

The meeting was called to order at 2:15 P. M. on Thursday, April 19, 1979, in Room 231, with Senator Norman Glaser in the Chair.

PRESENT: Chairman Norman Glaser
Vice-Chairman Floyd Lamb
Senator Don Ashworth
Senator Carl Dodge
Senator James Kosinski

Mr. Ed Schorr, Fiscal Analyst

ABSENT: Senator William Raggio
Senator Mike Sloan

GUESTS: See Exhibit "A"

The first order of business was further consideration of S. B. 454.

S. B. 454 - Requires county assessors to show certain tax rates with notice of assessed valuations. Exhibit "B"

Senator Jean Ford, as a guest, opened remarks on this bill with a handout (see Exhibit "C"). She said that she had spoken to the committee on Tuesday, April 17, 1979, regarding S. B. 454, explaining the real intent of the bill. She said she had received a note from the chairman asking for an exhibit to be drawn up of her actual intentions in regard to this bill, and that the committee would hear her remarks today. She stated that she had before the committee an amendment to NRS 361.480, and that it could not be found anywhere in the statute where the treasurer (of a county) actually had to send a tax bill to the property owner. Senator Ford said she would propose to add a sub section, number three, under 361.480 that says, "He shall also give notice, by mail, to each owner of real property of the amount due and informing him of the rate for each tax levy making up the combined tax rate." In effect, every county is sending out a tax bill but what is being asked here is that it be sent in a form where the actual breakdown of the rate is found.

Senator Ashworth questioned whether this statement should not be included in sub section two, and Senator Ford replied that she thought it would be better to have it in a separate sub section showing that it is a different way of giving notice, as sub section two refers to giving notice by newspaper, generally, and sub section three would be the language she is proposing. The second paragraph of this amendment would show that if the property owner has given permission for the tax notice to be sent to a third party, such as a mortgage holder, that party must inform the

S. B. 454 - (con't.)

property owner of the rate for each tax levy making up the combined rate.

Senator Ford said that this would entail no additional expense in that the county has to communicate once a year with the taxpayer. She said that these sections would in essence achieve the major proposals that she wished to accomplish in S. B. 454. She continued that she feels, particularly in this year where major tax changes are being considered, that as much as possible ought to be done to educate the public as to what and why it is being done. She said she has developed another proposal, if the committee felt it would be relevant, to draft a resolution encouraging the counties to communicate with the taxpayers (see Exhibit "C," Amendment to NRS 244 or as part of resolution:...) This resolution could be sent to the various boards of county commissioners. The resolution would be a separate piece of legislation, not just relating to the property tax but pertaining to all work the taxation committees are doing this session. She said she is hoping that the committee would amend and "do pass" A. B. 454 to include the language at the "top of the page." (See Exhibit "C") and asked for the drafting of a concurrent resolution regarding educating the public on taxes.

The Chair thanked Senator Ford and asked for any questions.

Senator Ashworth asked what Senator Ford felt the import of the change would be so far as getting people to actually do what she wished to accomplish. She replied that if it went into law, it would go into NRS 244 and that it would say, "Each county may prepare and distribute..." and that it would really be more effective if it were in the form of a resolution. The resolution could then actually be mailed to boards of county commissioners and encourage them to do this.

There ensued a discussion on the use of the word "may" opposed to the use of the word "shall," and if "shall" was used, what would it cost to implement any change necessary in the tax bill.

Senator Ashworth then asked what the problem was with requiring the counties to follow this procedure, and Senator Ford replied that it was the cost. She said there might then, if it were in the form of a law, be a fiscal note, and it might jeopardize the proposal.

Senator Lamb inquired what it would cost if the word "shall" was used, and Senator Ford said that there were present people representing counties who might give this information. But she said it could be done very inexpensively if a resolution was used.

Senator Lamb remarked that if the word "may" was used, it wouldn't mean anything and that he would like to have one of the county representatives speak.

S.B. 454 - (con't.)

Mr. Homer Rodriguez, Carson City Assessor, then testified. He said that Senator Dodge, at the last meeting, had asked him to obtain some cost quotes regarding the implementation of this proposal, and that he now had some (see Exhibit "D"). Lyon and Storey counties have actual figures but the remainder of the counties are not on computer (see asterisks) so no figures were obtained. The counties that are on the computer go in costs from \$7,500 to \$15,000, giving an idea of the cost involved. This would be the cost to put all the information on the tax bill, to break down the tax rate.

Senator Ashworth asked what it costs now to send out a tax bill and Mr. Rodriguez replied that it doesn't cost anything as the program is already set up and the figures are in the computer.

Senator Ashworth questioned the cost of \$15,000 for Lyon County to get out what is essentially simple information. Mr. Rodriguez replied that Lyon County based its figure on such items as clerical help, time needed, forms preparation, forms cost, and other factors.

At 2:28 P. M., Senator Kosinski left the meeting, leaving no quorum present. The Chair announced that there would be a recess.

Senator Lamb advised Senator Ford that as there was no quorum, she should hold her remarks in order that she not have to go over them again when a quorum was reestablished.

