

### NEVADA DEPARTMENT OF TAXATION

Division of Local Government Services

# REAL PROPERTY TRANSFER TAX

3rd Quarter FY 2021-2022 Report January 1, 2022 to March 31, 2022

Including fiscal year to date results (July 1, 2021 to March 31, 2022)

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# RESULTS

# Background

The Real Property Transfer Tax (RPTT) is collected in each County when deeds<sup>1</sup> are presented for recording, with some exceptions<sup>2</sup>. Tax rates vary in each County<sup>3</sup> and range from \$1.95 to \$2.55 per \$500 of value<sup>4</sup> or fraction thereof. The amounts collected are then distributed to various funds at the County and State levels. The statutes related to RPTT are contained in Nevada Revised Statutes (NRS) Chapter 375. The regulations for the tax are contained in Nevada Administrative Code (NAC) Chapter 375. For a more complete description of the tax, please refer to the next section, Administration of the Real Property Transfer Tax.

### Tax Totals

The following table shows total tax<sup>5</sup> by County for the 3rd Quarter (January 1, 2021 to March 31, 2022) of Fiscal Year 2021-2022 (FY21-22). Approximately 93.58% (~\$68.54 million) of the total tax (~\$73.25 million) for the 3rd Quarter of FY21-22 relates to transactions in Clark County and Washoe County. Approximately 93.14% (~229.61 million) of the total tax (~\$246.52 million) for Fiscal Year to Date (FYTD) 21-22 (July 1, 2021 to March 31, 2022) relates to transactions in Clark County and Washoe County.

	3rd Quarter			
County	Amount	3rd Quarter %	FYTD Amount	FYTD %
Total	\$ 73,248,548.65	100.00%	\$246,524,693.25	100.00%
Clark	59,804,854.20	81.65%	195,927,832.20	79.48%
Washoe	8,737,799.05	11.93%	33,686,498.50	13.66%
Douglas	1,399,624.20	1.91%	4,462,177.20	1.81%
Lyon	824,278.80	1.13%	2,931,520.95	1.19%
Carson City	629,298.15	0.86%	2,526,991.35	1.03%
Nye	660,408.45	0.90%	2,246,977.20	0.91%
Elko	436,489.95	0.60%	1,992,722.55	0.81%
Churchill	252,426.75	0.34%	810,201.00	0.33%
Storey	206,171.55	0.28%	772,492.50	0.31%
Humboldt	146,630.25	0.20%	520,626.65	0.21%
White Pine	46,809.75	0.06%	224,027.70	0.09%
Lander	25,375.35	0.03%	128,859.90	0.05%
Lincoln	30,244.50	0.04%	99,155.55	0.04%
Pershing	24,429.60	0.03%	76,024.65	0.03%
Mineral	12,723.75	0.02%	54,069.60	0.02%
Esmeralda	6,150.30	0.01%	34,462.35	0.01%
Eureka	4,834.05	0.01%	30,053.40	0.01%

<sup>&</sup>lt;sup>1</sup> Per NRS 375.010(1)(b), a Deed essentially means any instrument that transfers an estate or present interest in real property, regardless of the name of the document, with certain exceptions.

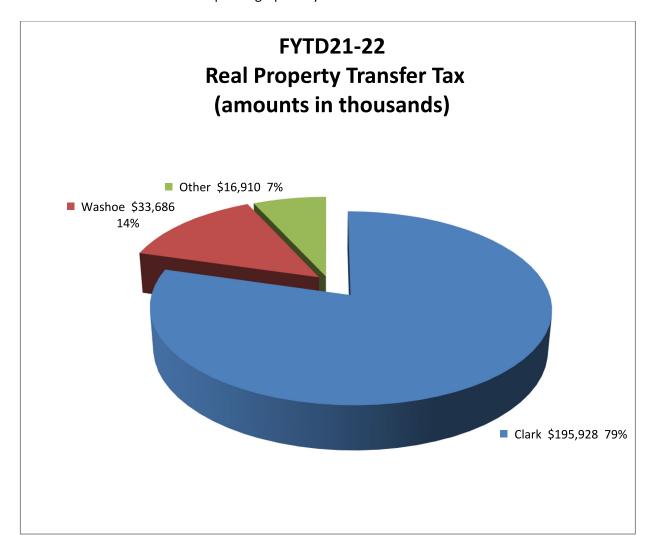
<sup>&</sup>lt;sup>2</sup> Non-taxable events (Exceptions) are listed in NRS 375.010(1)(b); Exemptions are listed in NRS 375.090.

<sup>&</sup>lt;sup>3</sup> See Table in the next section "Calculation and Collection of the Tax" for the rates and distribution in each County.

<sup>&</sup>lt;sup>4</sup> NRS 375.020 through 375.026 impose tax "for each \$500 of value or fraction thereof...if the consideration or value of the interest or property conveyed exceeds \$100".

<sup>&</sup>lt;sup>5</sup> Amounts in table are from Recorders' Monthly Reports; minor adjustments for refunds or timing differences are excluded.

The total tax for FYTD21-22 is depicted graphically below:



Transactions in Clark County and Washoe County account for approximately 93.14% of the total Real Property Transfer Tax in FY21-22. Transactions in the other 15 counties account for the remaining 6.86%. The total tax is approximately \$246.52 million.

## Distribution of Tax

The following table shows the distribution of the tax for the 3rd Quarter (January 1, 2022 to March 31, 2022) of FY21-22. The "Level of Government" heading indicates where the tax is ultimately used.

Level of Govt	State	County	County	County	State	County
	General Fund <sup>6</sup>	Collection Allowance <sup>7</sup>	Consolidated Tax <sup>8</sup>	School District <sup>9</sup>	Low-Income Housing <sup>10</sup>	Local Govt Tax Act <sup>11</sup>
Total <sup>12</sup>	\$ 38,767,221.81	\$ 391,214.84	\$ 16,567,252.65	\$ 14,071,723.36	\$ 3,012,412.96	\$ 438,723.02
Clark	30,183,868.74	304,885.15	12,899,069.78	14,071,723.36	2,345,307.16	
Washoe	5,485,590.24	55,048.13	2,344,351.49		426,404.59	426,404.59
Douglas	923,751.97	9,331.29	394,765.41		71,775.53	
Lyon	544,024.01	5,495.47	232,488.66		42,270.67	
Nye	435,869.58	4,402.94	186,268.86		33,867.07	
Carson City	415,336.78	4,195.53	177,494.17		32,271.67	
Elko	288,083.37	2,910.08	123,112.43		22,384.08	
Churchill	158,473.51	1,590.29	67,726.10		12,318.43	12,318.43
Storey	136,073.22	1,374.55	58,150.89		10,572.89	
Humboldt	96,775.97	977.58	41,357.21		7,519.49	
White Pine	30,894.44	312.08	13,202.74		2,400.50	
Lincoln	19,961.37	201.64	8,530.49		1,551.00	
Lander	16,747.73	169.18	7,157.14		1,301.30	
Pershing	16,123.54	162.87	6,890.39		1,252.80	
Mineral	8,397.68	84.83	3,588.75		652.50	
Esmeralda	4,059.20	41.00	1,734.70		315.40	
Eureka	3,190.47	32.23	1,363.45		247.90	

<sup>&</sup>lt;sup>6</sup> Per NRS 375.023, the tax rate includes \$1.30 per \$500 of value or fraction thereof for the State General Fund. The amount in the table is net of the Collection Allowance per NRS 375.023(4).

