

**ADOPTED REGULATION OF THE
NEVADA TAX COMMISSION**

LCB File No. R101-97

Effective November 14, 1997

EXPLANATION – Matter in *italics* is new; matter in brackets [] is material to be omitted.

AUTHORITY: NRS 100.065 AND 360.090.

Section 1. NAC 372.825 is hereby amended to read as follows:

372.825 1. Except as otherwise provided in subsection 3 [,] *and section 18 of chapter 506, Statutes of Nevada 1997, at page 2402*, a person who obtains a permit to collect sales tax after July 1, 1985, shall deposit with the department security in an amount equal to twice the estimated average tax due quarterly, or three times the estimated average tax due monthly if he files monthly returns, but not less than \$100.

2. Any person holding a permit in good standing on July 1, 1985, who becomes delinquent or files a late return or whose check tendered as payment is dishonored shall deposit additional security with the department pursuant to subsection 1.

3. Unless habitually delinquent, an organization which obtains a permit to collect sales tax will not be required to deposit with the department the security required by subsection 1 if the department determines that it is entitled to the exemption from tax on its purchases of tangible personal property pursuant to NRS 372.326. The department shall require such an organization which is habitually delinquent to deposit with the department security in an amount equal to three times the average actual tax due quarterly if the organization files its returns quarterly, or

five times the average actual tax due monthly if the organization files its returns for monthly periods.

4. The department will accept as security pursuant to this section only:

(a) Cash.

(b) Time certificates or certificates of deposit [.] *that are issued or confirmed by a bank, savings bank or savings and loan association situated in this state.*

(c) Passbook savings accounts [.] *located in a bank, savings bank or savings and loan association situated in this state.*

(d) Surety bonds executed by an insurance company.

(e) Bearer bonds of the United States, except savings bonds.

(f) Liens upon real property created by a recorded instrument vesting the lien in the State of Nevada.

(g) Irrevocable letters of credit which are issued or confirmed by a bank, savings bank or savings and loan association situated in the State of Nevada upon the conditions prescribed by the department.