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ASSEMBLY BILL NO. 150—COMMITTEE  
ON GROWTH AND INFRASTRUCTURE

(ON BEHALF OF THE COMMISSION ON  
SPECIAL LICENSE PLATES)

FEBRUARY 18, 2021

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Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions related to punitive actions concerning special license plates. (BDR 43-473)

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.

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AN ACT relating to special license plates; revising provisions governing certain terminations and suspensions of certain special license plates; revising provisions governing certain fees collected by the Department of Motor Vehicles on behalf of certain charitable organizations; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law provides that, if the Commission on Special License Plates  
2 determines that a charitable organization that benefits from additional fees charged  
3 for special license plates has failed to comply with certain laws governing such  
4 charitable organizations or governing the use of such fees, the Commission may  
5 recommend that the Department of Motor Vehicles take certain actions.  
6 Specifically, the Commission may recommend that the Department: (1) terminate  
7 production and distribution of the special license plate and terminate collection of  
8 the additional fees collected on behalf of the charitable organization; (2) suspend  
9 production and distribution of the special license plate and suspend collection of the  
10 additional fees collected on behalf of the charitable organization; or (3) allow  
11 production and distribution of the special license plates to continue and allow  
12 collection of the fees to continue, but suspend the distribution of the fees to the  
13 charitable organization for a specified period. If the Department suspends the  
14 distribution of the fees to the charitable organization for a specified period, existing  
15 law requires the Department to inform the charitable organization of the corrective  
16 actions that must be taken. If the charitable organization has completed the  
17 corrective action, the suspension may be terminated and additional fees collected  
18 during the suspension may be forwarded to the charitable organization. If the



19 charitable organization has not completed the corrective actions, the Department  
20 may: (1) extend the suspension once; (2) terminate production and distribution of  
21 the special license plate and terminate collection of the additional fees collected on  
22 behalf of the charitable organization; or (3) distribute all additional fees, including  
23 those held during the suspension, to a different charitable organization which meets  
24 certain requirements. (NRS 482.38279) **Section 7** of this bill provides that if the  
25 Department suspends production and distribution of the special license plate and  
26 suspends collection of the fees collected on behalf of the charitable organization,  
27 the Department is required to inform the charitable organization of the corrective  
28 actions that must be taken. **Section 7** further provides that if the charitable  
29 organization has not completed the corrective actions, the Department may extend  
30 the suspension once. Additionally, **section 7** provides that if the charitable  
31 organization has not completed the corrective actions or the charitable organization  
32 has completed the corrective actions but the Department does not terminate the  
33 suspension, the Department may: (1) terminate the production and distribution of  
34 the special license plate and terminate collection of the additional fees collected on  
35 behalf of the charitable organization; or (2) distribute all additional fees to a  
36 different charitable organization which meets certain requirements. **Sections 1-6** of  
37 this bill make conforming changes to refer to provisions that have been renumbered  
38 by this bill.

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

1 **Section 1.** NRS 482.367002 is hereby amended to read as  
2 follows:

3 482.367002 1. A person may request that the Department  
4 design, prepare and issue a special license plate by submitting an  
5 application to the Department. A person may submit an application  
6 for a special license plate that is intended to generate financial  
7 support for an organization only if:

8 (a) For an organization which is not a governmental entity, the  
9 organization is established as a nonprofit charitable organization  
10 which provides services to the community relating to public health,  
11 education or general welfare;

12 (b) For an organization which is a governmental entity, the  
13 organization only uses the financial support generated by the special  
14 license plate for charitable purposes relating to public health,  
15 education or general welfare;

16 (c) The organization is registered with the Secretary of State, if  
17 registration is required by law, and has filed any documents required  
18 to remain registered with the Secretary of State;

19 (d) The name and purpose of the organization do not promote,  
20 advertise or endorse any specific product, brand name or service that  
21 is offered for profit;

22 (e) The organization is nondiscriminatory; and

23 (f) The license plate will not promote a specific religion, faith or  
24 antireligious belief.



