
ASSEMBLY BILL NO. 189—COMMITTEE ON TRANSPORTATION

MARCH 1, 2013

Referred to Committee on Transportation

SUMMARY—Provides for the issuance of special license plates to advance the research, early detection and treatment of neurological diseases. (BDR 43-1086)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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

AN ACT relating to motor vehicles; providing for the issuance of special license plates to advance the research, early detection and treatment of neurological diseases; imposing a fee for the issuance or renewal of such license plates; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill requires the Department of Motor Vehicles, upon the receipt of 1,000
2 applications, to issue special license plates for the purpose of advancing the
3 research, early detection and treatment of neurological diseases, including
4 Alzheimer’s disease, Huntington’s disease, Parkinson’s disease and amyotrophic
5 lateral sclerosis. For the initial issuance and renewal of these special license plates,
6 this bill provides for additional fees of \$25 and \$20, respectively, the proceeds of
7 which will be remitted quarterly to the Cleveland Clinic’s Lou Ruvo Center for
8 Brain Health, located in Las Vegas, Nevada. This bill exempts these special license
9 plates from: (1) the requirement that the Commission on Special License Plates
10 approve or disapprove the plates; and (2) the limit on the number of separate
11 designs of special license plates that may be issued by the Department at any one
12 time.

13 **Section 8** of this bill provides that the provisions of this bill expire by
14 limitation if the Department does not receive at least 1,000 applications for the
15 special license plates within 2 years after July 1, 2013.



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

1 **Section 1.** Chapter 482 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *Except as otherwise provided in this subsection, the*
4 *Department, in cooperation with the Cleveland Clinic's Lou Ruvo*
5 *Center for Brain Health or its successor, shall design, prepare and*
6 *issue license plates to advance the research, early detection and*
7 *treatment of neurological diseases, including, without limitation,*
8 *Alzheimer's disease, Huntington's disease, Parkinson's disease*
9 *and amyotrophic lateral sclerosis, using any colors and designs*
10 *that the Department deems appropriate. The Department shall not*
11 *design, prepare or issue the license plates unless it receives at least*
12 *1,000 applications for the issuance of those plates.*

13 2. *If the Department receives at least 1,000 applications for*
14 *the issuance of license plates to advance the research, early*
15 *detection and treatment of neurological diseases, the Department*
16 *shall issue those plates for a passenger car or light commercial*
17 *vehicle upon application by a person who is entitled to license*
18 *plates pursuant to NRS 482.265 and who otherwise complies with*
19 *the requirements for registration and licensing pursuant to this*
20 *chapter. A person may request that personalized prestige license*
21 *plates issued pursuant to NRS 482.3667 be combined with license*
22 *plates to advance the research, early detection and treatment of*
23 *neurological diseases if that person pays the fees for the*
24 *personalized prestige license plates in addition to the fees for the*
25 *license plates to advance the research, early detection and*
26 *treatment of neurological diseases pursuant to subsections 3*
27 *and 4.*

28 3. *The fee for license plates to advance the research, early*
29 *detection and treatment of neurological diseases is \$35, in addition*
30 *to all other applicable registration and license fees and*
31 *governmental services taxes. The license plates are renewable*
32 *upon the payment of \$10.*

33 4. *In addition to all other applicable registration and license*
34 *fees and governmental services taxes and the fee prescribed in*
35 *subsection 3, a person who requests a set of license plates to*
36 *advance the research, early detection and treatment of*
37 *neurological diseases must pay for the initial issuance of the plates*
38 *an additional fee of \$25 and for each renewal of the plates an*
39 *additional fee of \$20, to be distributed in accordance with*
40 *subsection 5.*

41 5. *The Department shall deposit the fees collected pursuant to*
42 *subsection 4 with the State Treasurer for credit to the State*



1 *General Fund. The State Treasurer shall, on a quarterly basis,*
2 *distribute the fees to the Cleveland Clinic's Lou Ruvo Center for*
3 *Brain Health or its successor for use in advancing the research,*
4 *early detection and treatment of neurological diseases, including,*
5 *without limitation, Alzheimer's disease, Huntington's disease,*
6 *Parkinson's disease and amyotrophic lateral sclerosis.*

7 *6. If, during a registration year, the holder of a set of special*
8 *license plates issued pursuant to the provisions of this section*
9 *disposes of the vehicle to which the plates are affixed, the holder*
10 *shall:*

11 *(a) Retain the plates and affix them to another vehicle which*
12 *meets the requirements of this section and report the change to the*
13 *Department in accordance with the procedure set forth for other*
14 *transfers; or*

15 *(b) Within 30 days after removing the plates from the vehicle,*
16 *return them to the Department.*

17 **Sec. 2.** NRS 482.216 is hereby amended to read as follows:

18 482.216 1. Upon the request of a new vehicle dealer, the
19 Department may authorize the new vehicle dealer to:

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

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

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

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

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

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

33 (c) Comply with the regulations adopted pursuant to subsection
34 4; and

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

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

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

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

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



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

3 (1) Obtain special license plates pursuant to NRS 482.3667
4 to 482.3823, inclusive ~~§~~, *and section 1 of this act*; or

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

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

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

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

15 **Sec. 3.** NRS 482.367004 is hereby amended to read as
16 follows:

17 482.367004 1. There is hereby created the Commission on
18 Special License Plates consisting of five Legislators and three
19 nonvoting members as follows:

20 (a) Five Legislators appointed by the Legislative Commission:

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

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

35 (b) Three nonvoting members consisting of:

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

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

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

42 2. Each member of the Commission appointed pursuant to
43 paragraph (a) of subsection 1 serves a term of 2 years, commencing
44 on July 1 of each odd-numbered year. A vacancy on the



1 Commission must be filled in the same manner as the original
2 appointment.

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

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

7 5. The Commission shall approve or disapprove:

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

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

13 (c) Except as otherwise provided in subsection 6, applications
14 for the design, preparation and issuance of special license plates that
15 have been authorized by an act of the Legislature after January 1,
16 2007.

17 ➤ In determining whether to approve such an application or
18 issuance, the Commission shall consider, without limitation,
19 whether it would be appropriate and feasible for the Department to,
20 as applicable, design, prepare or issue the particular special license
21 plate. The Commission shall consider each application in the
22 chronological order in which the application was received by the
23 Department.

24 6. The provisions of paragraph (c) of subsection 5 do not apply
25 with regard to special license plates that are issued pursuant to NRS
26 482.3785 or 482.3787 **H or section 1 of this act.**

27 7. The Commission shall:

28 (a) Approve or disapprove any proposed change in the
29 distribution of money received in the form of additional fees. As
30 used in this paragraph, "additional fees" means the fees that are
31 charged in connection with the issuance or renewal of a special
32 license plate for the benefit of a particular cause, fund or charitable
33 organization. The term does not include registration and license fees
34 or governmental services taxes.

35 (b) If it approves a proposed change pursuant to paragraph (a)
36 and determines that legislation is required to carry out the change,
37 request the assistance of the Legislative Counsel in the preparation
38 of a bill draft to carry out the change.

39 **Sec. 4.** NRS 482.367008 is hereby amended to read as
40 follows:

41 482.367008 1. As used in this section, "special license plate"
42 means:

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



1 (b) A license plate approved by the Legislature that the
2 Department has designed and prepared pursuant to NRS 482.3747,
3 482.37903, 482.37905, 482.37917, 482.379175, 482.37918,
4 482.37919, 482.3792, 482.3793, 482.37933, 482.37934, 482.37935,
5 482.379355, 482.379365, 482.37937, 482.379375, 482.37938 or
6 482.37945; and

7 (c) Except for a license plate that is issued pursuant to NRS
8 482.3785 or 482.3787 **H** *or section 1 of this act*, a license plate
9 that:

10 (1) Is approved by the Legislature after July 1, 2005; and

11 (2) Differs substantially in design from the license plates that
12 are described in subsection 1 of NRS 482.270.

13 2. Notwithstanding any other provision of law to the contrary,
14 the Department shall not, at any one time, issue more than 30
15 separate designs of special license plates. Whenever the total
16 number of separate designs of special license plates issued by the
17 Department at any one time is less than 30, the Department shall
18 issue a number of additional designs of special license plates that
19 have been authorized by an act of the Legislature or the application
20 for which has been approved by the Commission on Special License
21 Plates pursuant to subsection 5 of NRS 482.367004, not to exceed a
22 total of 30 designs issued by the Department at any one time. Such
23 additional designs must be issued by the Department in accordance
24 with the chronological order of their authorization or approval.

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

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

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

37 4. Except as otherwise provided in subsection 6, if, on
38 October 1, the total number of validly registered motor vehicles to
39 which a particular design of special license plate is affixed is:

40 (a) In the case of special license plates designed and prepared by
41 the Department pursuant to NRS 482.367002, less than 1,000; or

42 (b) In the case of special license plates authorized directly by the
43 Legislature which are described in paragraph (b) of subsection 1,
44 less than the number of applications required to be received by the
45 Department for the initial issuance of those plates,



1 ↳ the Director shall provide notice of that fact in the manner
2 described in subsection 5.

3 5. The notice required pursuant to subsection 4 must be
4 provided:

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

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

12 6. If, on December 31 of the same year in which notice was
13 provided pursuant to subsections 4 and 5, the total number of validly
14 registered motor vehicles to which a particular design of special
15 license plate is affixed is:

16 (a) In the case of special license plates designed and prepared by
17 the Department pursuant to NRS 482.367002, less than 1,000; or

18 (b) In the case of special license plates authorized directly by the
19 Legislature which are described in paragraph (b) of subsection 1,
20 less than the number of applications required to be received by the
21 Department for the initial issuance of those plates,

22 ↳ the Director shall, notwithstanding any other provision of law to
23 the contrary, issue an order providing that the Department will no
24 longer issue that particular design of special license plate. Such an
25 order does not require existing holders of that particular design of
26 special license plate to surrender their plates to the Department and
27 does not prohibit those holders from renewing those plates.

