor** to compile certain reports and submit such reports to the Department **and** the Director of the Legislative Counsel Bureau for transmittal to the Legislature or Legislative Commission, as applicable; ~~requiring the Department to submit certain final written reports from the Legislative Auditor to the Legislature or Legislative Commission, as applicable;~~ transferring certain duties and authorities relating to certain actions concerning charitable organizations from the Commission to the Department; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law creates the Commission on Special License Plates and requires the  
2 Commission to recommend to the Department of Motor Vehicles whether to approve or  
3 disapprove: (1) applications for the design, preparation and issuance of special license plates;  
4 (2) the issuance by the Department of special license plates that have been designed and  
5 prepared by the Department; and (3) applications for the design, preparation and issuance of  
6 special license plates that have been authorized by an act of the Legislature. When making  
7 such recommendations, existing law requires the Commission to consider whether it would be  
8 appropriate and feasible for the Department to design, prepare or issue the particular special  
9 license plate. Existing law requires the Commission to: (1) compile a list of each special  
10 license plate which the Commission, during the immediately preceding fiscal year,

recommended that the Department approve; and (2) recommend that the Department approve or disapprove any proposed change in the distribution of money received through certain means. (NRS 482.367004) **Section 17** of this bill abolishes the Commission. **Sections 1-16** of this bill transfer the duties and authorities of the Commission to the Department.

**Section 1** of this bill requires the Department to hold a public meeting before determining whether to approve or disapprove: (1) an application for the design, preparation and issuance of a special license plate; and (2) an application for the design, preparation and issuance of a special license plate that has been authorized by an act of the Legislature. When making such determinations, **section 1** requires the Department to consider whether it would be appropriate and feasible for the Department to design, prepare and issue the particular license plate. **Section 1** requires the Department to comply with certain notice requirements before holding such a public meeting. **Section 1** authorizes the Department to design and prepare a special license plate if the Department: (1) determines that the application complies with certain requirements; and (2) approves the application for the special license plate after holding the public meeting. **Section 1** authorizes the Department to issue a special license plate that: (1) the Department has designed and prepared; and (2) complies with the requirements for the issuance of license plates in general. **Section 1** requires the Department to annually: (1) compile a list of each special license plate which the Department designed and prepared or determined to issue during the immediately preceding fiscal year; and (2) compile and submit a report that contains certain information relating to special reports to the Director of the Legislative Counsel Bureau for transmittal to the Legislature if the Legislature is in session, or to the Legislative Commission, if the Legislature is not in session.

Existing law establishes the procedure regarding certain determinations that the Commission is required to make relating to charitable organizations that receive additional fees from special license plates. (NRS 482.382765-482.38279) **Sections 8-13** transfer these duties to the Department.

**Section 9 of this bill requires certain charitable organizations that receive certain fees to, on or before September 1 of each fiscal year, prepare a balance sheet for the immediately preceding fiscal year and file the balance sheet with the Legislative Auditor. Section 9 additionally provides that the Legislative Auditor shall require that certain information be provided by such charitable organizations and may request certain other information. Sections 10 and 11 of this bill require the Legislative Auditor to present certain final written reports to the Department and ~~(instead of to the Commission. Sections 10 and 11 require the Department to annually submit such reports)~~ to the Director of the Legislative Counsel Bureau for transmittal to the Legislature if the Legislature is in session, or to the Legislative Commission, if the Legislature is not in session ~~H~~, instead of the Commission on Special License Plates.**

Existing law requires the Commission to notify a charitable organization if the charitable organization has failed to comply with certain provisions or standards relating to the finances of the organization. If the Commission decides to uphold its own determination that a charitable organization has failed to comply with the provisions or standards, the Commission is required to issue its decision in writing and may recommend that the Department take certain actions regarding the collection of additional fees or production of the particular design of special license plate. (NRS 482.38279) **Section 13** of this bill transfers such duties of the Commission to the Department.

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

**Section 1.** NRS 482.367002 is hereby amended to read as follows:

482.367002 1. A person may request that the Department design, prepare and issue a special license plate by submitting an application to the Department. A person may submit an application for a special license plate that is intended to generate financial support for an organization only if:

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

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

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

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

12 (e) The organization is nondiscriminatory; and

13 (f) The license plate will not promote a specific religion, faith or antireligious  
14 belief.

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

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

17 (b) Must specify whether the special license plate being requested is intended  
18 to generate financial support for a particular cause or charitable organization and, if  
19 so:

20 (1) The name of the cause or charitable organization; and

21 (2) Whether the financial support intended to be generated for the  
22 particular cause or charitable organization will be for:

23 (I) General use by the particular cause or charitable organization; or

24 (II) Use by the particular cause or charitable organization in a more  
25 limited or specific manner;

26 (c) Must include the name and signature of a person who represents:

27 (1) The organization which is requesting that the Department design,  
28 prepare and issue the special license plate; and

29 (2) If different from the organization described in subparagraph (1), the  
30 cause or charitable organization for which the special license plate being requested  
31 is intended to generate financial support;

32 (d) Must include proof that the organization satisfies the requirements set forth  
33 in subsection 1;

34 (e) Must be accompanied by a surety bond posted with the Department in the  
35 amount of \$5,000, except that if the special license plate being requested is one of  
36 the type described in subsection 3 of NRS 482.367008, the application must be  
37 accompanied by a surety bond posted with the Department in the amount of  
38 \$20,000;

39 (f) Must, if the organization is a charitable organization, not including a  
40 governmental entity whose budget is included in the executive budget, include a  
41 budget prepared by or for the charitable organization which includes, without  
42 limitation, the proposed operating and administrative expenses of the charitable  
43 organization; and

44 (g) May be accompanied by suggestions for the design of and colors to be used  
45 in the special license plate.

