

ASSEMBLY BILL NO. 484—COMMITTEE ON  
GROWTH AND INFRASTRUCTURE

(ON BEHALF OF THE COMMISSION ON  
SPECIAL LICENSE PLATES)

MARCH 25, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing special license plates which benefit charitable organizations. (BDR 43-395)

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 special license plates; authorizing certain actions to be taken regarding a charitable organization that benefits from additional fees paid for special license plates for failure to comply with certain provisions or decisions about the conduct of the charitable organization or the use of those additional fees; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Under existing law, if the Commission on Special License Plates determines  
2 that a charitable organization that benefits from additional fees charged for special  
3 license plates has failed to comply with certain laws governing such charitable  
4 organizations or the use of such fees, the Commission may recommend to the  
5 Department of Motor Vehicles suspending the collection of all additional fees on  
6 behalf of the charitable organization and suspending production of the particular  
7 design of special license plates, if it is still being produced. (NRS 482.38279)  
8 **Section 7** of this bill authorizes the Commission to instead recommend terminating  
9 the particular design of special license plates entirely. **Section 7** further authorizes  
10 the Commission to recommend suspending the distribution of additional fees to the  
11 charitable organization for a specified period after notifying the organization of the  
12 necessary corrective actions. If, at the end of the specified period, the Department,  
13 in consultation with the Commission, determines that the charitable organization  
14 has completed the corrective actions, the suspension may be terminated, and  
15 additional fees collected during the suspension may be forwarded to the charitable  
16 organization. If instead it is determined that the charitable organization has not



17 completed the corrective actions, the Commission may recommend: (1) extending  
18 the suspension for a specified period; (2) terminating production and distribution of  
19 the special license plates and collection of the additional fees and distributing the  
20 additional fees collected during the suspension in a manner determined by the  
21 Department, in consultation with the Commission; or (3) distributing all additional  
22 fees, including those held during the suspension to a different charitable  
23 organization meets certain requirements. **Sections 1-6** of this bill make conforming  
24 changes.

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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.

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

27 (a) Must be on a form prescribed and furnished by the  
28 Department;

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

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

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



1 (I) General use by the particular cause or charitable  
2 organization; or

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

5 (c) Must include the name and signature of a person who  
6 represents:

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

9 (2) If different from the organization described in  
10 subparagraph (1), the cause or charitable organization for which the  
11 special license plate being requested is intended to generate  
12 financial support;

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

15 (e) Must be accompanied by a surety bond posted with the  
16 Department in the amount of \$5,000, except that if the special  
17 license plate being requested is one of the type described in  
18 subsection 3 of NRS 482.367008, the application must be  
19 accompanied by a surety bond posted with the Department in the  
20 amount of \$20,000;

21 (f) Must, if the organization is a charitable organization, not  
22 including a governmental entity whose budget is included in the  
23 executive budget, include a budget prepared by or for the charitable  
24 organization which includes, without limitation, the proposed  
25 operating and administrative expenses of the charitable  
26 organization; and

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

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

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

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

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

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



1 ↪ The updated information described in this subsection must be  
2 submitted to the Department within 90 days after the relevant  
3 change takes place, unless the applicant has received notice that the  
4 special license plate is on an agenda to be heard at a meeting of the  
5 Commission on Special License Plates, in which case the updated  
6 information must be submitted to the Department within 48 hours  
7 after the applicant receives such notice. The updating of information  
8 pursuant to this subsection does not alter, change or otherwise affect  
9 the issuance of special license plates by the Department in  
10 accordance with the chronological order of their authorization or  
11 approval, as described in subsection 2 of NRS 482.367008.

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

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

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

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

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

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

25 (c) The Commission on Special License Plates.

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

28 (a) The Department has designed and prepared pursuant to this  
29 section;

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

33 (c) Complies with the requirements of subsection 6 of  
34 NRS 482.270,

35 ↪ for any passenger car or light commercial vehicle upon  
36 application by a person who is entitled to license plates pursuant to  
37 NRS 482.265 and who otherwise complies with the requirements for  
38 registration and licensing pursuant to this chapter. A person may  
39 request that personalized prestige license plates issued pursuant to  
40 NRS 482.3667 be combined with a special license plate issued  
41 pursuant to this section if that person pays the fees for personalized  
42 prestige license plates in addition to the fees for the special license  
43 plate.

