

ASSEMBLY BILL NO. 374—ASSEMBLYMEN GOICOECHEA, KNECHT,  
CARPENTER, COLLINS, GEDDES, GRADY, HARDY,  
KOIVISTO, MARVEL, MCCLEARY, PIERCE AND WEBER

MARCH 17, 2003

Referred to Committee on Transportation

SUMMARY—Imposes additional tax on special fuel for repair and  
restoration of local roads. (BDR 32-1001)

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

~

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

AN ACT relating to taxation; imposing an additional tax on special  
fuel to support the repair and restoration of local roads;  
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 366 of NRS is hereby amended by adding
- 2     thereto a new section to read as follows:
- 3         1. *The receipts of the tax levied in subsection 3 of NRS*
- 4         *366.190 must be allocated monthly by the Department to the*
- 5         *counties in which the special fuel was sold or used.*
- 6         2. *Each county must apportion the receipts of that tax among*
- 7         *the county, for unincorporated areas in the county, and each*
- 8         *incorporated city in the county, in the manner provided in*
- 9         *NRS 365.196.*
- 10        3. *The money apportioned to the county or city must be used*
- 11        *by it solely to repair or restore existing paved roads, streets and*
- 12        *alleys, other than those maintained by the Federal Government*
- 13        *and this state, by resurfacing, overlaying, resealing or other such*
- 14        *customary methods.*



1       **Sec. 2.** NRS 366.190 is hereby amended to read as follows:  
2       366.190 1. Except as otherwise provided in subsection 2, a  
3 tax is hereby imposed at the rate of 27 cents per gallon on the sale or  
4 use of special fuels.

5       2. A tax is hereby imposed at:  
6       (a) The rate of 19 cents per gallon on the sale or use of an  
7 emulsion of water-phased hydrocarbon fuel;  
8       (b) The rate of 22 cents per gallon on the sale or use of liquefied  
9 petroleum gas; and  
10       (c) The rate of 21 cents per gallon on the sale or use of  
11 compressed natural gas.

12       **3.** *In addition to the tax imposed in subsections 1 and 2, a tax*  
13 *is hereby imposed at the rate of 1 cent per gallon on the sale or use*  
14 *of special fuels. The tax imposed in this subsection must be*  
15 *collected and paid in the manner provided in this chapter. Upon*  
16 *payment of the tax, a special fuel supplier, special fuel dealer or*  
17 *special fuel user shall indicate the number of gallons of special*  
18 *fuel sold or used in each county.*

19       **Sec. 3.** NRS 366.700 is hereby amended to read as follows:  
20       366.700 ~~[A]~~ *Except as otherwise provided in section 1 of*  
21 *this act, all* money received by the Department pursuant to the  
22 provisions of this chapter must be deposited with the State Treasurer  
23 to the credit of the Motor Vehicle Fund. An amount equal to that  
24 part of the tax collected pursuant to NRS 366.190 which represents  
25 5 cents of the tax per gallon, minus the portion of that amount used  
26 to administer the Department of Motor Vehicles, must be used  
27 exclusively for the construction and maintenance of public  
28 highways, and may not be used to purchase equipment related  
29 thereto.

30       **Sec. 4.** This act becomes effective on July 1, 2003.