46 3. If an application for a special license plate has been submitted pursuant to  
47 this section but the Department has not yet designed, prepared or issued the plate,  
48 the applicant shall amend the application with updated information when any of the  
49 following events take place:

50 (a) The name of the organization that submitted the application has changed  
51 since the initial application was submitted.

1 (b) The cause or charitable organization for which the special license plate  
2 being requested is intended to generate financial support has a different name than  
3 that set forth on the initial application.

4 (c) The cause or charitable organization for which the special license plate  
5 being requested is intended to generate financial support is different from that set  
6 forth on the initial application.

7 (d) A charitable organization which submitted a budget pursuant to paragraph  
8 (f) of subsection 2 prepares or has prepared a new or subsequent budget.

9 ➤ The updated information described in this subsection must be submitted to the  
10 Department within 90 days after the relevant change takes place, unless the  
11 applicant has received notice that the special license plate is on an agenda to be  
12 heard at a *public* meeting of the ~~{Commission on Special License Plates,}~~  
13 *Department held pursuant to subsection 4*, in which case the updated information  
14 must be submitted to the Department within 48 hours after the applicant receives  
15 such notice. The updating of information pursuant to this subsection does not alter,  
16 change or otherwise affect the issuance of special license plates by the Department  
17 in accordance with the chronological order of their authorization or approval, as  
18 described in subsection 2 of NRS 482.367008.

19 4. *The Department shall hold a public meeting before determining whether*  
20 *to approve or disapprove:*

21 (a) *An application for the design, preparation and issuance of a special*  
22 *license plate that is submitted to the Department pursuant to subsection 1; and*

23 (b) *Except as otherwise provided in subsection 6, an application for the*  
24 *design, preparation and issuance of a special license plate that has been*  
25 *authorized by an act of the Legislature after January 1, 2007.*

26 ➤ *In determining whether to approve such an application, the Department shall*  
27 *consider, without limitation, whether it would be appropriate and feasible for the*  
28 *Department to design, prepare and issue the particular special license plate. The*  
29 *Department shall consider each application in the chronological order in which*  
30 *the application was received by the Department.*

31 5. *Before holding a public meeting pursuant to subsection 4, the*  
32 *Department shall:*

33 (a) *At least 30 days before the public meeting is held, notify:*

34 (1) *The person who requested the special license plate pursuant to*  
35 *subsection 1; and*

36 (2) *The charitable organization for which the special license plate is*  
37 *intended to generate financial support, if any; and*

38 (b) *Post a notice of the public meeting that complies with chapter 241 of*  
39 *NRS.*

40 6. *The provisions of paragraph (b) of subsection 4 do not apply with regard*  
41 *to special license plates that are issued pursuant to NRS 482.3746, 482.3751,*  
42 *482.3752, 482.3757, 482.3783, 482.3785, 482.3787, 482.37901, 482.37902,*  
43 *482.37906, 482.3791, 482.3794 or 482.3817.*

44 7. The Department may design and prepare a special license plate requested  
45 pursuant to subsection 1 if ~~{:~~

46 ~~—(a) The} the~~ Department ~~{determines} :~~

47 (a) *Determines* that the application for that plate complies with subsection 2;  
48 and

49 (b) ~~{The Commission on Special License Plates recommends to the~~  
50 ~~Department that the Department approve}~~ *Approves* the application for that plate  
51 ~~{pursuant to subsection 5 of NRS 482.367004.~~

52 ~~—5.} after holding the public meeting required pursuant to subsection 4.~~

1       8. *Except as otherwise provided in NRS 482.367008, the Department may*  
2 *issue a special license plate that:*

3       (a) *The Department has designed and prepared pursuant to subsection 7;*  
4 *and*

5       (b) *Complies with the requirements of subsection 6 of NRS 482.270,*  
6 *➔ for any passenger car or light commercial vehicle upon application by a*  
7 *person who is entitled to license plates pursuant to NRS 482.265 and who*  
8 *otherwise complies with the requirements for registration and licensing pursuant*  
9 *to this chapter. A person may request that personalized prestige license plates*  
10 *issued pursuant to NRS 482.3667 be combined with a special license plate issued*  
11 *pursuant to this section if that person pays the fees for personalized prestige*  
12 *license plates in addition to the fees for the special license plate.*

13       9. Upon making a determination to issue a special license plate pursuant to  
14 ~~[this section.]~~ subsection 8, the Department shall notify:

15       (a) The person who requested the special license plate pursuant to subsection 1;  
16 *and*

17       (b) The charitable organization for which the special license plate is intended  
18 to generate financial support, if any. ~~[-; and~~

19 ~~—(c) The Commission on Special License Plates.~~

20 ~~6. Except as otherwise provided in NRS 482.367008, the Department may~~  
21 ~~issue a special license plate that:~~

22 ~~—(a) The Department has designed and prepared pursuant to this section;~~

23 ~~—(b) The Commission on Special License Plates has recommended the~~  
24 ~~Department approve for issuance pursuant to subsection 5 of NRS 482.367004; and~~