1 2. An application submitted to the Department pursuant to  
2 subsection 1:

3 (a) Must be on a form prescribed and furnished by the  
4 Department;

5 (b) Must specify whether the special license plate being  
6 requested is intended to generate financial support for a particular  
7 cause or charitable organization and, if so:

8 (1) The name of the cause or charitable organization; and

9 (2) Whether the financial support intended to be generated  
10 for the particular cause or charitable organization will be for:

11 (I) General use by the particular cause or charitable  
12 organization; or

13 (II) Use by the particular cause or charitable organization  
14 in a more limited or specific manner;

15 (c) Must include the name and signature of a person who  
16 represents:

17 (1) The organization which is requesting that the Department  
18 design, prepare and issue the special license plate; and

19 (2) If different from the organization described in  
20 subparagraph (1), the cause or charitable organization for which the  
21 special license plate being requested is intended to generate  
22 financial support;

23 (d) Must include proof that the organization satisfies the  
24 requirements set forth in subsection 1;

25 (e) Must be accompanied by a surety bond posted with the  
26 Department in the amount of \$5,000, except that if the special  
27 license plate being requested is one of the type described in  
28 subsection 3 of NRS 482.367008, the application must be  
29 accompanied by a surety bond posted with the Department in the  
30 amount of \$20,000;

31 (f) Must, if the organization is a charitable organization, not  
32 including a governmental entity whose budget is included in the  
33 executive budget, include a budget prepared by or for the charitable  
34 organization which includes, without limitation, the proposed  
35 operating and administrative expenses of the charitable  
36 organization; and

37 (g) May be accompanied by suggestions for the design of and  
38 colors to be used in the special license plate.

39 3. If an application for a special license plate has been  
40 submitted pursuant to this section but the Department has not yet  
41 designed, prepared or issued the plate, the applicant shall amend the  
42 application with updated information when any of the following  
43 events take place:

44 (a) The name of the organization that submitted the application  
45 has changed since the initial application was submitted.



1 (b) The cause or charitable organization for which the special  
2 license plate being requested is intended to generate financial  
3 support has a different name than that set forth on the initial  
4 application.

5 (c) The cause or charitable organization for which the special  
6 license plate being requested is intended to generate financial  
7 support is different from that set forth on the initial application.

8 (d) A charitable organization which submitted a budget pursuant  
9 to paragraph (f) of subsection 2 prepares or has prepared a new or  
10 subsequent budget.

11 ➤ The updated information described in this subsection must be  
12 submitted to the Department within 90 days after the relevant  
13 change takes place, unless the applicant has received notice that the  
14 special license plate is on an agenda to be heard at a meeting of the  
15 Commission on Special License Plates, in which case the updated  
16 information must be submitted to the Department within 48 hours  
17 after the applicant receives such notice. The updating of information  
18 pursuant to this subsection does not alter, change or otherwise affect  
19 the issuance of special license plates by the Department in  
20 accordance with the chronological order of their authorization or  
21 approval, as described in subsection 2 of NRS 482.367008.

22 4. The Department may design and prepare a special license  
23 plate requested pursuant to subsection 1 if:

24 (a) The Department determines that the application for that plate  
25 complies with subsection 2; and

26 (b) The Commission on Special License Plates recommends to  
27 the Department that the Department approve the application for that  
28 plate pursuant to subsection 5 of NRS 482.367004.

29 5. Upon making a determination to issue a special license plate  
30 pursuant to this section, the Department shall notify:

31 (a) The person who requested the special license plate pursuant  
32 to subsection 1;

33 (b) The charitable organization for which the special license  
34 plate is intended to generate financial support, if any; and

35 (c) The Commission on Special License Plates.

36 6. Except as otherwise provided in NRS 482.367008, the  
37 Department may issue a special license plate that:

38 (a) The Department has designed and prepared pursuant to this  
39 section;

40 (b) The Commission on Special License Plates has  
41 recommended the Department approve for issuance pursuant to  
42 subsection 5 of NRS 482.367004; and

43 (c) Complies with the requirements of subsection 6 of  
44 NRS 482.270,



1 ↪ for any passenger car or light commercial vehicle upon  
2 application by a person who is entitled to license plates pursuant to  
3 NRS 482.265 and who otherwise complies with the requirements for  
4 registration and licensing pursuant to this chapter. A person may  
5 request that personalized prestige license plates issued pursuant to  
6 NRS 482.3667 be combined with a special license plate issued  
7 pursuant to this section if that person pays the fees for personalized  
8 prestige license plates in addition to the fees for the special license  
9 plate.