28 **Sec. 5.** NRS 482.36705 is hereby amended to read as follows:

29 482.36705 1. Except as otherwise provided in subsection 2:

30 (a) If a new special license plate is authorized by an act of the
31 Legislature after January 1, 2003, other than a special license plate
32 that is authorized pursuant to NRS 482.379375, the Legislature will
33 direct that the license plate not be designed, prepared or issued by
34 the Department unless the Department receives at least 1,000
35 applications for the issuance of that plate within 2 years after the
36 effective date of the act of the Legislature that authorized the plate.

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

42 (c) In addition to the requirements set forth in paragraphs (a) and
43 (b), if a new special license plate is authorized by an act of the
44 Legislature after January 1, 2007, the Legislature will direct that the
45 license plate not be designed, prepared or issued by the Department



1 unless the Commission on Special License Plates approves the
2 application for the authorized plate pursuant to NRS 482.367004.

3 2. The provisions of subsection 1 do not apply with regard to
4 special license plates that are issued pursuant to NRS 482.3785 or
5 482.3787.

6 **3. *The provisions of paragraphs (b) and (c) of subsection 1 do***
7 ***not apply with regard to special license plates that are issued***
8 ***pursuant to section 1 of this act.***

9 **Sec. 6.** NRS 482.3824 is hereby amended to read as follows:

10 482.3824 1. Except as otherwise provided in NRS
11 482.38279, ***if applicable***, with respect to any special license plate
12 that is issued pursuant to NRS 482.3667 to 482.3823, inclusive, ***and***
13 ***section 1 of this act***, and for which additional fees are imposed for
14 the issuance of the special license plate to generate financial support
15 for a charitable organization:

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

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

21 (2) Issue such souvenir license plates, for a fee established
22 pursuant to NRS 482.3825, only to the charitable organization that
23 is benefited by the particular special license plate. The charitable
24 organization may resell such souvenir license plates at a price
25 determined by the charitable organization.

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



1 2. If, as authorized pursuant to paragraph (b) of subsection 1,
2 the Department issues a special license plate for a trailer, motorcycle
3 or other type of vehicle that is not a passenger car or light
4 commercial vehicle, the Department shall charge and collect for the
5 issuance and renewal of such a plate the same fees that the
6 Department would charge and collect if the other type of vehicle
7 was a passenger car or light commercial vehicle. As used in this
8 subsection, "fees" does not include any applicable registration or
9 license fees or governmental services taxes.

10 3. As used in this section:

11 (a) "Additional fees" has the meaning ascribed to it in
12 NRS 482.38273.

13 (b) "Charitable organization" means a particular cause, charity
14 or other entity that receives money from the imposition of additional
15 fees in connection with the issuance of a special license plate
16 pursuant to NRS 482.3667 to 482.3823, inclusive **H**, *and section 1*
17 *of this act*. The term includes the successor, if any, of a charitable
18 organization.

19 **Sec. 7.** NRS 482.500 is hereby amended to read as follows:

20 482.500 1. Except as otherwise provided in subsection 2 or 3,
21 whenever upon application any duplicate or substitute certificate of
22 registration, decal or number plate is issued, the following fees must
23 be paid:
24

25	For a certificate of registration	\$5.00
26	For every substitute number plate or set of plates	5.00
27	For every duplicate number plate or set of plates.....	10.00
28	For every decal displaying a county name50
29	For every other decal, license plate sticker or tab	5.00
30		

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

33 (a) For any special plate issued pursuant to NRS 482.3667,
34 482.367002, 482.3672, 482.3675, 482.370 to 482.376, inclusive, or
35 482.379 to 482.3818, inclusive, *and section 1 of this act*, a fee of
36 \$10.

37 (b) For any special plate issued pursuant to NRS 482.368,
38 482.3765, 482.377 or 482.378, a fee of \$5.

39 (c) Except as otherwise provided in paragraph (a) of subsection
40 1 of NRS 482.3824, for any souvenir license plate issued pursuant
41 to NRS 482.3825 or sample license plate issued pursuant to NRS
42 482.2703, a fee equal to that established by the Director for the
43 issuance of those plates.

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



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

6 **Sec. 8.** The amendatory provisions of this act expire by
7 limitation on June 30, 2015, if on that date the Department of Motor
8 Vehicles has received fewer than 1,000 applications for the issuance
9 of a license plate pursuant to section 1 of this act.

10 **Sec. 9.** This act becomes effective on July 1, 2013.

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