

Amendment No. 804

Assembly Amendment to Assembly Bill No. 304

(BDR 43-699)

Proposed by: Assemblywoman Anderson

Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



ASSEMBLY BILL NO. 304—ASSEMBLYWOMAN ANDERSON

MARCH 15, 2023

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing certain special license plates. (BDR 43-699)

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 special license plates; exempting special license plates that encourage the donation of human organs from certain provisions limiting the number of designs of special license plates issued by the Department of Motor Vehicles; eliminating the requirement to provide proof of current or former employment as a professional full-time salaried firefighter or current or former service as a volunteer firefighter in an application for the renewal of certain special license plates recognizing such employment or service; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the Department of Motor Vehicles to issue special license plates that encourage the donation of human organs. (NRS 482.37905) Under existing law, certain special license plates, including special license plates that encourage the donation of human organs, are subject to a limitation of the number of separate designs of special license plates which the Department may issue at any one time. (NRS 482.367008) Section 1 of this bill exempts the special license plates that encourage the donation of human organs from the limitation on the number of separate designs of special license plates which the Department may issue at any one time.

Existing law authorizes the Department ~~of Motor Vehicles~~ to issue special license plates recognizing: (1) current or former employment as a professional full-time salaried firefighter; and (2) current or former service as a volunteer firefighter. Existing law requires an application for the issuance or renewal of such special license plates to include documentation providing reasonable proof of the applicant’s eligibility to receive the special plates. (NRS 482.3753, 482.3754) ~~This~~ Sections 2 and 3 of this bill ~~eliminates~~ eliminate the requirement to include such documentation in an application for the renewal of such special license plates.

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

Section 1. NRS 482.367008 is hereby amended to read as follows:

1 482.367008 1. As used in this section, “special license plate” means:

2 (a) A license plate that the Department has designed and prepared pursuant to
3 NRS 482.367002 in accordance with the system of application described in that
4 section;

5 (b) A license plate approved by the Legislature that the Department has
6 designed and prepared pursuant to NRS 482.3747, 482.37903, ~~482.37905,~~
7 482.37917, 482.379175, 482.37918, 482.37919, 482.3792, 482.3793, 482.37933,
8 482.37934, 482.37935, 482.379355, 482.379365, 482.37937, 482.379375,
9 482.37938, 482.37939, 482.37945 or 482.37947; and

10 (c) Except for a license plate that is issued pursuant to NRS 482.3746,
11 482.3751, 482.3752, 482.3757, 482.3783, 482.3785, 482.3787, 482.37901,
12 482.37902, 482.37906, 482.3791, 482.3794, 482.37941 or 482.3817, a license plate
13 that is approved by the Legislature after July 1, 2005.

14 2. Notwithstanding any other provision of law to the contrary, and except as
15 otherwise provided in subsection 3, the Department shall not, at any one time, issue
16 more than 30 separate designs of special license plates. Whenever the total number
17 of separate designs of special license plates issued by the Department at any one
18 time is less than 30, the Department shall issue a number of additional designs of
19 special license plates that have been authorized by an act of the Legislature or the
20 application for which has been approved by the Department pursuant to NRS
21 482.367002, not to exceed a total of 30 designs issued by the Department at any
22 one time. Such additional designs must be issued by the Department in accordance
23 with the chronological order of their authorization or approval by the Department.

24 3. In addition to the special license plates described in subsection 2, the
25 Department may issue not more than five separate designs of special license plates
26 in excess of the limit set forth in that subsection. To qualify for issuance pursuant to
27 this subsection:

28 (a) The Department must approve the design, preparation and issuance of the
29 special plates as described in NRS 482.367002; and

30 (b) The special license plates must have been applied for, designed, prepared
31 and issued pursuant to NRS 482.367002, except that:

32 (1) The application for the special license plates must be accompanied by a
33 surety bond posted with the Department in the amount of \$20,000; and

34 (2) Pursuant to the assessment of the viability of the design of the special
35 license plates that is conducted pursuant to this section, it is determined that at least
36 3,000 special license plates have been issued.

37 4. Except as otherwise provided in this subsection, on October 1 of each year
38 the Department shall assess the viability of each separate design of special license
39 plate that the Department is currently issuing by determining the total number of
40 validly registered motor vehicles to which that design of special license plate is
41 affixed. The Department shall not determine the total number of validly registered
42 motor vehicles to which a particular design of special license plate is affixed if:

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

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

47 5. If, on October 1, the total number of validly registered motor vehicles to
48 which a particular design of special license plate is affixed is:

49 (a) In the case of special license plates not described in subsection 3, less than
50 1,000; or

51 (b) In the case of special license plates described in subsection 3, less than
52 3,000,

1 ↳ the Director shall provide notice of that fact in the manner described in
2 subsection 6.

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

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

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

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

12 (a) In the case of special license plates not described in subsection 3, less than
13 1,000; or

14 (b) In the case of special license plates described in subsection 3, less than
15 3,000,

16 ↳ the Director shall, notwithstanding any other provision of law to the contrary,
17 issue an order providing that the Department will no longer issue that particular
18 design of special license plate. Except as otherwise provided in subsection 2 of
19 NRS 482.265, such an order does not require existing holders of that particular
20 design of special license plate to surrender their plates to the Department and does
21 not prohibit those holders from renewing those plates.