10 7. The Department must promptly release the surety bond  
11 posted pursuant to subsection 2:

12 (a) If the Department determines not to issue the special license  
13 plate;

14 (b) If the Department distributes the additional fees collected on  
15 behalf of a charitable organization to another charitable organization  
16 pursuant to subparagraph ~~[(3)]~~ (2) of paragraph ~~[(b)]~~ (c) of  
17 subsection 5 of NRS 482.38279 and the surety bond has not been  
18 released to the initial charitable organization; or

19 (c) If it is determined that at least 1,000 special license plates  
20 have been issued pursuant to the assessment of the viability of the  
21 design of the special license plate conducted pursuant to NRS  
22 482.367008, except that if the special license plate is one of the type  
23 described in subsection 3 of NRS 482.367008, the Department must  
24 promptly release the surety bond posted pursuant to subsection 2 if  
25 it is determined that at least 3,000 special license plates have been  
26 issued pursuant to the assessment of the viability of the design of the  
27 special license plate conducted pursuant to NRS 482.367008.

28 8. If, during a registration period, the holder of license plates  
29 issued pursuant to the provisions of this section disposes of the  
30 vehicle to which the plates are affixed, the holder shall:

31 (a) Retain the plates and affix them to another vehicle that meets  
32 the requirements of this section if the holder pays the fee for the  
33 transfer of the registration and any registration fee or governmental  
34 services tax due pursuant to NRS 482.399; or

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

37 **Sec. 2.** NRS 482.367004 is hereby amended to read as  
38 follows:

39 482.367004 1. There is hereby created the Commission on  
40 Special License Plates. The Commission is advisory to the  
41 Department and consists of five Legislators and three nonvoting  
42 members as follows:

43 (a) Five Legislators appointed by the Legislative Commission:

44 (1) One of whom is the Legislator who served as the Chair of  
45 the Assembly Standing Committee on Transportation during the



1 most recent legislative session. That Legislator may designate an  
2 alternate to serve in place of the Legislator when absent. The  
3 alternate must be another Legislator who also served on the  
4 Assembly Standing Committee on Transportation during the most  
5 recent legislative session.

6 (2) One of whom is the Legislator who served as the Chair of  
7 the Senate Standing Committee on Transportation during the most  
8 recent legislative session. That Legislator may designate an alternate  
9 to serve in place of the Legislator when absent. The alternate must  
10 be another Legislator who also served on the Senate Standing  
11 Committee on Transportation during the most recent legislative  
12 session.

13 (b) Three nonvoting members consisting of:

14 (1) The Director of the Department of Motor Vehicles, or a  
15 designee of the Director.

16 (2) The Director of the Department of Public Safety, or a  
17 designee of the Director.

18 (3) The Director of the Department of Tourism and Cultural  
19 Affairs, or a designee of the Director.

20 2. Each member of the Commission appointed pursuant to  
21 paragraph (a) of subsection 1 serves a term of 2 years, commencing  
22 on July 1 of each odd-numbered year. A vacancy on the  
23 Commission must be filled in the same manner as the original  
24 appointment.

25 3. Members of the Commission serve without salary or  
26 compensation for their travel or per diem expenses.

27 4. The Director of the Legislative Counsel Bureau shall  
28 provide administrative support to the Commission.

29 5. The Commission shall recommend to the Department that  
30 the Department approve or disapprove:

31 (a) Applications for the design, preparation and issuance of  
32 special license plates that are submitted to the Department pursuant  
33 to subsection 1 of NRS 482.367002;

34 (b) The issuance by the Department of special license plates that  
35 have been designed and prepared pursuant to NRS 482.367002; and

36 (c) Except as otherwise provided in subsection 7, applications  
37 for the design, preparation and issuance of special license plates that  
38 have been authorized by an act of the Legislature after  
39 January 1, 2007.