25 ~~—(c) Complies with the requirements of subsection 6 of NRS 482.270;~~

26 ~~➔ for any passenger car or light commercial vehicle upon application by a person~~  
27 ~~who is entitled to license plates pursuant to NRS 482.265 and who otherwise~~  
28 ~~complies with the requirements for registration and licensing pursuant to this~~  
29 ~~chapter. A person may request that personalized prestige license plates issued~~  
30 ~~pursuant to NRS 482.3667 be combined with a special license plate issued pursuant~~  
31 ~~to this section if that person pays the fees for personalized prestige license plates in~~  
32 ~~addition to the fees for the special license plate.~~

33 ~~—7.]~~ 10. The Department must promptly release the surety bond posted  
34 pursuant to subsection 2:

35       (a) If the Department determines not to issue the special license plate;

36       (b) If the Department distributes the additional fees collected on behalf of a  
37 charitable organization to another charitable organization pursuant to subparagraph  
38 (3) of paragraph (b) of subsection 5 of NRS 482.38279 and the surety bond has not  
39 been released to the initial charitable organization; or

40       (c) If it is determined that at least 1,000 special license plates have been issued  
41 pursuant to the assessment of the viability of the design of the special license plate  
42 conducted pursuant to NRS 482.367008, except that if the special license plate is  
43 one of the type described in subsection 3 of NRS 482.367008, the Department must  
44 promptly release the surety bond posted pursuant to subsection 2 if it is determined  
45 that at least 3,000 special license plates have been issued pursuant to the assessment  
46 of the viability of the design of the special license plate conducted pursuant to NRS  
47 482.367008.

48 ~~[8.]~~ 11. If, during a registration period, the holder of license plates issued  
49 pursuant to the provisions of this section disposes of the vehicle to which the plates  
50 are affixed, the holder shall:

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

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

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

5 *12. On or before September 1 of each fiscal year, the Department shall*  
6 *compile a list of each special license plate the Department, during the*  
7 *immediately preceding fiscal year, has designed and prepared pursuant to*  
8 *subsection 7 or has issued pursuant to subsection 8. The list must set forth, for*  
9 *each such plate, the cause or charitable organization for which the special*  
10 *license plate generates or would generate financial support, and the intended use*  
11 *to which the financial support is being put or would be put. The Department shall*  
12 *make that information available on its Internet website.*

13 *13. On or before January 31 of each year, the Department shall:*

14 *(a) Compile a report that contains information detailing:*

15 *(1) The requests submitted pursuant to subsection 1;*

16 *(2) The list compiled pursuant to subsection 12 for the immediately*  
17 *preceding fiscal year;*

18 *(3) Any special license plates that the Department will no longer issue*  
19 *pursuant to NRS 482.367008;*

20 *(4) The results of any activities conducted pursuant to NRS 482.38272 to*  
21 *482.38279, inclusive; and*

22 *(5) Any actions taken by the Department pursuant to subsections 4 and 5*  
23 *of NRS 482.38279; and*

24 *(b) Submit the report to the Director of the Legislative Counsel Bureau for*  
25 *transmittal to the Legislature, if the Legislature is in session, or to the Legislative*  
26 *Commission, if the Legislature is not in session.*

27 **Sec. 2.** 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 described in that  
31 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, 482.37939, 482.37945 or 482.37947; and

37 (c) Except for a license plate that is issued pursuant to NRS 482.3746,  
38 482.3751, 482.3752, 482.3757, 482.3783, 482.3785, 482.3787, 482.37901,  
39 482.37902, 482.37906, 482.3791, 482.3794 or 482.3817, a license plate that is  
40 approved by the Legislature after July 1, 2005.

41 2. Notwithstanding any other provision of law to the contrary, and except as  
42 otherwise provided in subsection 3, the Department shall not, at any one time, issue  
43 more than 30 separate designs of special license plates. Whenever the total number  
44 of separate designs of special license plates issued by the Department at any one  
45 time is less than 30, the Department shall issue a number of additional designs of  
46 special license plates that have been authorized by an act of the Legislature or the  
47 application for which has been ~~recommended by the Commission on Special~~  
48 ~~License Plates to be~~ approved by the Department pursuant to ~~{subsection 5 of}~~  
49 ~~NRS [482.367004.]~~ **482.367002**, not to exceed a total of 30 designs issued by the  
50 Department at any one time. Such additional designs must be issued by the  
51 Department in accordance with the chronological order of their authorization or  
52 approval by the Department.



3. In addition to the special license plates described in subsection 2, the Department may issue not more than five separate designs of special license plates in excess of the limit set forth in that subsection. To qualify for issuance pursuant to this subsection:

(a) The ~~{Commission on Special License Plates must have recommended to the}~~ Department ~~{that the Department}~~ *must* approve the design, preparation and issuance of the special plates as described in ~~{paragraphs (a) and (b) of subsection 5 of}~~ NRS ~~{482.367004;}~~ *482.367002*; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

the Director shall, notwithstanding any other provision of law to the contrary, issue an order providing that the Department will no longer issue that particular design of special license plate. Except as otherwise provided in subsection 2 of NRS 482.265, such an order does not require existing holders of that particular design of special license plate to surrender their plates to the Department and does not prohibit those holders from renewing those plates.

1       **Sec. 3.** NRS 482.36705 is hereby amended to read as follows:

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

3       (a) If a new special license plate is authorized by an act of the Legislature after  
4 January 1, 2003, other than a special license plate that is authorized pursuant to  
5 NRS 482.379375, the Legislature will direct that the license plate not be designed,  
6 prepared or issued by the Department unless the Department receives at least 1,000  
7 applications for the issuance of that plate within 2 years after the effective date of  
8 the act of the Legislature that authorized the plate.