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



1 (a) If the Department determines not to issue the special license  
2 plate; ~~for~~

3 (b) *If the Department distributes the additional fees collected*  
4 *on behalf of a charitable organization to another charitable*  
5 *organization pursuant to subparagraph (3) of paragraph (b) of*  
6 *subsection 5 of NRS 482.38279 and the surety bond has not been*  
7 *released to the initial charitable organization; or*

8 (c) If it is determined that at least 1,000 special license plates  
9 have been issued pursuant to the assessment of the viability of the  
10 design of the special license plate conducted pursuant to NRS  
11 482.367008, except that if the special license plate is one of the type  
12 described in subsection 3 of NRS 482.367008, the Department must  
13 promptly release the surety bond posted pursuant to subsection 2 if  
14 it is determined that at least 3,000 special license plates have been  
15 issued pursuant to the assessment of the viability of the design of the  
16 special license plate conducted pursuant to NRS 482.367008.

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

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

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

26 **Sec. 2.** NRS 482.367004 is hereby amended to read as  
27 follows:

28 482.367004 1. There is hereby created the Commission on  
29 Special License Plates. The Commission is advisory to the  
30 Department and consists of five Legislators and three nonvoting  
31 members as follows:

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

33 (1) One of whom is the Legislator who served as the Chair of  
34 the Assembly Standing Committee on Transportation during the  
35 most recent legislative session. That Legislator may designate an  
36 alternate to serve in place of the Legislator when absent. The  
37 alternate must be another Legislator who also served on the  
38 Assembly Standing Committee on Transportation during the most  
39 recent legislative session.

40 (2) One of whom is the Legislator who served as the Chair of  
41 the Senate Standing Committee on Transportation during the most  
42 recent legislative session. That Legislator may designate an alternate  
43 to serve in place of the Legislator when absent. The alternate must  
44 be another Legislator who also served on the Senate Standing



1 Committee on Transportation during the most recent legislative  
2 session.

3 (b) Three nonvoting members consisting of:

4 (1) The Director of the Department of Motor Vehicles, or a  
5 designee of the Director.

6 (2) The Director of the Department of Public Safety, or a  
7 designee of the Director.

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

10 2. Each member of the Commission appointed pursuant to  
11 paragraph (a) of subsection 1 serves a term of 2 years, commencing  
12 on July 1 of each odd-numbered year. A vacancy on the  
13 Commission must be filled in the same manner as the original  
14 appointment.

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

17 4. The Director of the Legislative Counsel Bureau shall  
18 provide administrative support to the Commission.

19 5. The Commission shall recommend to the Department that  
20 the Department approve or disapprove:

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

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

26 (c) Except as otherwise provided in subsection 7, applications  
27 for the design, preparation and issuance of special license plates that  
28 have been authorized by an act of the Legislature after January 1,  
29 2007.

30 ↪ In determining whether to recommend to the Department the  
31 approval of such an application or issuance, the Commission shall  
32 consider, without limitation, whether it would be appropriate and  
33 feasible for the Department to, as applicable, design, prepare or  
34 issue the particular special license plate. For the purpose of making  
35 recommendations to the Department, the Commission shall consider  
36 each application in the chronological order in which the application  
37 was received by the Department.

38 6. On or before September 1 of each fiscal year, the  
39 Commission shall compile a list of each special license plate for  
40 which the Commission, during the immediately preceding fiscal  
41 year, recommended to the Department that the Department approve  
42 the application for the special license plate or approve the issuance  
43 of the special license plate. The list so compiled must set forth, for  
44 each such plate, the cause or charitable organization for which the  
45 special license plate generates or would generate financial support,



1 and the intended use to which the financial support is being put or  
2 would be put. The Commission shall transmit the information  
3 described in this subsection to the Department and the Department  
4 shall make that information available on its Internet website.

5 7. The provisions of paragraph (c) of subsection 5 do not apply  
6 with regard to special license plates that are issued pursuant to NRS  
7 482.3746, 482.3751, 482.3752, 482.3757, 482.3783, 482.3785,  
8 482.3787 or 482.37901.