40 ➔ In determining whether to recommend to the Department the  
41 approval of such an application or issuance, the Commission shall  
42 consider, without limitation, whether it would be appropriate and  
43 feasible for the Department to, as applicable, design, prepare or  
44 issue the particular special license plate. For the purpose of making  
45 recommendations to the Department, the Commission shall consider



1 each application in the chronological order in which the application  
2 was received by the Department.

3 6. On or before September 1 of each fiscal year, the  
4 Commission shall compile a list of each special license plate for  
5 which the Commission, during the immediately preceding fiscal  
6 year, recommended to the Department that the Department approve  
7 the application for the special license plate or approve the issuance  
8 of the special license plate. The list so compiled must set forth, for  
9 each such plate, the cause or charitable organization for which the  
10 special license plate generates or would generate financial support,  
11 and the intended use to which the financial support is being put or  
12 would be put. The Commission shall transmit the information  
13 described in this subsection to the Department and the Department  
14 shall make that information available on its Internet website.

15 7. The provisions of paragraph (c) of subsection 5 do not apply  
16 with regard to special license plates that are issued pursuant to NRS  
17 482.3746, 482.3751, 482.3752, 482.3757, 482.3783, 482.3785,  
18 482.3787, 482.37901, 482.37902, 482.37906, 482.3791, 482.3794  
19 or 482.3817.

20 8. The Commission shall:

21 (a) Recommend to the Department that the Department approve  
22 or disapprove any proposed change in the distribution of money  
23 received in the form of additional fees, including, without limitation,  
24 pursuant to subparagraph ~~[(3)]~~ (2) of paragraph ~~[(b)]~~ (c) of  
25 subsection 5 of NRS 482.38279. As used in this paragraph,  
26 "additional fees" means the fees that are charged in connection with  
27 the issuance or renewal of a special license plate for the benefit of a  
28 particular cause, fund or charitable organization. The term does not  
29 include registration and license fees or governmental services taxes.

30 (b) If it recommends a proposed change pursuant to paragraph  
31 (a) and determines that legislation is required to carry out the  
32 change, recommend to the Department that the Department request  
33 the assistance of the Legislative Counsel in the preparation of a bill  
34 draft to carry out the change.

35 **Sec. 3.** NRS 482.367006 is hereby amended to read as  
36 follows:

37 482.367006 1. The fee for special license plates designed,  
38 prepared and issued pursuant to NRS 482.367002 is \$35, in addition  
39 to all other applicable registration and license fees and governmental  
40 services taxes. The license plates are renewable upon the payment of  
41 \$10.

42 2. In addition to all other applicable registration and license  
43 fees and governmental services taxes and the fee prescribed in  
44 subsection 1, if a special license plate is designed, prepared and  
45 issued pursuant to NRS 482.367002 to generate financial support for



1 a particular cause or charitable organization, a person who requests  
2 a set of such license plates must pay for the initial issuance of the  
3 plates an additional fee of \$25 and for each renewal of the plates an  
4 additional fee of \$20, to be distributed in the manner described in  
5 subsection 3.

6 3. The Department shall deposit the additional fees collected  
7 pursuant to subsection 2 with the State Treasurer for credit to an  
8 account created in the State General Fund for the benefit of the  
9 particular cause or charitable organization for whose financial  
10 benefit the special license plate was created. The Department shall  
11 designate an appropriate state agency to administer the account.  
12 Except as otherwise provided in subsections 4 and 5 of NRS  
13 482.38279, the state agency designated by the Department to  
14 administer the account shall, at least once each quarter, distribute  
15 the fees deposited pursuant to this subsection to the particular cause  
16 or charitable organization for whose benefit the special license plate  
17 was created or to another charitable organization to which the fees  
18 are distributed pursuant to subparagraph ~~[(3)] (2)~~ of paragraph ~~[(b)]~~  
19 ~~(c)~~ of subsection 5 of NRS 482.38279.

20 4. Money in an account created pursuant to subsection 3 does  
21 not lapse to the State General Fund at the end of a fiscal year. The  
22 interest and income earned on money in such an account, after  
23 deducting any applicable charges, must be credited to the account.