At 2:35 P. M., Senator Kosinski returned and the Chair announced that as there was now a quorum, the meeting would continue.

Senator Ford resumed discussion regarding the drafting of a concurrent resolution educating the public on taxes by means of sending out a detailed tax bill. She said there were questions about what it would cost if such action was made mandatory. Senator Ashworth asked what type of tax bill she would want, and Senator Ford replied that she would want a type that would give more information than just the rate to a taxpayer, and the minimum form would be that used in other localities, referred to as "pie shape."

There ensued a discussion on the actual types of notices that could be used, either computerized or using a hand stamp.

Senator Ashworth then enquired if this procedure would actually accomplish what is desired as the majority of the people are just not that sophisticated, to understand the breakdown. He suggested that perhaps it would be better to break the tax bill down on a percentage basis to one dollar rather than giving it on a rate which is not going to mean anything to the taxpayers. He questioned whether it would not be better to do it on a calibration of one dollar.

S. B. 454 - (con't.)

Senator Ford said she would have no objection to that system but it seemed that it might involve additional work and would cost more to do.

Senator Glaser stated that he feels Senator Ford's idea accomplishes what she wants to do and certainly he can look at such a breakdown and see what the shares in each area are.

A discussion followed regarding various types of breakdowns for a tax bill.

Mr. Orvis Reil, testifying as a private citizen, said that as far as Carson is concerned, the only extra cost involved would be for copying the figures on to the tax bill.

Senator Dodge said he can appreciate the desirability of this kind of a system and in a resolution the counties could be asked to work towards a system that details a breakdown and cost allocation of the various taxing districts. He expressed a concern about counties which are not on computers, and about mandating this kind of procedure in view of the cost which might be involved.

Mr. Rodriguez stated that the tax commissioners are trying to get all the counties on computers and eventually they all will be on computers, within a two-to-three year period.

Senator Glaser asked Mr. Rodriguez if the counties could not get their own terminals and plug into another facility, and Mr. Rodriguez replied that at present, such a procedure is expensive.

Senator Dodge asked Mr. Rodriguez if some of the counties were trying to get on the state computer, and he replied that they were and that the programming would be the same.

Senator Glaser said that he received instructions from his county commissioners before he came to the session, not to pass legislation that imposes more costs on the county from the state level, and then expect them to also cut taxes. If any action is taken such as this proposal before them, it might be necessary to put \$30,000 per county for some of the smaller counties, in the budget, so they will be able to hook up to a computer.

Senator Ford pointed out that every county is sending out some kind of a tax bill. There followed a discussion on the use of tear-offs for periodic payments, but Senator Dodge explained that not all counties have a tear-off system.

Senator Dodge asked Mr. Gary Milliken, Clark County Assessor's Office, how much it would cost to set this procedure up in Clark County. Mr. Milliken replied that it would be about \$3200, and that they might have to go to a bigger type bill.

S. B. 454 - (con't.)

Senator Glaser asked Mr. Rodriguez if he knew if Humboldt and Elko were on the computer and Mr. Rodriguez replied that he thinks they are now.

The Chair called for any questions.

Senator Ford stated that if the committee would be interested in a resolution that encompasses the material which they had just been discussing, she would be happy to get it drafted.

Chairman Glaser replied that the committee would discuss the matter and notify Senator Ford if there were amendments so she could draft a resolution.

Senator Ford thanked the Chair and left the meeting.

The Chair asked for a decision on S. B. 454.

Senator Dodge moved that the chairman write a letter to the counties and ask them to consider this matter. If Senator Ford has a resolution of some kind, it may be attached to the letters, making the procedure more formal, and mailed to the counties.

Mr. Gary Milliken remarked that such was a good idea.

Senator Kosinski suggested that action be taken in order to eliminate listening to further discussion on this bill.

Senator Dodge expressed that it would not do any good to process the legislation and ask the counties that had computers to do it as against those that don't. At the time they all get on the computer and this proposal is given out to the counties, there is no reason why it could not then be set up as proposed. He doesn't care much about processing the bill but this matter ought to be called to the attention of the counties in some way.

There was discussion on the type of resolution Senator Ford has in mind. Chairman Glaser said that the first part of her proposal is to amend S. B. 454 and the second part would be her resolution encouraging the counties to prepare and distribute annually information to the taxpayers regarding the levying of taxes and distribution of revenues. Senator Glaser said that Senator Ford wanted something similar to the passouts presented at the April 17, 1979, meeting.

Senator Kosinski suggested that both of these proposals be put in a resolution, and that the bill be killed.

Senator Glaser said that might be well to do because if the committee processes the bill, it is imposing costs on some of the counties that cannot be tolerated.

S. B. 454 - (con't.)

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S. B. 454 - (con't.)

Senator Ashworth stated that he cannot see why that information cannot be made available in all counties at a maximum of under one thousand dollars. He and Mr. Rodriguez discussed the mechanics of implementation. However, Senator Ashworth then stated that he had had a misconception about this matter and that what he had previously stated was incorrect.

The Chair said the suggestion had been made the committee move for a resolution.