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

13       (c) In addition to the requirements set forth in paragraphs (a) and (b), if a new  
14 special license plate is authorized by an act of the Legislature after January 1, 2007,  
15 the Legislature will direct that the license plate not be designed, prepared or issued  
16 by the Department unless the ~~[Commission on Special License Plates recommends~~  
17 ~~to the Department that the]~~ Department ~~[approve]~~ **approves** the application for the  
18 authorized plate pursuant to NRS ~~[482.367004.]~~ **482.367002.**

19       2. The provisions of subsection 1 do not apply with regard to special license  
20 plates that are issued pursuant to NRS 482.3746, 482.3751, 482.3752, 482.3757,  
21 482.3783, 482.3785, 482.3787, 482.37901, 482.37902, 482.37906, 482.3791,  
22 482.3794 or 482.3817.

23       **Sec. 4.** NRS 482.37904 is hereby amended to read as follows:

24       482.37904 1. Except as otherwise provided in subsection 2, the Department,  
25 in conjunction with the Ice Age Park Foundation or its successor, shall design,  
26 prepare and issue license plates which indicate support for Tule Springs State Park,  
27 using any colors that the Department deems appropriate.

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

30       (a) The ~~[Commission on Special License Plates recommends to the]~~  
31 Department ~~[that the Department approve]~~ **approves** the design, preparation and  
32 issuance of those plates as described in NRS ~~[482.367004.]~~ **482.367002;** and

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

34       3. If the conditions set forth in subsection 2 are met, the Department shall  
35 issue license plates which indicate support for Tule Springs State Park for a  
36 passenger car or light commercial vehicle upon application by a person who is  
37 entitled to license plates pursuant to NRS 482.265 and who otherwise complies  
38 with the requirements for registration and licensing pursuant to this chapter. A  
39 person may request that personalized prestige license plates issued pursuant to NRS  
40 482.3667 be combined with license plates which indicate support for Tule Springs  
41 State Park if that person pays the fees for the personalized prestige license plates in  
42 addition to the fees for the license plates which indicate support for Tule Springs  
43 State Park pursuant to subsections 4 and 5.

44       4. The fee for license plates which indicate support for Tule Springs State  
45 Park is \$35, in addition to all other applicable registration and license fees and  
46 governmental services tax. The license plates are renewable upon the payment of  
47 \$10.

48       5. In addition to all other applicable registration and license fees and  
49 governmental services tax and the fee prescribed pursuant to subsection 4, a person  
50 who requests a set of license plates which indicate support for Tule Springs State  
51 Park must pay for the initial issuance of the plates an additional fee of \$25 and for  
52 each renewal of the plates an additional fee of \$20, to be deposited in accordance  
53 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 Ice Age Park Foundation or its successor for use in programs, projects and activities in support of Tule Springs State Park.

7. The Department shall 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 plate; or

(b) 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.

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

9. 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. 5.** NRS 482.379375 is hereby amended to read as follows:

482.379375 1. Except as otherwise provided in this subsection, the Department, in cooperation with the Reno Recreation and Parks Commission or its successor, shall design, prepare and issue license plates for the support and enhancement of parks, recreation facilities and programs in the City of Reno, using any colors and designs that the Department deems appropriate. The Department shall not design, prepare or issue the license plates unless:

(a) The ~~[Commission on Special License Plates recommends to the]~~ Department ~~[that the Department approve]~~ **approves** the design, preparation and issuance of those plates as described in NRS ~~[482.367004,]~~ **482.367002**; and

(b) The Department receives at least 1,000 applications for the issuance of those plates.

2. If the ~~[Commission on Special License Plates recommends to the]~~ Department ~~[that the Department approve]~~ **approves** the design, preparation and issuance of license plates for the support and enhancement of parks, recreation facilities and programs in the City of Reno pursuant to subsection 1, and the Department receives at least 1,000 applications for the issuance of the license plates, the Department shall issue those plates 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 for the support and enhancement of parks, recreation facilities and programs in the City of Reno if that person pays the fees for the personalized prestige license plates in addition to the fees for the license plates for the support and enhancement of parks, recreation facilities and programs in the City of Reno pursuant to subsections 3 and 4.

3. The fee for license plates for the support and enhancement of parks, recreation facilities and programs in the City of Reno is \$35, in addition to all other

1 applicable registration and license fees and governmental services taxes. The  
2 license plates are renewable upon the payment of \$10.

3 4. In addition to all other applicable registration and license fees and  
4 governmental services taxes and the fee prescribed in subsection 3, a person who  
5 requests a set of license plates for the support and enhancement of parks, recreation  
6 facilities and programs in the City of Reno must pay for the initial issuance of the  
7 plates an additional fee of \$25 and for each renewal of the plates an additional fee  
8 of \$20 to be distributed pursuant to subsection 5.

9 5. The Department shall deposit the fees collected pursuant to subsection 4  
10 with the State Treasurer for credit to the State General Fund. The State Treasurer  
11 shall, on a quarterly basis, distribute the fees deposited pursuant to this section to  
12 the City Treasurer of the City of Reno to be used to pay for the support and  
13 enhancement of parks, recreation facilities and programs in the City of Reno.