24 **Sec. 4.** NRS 482.3824 is hereby amended to read as follows:

25 482.3824 1. Except as otherwise provided in NRS  
26 482.38279, with respect to any special license plate that is issued  
27 pursuant to NRS 482.3667 to 482.3823, inclusive, and for which  
28 additional fees are imposed for the issuance of the special license  
29 plate to generate financial support for a charitable organization:

30 (a) The Director shall, at the request of the charitable  
31 organization that is benefited by the particular special license plate:

32 (1) Order the design and preparation of souvenir license  
33 plates, the design of which must be substantially similar to the  
34 particular special license plate; and

35 (2) Issue such souvenir license plates, for a fee established  
36 pursuant to NRS 482.3825, only to the charitable organization that  
37 is benefited by the particular special license plate. The charitable  
38 organization may resell such souvenir license plates at a price  
39 determined by the charitable organization.

40 (b) The Department may, except as otherwise provided in this  
41 paragraph and after the particular special license plate is approved  
42 for issuance, issue the special license plate for a trailer, motorcycle  
43 or other type of vehicle that is not a passenger car or light  
44 commercial vehicle, excluding vehicles required to be registered  
45 with the Department pursuant to NRS 706.801 to 706.861,





1 inclusive, full trailers or semitrailers registered pursuant to  
2 subsection 3 of NRS 482.483 and mopeds registered pursuant to  
3 NRS 482.2155, upon application by a person who is entitled  
4 to license plates pursuant to NRS 482.265 or 482.272 and who  
5 otherwise complies with the requirements for registration and  
6 licensing pursuant to this chapter or chapter 486 of NRS. The  
7 Department may not issue a special license plate for such other  
8 types of vehicles if the Department determines that the design or  
9 manufacture of the plate for those other types of vehicles would not  
10 be feasible. In addition, if the Department incurs additional costs to  
11 manufacture a special license plate for such other types of vehicles,  
12 including, without limitation, costs associated with the purchase,  
13 manufacture or modification of dies or other equipment necessary to  
14 manufacture the special license plate for such other types of  
15 vehicles, those additional costs must be paid from private sources  
16 without any expense to the State of Nevada.

17 2. If, as authorized pursuant to paragraph (b) of subsection 1,  
18 the Department issues a special license plate for a trailer, motorcycle  
19 or other type of vehicle that is not a passenger car or light  
20 commercial vehicle, the Department shall charge and collect for the  
21 issuance and renewal of such a plate the same fees that the  
22 Department would charge and collect if the other type of vehicle  
23 was a passenger car or light commercial vehicle. As used in this  
24 subsection, "fees" does not include any applicable registration or  
25 license fees or governmental services taxes.

26 3. As used in this section:

27 (a) "Additional fees" has the meaning ascribed to it in  
28 NRS 482.38273.

29 (b) "Charitable organization" means a particular cause, charity  
30 or other entity that receives money from the imposition of additional  
31 fees in connection with the issuance of a special license plate  
32 pursuant to NRS 482.3667 to 482.3823, inclusive. The term  
33 includes:

- 34 (1) The successor, if any, of a charitable organization; and  
35 (2) A charitable organization to which additional fees for  
36 special license plates are distributed pursuant to subparagraph ~~[(3)]~~  
37 ~~(2)~~ of paragraph ~~[(b)]~~ (c) of subsection 5 of NRS 482.38279.

38 **Sec. 5.** NRS 482.38275 is hereby amended to read as follows:

39 482.38275 "Intended recipient" means the particular cause,  
40 fund or charitable organization for the benefit of which additional  
41 fees are imposed. In the case of special license plates:

42 1. Authorized by enactment of the Legislature, the term means  
43 the particular cause, fund or charitable organization identified in  
44 statute as the required recipient of additional fees.



1 2. Authorized pursuant to the system of application and  
2 petition described in NRS 482.367002, the term means the particular  
3 cause, fund or charitable organization:

4 (a) Identified as the intended recipient of additional fees, as  
5 described in the application that was submitted for those special  
6 license plates pursuant to paragraph (b) of subsection 2 of that  
7 section; or

8 (b) To which the additional fees for special license plates are  
9 distributed pursuant to subparagraph ~~[(3)]~~ (2) of paragraph ~~[(b)]~~ (c)  
10 of subsection 5 of NRS 482.38279.