<sup>&</sup>lt;sup>7</sup> Per NRS 375.023(4), Counties are entitled to 1% of the State's \$1.30 portion of the taxes collected to defray the County's administrative costs associated with the tax.

<sup>&</sup>lt;sup>8</sup> Per NRS 375.020, the tax rate includes \$0.65 per \$500 of value or fraction thereof. Of this amount, \$0.55 (NRS 375.070(1)(c) is distributed to the Local Government Tax Distribution Account, where it is combined with the proceeds of other taxes and becomes part of the Consolidated Tax or CTX (See NRS 360.660). The CTX is ultimately distributed back to Counties. The remaining \$0.10 (NRS 375.070(1)(a) is distributed to the State administered Low-Income Housing Program created per NRS 319. In Clark County, an additional \$0.60 is added which is distributed to the Clark County School District per NRS 375.070(1)(b).

<sup>&</sup>lt;sup>9</sup> Ultimately distributed to the County School District. See previous note.

 $<sup>^{10}</sup>$  Ultimately distributed to the State account for Low-Income Housing, created pursuant to NRS 319.500. See Note 8.

<sup>&</sup>lt;sup>11</sup> The Local Government Tax Act (LGTA) was passed in 1991 and can be found in the Special Acts section at the following link. <a href="https://www.leg.state.nv.us/SpecialActs/59-LocalGovernmentTax1991.html">https://www.leg.state.nv.us/SpecialActs/59-LocalGovernmentTax1991.html</a>. See Section 32. Also see the updated LGTA of 1993. This act allows certain Counties, by local ordinance, to levy an additional tax of \$0.10 per \$500 of value or fraction thereof. Currently, only Churchill County and Washoe County levy the tax. The tax is ultimately distributed back to the County through the Tax Distribution Fund.

<sup>&</sup>lt;sup>12</sup> Reported distributions may vary slightly from reported tax totals due to rounding.

The following table shows the distribution for FYTD21-22 (July 1, 2021 to March 31, 2022). The "Level of Government" heading indicates where the tax is ultimately used.

Level of Govt	State	County	County	County	State	County
	General Fund <sup>13</sup>	Collection Allowance <sup>14</sup>	Consolidated Tax <sup>15</sup>	School District <sup>16</sup>	Low-Income Housing <sup>17</sup>	Local Govt Tax Act <sup>18</sup>
Total <sup>19</sup>	\$ 131,169,087.05	\$ 1,323,509.07	\$ 56,055,421.56	\$ 46,100,643.35	\$ 10,192,593.29	\$ 1,683,438.94
Clark	98,885,952.48	998,840.09	42,258,890.42	46,100,643.35	7,683,505.87	
Washoe	21,148,383.76	212,224.94	9,038,087.55		1,643,901.13	1,643,901.13
Douglas	2,945,036.95	29,749.34	1,258,561.54		228,829.37	
Lyon	1,934,803.83	19,544.45	826,838.42		150,334.26	
Carson City	1,667,814.29	16,847.45	712,740.44		129,589.17	
Nye	1,483,004.95	14,980.60	633,762.17		115,229.48	
Elko	1,315,196.88	13,285.48	562,049.39		102,190.80	
Storey	509,845.05	5,150.21	217,882.28		39,614.96	
Churchill	508,644.19	5,104.27	217,376.93		39,537.81	39,537.81
Humboldt	343,613.59	3,471.02	146,843.27		26,698.78	
White Pine	147,858.28	1,493.59	63,187.24		11,488.59	
Lander	85,047.53	859.11	36,345.06		6,608.19	
Lincoln	65,442.66	661.07	27,966.92		5,084.89	
Pershing	50,176.27	506.86	21,442.83		3,898.70	
Mineral	35,685.94	360.48	15,250.38		2,772.80	
Esmeralda	22,745.15	229.76	9,720.14		1,767.30	
Eureka	19,835.24	200.37	8,476.59		1,541.20	

<sup>-</sup>

<sup>&</sup>lt;sup>13</sup> Per NRS 375.023, the tax rate includes \$1.30 per \$500 of value or fraction thereof for the State General Fund. The amount in the table is net of the Collection Allowance per NRS 375.023(4).

<sup>&</sup>lt;sup>14</sup> Per NRS 375.023(4), Counties are entitled to 1% of the State's \$1.30 portion of the taxes collected to defray the County's administrative costs associated with the tax.

<sup>&</sup>lt;sup>15</sup> Per NRS 375.020, the tax rate includes \$0.65 per \$500 of value or fraction thereof. Of this amount, \$0.55 (NRS 375.070(1)(c) is distributed to the Local Government Tax Distribution Account, where it is combined with the proceeds of other taxes and becomes part of the Consolidated Tax or CTX (See NRS 360.660). The CTX is ultimately distributed back to Counties. The remaining \$0.10 (NRS 375.070(1)(a) is distributed to the State administered Low-Income Housing Program created per NRS 319. In Clark County, an additional \$0.60 is added which is distributed to the Clark County School District per NRS 375.070(1)(b).

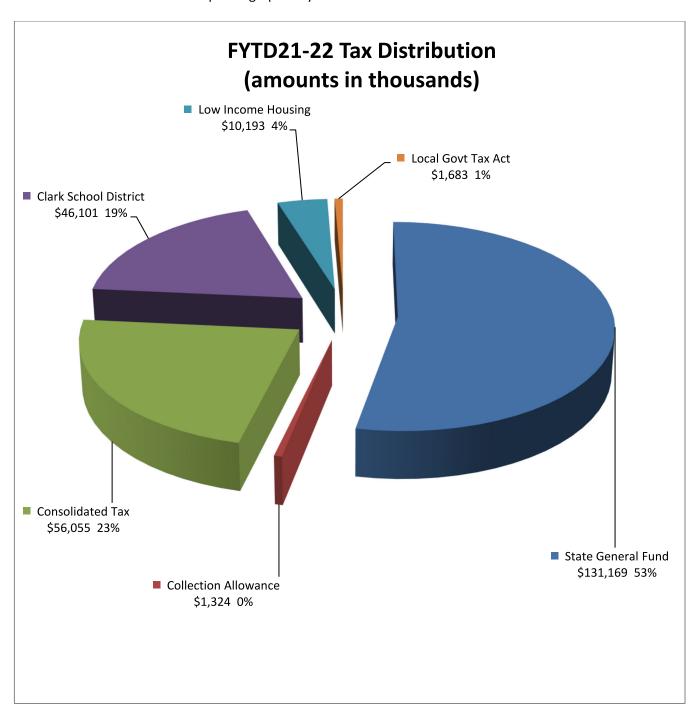
<sup>&</sup>lt;sup>16</sup> Ultimately distributed to the County School District. See previous note.

 $<sup>^{17}</sup>$  Ultimately distributed to the State account for Low-Income Housing, created pursuant to NRS 319.500. See Note 8.

<sup>&</sup>lt;sup>18</sup> The Local Government Tax Act (LGTA) was passed in 1991 and can be found in the Special Acts section at the following link. <a href="https://www.leg.state.nv.us/SpecialActs/59-LocalGovernmentTax1991.html">https://www.leg.state.nv.us/SpecialActs/59-LocalGovernmentTax1991.html</a>. See Section 32. Also see the updated LGTA of 1993. This act allows certain Counties, by local ordinance, to levy an additional tax of \$0.10 per \$500 of value or fraction thereof. Currently, only Churchill County and Washoe County levy the tax. The tax is ultimately distributed back to the County through the Tax Distribution Fund.

