

**PROPOSED REGULATION OF THE
NEVADA TAX COMMISSION**

LCB File No. R167-01

November 19, 2001

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

AUTHORITY: §1, NRS 360.090 and 360.419.

Section 1. Chapter 360 of NAC is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, the department may relieve a person who has not paid a tax or fee imposed pursuant to chapter 364A of NRS, NRS 370.440 to 370.503, inclusive, chapters 372 or 374 of NRS or NRS 444A.090, 482.313, 482.363 or 482.3965 of all or part of the penalties and interest imposed pursuant to NRS 360.300, 360.330 or 360.417 with regard to the unpaid tax or fee if:

(a) The person failed to pay the unpaid tax or fee for a reason other than fraud or intentional evasion of the payment of the unpaid tax or fee;

(b) Not earlier than January 1, 2002, and not later than June 30, 2002, the person files with the department a request for relief pursuant to this section;

(c) The person registers pursuant to NRS 372.220 or NAC 444A.041, if required;

(d) The person obtains a license pursuant to NRS 364A.130 or 370.445, if required;

(e) The person pays in full the fee for any permit or license required for any business in which he engages that is related to the unpaid tax or fee;

(f) The person pays in full the unpaid tax or fee; and

(g) The commission authorizes the department to relieve the person of the penalties and interest.

2. The department may not, pursuant to subsection 1, relieve the person of any interest that accrues or penalties that are imposed on or after July 1, 2002, on any portion of the unpaid tax or fee that remains unpaid on or after July 1, 2002.

3. A person who requests or receives relief pursuant to this section may be selected for an audit and audited by the department in the same manner as a person who does not request or receive relief pursuant to this section.

4. The limitations set forth in NRS 360.355 apply to taxes and fees paid pursuant to this section.