11 **Sec. 6.** NRS 482.382765 is hereby amended to read as  
12 follows:

13 482.382765 1. Upon receiving notification by the  
14 Department pursuant to subsection 5 of NRS 482.367002 that a  
15 special license plate that is intended to generate financial support for  
16 an organization will be issued by the Department, or upon a  
17 determination pursuant to subparagraph ~~[(3)]~~ (2) of paragraph ~~[(b)]~~  
18 (c) of subsection 5 of NRS 482.38279 to distribute additional fees  
19 from a special license plate to the charitable organization, a  
20 charitable organization, not including a governmental entity whose  
21 budget is in the executive budget, that is to receive additional fees  
22 shall, if the charitable organization wishes to award grants with any  
23 of the money received in the form of additional fees, submit to the  
24 Commission on Special License Plates in writing the methods and  
25 procedures to be used by the charitable organization in awarding  
26 such grants, including, without limitation:

27 (a) A copy of the application form to be used by any person or  
28 entity seeking a grant from the charitable organization;

29 (b) The guidelines established by the charitable organization for  
30 the submission and review of applications to receive a grant from  
31 the charitable organization; and

32 (c) The criteria to be used by the charitable organization in  
33 awarding such a grant.

34 2. Upon receipt of the information required, the Commission  
35 shall review the procedures to determine if the methods and  
36 procedures are adequate to ensure that all money received in the  
37 form of additional fees is expended solely for the benefit of the  
38 intended recipient. If the Commission determines that the methods  
39 and procedures are:

40 (a) Adequate to ensure that all money received in the form of  
41 additional fees is expended solely for the benefit of the intended  
42 recipient, the Commission shall notify the charitable organization of  
43 that determination.

44 (b) Inadequate to ensure that all money received in the form of  
45 additional fees is expended solely for the benefit of the intended



1 recipient, the Commission shall notify the charitable organization  
2 and request that the charitable organization submit a revised version  
3 of the methods and procedures to be used by the charitable  
4 organization in awarding grants.

5 3. A charitable organization may not award any grants of  
6 money received in the form of additional fees until the procedures  
7 and methods have been determined adequate by the Commission  
8 pursuant to subsection 2.

9 **Sec. 7.** NRS 482.38279 is hereby amended to read as follows:

10 482.38279 1. If the Commission on Special License Plates  
11 determines that a charitable organization has failed to comply with  
12 one or more of the provisions of NRS 482.38277 or if, in a report  
13 provided to the Commission by the Legislative Auditor pursuant to  
14 NRS 482.38278 or 482.382785, the Legislative Auditor determines  
15 that a charitable organization has committed improper practices of  
16 financial administration, has filed with the Commission or the  
17 Department forms or records that are inadequate or inaccurate, or  
18 has failed to use adequate methods and procedures to ensure that all  
19 money received in the form of additional fees is expended solely for  
20 the benefit of the intended recipient, the Commission shall notify the  
21 charitable organization of that determination.

22 2. A charitable organization may request in writing a hearing,  
23 within 20 days after receiving notification pursuant to subsection 1,  
24 to respond to the determinations of the Commission or Legislative  
25 Auditor. The hearing must be held not later than 30 days after the  
26 receipt of the request for a hearing unless the parties, by written  
27 stipulation, agree to extend the time.

28 3. The Commission shall issue a decision on whether to uphold  
29 the original determination of the Commission or the Legislative  
30 Auditor or to overturn that determination. The decision required  
31 pursuant to this subsection must be issued:

32 (a) Immediately after the hearing, if a hearing was requested; or

33 (b) Within 30 days after the expiration of the 20-day period  
34 within which a hearing may be requested, if a hearing was not  
35 requested.

