

ASSEMBLY BILL NO. 19—ASSEMBLYWOMAN CHOWNING

PREFILED JANUARY 27, 2003

Referred to Committee on Transportation

SUMMARY—Provides for issuance of “United We Stand” special license plates. (BDR 43-217)

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

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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 “United We Stand” special license plates; imposing a fee for the issuance and renewal of such license plates; 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.** 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 State Emergency Response*
5 *Commission, shall design, prepare and issue “United We Stand”*
6 *license plates to reflect public solidarity after the acts of terrorism*
7 *committed on September 11, 2001. The design of the license plates*
8 *must include the phrase “United We Stand” and incorporate an*
9 *image of the flag of the United States. The colors red, white and*
10 *blue must be displayed on the license plates. The Department shall*
11 *not design, prepare or issue the license plates unless it receives at*
12 *least 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 “United We Stand” license plates, the Department*
15 *shall issue those plates for a passenger car or light commercial*
16 *vehicle upon application by a person who is entitled to license*
17 *plates pursuant to NRS 482.265 and who otherwise complies with*
18 *the requirements for registration and licensing pursuant to this*



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1 *chapter. A person may request that personalized prestige license*
2 *plates issued pursuant to NRS 482.3667 be combined with “United*
3 *We Stand” license plates if that person pays the fees for the*
4 *personalized prestige license plates in addition to the fees for the*
5 *“United We Stand” license plates pursuant to subsections 3 and 4.*

6 *3. The fee for “United We Stand” license plates is \$35, in*
7 *addition to all other applicable registration and license fees and*
8 *governmental services taxes. The license plates are renewable*
9 *upon the payment of \$10.*

10 *4. In addition to all other applicable registration and license*
11 *fees and governmental services taxes and the fee prescribed in*
12 *subsection 3, a person who requests a set of “United We Stand”*
13 *license plates must pay for the initial issuance of the plates an*
14 *additional fee of \$25 and for each renewal of the plates an*
15 *additional fee of \$20, to be used for the purposes set forth in*
16 *NRS 414.135.*

17 *5. The Department shall deposit the fees collected pursuant to*
18 *subsection 4 with the State Treasurer for credit to the Contingency*
19 *Account for Hazardous Materials created by NRS 459.735 in the*
20 *State General Fund.*

21 *6. If, during a registration year, the holder of license plates*
22 *issued pursuant to the provisions of this section disposes of the*
23 *vehicle to which the plates are affixed, the holder shall:*

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

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

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

31 482.216 1. Upon the request of a new vehicle dealer, the
32 Department may authorize the new vehicle dealer to:

33 (a) Accept applications for the registration of the new motor
34 vehicles he sells and the related fees and taxes;

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

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

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

42 (a) Transmit the applications he receives to the Department
43 within the period prescribed by the Department;



1 (b) Transmit the fees he collects from the applicants and
2 properly account for them within the period prescribed by the
3 Department;

4 (c) Comply with the regulations adopted pursuant to subsection
5 4; and

6 (d) Bear any cost of equipment which is necessary to issue
7 certificates of registration, including any computer hardware or
8 software.

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

11 (a) Charge any additional fee for the performance of those
12 services;

13 (b) Receive compensation from the Department for the
14 performance of those services;

15 (c) Accept applications for the renewal of registration of a motor
16 vehicle; or

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

19 (1) Obtain special license plates pursuant to NRS 482.3667
20 to 482.3825, inclusive ~~§~~, *and section 1 of this act*; or

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

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

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

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

31 **Sec. 3.** NRS 482.500 is hereby amended to read as follows:
32 482.500 1. Except as otherwise provided in subsection 2 or 3,
33 whenever upon application any duplicate or substitute certificate of
34 registration, decal or number plate is issued, the following fees must
35 be paid:

36	
37	For a certificate of registration..... \$5.00
38	For every substitute number plate or set of plates 5.00
39	For every duplicate number plate or set of plates 10.00
40	For every decal displaying a county name..... .50
41	For every other decal, license plate sticker or tab..... 5.00
42	

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



1 (a) For any special plate issued pursuant to NRS 482.3667,
2 482.3672, 482.3675, 482.370 to 482.376, inclusive, or 482.379 to
3 482.3816, inclusive, *and section 1 of this act*, a fee of \$10.