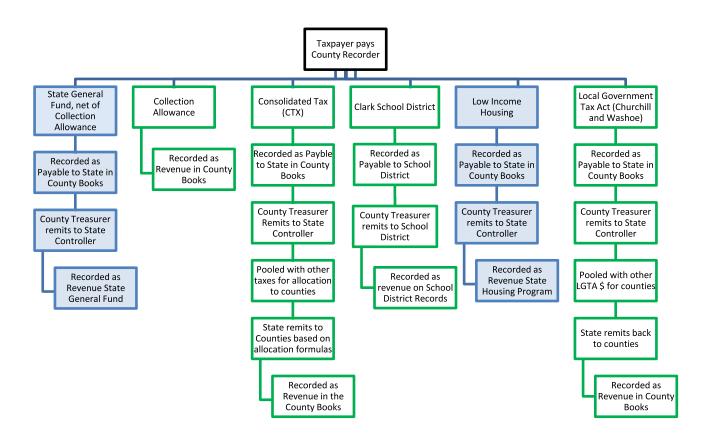
<sup>&</sup>lt;sup>19</sup> Reported distributions may vary slightly from reported tax totals due to rounding.

The total tax for FYTD21-22 is depicted graphically below:



The proceeds allocated to the State General Fund (net of collection allowance) and to Low-Income Housing are ultimately used at the State level. The remaining proceeds are ultimately used at the local government level.

The total tax collected by the County Recorder is posted to various accounts in the County books and records. A portion of the amount collected is retained by the County. The retained amount consists of the collection allowance and School District amount (currently only in Clark County). The remaining portions (Consolidated Tax (CTX), State General fund (net of collection allowance), Low Income Housing, and Local Government Tax Act) are remitted by the County Treasurer to the State Controller for further distribution. CTX is ultimately combined with other taxes and distributed back to the Counties based on statutory allocation formulas. Similarly, the LGTA is combined with other LGTA taxes and distributed back to the Counties. The following flowchart shows the flow of the tax through the various systems. The blue indicates proceeds ultimately used at the local government level.



See the distribution table and graph on the prior two pages for amounts distributed per the above flowchart for FYTD21-22.

# Exemptions

The total number of deeds filed with the County Recorders for the 3rd Quarter of FY21-22 (January 1, 2022 to March 31, 2022) are shown in the following tables together with the number of each type of exemption. The exemption numbers correspond with the subparagraphs of NRS 375.090 as follows:

# **NRS 375.090 Exemptions.** The taxes imposed by <u>NRS 375.020</u>, <u>375.023</u> and <u>375.026</u> do not apply to:

- 1. A mere change in identity, form or place of organization, such as a transfer between a business entity and its parent, its subsidiary or an affiliated business entity if the affiliated business entity has identical common ownership.
- 2. A transfer of title to the United States, any territory or state or any agency, department, instrumentality or political subdivision thereof.
- 3. A transfer of title recognizing the true status of ownership of the real property, including, without limitation, a transfer by an instrument in writing pursuant to the terms of a land sale installment contract previously recorded and upon which the taxes imposed by this chapter have been paid.
- 4. A transfer of title without consideration from one joint tenant or tenant in common to one or more remaining joint tenants or tenants in common.
- 5. A transfer, assignment or other conveyance of real property if the owner of the property is related to the person to whom it is conveyed within the first degree of lineal consanguinity or affinity.
- 6. A transfer of title between former spouses in compliance with a decree of divorce.
- 7. A transfer of title to or from a trust without consideration if a certificate of trust is presented at the time of transfer.
- 8. Transfers, assignments or conveyances of unpatented mines or mining claims.
- 9. A transfer, assignment or other conveyance of real property to a corporation or other business organization if the person conveying the property owns 100 percent of the corporation or organization to which the conveyance is made.
- 10. A conveyance of real property by deed which becomes effective upon the death of the grantor pursuant to NRS 111.655 to 111.699, inclusive, and a Death of Grantor Affidavit recorded in the office of the county recorder pursuant to NRS 111.699.
- 11. The making, delivery or filing of conveyances of real property to make effective any plan of reorganization or adjustment:
  - (a) Confirmed under the Bankruptcy Act, as amended, 11 U.S.C. §§ 101 et seq.;
- (b) Approved in an equity receivership proceeding involving a railroad, as defined in the Bankruptcy Act; or
- (c) Approved in an equity receivership proceeding involving a corporation, as defined in the Bankruptcy Act,
- if the making, delivery or filing of instruments of transfer or conveyance occurs within 5 years after the date of the confirmation, approval or change.
- 12. A transfer to an educational foundation. As used in this subsection, "educational foundation" has the meaning ascribed to it in subsection 3 of NRS 388.750.
- 13. A transfer to a university foundation. As used in this subsection, "university foundation" has the meaning ascribed to it in subsection 3 of NRS 396.405. 14. A transfer to a library foundation. As used in this subsection, "library foundation" has the meaning ascribed to it in NRS 379.0056.
- (Added to NRS by 1967, 1761; A 1969, 569; 1971, 246; 1985, 862, 2046; 1991, 1122, 2053; 1993, 2308, 2624; 1995, 716, 1037; 2001, 1593; 2003, 3486; 2003, 20th Special Session, 172, 174; 2005, 962, 2057, 2488; 2007, 3393; 2009, 1112; 2011, 1354; 2017, 525; 2021, 994)

Number of Exemptions for the 3rd Quarter of FY21-22, together with calculation of the ratio of the number of transfers (exempt and non-exempt) in each County to the number of transfers statewide, the ratio of the number of exempt transfers to the total (exempt and non-exempt) transfers in each County, and the percentage of transfers qualified for exemption in each County are shown in the following table. The table is sorted by Total Transfers in descending order.

	% of				% of
	Total	Total	Exempt	% of Total	Transfers
County	Transfers	Transfers	Transfers	Exemptions	Exempted
Total	100.00%	59,264	22,554	100.00%	38.06%
Clark	77.18%	45,738	16,129	71.51%	35.26%
Washoe	10.24%	6,067	3,004	13.32%	49.51%
Nye	3.06%	1,812	727	3.22%	40.12%
Douglas	2.11%	1,253	289	2.61%	47.01%
Lyon	1.93%	1,143	909	2.24%	44.27%
Elko	1.57%	929	370	1.64%	39.83%
Carson City	1.09%	647	360	1.60%	55.64%
Churchill	0.68%	405	202	0.91%	51.00%
Humboldt	0.56%	331	171	0.76%	51.66%
Pershing	0.36%	212	96	0.43%	45.28%
White Pine	0.28%	168	91	0.40%	54.17%
Storey	0.25%	148	71	0.31%	47.97%
Lincoln	0.19%	111	59	0.26%	53.15%
Mineral	0.17%	86	89	0.30%	%68'69
Lander	0.16%	93	54	0.24%	28.06%
Esmeralda	0.11%	65	38	0.17%	58.46%
Eureka	0.08%	47	16	0.07%	34.04%