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

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

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

23 **Sec. 6.** NRS 482.37939 is hereby amended to read as follows:

24 482.37939 1. Except as otherwise provided in subsection 2, the Department,  
25 in cooperation with the Nevada Firearms Coalition or its successor, shall design,  
26 prepare and issue license plates which indicate support for the rights guaranteed by  
27 the Second Amendment to the United States Constitution, using any colors that the  
28 Department deems appropriate.

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

31 (a) The ~~{Commission on Special License Plates recommends to the}~~  
32 Department ~~{that the Department approve}~~ **approves** the design, preparation and  
33 issuance of those plates as described in NRS ~~[482.367004;]~~ **482.367002**; and

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

35 3. If the conditions set forth in subsection 2 are met, the Department shall  
36 issue license plates which indicate support for the rights guaranteed by the Second  
37 Amendment to the United States Constitution for a passenger car or light  
38 commercial vehicle upon application by a person who is entitled to license plates  
39 pursuant to NRS 482.265 and who otherwise complies with the requirements for  
40 registration and licensing pursuant to this chapter. A person may request that  
41 personalized prestige license plates issued pursuant to NRS 482.3667 be combined  
42 with license plates which indicate support for the rights guaranteed by the Second  
43 Amendment to the United States Constitution if that person pays the fees for the  
44 personalized prestige license plates in addition to the fees for the license plates  
45 which indicate support for the rights guaranteed by the Second Amendment to the  
46 United States Constitution pursuant to subsections 4 and 5.

47 4. The fee for license plates which indicate support for the rights guaranteed  
48 by the Second Amendment to the United States Constitution is \$35, in addition to  
49 all other applicable registration and license fees and governmental services taxes.  
50 The license plates are renewable upon the payment of \$10.

51 5. In addition to all other applicable registration and license fees and  
52 governmental services taxes and the fee prescribed pursuant to subsection 4, a  
53 person who requests a set of license plates which indicate support for the rights

1 guaranteed by the Second Amendment to the United States Constitution must pay  
2 for the initial issuance of the plates an additional fee of \$25 and for each renewal of  
3 the plates an additional fee of \$20, to be deposited in accordance with subsection 6.

4 6. Except as otherwise provided in NRS 482.38279, the Department shall  
5 deposit the fees collected pursuant to subsection 5 with the State Treasurer for  
6 credit to the State General Fund. The State Treasurer shall, on a quarterly basis,  
7 distribute the fees deposited pursuant to this subsection to the Nevada Firearms  
8 Coalition or its successor for use only to provide or pay for firearm training or  
9 firearm safety education.

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

12 (a) If the Department ~~is based upon the recommendation of the Commission on~~  
13 ~~Special License Plates,~~ determines not to issue the special license plate; or

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

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

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

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

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

28 **Sec. 7.** NRS 482.37947 is hereby amended to read as follows:

29 482.37947 1. Except as otherwise provided in subsection 2, the Department,  
30 in cooperation with the Boy Scouts of America, shall design, prepare and issue  
31 license plates that indicate support for the Boy Scouts of America using any colors  
32 the Department deems appropriate.

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

35 (a) The ~~[Commission on Special License Plates recommends to the]~~  
36 Department ~~[that the Department approve]~~ **approves** the design, preparation and  
37 issuance of those plates as described in NRS ~~[482.367004;]~~ **482.367002;** and

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

39 3. If the conditions set forth in subsection 2 are met, the Department shall  
40 issue license plates that indicate support for the Boy Scouts of America for a  
41 passenger car or light commercial vehicle upon application by a person who is  
42 entitled to license plates pursuant to NRS 482.265 and who otherwise complies  
43 with the requirements for registration and licensing pursuant to this chapter. A  
44 person may request that personalized prestige license plates issued pursuant to NRS  
45 482.3667 be combined with license plates that indicate support for the Boy Scouts  
46 of America if that person pays the fees for the personalized prestige license plates  
47 in addition to the fees for the license plates that indicate support for the Boy Scouts  
48 of America pursuant to subsections 4 and 5.

49 4. The fee payable to the Department for license plates that indicate support  
50 for the Boy Scouts of America is \$35, in addition to all other applicable registration  
51 and license fees and governmental services taxes. The license plates are renewable  
52 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 that indicate support for the Boy Scouts of America must pay for the issuance of the plates an additional fee of \$25 and for each renewal of the plates an additional fee of \$20, 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 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 license plates issued pursuant to this section in the area represented by each area council. The fees must be used to assist boys from low-income families with the costs of participating in the Boy Scouts of America and to promote the Boy Scouts of America in schools.

7. 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 plate; 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.

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

9. 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. 8.** NRS 482.382765 is hereby amended to read as follows:

482.382765 1. Upon receiving notification by the Department pursuant to subsection ~~[5]~~ 9 of NRS 482.367002 that a special license plate that is intended to generate financial support for an organization will be issued by the Department, or upon a determination pursuant to subparagraph (3) of paragraph (b) of subsection 5 of NRS 482.38279 to distribute additional fees from a special license plate to the charitable organization, a charitable organization, not including a governmental entity whose budget is in the executive budget, that is to receive additional fees shall, if the charitable organization wishes to award grants with any of the money received in the form of additional fees, submit to the ~~[Commission on Special License Plates]~~ Department in writing the methods and procedures to be used by the charitable organization in awarding such grants, including, without limitation:

(a) A copy of the application form to be used by any person or entity seeking a grant from the charitable organization;

(b) The guidelines established by the charitable organization for the submission and review of applications to receive a grant from the charitable organization; and

(c) The criteria to be used by the charitable organization in awarding such a grant.

