

A.B. 491

ASSEMBLY BILL NO. 491—COMMITTEE ON WAYS AND MEANS

MAY 26, 2021

Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to the imposition of a technology fee on certain transactions by the Department of Motor Vehicles. (BDR 43-1174)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in Executive Budget.

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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 the Department of Motor Vehicles; temporarily authorizing the Department to collect a technology fee; making a supplemental appropriation to the Department to pay the cost of issuing refunds of certain technology fees paid during Fiscal Year 2020-2021; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Senate Bill No. 502 of the 2015 Session of the Nevada Legislature required: (1)
2 the Department of Motor Vehicles to impose and collect a \$1 technology fee on
3 each transaction performed by the Department for which a fee is charged; and (2)
4 the proceeds of the technology fee to be used to pay the expenses associated with
5 implementing, upgrading and maintaining the platform of information technology
6 used by the Department. (Section 3 of chapter 394, Statutes of Nevada 2015, at
7 page 2211) Under existing law, the requirement for the Department to impose and
8 collect the technology fee expired on June 30, 2020. (Section 7 of chapter 394,
9 Statutes of Nevada 2015, at page 2213; *Legislature v. Settlemeyer*, 137 Nev. Adv.
10 Op. 21, --- P.3d --- (2021)) **Section 1** of this bill requires the Department of Motor
11 Vehicles to impose and collect the \$1 technology fee on each transaction performed
12 by the Department for which a fee is charged and requires the proceeds of the
13 technology fee to be used to pay the expenses associated with implementing,
14 upgrading and maintaining the platform of information technology used by the
15 Department. **Section 3** of this bill requires the imposition and collection of the
16 technology fee until June 30, 2026.
17 **Section 2** of this bill makes an appropriation from the State Highway Fund to
18 the Department to cover the cost of issuing refunds of the technology fee paid to the
19 Department during Fiscal Year 2020-2021.



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

1 **Section 1.** Chapter 481 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *The Department shall add a nonrefundable technology fee of*
4 *\$1 to the existing fee for any transaction performed by the*
5 *Department for which a fee is charged. The technology fee must*
6 *be used to pay the expenses associated with implementing,*
7 *upgrading and maintaining the platform of information*
8 *technology used by the Department.*

9 **Sec. 2.** 1. There is hereby appropriated from the State
10 Highway Fund to the Department of Motor Vehicles the sum of
11 \$7,840,974 for the cost of issuing refunds of the technology fee
12 imposed pursuant to sections 3 and 7 of chapter 502, Statutes of
13 Nevada 2015, at pages 2211-13, as amended by chapter 542,
14 Statutes of Nevada 2019, at page 2502, which were paid during
15 Fiscal Year 2020-2021. This appropriation is supplemental to that
16 made by section 31 of chapter 544, Statutes of Nevada 2019, at page
17 3350.

18 2. Any remaining balance of the appropriation made by
19 subsection 1 must not be committed for expenditure after June 30,
20 2023, by the entity to which the appropriation is made or any entity
21 to which money from the appropriation is granted or otherwise
22 transferred in any manner, and any portion of the appropriated
23 money remaining must not be spent for any purpose after
24 September 15, 2023, by either the entity to which the money was
25 appropriated or the entity to which the money was subsequently
26 granted or transferred, and must be reverted to the State Highway
27 Fund on or before September 15, 2023.

28 **Sec. 3.** 1. This section and section 2 of this act become
29 effective upon passage and approval.

30 2. Section 1 of this act becomes effective on July 1, 2021, and
31 expires by limitation on June 30, 2026.