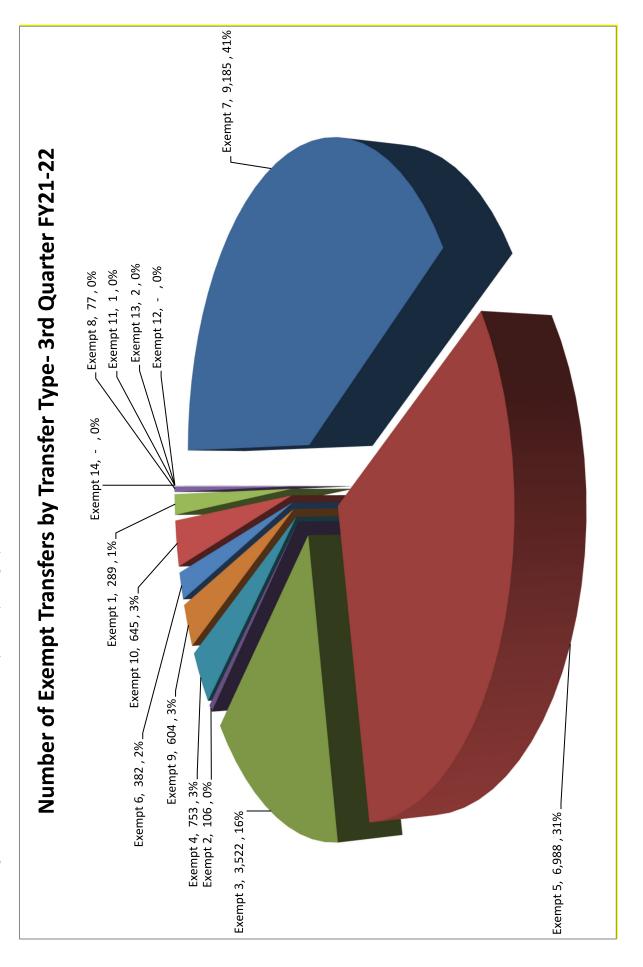
For the 3rd Quarter of FY21-22, per the tables under the heading "Tax Totals," transactions in Clark County and Washoe County account for 93.58% of the tax dollars. The above table indicates that transactions in Clark County and Washoe County account for 87.41% of the total number of transfers. Transactions in the other 15 counties account for 12.59% of the total number of transfers.

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Additional information about the number of transfers qualified for each exemption (e.g.  $1 = \text{exemption per } \frac{\text{NRS } 375.090(1)}{\text{NRS } 375.090(1)}$ ) is also shown in the table for 3rd Quarter of FY21-22. The table is sorted by total exempt transfers in descending order.

	14	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
					_		_					_							
	13	2	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	12	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	11	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	10	645	347	68	41	21	24	19	33	30	13	3	2	9	2	6	0	3	0
	6	604	444	73	6	10	8	18	10	6	4	10	4	0	1	1	1	0	2
NOI	8	77	2	2	11	4	Н	3	0	0	7	11	2	0	10	0	8	16	0
EXEMPTION	7	9,185	6,455	1,513	597	305	188	114	173	54	19	17	16	20	3	12	15	6	7
	9	382	237	73	8	9	12	14	10	4	4	1	2	1	0	4	3	0	0
	5	886′9	5,451	649	224	100	134	111	73	43	28	23	30	19	30	21	17	3	2
	4	753	528	113	21	13	56	10	14	8	7	2	2	2	1	0	0	2	1
	3	3,522	2,376	448	133	122	107	78	45	53	22	21	23	18	21	10	6	1	2
	2	106	65	15	9	1	4	0	0	4	3	0	2	2	0	2	1	0	1
	1	289	221	29	6	7	2	3	2	0	1	8	2	3	0	0	0	1	1
	County	Total	Clark	Washoe	Nye	Douglas	Lyon	Elko	Carson City	Churchill	Humboldt	Pershing	White Pine	Storey	Mineral	Lincoln	Lander	Esmeralda	Eureka

The following chart shows the number of exemptions by category for the 3rd Quarter of FY21-22.



# Real Property Transfer Tax 3rd Quarter FY21-22 Report

Number of Exemptions for FYTD21-22, together with calculation of the ratio of the number of transfers (exempt and non-exempt) in each County to the number of transfers statewide, the ratio of the number of exempt transfers to the total (exempt and non-exempt) transfers in each County, and the percentage of transfers qualified for exemption in each County are shown in the following table. The table is sorted by Total Transfers in descending order.

	1-4-±3-70	H	Ĺ	F 3 70	% of
	% of lotal	lotal	Exempt	% of lotal	Iransters
County	Transfers	Transfers	Transfers	Exemptions	Exempted
Total	100.00%	185,774	70,670	100.00%	38.04%
Clark	76.11%	141,391	50,272	71.14%	35.56%
Washoe	11.06%	20,538	10,137	14.34%	49.36%
Nye	2.85%	5,288	2,207	3.12%	41.74%
Douglas	2.28%	4,244	1,687	2.39%	39.75%
Lyon	2.06%	3,821	1,686	2.39%	44.12%
Elko	1.61%	2,989	1,105	1.56%	36.97%
Carson City	1.15%	2,131	1,077	1.52%	50.54%
Churchill	0.64%	1,182	580	0.82%	49.07%
Humboldt	%09.0	1,110	532	0.75%	47.93%
Pershing	0.35%	959	280	0.40%	42.68%
White Pine	0.29%	535	256	0.36%	47.85%
Storey	0.24%	442	210	0.30%	47.51%
Mineral	0.21%	392	167	0.24%	42.60%
Lincoln	0.21%	383	170	0.24%	44.39%
Lander	0.16%	293	131	0.19%	44.71%
Esmeralda	0.11%	212	109	0.15%	51.42%
Eureka	0.09%	167	64	0.09%	38.32%

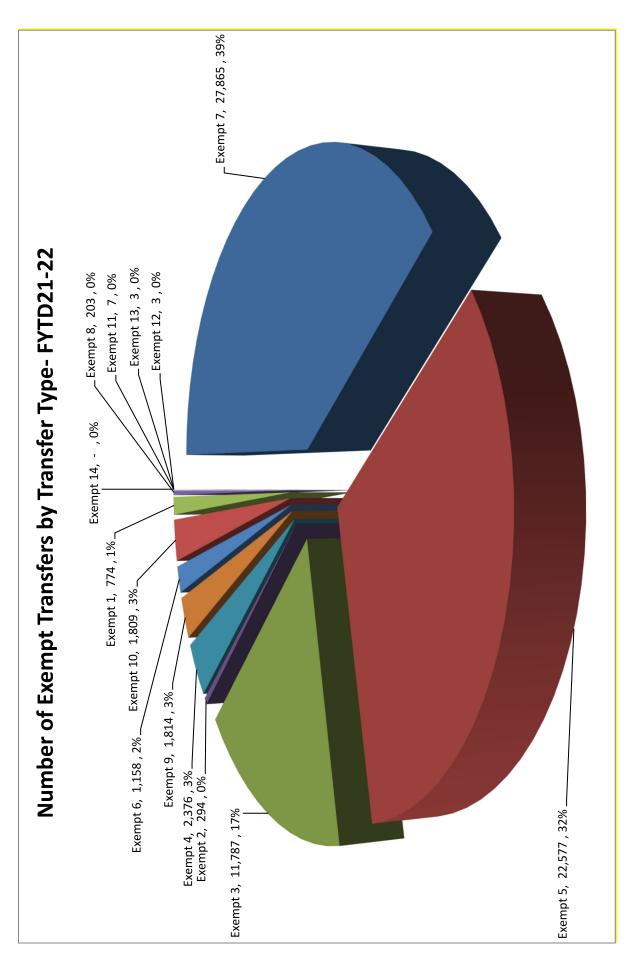
For FYTD21-22, per the tables under the heading "Tax Totals," transactions in Clark County and Washoe County account for 93.14% of the tax dollars. The above table indicates that transactions in Clark County and Washoe County account for 87.16% of the total number of transfers. Transactions in the other 15 counties account for 12.84% the total number of transfers.