Senator Dodge moved that a resolution be drafted which generally states that each county shall give notice, by mail, to each owner of real property of the amount of tax due, informing him of the rate for each tax levy making up the combined tax rate,

and,

each county is encouraged to inform taxpayers annually regarding the levying of taxes within the county and the distribution of revenues collected from the various government entities for services.

(See Exhibit "C")

Senator Kosinski seconded the motion.

The Chair called for any further discussion.

The motion carried.

The Chair announced that this resolution would incorporate both parts of Senator Ford's request, namely, an amendment to NRS 361.480 and an amendment to NRS 244.

Senator Dodge moved to indefinitely postpone Senate Bill 454.

Senator Ashworth seconded the motion.

The Chair called for any further discussion.

The motion carried.

S. B. 473 - Exempts fuel sold to bus companies from certain fuel taxes and provides for submission at next general election of question proposing exemption of tires sold to bus companies from Sales and Use Tax Act.

Exhibit "E"

S. B. 473 - (con't.)

The Chair called for testimony from any proponents of the bill.

There being none, the Chair called for testimony from any opponents of the bill.

Mr. Gene Phelps, State Highway Department, stated that he is appearing in opposition to the bill for two reasons:

1. The revenue loss to the highway department would be about \$160,500 a year.
2. Exemption of a vehicle that is responsible for some amount of wear and tear on the highway system, especially the larger buses.

He said no purpose would be served in exempting these vehicles from the fuel tax any more than other vehicles.

The Chair called for any questions.

The Chair called for the next witness.

Mr. Wink Richards, Motor Carrier Division, Department of Motor Vehicles, then spoke. He said, for the committee's information, that in addition to the \$160,500 revenue loss for the highway fund, they are talking about 95 common carrier bus companies throughout the nation that put 3442 busses on the Nevada highways.

Senator Dodge than asked Mr. Richards if what he was saying was that there would be an additional cost impact on all the interstate bus companies. Mr. Richards replied that such was not the case; he had presented this information so that the committee could know how many busses were running on the state's highways.

The Chair called for further testimony.

Senator Ashworth moved for indefinite postponement of Senate Bill 473.

Senator Dodge seconded the motion.

The motion carried.

(more)

S. B. 433 - Enlarges class of disabled veterans exempt from vehicle privilege tax and reduces registration fee on certain of their vehicles.
Exhibit "F"

Chairman Glaser stated that Mr. Ed Schorr, fiscal analyst, had some information on this bill and that he would like to have that presented first.

Mr. Schorr said that basically there are two sections in the law that have exemptions in them. The first is Chapter 361, which deals with property tax, and the second is Chapter 371, which is the vehicle privilege tax section. Mr. Schorr explained the various aspects of the chapters involved and aside from the section of the bill that would provide for change in the fees, there are no changes. He said the committee might want to scrutinize this because if a person had enough property to take \$10,000 worth of exemption, it would be to his advantage, if this bill passed, to take \$9,999 exemption on his home and \$1.00 on his car, because then he would get a highway patrol fee and the registration fee waived.

Senator Kosinski said he saw no problem with that as that was the intent of the bill initially. He thinks the two issues can be treated separately, taxation versus the registration fee.

Mr. Gary Milliken offered some comments on this idea.

Senator Kosinski said that the fiscal impact of conforming the taxation portion of these two statutes should be nil, from the way it is being applied. Even as a practical matter, if one looks at the letter of the law, maybe the impact would not be very substantial either, although he expressed doubt as to how that determination could be made.

Senator Dodge stated he has no objection to the bill but the impact would not be nil because there are a number of veterans who do not have real property.

Senator Dodge and Senator Kosinski had a discussion on this point.

Senator Dodge then asked about the registration fee. Senator Kosinski responded that right now the veterans pay the registration fee of \$8.50 plus one dollar for the DAV plate. What the bill would do is delete or amend out the necessity for the \$8.50, which leaves the \$1.00 plate fee.

Mr. Bill Whitehead, Department of Motor Vehicles, said this would create a problem of an additional cost to process this \$1.00.

There was discussion on the amount of money that would be lost to the state if this bill was passed and the figure of \$1100 was presented, based on the number of applications for exemptions.

S. B. 433 - (con't.)

Senator Ashworth asked about the law requiring one dollar each year when it is a one-time plate. Senator Kosinski replied that the original intent of the bill was to replace the registration fee plus the highway patrol fee with the one dollar fee, and when it went through the legislative process, it wound up with the registration fee plus one dollar. So it has been asked that the registration fee be taken off as initially provided for in the last session. And that now there is a suggestion it all be taken away due to the cost of handling.

Senator Ashworth then asked if the cost of handling the \$1.00 fee would indeed be \$6000, and Mr. Whitehead answered that such was the case and presented figures to support his answer. He said that he had passed out a memo on this subject at the last hearing on this bill, and that it would require a major modification of the registration system.

Senator Kosinski asked Mr. Whitehead if he felt comfortable that the programming would not be necessary if there was no fee at all? Mr. Whitehead answered that they would have to modify the program so that they would be able to produce an O. P. document, in other words, there would be no fee on it at all. He said they would have to change the program to put out a renewal with no fees on it, and they would have to service the entire registration file.