9 8. The Commission shall:

10 (a) Recommend to the Department that the Department approve  
11 or disapprove any proposed change in the distribution of money  
12 received in the form of additional fees ~~+~~, *including, without*  
13 *limitation, pursuant to subparagraph (3) of paragraph (b) of*  
14 *subsection 5 of NRS 482.38279*. As used in this paragraph,  
15 “additional fees” means the fees that are charged in connection with  
16 the issuance or renewal of a special license plate for the benefit of a  
17 particular cause, fund or charitable organization. The term does not  
18 include registration and license fees or governmental services taxes.

19 (b) If it recommends a proposed change pursuant to paragraph  
20 (a) and determines that legislation is required to carry out the  
21 change, recommend to the Department that the Department request  
22 the assistance of the Legislative Counsel in the preparation of a bill  
23 draft to carry out the change.

24 **Sec. 3.** NRS 482.367006 is hereby amended to read as  
25 follows:

26 482.367006 1. The fee for special license plates designed,  
27 prepared and issued pursuant to NRS 482.367002 is \$35, in addition  
28 to all other applicable registration and license fees and governmental  
29 services taxes. The license plates are renewable upon the payment of  
30 \$10.

31 2. In addition to all other applicable registration and license  
32 fees and governmental services taxes and the fee prescribed in  
33 subsection 1, if a special license plate is designed, prepared and  
34 issued pursuant to NRS 482.367002 to generate financial support for  
35 a particular cause or charitable organization, a person who requests  
36 a set of such license plates must pay for the initial issuance of the  
37 plates an additional fee of \$25 and for each renewal of the plates an  
38 additional fee of \$20, to be distributed in the manner described in  
39 subsection 3.

40 3. The Department shall deposit the additional fees collected  
41 pursuant to subsection 2 with the State Treasurer for credit to an  
42 account created in the State General Fund for the benefit of the  
43 particular cause or charitable organization for whose financial  
44 benefit the special license plate was created. The Department shall  
45 designate an appropriate state agency to administer the account.



1 ~~[The]~~ *Except as otherwise provided in subsections 4 and 5 of NRS*  
2 *482.38279, the* state agency designated by the Department to  
3 administer the account shall, at least once each quarter, distribute  
4 the fees deposited pursuant to this subsection to the particular cause  
5 or charitable organization for whose benefit the special license plate  
6 was created ~~[ ]~~ *or to another charitable organization to which the*  
7 *fees are distributed pursuant to subparagraph (3) of paragraph (b)*  
8 *of subsection 5 of NRS 482.38279.*

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

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

14 482.3824 1. Except as otherwise provided in NRS  
15 482.38279, with respect to any special license plate that is issued  
16 pursuant to NRS 482.3667 to 482.3823, inclusive, and for which  
17 additional fees are imposed for the issuance of the special license  
18 plate to generate financial support for a charitable organization:

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

21 (1) Order the design and preparation of souvenir license  
22 plates, the design of which must be substantially similar to the  
23 particular special license plate; and

24 (2) Issue such souvenir license plates, for a fee established  
25 pursuant to NRS 482.3825, only to the charitable organization that  
26 is benefited by the particular special license plate. The charitable  
27 organization may resell such souvenir license plates at a price  
28 determined by the charitable organization.

29 (b) The Department may, except as otherwise provided in this  
30 paragraph and after the particular special license plate is approved  
31 for issuance, issue the special license plate for a trailer, motorcycle  
32 or other type of vehicle that is not a passenger car or light  
33 commercial vehicle, excluding vehicles required to be registered  
34 with the Department pursuant to NRS 706.801 to 706.861,  
35 inclusive, full trailers or semitrailers registered pursuant to  
36 subsection 3 of NRS 482.483 and mopeds registered pursuant  
37 to NRS 482.2155, upon application by a person who is entitled to  
38 license plates pursuant to NRS 482.265 or 482.272 and who  
39 otherwise complies with the requirements for registration and  
40 licensing pursuant to this chapter or chapter 486 of NRS. The  
41 Department may not issue a special license plate for such other  
42 types of vehicles if the Department determines that the design or  
43 manufacture of the plate for those other types of vehicles would not  
44 be feasible. In addition, if the Department incurs additional costs to  
45 manufacture a special license plate for such other types of vehicles,





1 including, without limitation, costs associated with the purchase,  
2 manufacture or modification of dies or other equipment necessary to  
3 manufacture the special license plate for such other types of  
4 vehicles, those additional costs must be paid from private sources  
5 without any expense to the State of Nevada.