Real Property Transfer Tax 3rd Quarter FY21-22 Report

Additional information about the number of transfers qualified for each exemption (e.g. 1= exemption per NRS 375.090(1)) is shown in the table below for FYTD21-22. The table is sorted by total exempt transfers in descending order.

		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	14																		
	13	3	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	12	3	2	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0
	11	7	9	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	10	1,809	926	286	93	83	72	99	77	79	29	11	8	13	15	6	0	4	2
	6	1,814	1,364	239	17	33	52	35	21	16	19	15	8	2	2	3	4	9	4
N O I	8	203	9	4	31	6	1	19	0	7	19	27	9	0	2	18	12	38	4
EXEMPTION	7	27,865	19,111	5,024	803	884	611	338	535	166	89	20	49	82	49	16	33	30	16
	9	1,158	759	215	53	16	27	37	21	10	8	2	12	4	8	2	2	0	0
	2	22,577	17,592	2,237	229	278	476	358	232	143	171	77	101	44	54	28	47	15	17
	4	2,376	1,648	366	71	22	78	30	46	19	24	9	3	2	7	9	2	7	1
	3	11,787	8,118	1,644	392	310	368	216	138	124	158	81	64	20	30	22	70	8	11
	2	294	192	40	7	9	17	2	0	8	3	0	2	2	3	0	4	0	2
	1	774	543	80	87	10	10	4	7	8	3	8	3	2	0	0	4	1	1
	County	Total	Clark	Washoe	Nye	Douglas	Lyon	Elko	Carson City	Churchill	Humboldt	Pershing	White Pine	Storey	Lincoln	Mineral	Lander	Esmeralda	Eureka

The following chart shows the number of exemptions by category for FYTD21-22.



# Historical Trends

The following table shows the tax for the last ten fiscal years $^{20}$  sorted by FY20-21 total.

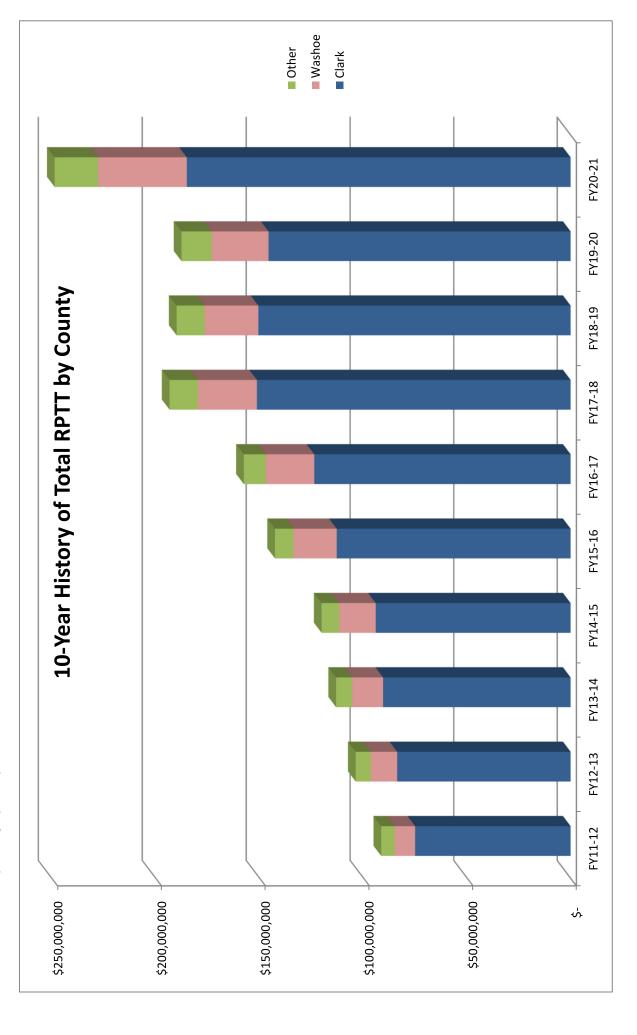
	FY11-12	FY12-13	FY13-14	FY14-15	FY15-16 <sup>21</sup>	FY16-17	FY17-18 <sup>22</sup>	FY18-19	FY19-20 <sup>23</sup>	FY20-21
Total	\$91,555,410.38	\$103,806,790.53	\$113,251,556.14	\$120,225,322.55	\$142,627,333.40	\$157,638,265.20	\$193,357,159.41	\$189,963,923.47	\$187,617,123.55	\$248,612,821.24
Clark	75,173,556.50	83,853,906.75	90,636,710.40	94,168,621.05	112,929,909.45	123,714,132.30	151,322,638.05	150,622,372.35	145,736,284.20	185,035,922.85
Washoe	9,910,474.93	12,686,613.60	14,885,138.14	17,482,779.25	20,744,198.05	23,367,835.20	28,364,200.00	25,785,705.65	27,285,908.35	42,671,881.60
Douglas	1,574,651.35	2,237,118.00	2,508,009.85	2,507,451.50	2,651,994.05	2,955,353.70	3,631,227.60	3,726,034.65	3,790,903.35	7,619,408.55
Lyon	941,914.35	1,074,019.05	1,366,253.85	1,407,088.80	1,573,053.30	1,730,024.40	2,530,900.46	2,721,012.45	2,320,850.95	3,663,767.84
Carson City	826,474.35	950,829.75	1,022,137.35	1,118,584.35	1,268,476.95	1,919,884.20	2,112,372.60	1,845,819.30	2,099,332.95	3,081,959.40
Nye	661,397.10	689,625.30	620,380.80	655,240.95	891,566.40	1,220,425.05	1,425,040.50	1,667,723.85	1,576,695.90	2,065,619.40
Elko	993,248.10	1,037,288.85	983,363.55	1,039,336.35	995,749.95	1,156,170.60	1,344,747.30	1,454,471.44	1,904,937.45	1,791,406.30
Churchill	274,482.70	337,844.10	264,390.55	326,661.35	453,173.00	513,838.65	624,792.85	707,360.70	718,438.90	828,460.35
Humboldt	390,138.45	396,148.35	331,244.55	444,299.70	316,017.00	300,247.35	322,662.60	417,861.60	721,917.05	628,691.70
Storey	305,682.00	112,557.90	207,376.65	495,855.75	217,955.40	345,655.05	1,096,290.00	453,107.40	470,215.20	484,424.85
Pershing	102,137.10	89,704.90	61,206.60	162,805.50	86,219.25	71,804.85	140,985.00	100,865.70	230,384.60	176,518.95
White Pine	81,995.55	111,198.75	111,664.80	101,031.45	174,396.30	113,415.90	123,592.95	200,110.95	148,320.90	166,471.20
Lander	85,569.90	91,143.98	79,066.65	136,217.25	94,953.30	72,288.45	97,209.35	89,173.50	189,372.30	150,391.80
Lincoln	59,239.05	59,434.05	42,098.55	115,796.85	90,784.20	78,563.55	75,583.95	75,942.73	78,982.80	128,450.40
Mineral	39,089.70	40,969.50	28,048.80	26,947.05	58,026.15	26,902.20	41,449.20	37,001.25	28,468.05	51,855.15
Esmeralda	15,557.10	8,734.05	72,099.30	6,823.05	6,004.05	13,866.45	27,495.00	27,184.95	7,525.05	36,546.90
Eureka	119,802.15	29,653.65	32,365.75	29,782.35	74,856.60	37,857.30	75,972.00	32,175.00	308,585.55	31,044.00

<sup>&</sup>lt;sup>20</sup> Amounts in table are calculated from Recorders Monthly Report; minor adjustments for refunds and timing differences are excluded.