Senator Dodge asked if the \$10,000 was an assessed valuation. There ensued a discussion on benefits given to widows, and other veterans on assessed valuations and he wondered if the equities required them to go too far beyond that, as far as whether they ought to exempt these motor vehicle fees. He said he realized it is not much, but he feels the veterans are being treated quite well now. He then questioned about the income they receive as disabled veterans, what kind of disability benefits they receive from the government, whether they work, which is not likely. Senator Dodge said there had been previous testimony on this subject when the \$10,000 exemption on homes was set up.

Senator Ashworth added he thinks the veterans are exempt from federal income taxes.

Senator Glaser said that a \$10,000 assessed valuation would be roughly the equivalent of a \$35,000 house.

Senator Kosinski stated that the bill limits the exemption to those who are 60% or more disabled, and the comparison with the widow benefits and other veterans is not entirely valid.

Senator Dodge said perhaps so, but there is pretty good recognition for them in the State of Nevada, and perhaps they should take a look at what the federal government does for them.

S. B. 433 - (con't.)

Senator Ashworth moved for an indefinite postponement of Senate Bill 433.

Senator Dodge said the committee ought to deal with straightening out the conformation of the two sections.

Senator Kosinski said that if the committee did not want to go with the deletion of the fee, that they should amend NRS 371.104 to comply with NRS 361.091.

Senator Dodge moved to amend Senate Bill 433.

Senator Ashworth seconded the motion.

The Chair called for any discussion.

Senator Dodge said he did not want to delete the \$1.00 fee but if the disabled veterans are paying full fee, plus \$1.00, that he doesn't want to do that.

Senator Kosinski then asked if the committee would want to entertain the amendment to delete the dollar so only the registration is being paid only. There was general concurrence that this step would be agreeable. Senator Ashworth said he thought that had been what they had been talking about, and Senator Dodge explained that such was not the case, that there was a problem on conforming the two sections because there are two basic considerations. Senator Glaser added that there was a conflict so an amendment would be needed.

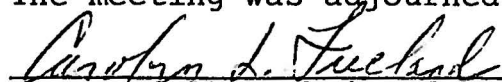
The Chair called for any further discussion.

The motion was carried to amend and "do pass" as amended Senate Bill 433.

The Chair announced that the business on the agenda was concluded.

There was informal discussion on the renter rebate tax question, and Senator Glaser announced that the sub committee on the net renter pass through and the coordination committee regarding metro caps had been given until Monday, April 23, 1979, to prepare final reports, at which time a meeting would be held.

The meeting was adjourned at 3:20 P. M.


Respectfully submitted by:
Carolyn L. Freeland, Secretary


Approved by: Senator Norman Glaser,
Chairman

SENATE TAXATION COMMITTEEGUEST LISTDATE: April 19, 1979

NAME	AGENCY OR ORGANIZATION
Homer Rodriguez	Carson City Assessor
Gene Phelps	Highway Department
Orvis E. Reil	Road User
Marvin Leavitt	City of Las Vegas
Gary Milliken	Clark County Assessor's Office
Sam Mamet	Clark County
Senator Jean Ford	
Bill Whitehead	Department of Motor Vehicles
Wink Richards	Department of Motor Vehicles
C. Watt	Prisons
L. V. Suity	
Frank Halzhauer	

SENATE BILL NO. 454

SENATE BILL NO. 454—SENATORS FORD, GLASER, DON
ASHWORTH, KOSINSKI, SLOAN, NEAL, GIBSON AND
HERNSTADT

APRIL 11, 1979

Referred to Committee on Taxation

SUMMARY—Requires county assessor to show certain tax rates with
notice of assessed valuations. (BDR 32-1593)

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



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the property tax; requiring county assessors to show a break-
down of the combined tax rate for the year of assessment with the notice of
assessed valuations; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

1 SECTION 1. NRS 361.300 is hereby amended to read as follows:
2 361.300 1. On or before January 1 of each year, the county assessor
3 shall post at the front door of the courthouse and publish in a newspaper
4 published in the county a notice to the effect that the tax roll is com-
5 pleted and open for inspection by interested persons of the county.

6 2. Except as otherwise provided in subsection 3, each board of
7 county commissioners shall by resolution, prior to December 1 of any
8 fiscal year in which assessment is made, require the county assessor to
9 prepare a list of all the taxpayers in the county and the total valuation
10 of property on which they severally pay taxes and direct the county
11 assessor:

12 (a) To cause such list and valuations to be printed and delivered by
13 the county assessor or mailed by him on or before January 1 of the
14 fiscal year in which assessment is made to each taxpayer in the county; or

15 (b) To cause such list and valuations to be published once on or
16 before January 1 of the fiscal year in which assessment is made in a
17 newspaper of general circulation in the county.