6 2. If, as authorized pursuant to paragraph (b) of subsection 1,  
7 the Department issues a special license plate for a trailer, motorcycle  
8 or other type of vehicle that is not a passenger car or light  
9 commercial vehicle, the Department shall charge and collect for the  
10 issuance and renewal of such a plate the same fees that the  
11 Department would charge and collect if the other type of vehicle  
12 was a passenger car or light commercial vehicle. As used in this  
13 subsection, “fees” does not include any applicable registration or  
14 license fees or governmental services taxes.

15 3. As used in this section:

16 (a) “Additional fees” has the meaning ascribed to it in  
17 NRS 482.38273.

18 (b) “Charitable organization” means a particular cause, charity  
19 or other entity that receives money from the imposition of additional  
20 fees in connection with the issuance of a special license plate  
21 pursuant to NRS 482.3667 to 482.3823, inclusive. The term  
22 includes ~~the~~ :

23 (1) *The* successor, if any, of a charitable organization ~~is~~ ;  
24 *and*

25 (2) *A charitable organization to which additional fees for*  
26 *special license plates are distributed pursuant to subparagraph (3)*  
27 *of paragraph (b) of subsection 5 of NRS 482.38279.*

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

29 482.38275 “Intended recipient” means the particular cause,  
30 fund or charitable organization for the benefit of which additional  
31 fees are imposed. In the case of special license plates:

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

35 2. Authorized pursuant to the system of application and  
36 petition described in NRS 482.367002, the term means the particular  
37 cause, fund or charitable organization ~~identified~~ :

38 (a) *Identified* as the intended recipient of additional fees, as  
39 described in the application that was submitted for those special  
40 license plates pursuant to paragraph (b) of subsection 2 of that  
41 section ~~is~~ ; *or*

42 (b) *To which the additional fees for special license plates are*  
43 *distributed pursuant to subparagraph (3) of paragraph (b) of*  
44 *subsection 5 of NRS 482.38279.*



1     **Sec. 6.** NRS 482.382765 is hereby amended to read as  
2 follows:

3     482.382765 1. Upon receiving notification by the  
4 Department pursuant to subsection 5 of NRS 482.367002 that a  
5 special license plate that is intended to generate financial support for  
6 an organization will be issued by the Department, *or upon a*  
7 *determination pursuant to subparagraph (3) of paragraph (b) of*  
8 *subsection 5 of NRS 482.38279 to distribute additional fees from a*  
9 *special license plate to the charitable organization*, a charitable  
10 organization, not including a governmental entity whose budget is in  
11 the executive budget, that is to receive additional fees shall, if  
12 the charitable organization wishes to award grants with any of the  
13 money received in the form of additional fees, submit to the  
14 Commission on Special License Plates in writing the methods and  
15 procedures to be used by the charitable organization in awarding  
16 such grants, including, without limitation:

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

19     (b) The guidelines established by the charitable organization for  
20 the submission and review of applications to receive a grant from  
21 the charitable organization; and

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

24     2. Upon receipt of the information required, the Commission  
25 shall review the procedures to determine if the methods and  
26 procedures are adequate to ensure that all money received in the  
27 form of additional fees is expended solely for the benefit of the  
28 intended recipient. If the Commission determines that the methods  
29 and procedures are:

30     (a) Adequate to ensure that all money received in the form of  
31 additional fees is expended solely for the benefit of the intended  
32 recipient, the Commission shall notify the charitable organization of  
33 that determination.

34     (b) Inadequate to ensure that all money received in the form of  
35 additional fees is expended solely for the benefit of the intended  
36 recipient, the Commission shall notify the charitable organization  
37 and request that the charitable organization submit a revised version  
38 of the methods and procedures to be used by the charitable  
39 organization in awarding grants.