2. Upon receipt of the information required, the ~~{Commission}~~ **Department** shall review the procedures to determine if the methods and procedures are adequate to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient. If the ~~{Commission}~~ **Department** determines that the methods and procedures are:

(a) Adequate to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient, the ~~{Commission}~~ **Department** shall notify the charitable organization of that determination.

(b) Inadequate to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient, the ~~{Commission}~~ **Department** shall notify the charitable organization and request that the charitable organization submit a revised version of the methods and procedures to be used by the charitable organization in awarding grants.

3. A charitable organization may not award any grants of money received in the form of additional fees until the procedures and methods have been determined adequate by the ~~{Commission}~~ **Department** pursuant to subsection 2.

**Sec. 9.** NRS 482.38277 is hereby amended to read as follows:

482.38277 1. Except as otherwise provided in subsection 4, on or before September 1 of each fiscal year, each charitable organization, not including a governmental entity whose budget is included in the executive budget, that receives additional fees shall prepare a balance sheet for the immediately preceding fiscal year on a form provided by the ~~{Commission on Special License Plates Department}~~ **Legislative Auditor** and file the balance sheet, accompanied by a recent bank statement, with the ~~{Commission Department}~~ **Legislative Auditor**. The ~~{Commission Department}~~ **Legislative Auditor** shall prepare and make available, or cause to be prepared and made available, a form that must be used by a charitable organization to prepare such a balance sheet.

2. Except as otherwise provided in subsection 4, on or before July 1 of each fiscal year, each charitable organization, not including a governmental entity whose budget is included in the executive budget, that receives additional fees shall provide to the ~~{Commission}~~ **Legislative Auditor and the Department**:

(a) A list of the names of the persons, whether or not designated officers, who are responsible for overseeing the operation of the charitable organization;

(b) The current mailing address of the charitable organization;

(c) The current telephone number of the charitable organization;

(d) A report on the budget of the charitable organization, including, without limitation:

(1) A copy of the most recent annual budget of the charitable organization; and

(2) A description of how all money received by the charitable organization in the form of additional fees was expended, including, without limitation, how that money was expended by the charitable organization, or any recipient or awardee of that money from the charitable organization; and

(e) A copy of the most recent federal tax return of the charitable organization, if any, including all schedules related thereto.

3. On or before July 1 of each fiscal year, each charitable organization, not including a governmental entity whose budget is included in the executive budget, that receives additional fees shall post on the Internet website of the charitable organization or, if no such Internet website exists, publish in a newspaper of general circulation in the county where the charitable organization is based, the most recent federal tax return of the charitable organization, if any, including all schedules related thereto.



4. A charitable organization, not including a governmental entity whose budget is included in the executive budget, is not required to comply with the provisions of subsection 1 or 2, unless requested by the ~~[Commission]~~ Legislative Auditor or the Department if it receives additional fees:

- (a) In an amount less than \$10,000 in a fiscal year; or
- (b) From special license plates which are no longer in production.

5. The Legislative Auditor shall prescribe:

(a) The form and content of the balance sheets required to be filed pursuant to subsection 1; and

(b) Any additional information that must accompany the balance sheets and bank statements required to be filed pursuant to subsection 1, including, without limitation, the methods and procedures used to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient.

~~16. The Commission Department shall provide to the Legislative Auditor:~~

~~— (a) A copy of each balance sheet and bank statement that it receives from a charitable organization pursuant to subsection 1; and~~

~~— (b) A copy of the information that it receives from a charitable organization pursuant to subsection 2.~~

**Sec. 10.** NRS 482.38278 is hereby amended to read as follows:

482.38278 1. On or before September 30 following the end of each fiscal year, the Legislative Auditor shall ~~[present]~~ submit a final written report with respect to the charitable organizations that have filed with the Legislative Auditor a balance sheet pursuant to subsection 1 of NRS 482.38277 to [the Commission on Special License Plates]:

(a) The Department [a final written report with respect to the charitable organizations for which the Commission Department provided to the Legislative Auditor a balance sheet pursuant to subsection 6 of NRS 482.38277]; and

(b) The Director of the Legislative Counsel Bureau for transmittal to the Legislature, if the Legislature is in session, or to the Legislative Commission, if the Legislature is not in session.

~~2. [The final written report must be distributed to each member of the Commission the Director before the report is presented to the Commission Department.~~

~~— 3.]~~ Along with any statement of explanation or rebuttal from the ~~[audited]~~ charitable organization, the final written report may include, without limitation:

(a) Evidence regarding the inadequacy or inaccuracy of any forms or records filed by the charitable organization with the ~~[Commission or the]~~ Department;

(b) Evidence regarding any improper practices of financial administration on the part of the charitable organization;

(c) Evidence regarding the methods and procedures, or lack thereof, used to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient; and

(d) Any other evidence or information that the Legislative Auditor determines to be relevant to the propriety of the financial administration and recordkeeping of the charitable organization, including, without limitation, the disposition of any additional fees received by the charitable organization.