18 3. *The county assessor shall:*

19 (a) *Include with such list and valuations the rate for each tax levy*
20 *making up the combined tax rate.*

21 (b) *Indicate that such rates apply to the fiscal year in which the assess-*
22 *ment is made, rather than the rates which will apply when taxes are*
23 *levied.*

1 4. A board of county commissioners may, in the resolution required
2 by subsection 2, authorize the county assessor not to deliver or mail the
3 list, as provided in paragraph (a) of subsection 2, to taxpayers whose
4 property is assessed at \$1,000 or less and direct the county assessor to
5 mail to each such taxpayer a statement of the amount of his assessment.
6 Failure by a taxpayer to receive such a mailed statement shall not invali-
7 date any assessment.

8 [4.] 5. The several boards of county commissioners in the state
9 are authorized to allow the bill contracted with their approval by the
10 county assessor under this section on a claim to be allowed and paid
11 as are other claims against the county.

12 [5.] 6. Whenever property is appraised or reappraised pursuant to
13 NRS 361.260, the county assessor shall, on or before January 1 of the
14 fiscal year in which the appraisal or reappraisal is made, deliver or mail
15 to each owner of such property a written notice stating its assessed valu-
16 ation as determined from the appraisal or reappraisal. Failure by the
17 taxpayer to receive such notice shall not invalidate the appraisal or
18 reappraisal.

Amend NRS 361.480 by adding:

3. He shall also give notice, by mail, to each owner of real property of the amount due and informing him of the rate for each tax levy making up the combined tax rate.

If the property owner has given permission for the tax notice to be sent to a third party, such as a mortgage holder, that party receiving the tax notice for the property owner must inform the property owner of the rate for each tax levy making up the combined rate.

Amendment to NRS 244 or as part of resolution:

Each county is encouraged to prepare and distribute, annually, information to taxpayers regarding the levying of taxes within the county and the distribution of the revenues collected among the various governmental entities for services.

SB-454

LYON COUNTY

Parcels - 1923
Estimated Cost \$15,000
Cost per tax bill \$7.80

STOREY COUNTY

Parcels 1460
Estimated Cost \$7,500
Cost per tax bill \$5.14

Counties not on the Computer

Esmeralda
Eureka
Lander
Lincoln
Lyon
Nye
Storey
White Pine
Pershing
* Humboldt (Not sure)
* Elko (Not sure)

SENATE BILL NO. 473

SENATE BILL NO. 473—COMMITTEE ON TRANSPORTATION

APRIL 16, 1979

Referred to Committee on Taxation

SUMMARY—Exempts fuel sold to bus companies from certain fuel taxes and provides for submission at next general election of question proposing exemption of tires sold to bus companies from Sales and Use Tax Act. (BDR 32-1614)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: Yes.



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to taxation; exempting fuel sold to common carriers for use in buses from certain fuel taxes; providing for the submission to the registered voters at the general election of 1980 of the question whether the Sales and Use Tax Act of 1955 should be amended to exempt from those taxes tires sold to common carriers for use on buses; contingently creating similar exemptions from certain analogous taxes; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 365.220 is hereby amended to read as follows:
2 365.220 The provisions of this chapter requiring the payment of
3 excise taxes [shall] *do* not apply to any of the following:
4 1. Motor vehicle fuel so long as it remains in interstate or foreign
5 commerce.
6 2. Motor vehicle fuel exported from this state by a dealer.
7 3. Motor vehicle fuel sold to the United States Government for
8 official use of the United States Armed Forces.
9 4. Motor vehicle fuel distributed, or delivered on the order of the
10 owner, to a dealer who has furnished bond and security in the amount
11 prescribed in NRS 365.290 and who has established to the satisfaction
12 of the department that the bond is sufficient security to assure payment of
13 all excise taxes as they may become due to the state from him under this
14 chapter. Every dealer claiming exemption shall report the distributions
15 to the department in such detail as the department may require; other-
16 wise, the exemption granted in this subsection [shall be] *is* void and all
17 fuel shall be considered distributed in this state subject fully to the pro-
18 visions of this chapter.
19 5. *Motor vehicle fuel sold to a common carrier for use in buses which*
20 *it operates in regular passenger service.*

1 SEC. 2. NRS 366.200 is hereby amended to read as follows:

2 366.200 1. The sale or use of special fuel for any purpose other
3 than to propel a motor vehicle upon the public highways of Nevada
4 **[shall be]** is exempt from the application of the tax imposed by NRS
5 366.190. The exemption provided in this subsection **[shall apply]** *applies*
6 only in those cases where the purchasers or the users of special fuel
7 **[shall]** establish to the satisfaction of the department that the special
8 fuel purchased or used was used for purposes other than to propel a
9 motor vehicle upon the public highways of Nevada.

10 2. Sales made to the United States Government or any instrumental-
11 ity thereof **[shall be]** are exempt from the tax imposed by this chapter.

12 3. Sales made to any state, county, municipality, district or other
13 political subdivision thereof **[shall be]** are exempt from the tax imposed
14 by this chapter.