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



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

2 482.38279 1. If the Commission on Special License Plates  
3 determines that a charitable organization has failed to comply with  
4 one or more of the provisions of NRS 482.38277 or if, in a report  
5 provided to the Commission by the Legislative Auditor pursuant to  
6 NRS 482.38278 or 482.382785, the Legislative Auditor determines  
7 that a charitable organization has committed improper practices of  
8 financial administration, has filed with the Commission or the  
9 Department forms or records that are inadequate or inaccurate, or  
10 has failed to use adequate methods and procedures to ensure that all  
11 money received in the form of additional fees is expended solely for  
12 the benefit of the intended recipient, the Commission shall notify the  
13 charitable organization of that determination.

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

20 3. The Commission shall issue a decision on whether to uphold  
21 the original determination of the Commission or the Legislative  
22 Auditor or to overturn that determination. The decision required  
23 pursuant to this subsection must be issued:

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

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

28 4. If the Commission decides to uphold its own determination  
29 that a charitable organization has failed to comply with one or more  
30 of the provisions of NRS 482.38277 or decides to uphold the  
31 determination of the Legislative Auditor that the organization has  
32 committed improper practices of financial administration, has filed  
33 with the Commission or the Department forms or records that are  
34 inadequate or inaccurate, or has failed to use adequate methods and  
35 procedures to ensure that all money received in the form of  
36 additional fees is expended solely for the benefit of the intended  
37 recipient, the Commission shall issue its decision in writing and  
38 may recommend that the Department:

39 (a) *Terminate production and distribution of the particular*  
40 *design of the special license plate and collection of all additional*  
41 *fees collected on behalf of the charitable organization, and allow*  
42 *any holder of the special license plate to continue to renew the*  
43 *plate without paying the additional fee;*

44 (b) Suspend the ~~collection of all additional fees collected on~~  
45 ~~behalf of the charitable organization; and~~



1 ~~—(b) Suspend~~ production *and distribution* of the particular  
2 design of special license plates ~~{from which the charitable~~  
3 ~~organization receives}~~ *and collection of all* additional fees ~~[,]~~  
4 *collected on behalf of the charitable organization*, if the  
5 Department is still producing that design ~~[,] and allow any holder of~~  
6 *the special license plate to renew the plate without paying the*  
7 *additional fee; or*

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

15 5. If ~~[, in accordance with subsection 4,]~~ the Commission  
16 recommends that the Department *take the action described in*  
17 *paragraph (c) of subsection 4, the Department, in consultation*  
18 *with the Commission, shall inform the charitable organization in*  
19 *writing of the corrective actions that must be taken and upon*  
20 *conclusion of the suspension determine whether the charitable*  
21 *organization completed the corrective actions. If the Department,*  
22 *in consultation with the Commission, determines that the*  
23 *charitable organization:*

24 (a) *Completed the corrective actions, the Department, in*  
25 *consultation with the Commission, may terminate the suspension*  
26 *and forward to the charitable organization any additional fees*  
27 *collected on behalf of the charitable organization during the*  
28 *suspension.*

29 (b) *Has not completed the corrective actions, the Department,*  
30 *in consultation with the Commission, may:*

31 (1) *Extend the period of the suspension, but not more than*  
32 *one time;*

33 (2) *Terminate production and distribution of the special*  
34 *license plate and collection of all additional fees on behalf of the*  
35 *charitable organization, allow any holders of the special license*  
36 *plate to renew the plate without paying the additional fee and*  
37 *distribute all fees collected during the suspension in a manner*  
38 *determined by the Department, in consultation with the*  
39 *Commission; or*

40 (3) *Continue production and distribution of the special*  
41 *license plate and, in consultation with the Commission, distribute*  
42 *all additional fees collected, including any fees held during the*  
43 *suspension, to another charitable organization that:*

44 (I) *Submits an application to the Department on a form*  
45 *prescribed and furnished by the Department;*



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

4            *(III) Provides evidence satisfactory to the Department,*  
5 *in consultation with the Commission, that the additional fees*  
6 *collected on behalf of the charitable organization will be used for*  
7 *a purpose similar to the purpose for which the additional fees were*  
8 *intended to be used by the initial charitable organization.*

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

27            **Sec. 8.** This act becomes effective on July 1, 2019.