36 4. If the Commission decides to uphold its own determination  
37 that a charitable organization has failed to comply with one or more  
38 of the provisions of NRS 482.38277 or decides to uphold the  
39 determination of the Legislative Auditor that the organization has  
40 committed improper practices of financial administration, has filed  
41 with the Commission or the Department forms or records that are  
42 inadequate or inaccurate, or has failed to use adequate methods and  
43 procedures to ensure that all money received in the form of  
44 additional fees is expended solely for the benefit of the intended



1 recipient, the Commission shall issue its decision in writing and  
2 may recommend that the Department:

3 (a) Terminate production and distribution of the particular  
4 design of the special license plate and collection of all additional  
5 fees collected on behalf of the charitable organization, and allow  
6 any holder of the special license plate to continue to renew the plate  
7 without paying the additional fee;

8 (b) Suspend the production and distribution of the particular  
9 design of special license plates and collection of all additional fees  
10 collected on behalf of the charitable organization, if the Department  
11 is still producing that design and allow any holder of the special  
12 license plate to renew the plate without paying the additional fee; or

13 (c) Suspend the distribution of all additional fees collected on  
14 behalf of the charitable organization for a specified period and allow  
15 the production and distribution of the special license plate and the  
16 collection of additional fees to continue if the Department is still  
17 producing that design, and allow holders of the special license plates  
18 to renew the plate with the payment of the additional fees.

19 5. If the Commission recommends that the Department take the  
20 action described in paragraph (b) *or* (c) of subsection 4, the  
21 Department, in consultation with the Commission, shall inform  
22 the charitable organization in writing of the corrective actions that  
23 must be taken and upon conclusion of the suspension determine  
24 whether the charitable organization completed the corrective  
25 actions. If the Department, in consultation with the Commission,  
26 determines that the charitable organization:

27 (a) Completed the corrective actions, the Department, in  
28 consultation with the Commission, may ~~terminate~~ :

29 (1) *Terminate* the suspension and forward to the charitable  
30 organization any additional fees collected on behalf of the charitable  
31 organization during the suspension ~~}; or~~

32 (2) *Take any action described in paragraph (c).*

33 (b) *Has not completed the corrective actions, the Department,*  
34 *in consultation with the Commission, may extend the period of the*  
35 *suspension, but not more than one time.*

36 (c) Has not completed the corrective actions ~~}; or the~~  
37 *Department does not terminate the suspension pursuant to*  
38 *paragraph (a),* the Department, in consultation with the  
39 Commission, may:

40 (1) ~~Extend the period of the suspension, but not more than~~  
41 ~~one time;~~

42 ~~—(2)~~ Terminate production and distribution of the special  
43 license plate and collection of all additional fees on behalf of the  
44 charitable organization, allow any holders of the special license  
45 plate to renew the plate without paying the additional fee and



1 distribute all fees collected during the suspension in a manner  
2 determined by the Department, in consultation with the  
3 Commission; or

4 ~~[(3)]~~ (2) Continue production and distribution of the special  
5 license plate and, in consultation with the Commission, distribute all  
6 additional fees collected, including any fees held during the  
7 suspension, to another charitable organization that:

8 (I) Submits an application to the Department on a form  
9 prescribed and furnished by the Department;

10 (II) Meets all applicable requirements of subsection 1 of  
11 NRS 482.367002 for a charitable organization seeking to receive  
12 financial support from a special license plate; and

13 (III) Provides evidence satisfactory to the Department, in  
14 consultation with the Commission, that the additional fees collected  
15 on behalf of the charitable organization will be used for a purpose  
16 similar to the purpose for which the additional fees were intended to  
17 be used by the initial charitable organization.

18 6. If, in accordance with subsection 4 or paragraph ~~[(b)]~~ (c) of  
19 subsection 5, the Commission recommends that the Department take  
20 adverse action against a charitable organization, the Commission  
21 shall notify the charitable organization, in writing, of that fact within  
22 30 days after making the recommendation and include a description  
23 of any necessary corrective action that must be taken by the  
24 charitable organization, if applicable. A charitable organization  
25 aggrieved by a recommendation of the Commission may, within 30  
26 days after the date on which it received notice of the  
27 recommendation, submit to the Department any facts, evidence or  
28 other information that it believes is relevant to the propriety of the  
29 Commission's recommendation. Within 30 days after receiving all  
30 facts, evidence and other relevant information submitted to the  
31 Department by the aggrieved charitable organization, the  
32 Department shall render a decision, in writing, as to whether  
33 the Department accepts or rejects the Commission's  
34 recommendation. The decision of the Department is a final decision  
35 for the purpose of judicial review.

36 **Sec. 8.** This act becomes effective on July 1, 2021.