15 4. *Sales made to any common carrier for use in buses which it oper-*
16 *ates in regular passenger service are exempt from the tax imposed by this*
17 *chapter.*

18 SEC. 3. At the general election on November 4, 1980, a proposal
19 must be submitted to the registered voters of this state to amend the
20 Sales and Use Tax Act, which was enacted by the 47th session of the
21 legislature of the State of Nevada and approved by the governor in 1955,
22 and subsequently approved by the people of this state in the general elec-
23 tion held on November 6, 1956.

24 SEC. 4. At the time and in the manner provided by law, the secretary
25 of state shall transmit the proposed act to the several county clerks, and
26 the county clerks shall cause it to be published and posted as provided
27 by law.

28 SEC. 5. The proclamation and notice to the voters given by the
29 county clerks pursuant to law must be in substantially the following form:

30 Notice is hereby given that at the general election on November
31 4, 1980, a question will appear on the ballot for the adoption or
32 rejection by the registered voters of the state of the following pro-
33 posed act:

34 AN ACT to amend an act entitled "An Act to provide revenue for
35 the State of Nevada; providing for sales and use taxes; pro-
36 viding for the manner of collection; defining certain terms;
37 providing penalties for violation, and other matters properly
38 relating thereto," approved March 29, 1955, as amended.

39
40 THE PEOPLE OF THE STATE OF NEVADA
41 DO ENACT AS FOLLOWS:

42
43 Section 1. The above-entitled act, being chapter 397, Statutes
44 of Nevada 1955, at page 762, is hereby amended by adding thereto
45 a new section to be designated as section 55.1, which shall imme-
46 diately follow section 55 and shall read as follows:

47 *Sec. 55.1 There are exempted from the taxes imposed by*
48 *this act the gross receipts from the sale to a common carrier*
49 *of tires for use on buses which it operates in regular passenger*
50 *service.*

1 Sec. 2. This act shall become effective on January 1, 1981.

2 SEC. 6. The ballot page assemblies and the paper ballots to be used
3 in voting on the question must present the question in substantially the
4 following form:

5 Shall the Sales and Use Tax Act of 1955 be amended to exempt
6 tires sold to common carriers for use on buses operated in regular
7 passenger service?

8
9 YES..... NO.....

10
11 SEC. 7. The explanation of the question which must appear on each
12 paper ballot and sample ballot and in every publication and posting of
13 notice of the question must be in substantially the following form:

14 (Explanation of Question)

15 The proposed amendment to the Sales and Use Tax Act of 1955
16 would exempt any tires sold to a common carrier for use on buses
17 which it regularly operates to carry passengers. If this proposal is
18 adopted, the legislature has provided that the Local School Support
19 Tax Law and the City-County Relief Tax Law will be amended to
20 provide the same exemptions. A "Yes" vote is to provide for the
21 exemption of tires sold to a common carrier for use on passenger
22 buses. A "No" vote is a vote not to provide the exemption on those
23 tires.

24 SEC. 8. If a majority of the votes cast on the question is yes, the
25 amendment to the Sales and Use Tax Act of 1955 shall become effective
26 on January 1, 1981. If a majority of votes cast on the question is no,
27 the question shall have failed and the amendments to the Sales and Use
28 Tax Act of 1955 shall not become effective.

29 SEC. 9. All general election laws not inconsistent with this act are
30 applicable.

31 SEC. 10. Any informalities, omissions or defects in the content or
32 making of the publications, proclamations or notices provided for in
33 this act and by the general election laws under which this election is held
34 must be so construed as not to invalidate the adoption of the act by a
35 majority of the registered voters voting on the question if it can be ascer-
36 tained with reasonable certainty from the official returns transmitted to
37 the office of the secretary of state whether the proposed amendment was
38 adopted or rejected by a majority of those registered voters.

39 SEC. 11. Chapter 374 of NRS is hereby amended by adding thereto
40 a new section which shall read as follows:

41 *There are exempted from the taxes imposed by this chapter the gross*
42 *receipts from the sale to a common carrier of tires for use on buses*
43 *which it operates in regular passenger service.*

44 SEC. 12. Sections 1 to 10, inclusive, of this act and this section shall
45 become effective on July 1, 1979. Section 11 shall become effective on
46 January 1, 1981, only if the question provided for in section 5 of this
47 act is approved by the voters at the general election on November 4,
48 1980.

SENATE BILL NO. 433

SENATE BILL NO. 433—SENATORS KOSINSKI, DON ASH-
WORTH, ECHOLS, FAISS, GIBSON, GLASER, HERNSTADT,
JACOBSEN, LAMB, NEAL, RAGGIO, SLOAN AND WILSON

APRIL 6, 1979

Referred to Committee on Taxation

SUMMARY—Enlarges class of disabled veterans exempt from vehicle privilege tax and reduces registration fee on certain of their vehicles. (BDR 43-1310)

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

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to motor vehicles; enlarging the class of disabled veterans which is exempt from the vehicle privilege tax; reducing the registration fee on certain vehicles owned by certain disabled veterans; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

1 SECTION 1. NRS 371.104 is hereby amended to read as follows:
2 371.104 1. Vehicles to the extent of \$10,000 determined valuation
3 registered to any actual bona fide resident of the State of Nevada who
4 has incurred a *permanent* service-connected disability of [the kind
5 described in 38 U.S.C. § 801 as effective on the date when the exemption
6 is claimed,] *100 percent*, and has received upon severance from service
7 an honorable discharge or certificate of satisfactory service from the
8 Armed Forces of the United States are exempt from taxation.