<sup>&</sup>lt;sup>22</sup> Total Amount varies from last year's Annual Report due to inclusion of Esmeralda County's RPTT collections for April-June 2018. <sup>21</sup> Total Amount varies from prior year's Annual Report due to corrections made in Clark, Washoe, Douglas, and Nye Counties.

<sup>&</sup>lt;sup>23</sup> Total Amount varies from last year's Annual Report due to inclusion of Carson City's amended RPTT collections for April 2020.

Historical Trends depicted graphically as follows.



# Real Property Transfer Tax 3rd Quarter FY21-22 Report

The following table shows the distribution of the tax over the last ten fiscal years.<sup>24</sup>

	FY11-12	FY12-13	FY13-14	FY14-15 <sup>25</sup>	FY15-16 <sup>26</sup>	FY16-17	FY17-18 <sup>27</sup>	FY18-19	FY19-20 <sup>28</sup>	FY20-21
Total	91,555,410.38	91,555,410.38   103,806,790.53   113,251,556.14		120,225,322.55	142,627,333.40	157,638,265.20	193,357,159.41	189,963,923.47	187,617,123.54	248,612,821.24
NV General Fund	48,424,653.77	55,071,139.29	60,182,938.16	64,151,427.06	75,914,147.34	84,060,202.67	103,182,781.89	101,132,362.06	100,293,591.04	133,948,782.40
Consolidated Tax	20,694,296.48	20,694,296.48 23,534,674.91 25,719,204.34	25,719,204.34	27,415,274.30	32,442,103.52	35,923,345.05	44,095,425.65	43,219,154.68	42,860,721.03	57,243,412.62
Clark School Dist.	17,687,895.65	19,730,331.00	21,326,284.80	22,157,311.52	26,571,730.11	29,109,193.05	35,605,308.80	35,440,540.48	34,290,873.25	43,537,842.43
Low Income Housing	3,762,599.36	4,279,031.80	4,676,218.97	4,984,953.38	5,898,990.75	6,531,996.48	8,017,932.22	7,858,564.59	7,793,420.53	10,408,751.41
Local Gov't Tax Act	496,827.20	635,339.40	739,001.40	869,100.70	1,034,431.71	1,165,425.68	1,414,662.85	1,292,861.64	1,011,905.54	2,122,816.69
Collection Allowance	489,137.92	556,274.13	607,908.47	647,255.59	765,929.97	848,102.27	1,041,048.00	1,020,440.02	1,366,612.15	1,351,215.69

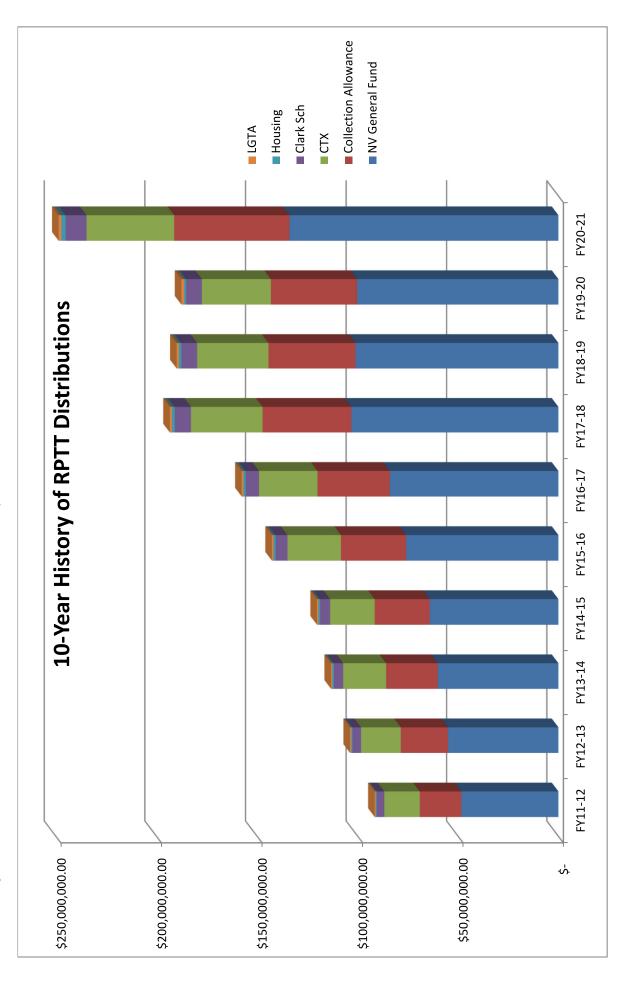
<sup>&</sup>lt;sup>24</sup> Amounts in table are calculated from Recorders Monthly Report; minor adjustments for refunds and timing differences are excluded. Each fiscal year's Tax Totals and Total Distribution are now consistent in amounts (without variance) due to revision in the rounding of approximate Effective Tax Rates up to six (6) digits.

<sup>26</sup> Total Amount and distributions vary from prior year's Annual Report due to corrections made in Clark, Washoe, Douglas, and Nye Counties. <sup>25</sup> Total Amount varies from prior year's Annual Report due to correction of the amounts distributed to each fund.

<sup>&</sup>lt;sup>27</sup> Total Amount varies from last year's Annual Report due to inclusion of Esmeralda County's RPTT collections for April-June 2018.

<sup>&</sup>lt;sup>28</sup> Total Amount varies from last year's Annual Report due to inclusion of Carson City's amended RPTT collections for April 2020.

The following chart shows the distribution of the tax over the last ten fiscal years.



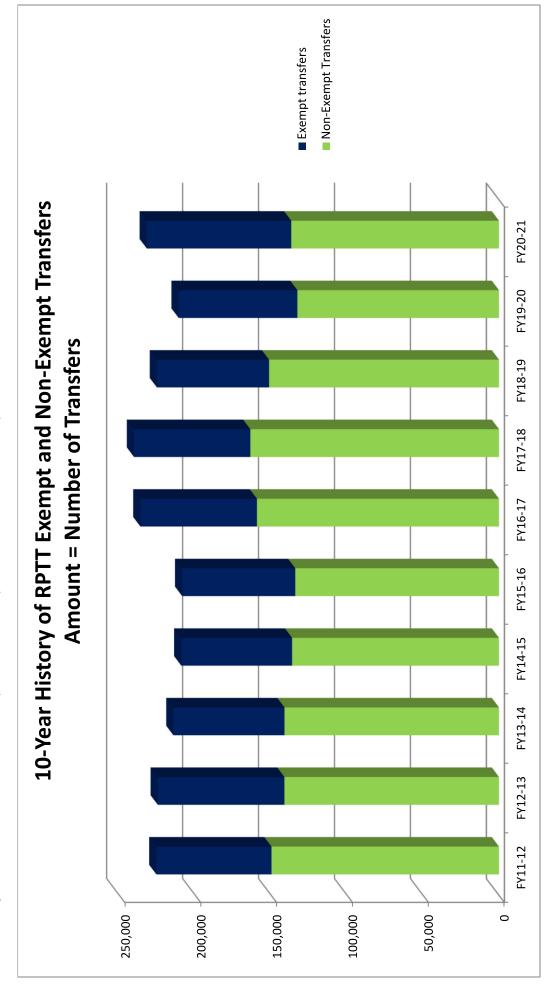
# Real Property Transfer Tax 3rd Quarter FY21-22 Report

The following table shows the total number of transfers and the exempt transfers over the last ten years sorted by the FY20-21 total transfers.

