

SENATE BILL NO. 423—COMMITTEE ON FINANCE

(ON BEHALF OF THE OFFICE OF FINANCE
IN THE OFFICE OF THE GOVERNOR)

APRIL 29, 2021

Referred to Committee on Revenue and
Economic Development

SUMMARY—Requires the Department of Taxation to retain a commission as compensation for the costs of collecting taxes on certain centrally assessed property. (BDR 32-1078)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Executive Budget.

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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 the taxation of property; requiring the Department of Taxation to retain a commission as compensation for the costs of collecting property taxes on certain property of an interstate or intercounty nature; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, the Nevada Tax Commission determines the valuation of
2 certain property of an interstate or intercounty nature for the purposes of the
3 assessment of property taxes on such property. (NRS 361.320, 361.321) Existing
4 law requires the Department of Taxation to: (1) enter the assessed valuations
5 established by the Nevada Tax Commission on the central assessment roll; and (2)
6 bill each taxpayer for the tax due. Existing law further requires: (1) the tax to be
7 paid to the Department; and (2) the Department to apportion and remit the taxes
8 due to each county. (NRS 361.3205) This bill requires that, as compensation to the
9 State for the costs of collecting the taxes, the Department must, before apportioning
10 and remitting the taxes due to each county, transmit an amount of the taxes as
11 specified by the Legislature to the State Treasurer for deposit to the credit of the
12 Department. Under this bill, the Department is required to spend such money in
13 accordance with its work program.



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

Section 1. NRS 361.3205 is hereby amended to read as follows:

361.3205 1. The Department shall enter on a central assessment roll the assessed valuation established for such classes of property as are enumerated in NRS 361.320, except for private car lines, together with the apportionment of each county of the assessment.

2. On or before January 1 of the fiscal year in which the assessment is made, the Department shall mail to each taxpayer on the central assessment roll a notice of the amount of the taxpayer's assessment. The Department shall bill each such taxpayer pursuant to subsection 3 of NRS 361.480. Except as otherwise provided in subsection 3, the tax must be paid to the Department pursuant to NRS 361.483.

3. If the amount of any tax required by NRS 361.320 or 361.321 for property placed on the unsecured tax roll is not paid within 10 days after it is due, it is delinquent and must be collected as other delinquent taxes are collected by law, together with a penalty of 10 percent of the amount of the tax which is owed, as determined by the Department, in addition to the tax, plus interest at the rate of 1 percent per month, or fraction of a month, from the date the tax was due until the date of payment. The Department shall deposit all amounts paid as a penalty or interest pursuant to this subsection in the State General Fund.

4. Upon receipt, the Department shall :

(a) As compensation to the State for the costs of collecting the taxes, transmit the sum the Legislature specifies from the remittances made to the Department pursuant to this section to the State Treasurer for deposit to the credit of the Department. The deposited money must be expended by the Department in accordance with its work program.

(b) From the remittances made pursuant to this section, less the amount transmitted pursuant to paragraph (a), apportion and promptly remit all taxes due each county.

5. As an alternative to any other method of recovering delinquent taxes provided by this chapter, the Attorney General may bring a civil action in a court of competent jurisdiction to recover delinquent taxes due under this section in the manner provided in NRS 361.560.

Sec. 2. Notwithstanding the provisions of NRS 218D.430 and 218D.435, a committee, other than the Assembly Standing Committee on Ways and Means and the Senate Standing Committee



1 on Finance, may vote on this act before the expiration of the period
2 prescribed for the return of a fiscal note in NRS 218D.475. This
3 section applies retroactively from and after March 22, 2021.
4 **Sec. 3.** This act becomes effective on July 1, 2021.