9 2. For the purpose of this section, the first \$10,000 determined
10 valuation of vehicles in which such person has any interest shall be
11 deemed to belong entirely to that person.

12 3. A person claiming the exemption shall file annually with the
13 department in the county where the exemption is claimed an affidavit
14 declaring that he is an actual bona fide resident of the State of Nevada
15 who meets all the other requirements of subsection 1, and that the
16 exemption is claimed in no other county within this state.

17 4. Before allowing any exemption pursuant to the provisions of this
18 section, the department shall require proof of status of the applicant,
19 and for that purpose shall require production of:

20 (a) A certificate from the Veterans' Administration that the applicant
21 has [received or is eligible to receive a grant pursuant to 38 U.S.C.
22 ch. 21;] *incurred a permanent service-connected disability of 100 per-*
23 *cent;* and

24 (b) Any one of the following:

- 1 (1) An honorable discharge;
- 2 (2) A certificate of satisfactory service; or
- 3 (3) A certified copy of either of these documents.
- 4 5. If a tax exemption is allowed under this section, the claimant
- 5 is not entitled to an exemption under NRS 371.103.
- 6 6. If any person makes a false affidavit or produces false proof to
- 7 the department, and as a result of such false affidavit or false proof, a
- 8 tax exemption is allowed to a person not entitled to such exemption,
- 9 such person is guilty of a gross misdemeanor.
- 10 SEC. 2. NRS 482.385 is hereby amended to read as follows:
- 11 482.385 1. Except as otherwise provided in NRS 482.390, a non-
- 12 resident owner of a vehicle of a type subject to registration under this
- 13 chapter, owning any vehicle which has been duly registered for the cur-
- 14 rent year in the state, country or other place of which the owner is a
- 15 resident and which at all times when operated in this state has displayed
- 16 upon it the registration number plate or plates issued for such vehicle in
- 17 the place of residence of such owner, may operate or permit the opera-
- 18 tion of such vehicle within this state without any registration thereof in
- 19 this state under the provisions of this chapter and without the payment
- 20 of any registration fees to the state.
- 21 2. Nothing in this section [shall be construed:
- 22 (a) To prohibit] :
- 23 (a) *Prohibits* the use of manufacturers' or dealers' license plates issued
- 24 by any state or country by any nonresident in the operation of any vehi-
- 25 cle on the public highways of this state.
- 26 (b) [To require] *Requires* registration of vehicles of a type subject
- 27 to registration under this chapter operated by nonresident common
- 28 motor carriers of persons or property, contract motor carriers of persons
- 29 or property, or private motor carriers of property as stated in NRS 482.-
- 30 390.
- 31 3. When a person, formerly a nonresident, becomes a resident of
- 32 this state, he shall, within 45 days after becoming a resident, apply for
- 33 the registration of any vehicle which he owns and which is operated in
- 34 this state.
- 35 4. A person registering a vehicle pursuant to the provisions of sub-
- 36 sections 3 or 5 of this section or pursuant to NRS 482.390 shall be
- 37 assessed the registration fees and privilege tax, as required by the provi-
- 38 sions of this chapter and chapter 371 of NRS. He shall be allowed credit
- 39 on such taxes and fees for the unused months of his previous registra-
- 40 tion. The fee provided in subsection [9] 10 of NRS 482.480 [shall]
- 41 *must* not be prorated. Those fees that are to be prorated will be pro-
- 42 rated based upon Nevada registration fees and privilege taxes and
- 43 reduced by one-twelfth for each month remaining on the registration
- 44 period in the state of former residence.
- 45 5. If a vehicle is used in this state for a gainful purpose, the owner
- 46 shall immediately apply to the department for registration, except as pro-
- 47 vided in NRS 482.390, 482.395 and NRS 706.801 to 706.861, inclusive.
- 48 6. An owner registering a vehicle under the provisions of this section
- 49 shall surrender the existing nonresident license plates and registration
- 50 certificates to the department for cancellation.

1 SEC. 3. NRS 482.480 is hereby amended to read as follows:
2 482.480 There must be paid to the department for the registration
3 or transfer of registration of motor vehicles, trailers and semitrailers,
4 fees according to the following schedule:

5 1. **[For]** *Except as provided in subsection 7, for each stock pas-*
6 *senger car, bus and each reconstructed or specially constructed passenger*
7 *car, regardless of weight or number of passenger capacity, a registration*
8 *fee of \$5.50.*

9 2. For every motorcycle, the sum of \$3.50.