				_		_			-	-		_	01	_				_	_
FY20-21	Exempt Trans	95,088	67,072	14,437	2,750	2,320	2,151	1,434	1,562	689	765	394	312	297	235	209	144	147	170
FYZ	Total Trans	231,896	169,388	29,369	7,685	5,495	5,159	4,352	2,969	1,650	1,582	1,035	715	561	515	460	345	337	279
FY19-20 <sup>30</sup>	Exempt Trans	78,158	55,094	11,629	2,345	1,923	1,639	1,322	1,258	687	634	316	322	219	206	173	132	123	136
FY19	Total Trans	210,910	160,813	23,636	5,162	4,976	3,974	3,563	2,530	1,386	1,376	849	641	385	429	381	244	339	226
FY18-19	Exempt Trans	73,840	52,430	10,321	2,235	1,948	1,710	1,182	1,165	599	611	351	302	258	185	149	149	94	151
FY1	Total Trans	225,218	175,000	22,831	5,592	5,327	4,275	3,374	2,389	1,313	1,389	1,030	640	489	377	330	321	281	260
FY17-18 <sup>29</sup>	Exempt Trans	76,569	54,313	11,140	2,448	1,702	1,864	1,287	1,136	651	587	250	281	250	139	145	117	87	172
FY17	Total Trans	240,299	187,734	25,244	5,745	5,093	4,451	3,539	2,497	1,342	1,313	715	596	532	329	336	274	227	332
FY16-17	Exempt Trans	76,721	54,363	11,172	2,287	1,815	1,700	1,268	1,309	597	621	267	290	205	193	188	195	66	152
FY1	Total Trans	236,102	184,635	24,966	5,073	5,665	3,959	3,332	2,617	1,224	1,349	689	592	423	355	386	353	220	264
FY15-16	Exempt Trans	74,463	52,257	11,138	2,190	1,934	1,587	1,253	1,167	537	989	315	382	222	217	172	157	107	142
FY1!	Total Trans	208,612	158,614	24,352	4,982	5,801	3,602	3,127	2,329	1,085	1,338	662	664	428	436	409	342	211	230
FY14-15	Exempt Trans	72,933	51,293	10,588	2,253	2,068	1,543	1,174	1,142	570	982	320	328	184	246	189	166	71	113
FY1.	Total Trans	209,178	159,886	22,964	5,390	6,268	3,773	2,998	2,203	1,131	1,263	777	556	435	394	414	301	206	219
FY13-14	Exempt Trans	73,122	52,051	10,329	2,053	1,921	1,458	1,318	1,092	552	752	283	355	176	191	195	161	89	146
FY1	Total Trans	214,375	165,692	23,701	4,051	6,524	3,417	3,067	2,134	1,162	1,308	716	595	395	325	450	319	287	232
FY12-13	Exempt Trans	83,352	60,095	11,619	2,049	2,325	1,628	1,283	1,344	652	831	269	320	202	188	162	170	88	127
FY1.	Total Trans	224,646	176,144	24,001	3,554	6,268	3,591	3,249	2,317	683	1,359	876	558	397	396	442	328	252	231
FY11-12	Exempt Trans	75,773	54,857	10,125	1,964	2,106	1,470	1,213	1,214	729	613	289	301	172	143	158	175	73	171
FY11	Total Trans	225,585	178,268	23,412	3,233	6,497	3,558	3,156	2,230	1,033	1,142	712	521	361	282	396	342	187	255
		Total	Clark	Washoe	Nye	Douglas	Lyon	Elko	Carson City	Humboldt	Churchill	Pershing	White Pine	Storey	Lincoln	Lander	Mineral	Eureka	Esmeralda

<sup>30</sup> Totals of Real Property Transfers and Exempt deeds varies from last year's Annual Report due to inclusion of Carson City's amended RPTT collections for April 2020. <sup>29</sup> Totals of Real Property Transfers and Exempt deeds varies from last year's Annual Report due to inclusion of Esmeralda County's data for April-June 2018.

The following chart shows the number of exempt and non-exempt transfers over the last ten years.



## Reconciliation

Pursuant to NAC 375.400, County Recorders must provide the Department the following information each month:

- Total number of deeds subject to RPTT during the prior month;
- Total taxes collected during the prior month;
- Total number of exemptions granted by type of exemption;
- Such other information that may be useful in coordinating the collection and administration of the taxes (under this category, a line item on the report form for the total collection allowance that may be retained by the County, based on the General Fund taxes collected during the prior month and the school district portion for Clark County).

Pursuant to NRS 375.023(3), County Treasurers must remit a portion of the amounts collected to the State Controller for distribution to various accounts in the State books and records. Counties retain a portion of the amount collected. See "Distribution of Tax" above for a complete explanation of the distribution.

The Department prepares a quarterly reconciliation of the tax. The Department prepares a workpaper with the expected distribution of the funds per the Recorder's Report. The expected collection allowance is reconciled to the collection allowance reported by the Recorder. The expected distributions to the State, including CTX, General Fund, Low Income Housing, and LGTA amounts, are compared with the State Controller's records and the County Treasurer remittance reports. Any discrepancies are investigated and brought to the attention of the County Recorder, County Treasurer, or State Controller, as needed. The expected Clark County School District portion is reconciled to the school district amount reported by the Recorder.

During the Department's reconciliation process minor differences between the Recorder monthly reports and the State reports are investigated, documented and resolved. Most differences are "timing differences" between periods that do not impact total tax. Occasionally, there are permanent differences such as refunds to taxpayers pursuant to NRS 375.150, NRS 375.290, NRS 375.310 or calculation errors that may impact total tax. During the 3rd Quarter of FY21-22, permanent differences amounted to less than 0.05% of the total reported amount and are not considered material for purposes of this report, except as noted below.

Esmeralda County had distribution discrepancies in FY17-18; FY18-19; FY19-20; and FY20-21 that remain uncorrected as of the 3<sup>rd</sup> Quarter FY21-22 Report date.

For the 2<sup>nd</sup> Quarter FY20-21, the expected RPTT revenue transfer from Esmeralda County to the State in January 2022, for portions of the amounts collected in the 2<sup>nd</sup> Quarter FY21-22 was \$23,761.19 per County Recorder's monthly RPTT reports for October, November, and December. The actual RPTT revenue transfer by the County Treasurer in February 2022 was \$10,382.33, which was \$13,378.86 less than expected. In addition, the RPTT revenue received was improperly distributed to the General Fund, Consolidated Tax, and Low Income Housing. These distribution discrepancies remain uncorrected as of the 3<sup>rd</sup> Quarter FY21-22 Report date.