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

6 (c) Except as otherwise provided in NRS 482.37937 and
7 482.37945, for any souvenir license plate issued pursuant to NRS
8 482.3825 or sample license plate issued pursuant to NRS 482.2703,
9 a fee equal to that established by the Director for the issuance of
10 those plates.

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

13 4. The fees which are paid for duplicate number plates and
14 decals displaying county names must be deposited with the State
15 Treasurer for credit to the Motor Vehicle Fund and allocated to the
16 Department to defray the costs of duplicating the plates and
17 manufacturing the decals.

18 5. As used in this section:

19 (a) "Duplicate number plate" means a license plate or a set of
20 license plates issued to a registered owner which repeat the code of
21 a plate or set of plates previously issued to the owner to maintain his
22 registration using the same code.

23 (b) "Substitute number plate" means a license plate or a set of
24 license plates issued in place of a previously issued and unexpired
25 plate or set of plates. The plate or set of plates does not repeat the
26 code of the previously issued plate or set.

27 **Sec. 4.** NRS 459.735 is hereby amended to read as follows:

28 459.735 1. The Contingency Account for Hazardous
29 Materials is hereby created in the State General Fund.

30 2. The Commission shall administer the Contingency Account
31 for Hazardous Materials ~~§~~ and , *except as otherwise provided in*
32 *subsection 4*, the money in the Account may be expended only for:

33 (a) Carrying out the provisions of NRS 459.735 to 459.773,
34 inclusive;

35 (b) Carrying out the provisions of 42 U.S.C. §§ 11001 et seq.
36 and 49 U.S.C. §§ 5101 et seq.;

37 (c) Maintaining and supporting the operations of the
38 Commission and local emergency planning committees;

39 (d) Training and equipping state and local personnel to respond
40 to accidents and incidents involving hazardous materials; and

41 (e) The operation of training programs and a training center for
42 handling emergencies relating to hazardous materials and related
43 fires pursuant to NRS 477.045.

44 3. All money received by this state pursuant to 42 U.S.C. §§
45 11001 et seq. or 49 U.S.C. §§ 5101 et seq. must be deposited with



1 the State Treasurer to the credit of the Contingency Account for
2 Hazardous Materials. In addition, all money received by the
3 Commission from any source must be deposited with the State
4 Treasurer to the credit of the Contingency Account for Hazardous
5 Materials. The State Controller shall transfer from the Contingency
6 Account to the Operating Account of the State Fire Marshal such
7 money collected pursuant to chapter 477 of NRS as is authorized for
8 expenditure in the budget of the State Fire Marshal for use pursuant
9 to paragraph (e) of subsection 2.

10 4. *Any fees deposited with the State Treasurer for credit to the*
11 *Contingency Account for Hazardous Materials pursuant to*
12 *subsection 5 of section 1 of this act must be accounted for*
13 *separately and must be expended solely to provide financial*
14 *assistance to this state or to local governments in this state to*
15 *support preparedness to combat terrorism, including, without*
16 *limitation, planning, training and purchasing supplies and*
17 *equipment.*

18 5. Upon the presentation of budgets in the manner required by
19 law, money to support the operation of the Commission pursuant to
20 this chapter, other than its provision of grants, must be provided by
21 direct legislative appropriation from the State Highway Fund or
22 other legislative authorization to the Contingency Account for
23 Hazardous Materials.

24 ~~5.~~ 6. The interest and income earned on the money in the
25 Contingency Account for Hazardous Materials, after deducting any
26 applicable charges, must be credited to the Account.

27 ~~6.~~ 7. All claims against the Contingency Account for
28 Hazardous Materials must be paid as other claims against the State
29 are paid.

30 **Sec. 5.** On or before October 1, 2005, the Department of
31 Motor Vehicles shall determine and publicly declare the number of
32 applications it has received for the issuance of license plates
33 pursuant to section 1 of this act.

34 **Sec. 6.** The amendatory provisions of this act expire by
35 limitation on October 1, 2005, if on that date the Department of
36 Motor Vehicles has received fewer than 1,000 applications for the
37 issuance of license plates pursuant to section 1 of this act.