10 3. **[For]** *Except as provided in subsection 7, for every motortruck*
11 *having an unladen weight of 3,500 pounds or less, as shown by a pub-*
12 *lic weighmaster's certificate, a registration fee of \$9.*

13 4. For every trailer or semitrailer having an unladen weight of
14 1,000 pounds or less, a flat registration fee of \$2.50. For every trailer
15 having an unladen weight of more than 1,000 pounds, but not more
16 than 3,500 pounds, a flat registration fee of \$5.50. For every trailer or
17 semitrailer having an unladen weight of more than 3,500 pounds and
18 less than 4,000 pounds, fees according to the following schedule:

19	3,501 to and including 3,549 pounds.....	\$8
20	3,550 to and including 3,649 pounds.....	10
21	3,650 to and including 3,749 pounds.....	12
22	3,750 to and including 3,849 pounds.....	14
23	3,850 to and including 3,949 pounds.....	16
24	3,950 to and including 3,999 pounds.....	18

25 5. **[For]** *Except as provided in subsection 7, for every motortruck*
26 *having an unladen weight of more than 3,500 pounds and less than*
27 *5,050 pounds, fees according to the following schedule:*

28	3,501 to and including 3,549 pounds.....	\$10
29	3,550 to and including 3,649 pounds.....	12
30	3,650 to and including 3,749 pounds.....	14
31	3,750 to and including 3,849 pounds.....	16
32	3,850 to and including 3,949 pounds.....	18
33	3,950 to and including 3,999 pounds.....	20
34	4,000 to and including 5,049 pounds.....	25

35 6. For every trailer or semitrailer having an unladen weight of
36 4,000 pounds or more, except mobile homes, and for every motortruck
37 having an unladen weight of 5,050 pounds or more, 50 cents per 100
38 pounds, or major fraction thereof, of unladen weight as shown by a
39 public weighmaster's certificate. At the time of weighing, each vehicle
40 must have in place each accessory and appliance belonging to and used
41 on the vehicle in the transportation of property. Whenever a camper
42 is attached to a motortruck the camper shall be considered as a load
43 and the fees imposed by this section upon the motortruck must be based
44 on the unladen weight of the motortruck, exclusive of the camper.

45 7. *For a stock passenger car or motortruck having an unladen*
46 *weight of 5,050 pounds or less which is exempt from the vehicle privi-*
47 *lege tax pursuant to NRS 371.104, a registration fee of \$1.*

48 8. Except as provided in subsection **[8,]** 9, for each transfer of
49 registration fee is \$2.

50 **[8.]** 9. The fee for transfer of a registration to any motor vehicle

1 enumerated in subsection 6 is \$2 plus the excess, if any, of the fee
2 which would have been payable for an original registration of the vehi-
3 cle over the fee paid for registration of the vehicle from which the regis-
4 tration is transferred.

5 [9.] 10. For every motor vehicle, *except those motor vehicles*
6 *mentioned in subsection 7*, there is an additional fee of \$3 for each
7 registration, which must be accounted for in the highway patrol special
8 fund which is hereby created as a special revenue fund and must be
9 used only for the purposes specified in NRS 481.145.

10 [10.] 11. For every travel trailer, the registration fee [shall be] is
11 \$5.50.

12 SEC. 4. NRS 481.145 is hereby amended to read as follows:

13 481.145 1. The Nevada highway patrol shall be composed, in addi-
14 tion to the personnel provided by NRS 481.140, of supplementary patrol-
15 men to the extent permitted by the [moneys which are] *money which is*
16 *available for such purposes in the special fund created by [subsection 9*
17 *of]* NRS 482.480, but at no time may the total number of highway
18 patrolmen exceed 151.

19 2. The director shall appoint such additional patrolmen as soon after
20 the beginning of each fiscal year as he can determine the amount of
21 [moneys which are] *money which is* available for this purpose. Salaries,
22 travel and subsistence payments [shall be] *are* as provided in NRS 481.-
23 170.

24 SEC. 5. NRS 706.806 is hereby amended to read as follows:

25 706.806 As used in NRS 706.801 to 706.861, inclusive:

26 1. "Department" means each agency of this state, or of any political
27 subdivision of this state, administering the fee involved.

28 2. "Fee" means each registration fee and tax imposed by this state,
29 except motor vehicle fuel taxes, motor carrier regulation and licensing
30 fees, and the additional fee imposed by subsection [9] 10 of NRS 482.-
31 480.

32 3. "Mileage" includes mileage in this state and in all other states.

33 4. "Operator" includes the owner or operator of any vehicle.

34 5. "Person" includes any individual, firm, copartnership, joint ven-
35 ture, association, corporation, estate trust, business trust, receiver, syndi-
36 cate or any other group or combination acting as a unit.

37 6. "Plan" means a plan adopted by any state or states for the prora-
38 tion of fees on a basis to effectuate the principles set forth in NRS 706.-
39 826.

40 7. "Reciprocity" means that this state and another state, as to vehi-
41 cles registered in each other, extend substantial or complete freedom
42 from payment of fees with respect to vehicles registered in the other state.

43 8. "State" includes the states of the United States, the District of
44 Columbia, the territories of the United States, the states, territories and
45 federal district of Mexico, and the provinces of Canada.

46 9. "Vehicle" includes every vehicle of a type required to be regis-
47 tered under the laws of this state.

48 SEC. 6. Section 3 of this act shall become effective at 12:01 a.m.
49 on July 1, 1979.