22 ~~[Section 1.]~~ **Sec. 2.** NRS 482.3753 is hereby amended to read as follows:

23 482.3753 1. Except as otherwise provided in this section, the Department, in
24 cooperation with professional full-time salaried firefighters in the State of Nevada,
25 shall design, prepare and issue license plates that recognize current or former
26 employment as a professional full-time salaried firefighter using any colors and
27 designs which the Department deems appropriate. The Department shall not design,
28 prepare or issue the license plates unless it receives at least 250 applications for the
29 issuance of those plates.

30 2. The Department shall issue license plates that recognize current or former
31 employment as a professional full-time salaried firefighter for a passenger car or a
32 light commercial vehicle upon application by a qualified person who is entitled to
33 license plates pursuant to NRS 482.265 and who otherwise complies with the
34 requirements for registration and licensing pursuant to this chapter. A person may
35 request that personalized prestige license plates issued pursuant to NRS 482.3667
36 be combined with license plates that recognize current or former employment as a
37 professional full-time salaried firefighter if that person pays the fees for the
38 personalized prestige license plates in addition to the fees for the license plates that
39 recognize current or former employment as a professional full-time salaried
40 firefighter.

41 3. An application for the issuance ~~[or renewal]~~ of license plates that recognize
42 current or former employment as a professional full-time salaried firefighter is void
43 unless it is accompanied by documentation which, in the determination of the
44 Department, provides reasonable proof of the identity of the applicant and proof of
45 the applicant's:

46 (a) Current employment as a professional full-time salaried firefighter; or

47 (b) Status as a former professional full-time salaried firefighter who retired
48 from employment after completing at least 10 years of creditable service as a
49 firefighter within this State or any other jurisdiction with:

50 (1) A fire department; or

51 (2) A federal or state agency, the duties of which involve the prevention
52 and suppression of fires, including, without limitation, the Bureau of Land

1 Management and the Division of Forestry of the State Department of Conservation
2 and Natural Resources.

3 4. Proof of an applicant's current or former employment as a professional
4 full-time salaried firefighter must consist of:

5 (a) An identification card issued by the Professional Fire Fighters of Nevada or
6 its successor;

7 (b) An identification card issued by the Nevada Fire Chiefs Association or its
8 successor;

9 (c) An identification card issued by a professional firefighters' or chiefs'
10 organization or association from any other jurisdiction that is acceptable to the
11 Department; or

12 (d) A letter certifying the applicant's current or former employment as a
13 professional full-time salaried firefighter, which letter must be from:

14 (1) The Professional Fire Fighters of Nevada or its successor;

15 (2) The Nevada Fire Chiefs Association or its successor;

16 (3) A professional firefighters' or chiefs' organization or association from
17 any other jurisdiction that is acceptable to the Department; or

18 (4) The chief officer of a federal or state agency or any other jurisdiction,
19 the duties of which involve the prevention and suppression of fires, including,
20 without limitation, the Bureau of Land Management and the Division of Forestry of
21 the State Department of Conservation and Natural Resources.

22 5. *An application for the renewal of license plates issued pursuant to this
23 section is not required to be accompanied by proof of the applicant's current or
24 former employment as a professional full-time salaried firefighter.*

25 6. The fee payable to the Department for license plates that recognize current
26 or former employment as a professional full-time salaried firefighter is \$35, in
27 addition to all other applicable registration and license fees and governmental
28 services taxes. The license plates are renewable upon the payment to the
29 Department of \$10 in addition to all other applicable registration and license fees
30 and governmental services taxes.

31 ~~6.7~~ 7. In addition to all other applicable registration and license fees and
32 governmental services taxes and the fees prescribed in subsection ~~6.5~~ 6, a person
33 who requests a set of license plates that recognize current or former employment as
34 a professional full-time salaried firefighter must pay for the initial issuance of the
35 plates an additional fee of \$25 and for each renewal of the plates an additional fee
36 of \$20 to support the Professional Fire Fighters of Nevada Benevolent Association.

37 ~~6.7~~ 8. The Department shall deposit the fees collected pursuant to subsection
38 ~~6.7~~ 7 with the State Treasurer for credit to the State General Fund. The State
39 Treasurer shall, on a quarterly basis, distribute the fees deposited pursuant to this
40 subsection to the Professional Fire Fighters of Nevada Benevolent Association.

41 ~~6.8~~ 9. If, during a registration period, the holder of license plates issued
42 pursuant to the provisions of this section disposes of the vehicle to which the plates
43 are affixed, the holder shall:

44 (a) Retain the plates and affix them to another vehicle that meets the
45 requirements of this section if the transfer and registration fees are paid as set out in
46 this chapter; or

47 (b) Within 30 days after removing the plates from the vehicle, return them to
48 the Department.

