

## MINUTES OF MEETING - COMMITTEE ON TAXATION - 56TH ASSEMBLY SESSION

March 24, 1971

PRESENT: Kean, Swallow, Lingenfelter, Smalley, May, Glaser, Smith

GUESTS: Mr. Gemmill, Nevada Mining Association  
 Mr. Sheehan, Nevada Tax Commission  
 Mr. Aarons, Nevada Tax Commission  
 Mr. Bruce Smith, Nevada Tax Commission

Chairman Kean convened meeting at 8:00 a.m.

SB-443 - Grants Nevada tax commission authority to establish amount of penalty for failure to provide mine owners' semiannual statements; permits granting of grace period for filing such statements.

Mr. Sheehan said the commission had no objections to the additional filing period (Section 1 (b)); but on page 2 lines 1, and 2 that amends 362.230 by transferring the penalty from the operator to the mine owner — The operator knows more about what is going on at the mine and the penalty should also apply to him.

Mr. Kean and Mr. Smith were of the opinion that the mine operator should be the only one responsible for the tax. Mr. Sheehan will write amendment whereby the mine operator will be solely liable for payment of the proceeds tax.

Mr. Smith moved the Committee amend and Do Pass SB-443; Mr. Lingenfelter seconded; motion carried unanimously.

SB-444 - Modifies procedure in administration of intoxicating liquor licenses and taxes.

The Committee agreed to amend this bill by changing line 50, page 3, from a penalty of 10 percent to a penalty of 5%; line 1, page 4, increasing interest rate from one half of one percent to one percent.

Mr. Lingenfelter moved the Committee amend and Do Pass SB-444; Mr. May seconded; motion carried.

SB-445 - Clarifies and modernizes law governing cigarette licenses and taxes.

Mr. Sheehan will clarify lines 11 and 12 of page 3 - beginning and ending inventory of the first day of each month. The intent is the beginning inventory of each month and the ending inventory of each month.

On page 4, lines 7 and 16 have somewhat the same type of language. Mr. Sheehan will rewrite this.

On page 5, lines 21 and 22, and 31, 32, and 33, will be amended by Mr. Sheehan to reflect "an intent to defraud the state".

Mr. Smith moved the Committee amend and Do Pass SB-445; Mr. Lingenfelter seconded; motion carried unanimously.

**Assembly**

Minutes of Meeting - Committee on Taxation

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SB-448 - Modifies requirements of statements furnished by Nevada tax commission to governor.

A motion was made and seconded to Do Pass SB-448; motion carried unanimously.

AJR-22 Proposes to amend Nevada Constitution by limiting the assessed valuation of property subject to taxation to 35% of full valuation.

Mr. Lingenfelter stated he, Mr. Glaser and Mr. Knisley had studied this bill and they now recommend that it be indefinitely postponed because makes taxation inflexible and they feel it should be more flexible.

Mr. Glaser moved AJR-22 be indefinitely postponed; Mr. Lingenfelter seconded; motion carried unanimously.

AJR-23 - Proposes constitutional amendment to permit differential assessment and tax recapture of agricultural lands.

Mr. Lingenfelter said the purpose of the resolution was to prevent farmers who lived near incorporated areas from being forced by taxation out of the farming business.

Mr. Smith moved the Committee Do Pass AJR-23; Mr. Lingenfelter seconded; motion carried, with one member dissenting.

BDR 48-479\* A proposed bill that will effect Elko County only.

A motion for a Committee introduction of BDR 48-479, was made, seconded and carried.

Meeting adjourned.

\*A.B. 789

AGENDA FOR COMMITTEE ON Taxation

Date Mar 24 Time 8:00 A.M. Room 240

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
SB-443	<u>Grants Nevada tax commission authority to establish amount of penalty for failure to provide mine owners' semi-annual statements; permits granting of grace period for filing such statements</u>	
SB-444	<u>Modifies procedure in administration of intoxicating liquor licenses and taxes.</u>	
SB-445	<u>Clarifies and modernizes law governing cigarette licenses and taxes</u>	
SB-447	<u>Requires that proof of payment of current personal property taxes accompany watercraft registration application.</u>	
SB-448	<u>Modifies requirements of statements furnished by Nevada tax commission to governor.</u>	

\*Please do not ask for counsel unless necessary.

HEARINGS PENDING

Date \_\_\_\_\_ Time \_\_\_\_\_ Room \_\_\_\_\_  
Subject \_\_\_\_\_

Date \_\_\_\_\_ Time \_\_\_\_\_ Room \_\_\_\_\_  
Subject \_\_\_\_\_