~~[ 4. On or before January 31 of each year, the Department shall submit the final written report to the Director of the Legislative Counsel Bureau for transmittal to the Legislature, if the Legislature is in session, or to the Legislative Commission, if the Legislature is not in session.]~~

**Sec. 11.** NRS 482.382785 is hereby amended to read as follows:

482.382785 1. The ~~[Commission on Special License Plates]~~ Department may request the Legislative Commission to direct the Legislative Auditor to



perform an audit of any charitable organization if the ~~{Commission on Special License Plates;}~~ **Department**:

(a) Has reasonable cause to believe or has received a credible complaint that the charitable organization has filed with the ~~{Commission on Special License Plates or the}~~ Department forms or records that are inadequate or inaccurate, has committed improper practices of financial administration, or has failed to use adequate methods and procedures to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient; or

(b) Determines that an audit is reasonably necessary to assist the ~~{Commission on Special License Plates;}~~ **Department** in administering ~~{any provision of this chapter which it is authorized or required to administer.}~~ **NRS 482.3667 to 482.38279, inclusive.**

2. If the Legislative Commission directs the Legislative Auditor to perform an audit of a charitable organization, the Legislative Auditor shall:

(a) Conduct the audit and prepare a final written report of the audit; and

(b) Distribute a copy of the final written report to ~~{each member of}~~ the ~~{Commission on Special License Plates;}~~ **Director** ~~{, and~~

~~{(c) Present the final written report to the Commission on Special License Plates at its next regularly scheduled meeting. Department.}~~

3. Along with any statement of explanation or rebuttal from the audited charitable organization, the final written report of the audit may include, without limitation:

(a) Evidence regarding the inadequacy or inaccuracy of any forms or records filed by the charitable organization with the ~~{Commission on Special License Plates or the}~~ Department;

(b) Evidence regarding any improper practices of financial administration on the part of the charitable organization;

(c) Evidence regarding the methods and procedures, or lack thereof, used to ensure that all money received in the form of additional fees is expended solely for the benefit of the intended recipient; and

(d) Any other evidence or information that the Legislative Auditor determines to be relevant to the propriety of the financial administration and recordkeeping of the charitable organization, including, without limitation, the disposition of any additional fees received by the charitable organization.

~~{ 4. On or before January 31 of each year, the Department shall submit the final written report to the Director of the Legislative Counsel Bureau for transmittal to the Legislature, if the Legislature is in session, or to the Legislative Commission, if the Legislature is not in session.}~~

**Sec. 12.** NRS 482.382787 is hereby amended to read as follows:

482.382787 All documents and information submitted to the ~~{Commission}~~ **Department** pursuant to NRS 482.382765 to 482.382785, inclusive, by a charitable organization that is to receive additional fees, not including a governmental entity whose budget is in the executive budget, are public records and are available for public inspection as provided in chapter 239 of NRS.

**Sec. 13.** NRS 482.38279 is hereby amended to read as follows:

482.38279 1. If the ~~{Commission on Special License Plates;}~~ **Department** determines that a charitable organization has failed to comply with one or more of the provisions of NRS 482.38277 or if, in a report provided to the ~~{Commission}~~ **Department** by the Legislative Auditor pursuant to NRS 482.38278 or 482.382785, the Legislative Auditor determines that a charitable organization has committed improper practices of financial administration, has filed with the ~~{Commission or the}~~ Department forms or records that are inadequate or inaccurate, or has failed to use adequate methods and procedures to ensure that all money received in the form

1 of additional fees is expended solely for the benefit of the intended recipient, the  
2 ~~{Commission}~~ Department shall notify the charitable organization of that  
3 determination.

4 2. A charitable organization may request in writing a hearing, within 20 days  
5 after receiving notification pursuant to subsection 1, to respond to the  
6 determinations of the ~~{Commission}~~ Department or Legislative Auditor. The  
7 hearing must be held not later than 30 days after the receipt of the request for a  
8 hearing unless the parties, by written stipulation, agree to extend the time.

9 3. The ~~{Commission}~~ Department shall issue a decision on whether to uphold  
10 the original determination of the ~~{Commission}~~ Department or the Legislative  
11 Auditor or to overturn that determination. The decision required pursuant to this  
12 subsection must be issued:

13 (a) Immediately after the hearing, if a hearing was requested; or

14 (b) Within 30 days after the expiration of the 20-day period within which a  
15 hearing may be requested, if a hearing was not requested.

16 4. If the ~~{Commission}~~ Department decides to uphold its own determination  
17 that a charitable organization has failed to comply with one or more of the  
18 provisions of NRS 482.38277 or decides to uphold the determination of the  
19 Legislative Auditor that the organization has committed improper practices of  
20 financial administration, has filed with the ~~{Commission or the}~~ Department forms  
21 or records that are inadequate or inaccurate, or has failed to use adequate methods  
22 and procedures to ensure that all money received in the form of additional fees is  
23 expended solely for the benefit of the intended recipient, the ~~{Commission}~~  
24 Department shall issue its decision in writing and may : ~~{recommend that the~~  
25 ~~Department.}~~

26 (a) Terminate production and distribution of the particular design of the special  
27 license plate and collection of all additional fees collected on behalf of the  
28 charitable organization, and allow any holder of the special license plate to continue  
29 to renew the plate without paying the additional fee;

30 (b) Suspend the production and distribution of the particular design of special  
31 license plates and collection of all additional fees collected on behalf of the  
32 charitable organization, if the Department is still producing that design and allow  
33 any holder of the special license plate to renew the plate without paying the  
34 additional fee; or

35 (c) Suspend the distribution of all additional fees collected on behalf of the  
36 charitable organization for a specified period and allow the production and  
37 distribution of the special license plate and the collection of additional fees to  
38 continue if the Department is still producing that design, and allow holders of the  
39 special license plates to renew the plate with the payment of the additional fees.