49 ~~6.9~~ 10. As used in this section:

50 (a) "Any other jurisdiction" means any governmental or quasi-governmental
51 entity within the United States which employs professional full-time salaried
52 firefighters and includes, without limitation, any city, county, state, territory, Indian
53 tribe or branch of the Armed Forces of the United States.

1 (b) "Professional full-time salaried firefighter" means a person employed in
2 this State or any other jurisdiction in a full-time salaried occupation of fire fighting
3 for the benefit or safety of the public.

4 ~~§ 2.~~ **Sec. 3.** NRS 482.3754 is hereby amended to read as follows:

5 482.3754 1. Except as otherwise provided in this section, the Department, in
6 cooperation with the Nevada State Firefighters' Association or its successor, shall
7 design, prepare and issue license plates that recognize current or former service as a
8 volunteer firefighter using any colors and designs which the Department deems
9 appropriate. The Department shall not design, prepare or issue the license plates
10 unless it receives at least 250 applications for the issuance of those plates.

11 2. The Department shall issue license plates that recognize current or former
12 service as a volunteer firefighter for a passenger car or a light commercial vehicle
13 upon application by a qualified person who is entitled to license plates pursuant to
14 NRS 482.265 and who otherwise complies with the requirements for registration
15 and licensing pursuant to this chapter. A person may request that personalized
16 prestige license plates issued pursuant to NRS 482.3667 be combined with license
17 plates that recognize current or former service as a volunteer firefighter if that
18 person pays the fees for the personalized prestige license plates in addition to the
19 fees for the license plates that recognize current or former service as a volunteer
20 firefighter.

21 3. An application for the issuance ~~for renewal~~ of license plates that recognize
22 current or former service as a volunteer firefighter is void unless it is accompanied
23 by documentation which, in the determination of the Department, provides
24 reasonable proof of the identity of the applicant and proof of the applicant's current
25 service as a volunteer firefighter or status as a former volunteer firefighter who
26 retired from service as a volunteer firefighter within this State after completing at
27 least 10 years of active service. Proof of an applicant's current or former service as
28 a volunteer firefighter must consist of:

29 (a) An identification card which indicates that the applicant currently serves as
30 a volunteer firefighter; or

31 (b) A letter from the chief officer of a volunteer or combination fire department
32 certifying the applicant's current or former service as a volunteer firefighter.

33 4. *An application for the renewal of license plates issued pursuant to this*
34 *section is not required to be accompanied by proof of the applicant's current or*
35 *former service as a volunteer firefighter.*

36 5. The fee payable to the Department for license plates that recognize current
37 or former service as a volunteer firefighter is \$35, in addition to all other applicable
38 registration and license fees and governmental services taxes. The license plates are
39 renewable upon the payment to the Department of \$10 in addition to all other
40 applicable registration and license fees and governmental services taxes.

41 ~~§ 6.~~ In addition to all other applicable registration and license fees and
42 governmental services taxes and the fees prescribed in subsection ~~4~~ 5, a person
43 who requests a set of license plates that recognize current or former service as a
44 volunteer firefighter must pay for the initial issuance of the plates an additional fee
45 of \$25 and for each renewal of the plates an additional fee of \$20 to support the
46 training of volunteer firefighters.

47 ~~§ 7.~~ The Department shall deposit the fees collected pursuant to subsection
48 ~~§ 6~~ 6 with the State Treasurer for credit to the State General Fund. The State
49 Treasurer shall account separately for the money deposited pursuant to this
50 subsection and reserve such money for expenditure by the State Fire Marshal in
51 accordance with this subsection. The State Fire Marshal may expend the money
52 reserved pursuant to this subsection solely for the support of, and to pay expenses

1 related to, training for volunteer firefighters provided by or as directed by the Board
2 of Directors of the Nevada State Firefighters' Association or its successor.

3 ~~7.] 8.~~ If, during a registration period, the holder of license plates issued
4 pursuant to the provisions of this section disposes of the vehicle to which the plates
5 are affixed, the holder shall:

6 (a) Retain the plates and affix them to another vehicle that meets the
7 requirements of this section if the transfer and registration fees are paid as set out in
8 this chapter; or

9 (b) Within 30 days after removing the plates from the vehicle, return them to
10 the Department.

11 ~~8.] 9.~~ As used in this section:

12 (a) "Combination fire department" means a fire department that is:

13 (1) Served by both volunteer and full-time salaried firefighters; and

14 (2) Recognized as such by the State Fire Marshal.

15 (b) "Volunteer fire department" means a fire department recognized as a bona
16 fide volunteer fire department by the State Fire Marshal.

17 (c) "Volunteer firefighter" means a person who serves actively in an unpaid
18 capacity in a volunteer or combination fire department within this State as a
19 firefighter for the benefit or safety of the public.

20 ~~Sec. 3.] Sec. 4.~~ 1. This section becomes effective upon passage and
21 approval.

22 2. Sections 1, ~~and~~ 2 and 3 of this act become effective:

23 (a) Upon passage and approval for the purpose of adopting any regulations and
24 performing any other preparatory administrative tasks that are necessary to carry
25 out the provisions of this act; and

26 (b) On January 1, 2024, for all other purposes.