40 5. If the ~~{Commission recommends that the}~~ Department ~~{take}~~ takes the  
41 action described in paragraph (c) of subsection 4, the Department ~~{, in consultation~~  
42 ~~with the Commission.}~~ shall inform the charitable organization in writing of the  
43 corrective actions that must be taken and upon conclusion of the suspension  
44 determine whether the charitable organization completed the corrective actions. If  
45 the Department ~~{, in consultation with the Commission,}~~ determines that the  
46 charitable organization:

47 (a) Completed the corrective actions, the Department ~~{, in consultation with the~~  
48 ~~Commission.}~~ may terminate the suspension and forward to the charitable  
49 organization any additional fees collected on behalf of the charitable organization  
50 during the suspension.

51 (b) Has not completed the corrective actions, the Department ~~{, in consultation~~  
52 ~~with the Commission.}~~ may:

53 (1) Extend the period of the suspension, but not more than one time;

(2) Terminate production and distribution of the special license plate and collection of all additional fees on behalf of the charitable organization, allow any holders of the special license plate to renew the plate without paying the additional fee and distribute all fees collected during the suspension in a manner determined by the Department ; ~~{, in consultation with the Commission;}~~ or

(3) Continue production and distribution of the special license plate and ~~{, in consultation with the Commission;}~~ distribute all additional fees collected, including any fees held during the suspension, to another charitable organization that:

(I) Submits an application to the Department on a form prescribed and furnished by the Department;

(II) Meets all applicable requirements of subsection 1 of NRS 482.367002 for a charitable organization seeking to receive financial support from a special license plate; and

(III) Provides evidence satisfactory to the Department ~~{, in consultation with the Commission;}~~ that the additional fees collected on behalf of the charitable organization will be used for a purpose similar to the purpose for which the additional fees were intended to be used by the initial charitable organization.

6. If, in accordance with subsection 4 or paragraph (b) of subsection 5, the ~~{Commission recommends that the}~~ Department *determines to* take adverse action against a charitable organization, the ~~{Commission}~~ *Department* shall notify the charitable organization, in writing, of that fact within 30 days after making the ~~{recommendation}~~ *determination* and include a description of any necessary corrective action that must be taken by the charitable organization, if applicable. A charitable organization aggrieved by a ~~{recommendation}~~ *determination* of the ~~{Commission}~~ *Department* may, within 30 days after the date on which it received notice of the ~~{recommendation;}~~ *determination*, submit to the Department any facts, evidence or other information that it believes is relevant to the propriety of the ~~{Commission's recommendation;}~~ *Department's determination*. Within 30 days after receiving all facts, evidence and other relevant information submitted to the Department by the aggrieved charitable organization, the Department shall render a decision, in writing, as to whether the Department ~~{accepts or rejects the Commission's recommendation;}~~ *decides to uphold or not uphold its determination to take adverse action against the charitable organization*. The decision of the Department is a final decision for the purpose of judicial review.

**Sec. 14.** The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

**Sec. 15.** 1. Any administrative regulations adopted by an officer or an agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency remain in force until amended by the officer or agency to which the responsibility for the adoption of the regulations has been transferred.

2. Any contracts or other agreements entered into by an officer or agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency are binding upon the officer or agency to which the responsibility for the administration of the provisions of the contract or other agreement has been transferred. Such contracts and other agreements may be enforced by the officer or agency to which the responsibility for the enforcement of the provisions of the contract or other agreement has been transferred.

3. Any action taken by an officer or agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to

another officer or agency remains in effect as if taken by the officer or agency to which the responsibility for the enforcement of such actions has been transferred.

**Sec. 16.** The Legislative Counsel shall:

1. In preparing the reprint and supplements to the Nevada Revised Statutes, appropriately change any references to an officer, agency or other entity whose name is changed or whose responsibilities are transferred pursuant to the provisions of this act to refer to the appropriate officer, agency or other entity.

2. In preparing supplements to the Nevada Administrative Code, appropriately change any references to an officer, agency or other entity whose name is changed or whose responsibilities are transferred pursuant to the provisions of this act to refer to the appropriate officer, agency or other entity.

**Sec. 17.** NRS 482.367004 is hereby repealed.

**Sec. 18.** 1. This section and sections 1, 2, 3 and 5 to 17, inclusive, of this act become effective on October 1, 2021.

2. Section 4 of this act becomes effective on the date 2 years after the date on which the Administrator of the Division of State Parks of the State Department of Conservation and Natural Resources establishes Tule Springs State Park.

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### TEXT OF REPEALED SECTION

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**482.367004 Commission on Special License Plates: Creation; membership; term; service without salary or compensation; administrative support; duties.**

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

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

7. The provisions of paragraph (c) of subsection 5 do not apply with regard to special license plates that are issued pursuant to NRS 482.3746, 482.3751, 482.3752, 482.3757, 482.3783, 482.3785, 482.3787, 482.37901, 482.37902, 482.37906, 482.3791, 482.3794 or 482.3817.

8. The Commission shall:

(a) Recommend to the Department that the Department approve or disapprove any proposed change in the distribution of money received in the form of additional fees, including, without limitation, pursuant to subparagraph (3) of paragraph (b) of subsection 5 of NRS 482.38279. As used in this paragraph, "additional fees" means the fees that are charged in connection with the issuance or renewal of a special license plate for the benefit of a particular cause, fund or charitable organization. The term does not include registration and license fees or governmental services taxes.

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