For the 3<sup>rd</sup> Quarter FY20-21, the expected RPTT revenue transfer from Esmeralda County to the State in April 2022, for portions of the amounts collected in the 3<sup>rd</sup> Quarter FY21-22 was \$6,109.31 per County Recorder's monthly RPTT reports for January, February, and March. The actual RPTT revenue transfer by the County Treasurer in April 2022 was \$7,937.84, which was \$1,828.53 more than expected. In addition, the RPTT revenue received was improperly distributed to the General Fund, Consolidated Tax, and Low Income Housing. These distribution discrepancies remain uncorrected as of the 3<sup>rd</sup> Quarter FY21-22 Report date.

Carson City had distribution discrepancies in FY20-21 that remain uncorrected as of the 3rd Quarter FY21-22.

For the 1<sup>st</sup> Quarter FY21-22, the expected RPTT revenue transfer from Carson City County to the State in October 2021, for portions of the amounts collected in the 1<sup>st</sup> Quarter FY21-22 was \$976,941.39 per County Recorder's monthly RPTT reports for July, August, and September. The actual RPTT revenue transfer by the County Treasurer in October 2021 was \$974,140.54, which was \$2,800.85 less than expected. In addition, the RPTT revenue received was improperly distributed to the General Fund, Consolidated Tax, and Low Income Housing. These distribution discrepancies remain uncorrected as of the 3<sup>rd</sup> Quarter FY21-22 Report date.

For the 2<sup>nd</sup> Quarter FY21-22, the expected RPTT revenue transfer from Carson City to the State in January 2022, for portions of the amounts collected in the 2<sup>nd</sup> Quarter FY21-22 was \$908,100.52 per County Recorder's monthly RPTT reports for October, November, and December. The actual RPTT revenue transfer by the County Treasurer in January 2022 was \$910,492.47, which was \$2,391.95 more than expected. In addition, the RPTT revenue received was improperly distributed to the Consolidated Tax, and Low Income Housing. These distribution discrepancies remain uncorrected as of the 3<sup>rd</sup> Quarter FY21-22 Report date.

For the 3<sup>rd</sup> Quarter FY20-21, the expected RPTT revenue transfer from Washoe County to the State in April 2022, for portions of the amounts collected in March 2021 for the 3<sup>rd</sup> Quarter FY 21-22 was \$2,543,754.67 per the County Recorder's monthly RPTT report for March 2021. The actual RPTT revenue transfer by the County Treasurer in April 2022 was \$3,629,086.59 which was \$1,085,331.92 more than expected. In addition, the RPTT revenue received was improperly distributed to the General Fund, Consolidated Tax, Low Income Housing and Local Government Tax Act. These distribution discrepancies remain uncorrected as of the 3<sup>rd</sup> Quarter FY21-22 Report date.

# ADMINISTRATION OF THE REAL PROPERTY TRANSFER TAX

# Authority and Oversight

The 20th Special Session of the Nevada State Legislature in 2003 instituted the passage of Senate Bill 8, which authorized an additional tax rate for the State General fund and gave the Department of Taxation administrative authority and oversight. The Department is required by NRS 375.019 to coordinate the collection and administration of the tax. The Nevada Tax Commission adopted regulations governing the Department's authority and oversight as well as the reporting of the Real Property Transfer Tax (RPTT) on March 1, 2004. Refer to NAC 375.400, 410, and 420.

### Calculation and Collection of the Tax

The RPTT was originally imposed in 1968. The tax rates were established in NRS 375.020. NRS 375.020 has been amended from time to time. The current rate is \$0.65 per \$500 of value, or fraction thereof, for Counties whose population is less than 700,000. The base rate in all Counties of \$0.65 is segregated between County revenue<sup>31</sup> (consolidated tax \$0.55) and State revenue<sup>32</sup> (low-income housing \$0.10). For any County whose population is 700,000 or more, the rate is \$1.25 per \$500 of value or fraction thereof. The only County eligible for the higher rate at the current time is Clark County. The additional \$0.60 per \$500 of value, or fraction thereof, imposed in Clark County is dedicated to the Clark County School District fund for capital projects.

The Local Government Tax Act (LGTA) of 1991 provides an optional tax levy, if County commissioners approve an ordinance to impose a Real Property Transfer Tax, of up to \$0.10 for each \$500 of value or fraction thereof. Currently, only Churchill County and Washoe County impose an additional \$0.10 levy.

NRS 375.026, passed by the Legislature in 2003, provides for the imposition of an additional levy of \$0.05 per \$500 of value or fraction thereof. The taxes so levied are for use in the Plant Industry Program as required by NRS 561.355. To date, no counties have levied any taxes for this program.

Finally, NRS 375.023 provides for the imposition of \$1.30 per \$500 of value or fraction thereof for the State General Fund.

<sup>&</sup>lt;sup>31</sup> The County Revenue is based on \$0.55 per \$500 of value, or fraction thereof, and is part of the Consolidated Tax.

<sup>&</sup>lt;sup>32</sup> The State Revenue is based on \$0.10 per \$500 of value, or fraction thereof, and is part of the Low Income Housing program created pursuant to NRS 319.

The following table shows each component of RPTT and when it was implemented.

Entity	Component Type	Effective Date	Rate (per \$500)	Total Rate
Churchill County	County (now Consolidated Tax)	1/1/1968	\$0.55	
	Low Income Housing	7/1/1991	\$0.10	
	LGTA	7/1/1991	\$0.10	
	State General Fund	10/1/2003	<u>\$1.30</u>	\$2.05
Clark County	County (now Consolidated Tax)	1/1/1968	\$0.55	
	School District	8/1/1977	\$0.60	
	Low Income Housing	7/1/1991	\$0.10	
	State General Fund	10/1/2003	<u>\$1.30</u>	\$2.55
Washoe County	County (now Consolidated Tax)	1/1/1968	\$0.55	
	Low Income Housing	7/1/1991	\$0.10	
	LGTA	7/1/1991	\$0.10	
	State General Fund	10/1/2003	<u>\$1.30</u>	\$2.05
All other counties	County (now Consolidated Tax)	1/1/1968	\$0.55	
	Low Income Housing	7/1/1991	\$0.10	
	State General Fund	10/1/2003	<u>\$1.30</u>	\$1.95

# Collection Allowance

Pursuant to NRS 375.023(4), counties are entitled to deduct and withhold a collection allowance for the cost of collecting the tax. Per the 2005 Legislative Session, all Counties may deduct 1% of the State's portion of the taxes collected.

The collection allowance is retained by the County and deducted from the amount remitted to the State.

### Distribution of the Tax

All components of the Real Property Transfer Tax, net of the collection allowance, are transmitted to the State Controller, with two exceptions. The first exception is the Plant Industry Program. If and when any taxes are levied for the Plant Industry Program, they must be transmitted directly to the State Treasurer. The second exception is the school district component levied in Clark County, which is transmitted directly to the Clark County Treasurer for ultimate distribution to the School District.

NRS 375.070 requires the tax imposed by NRS 375.020 (the \$0.65 per \$500 of value of fraction thereof) to be transmitted to the State Controller at the end of each quarter. Some counties transmit on a monthly basis and in turn receive back a monthly distribution of the consolidated tax (CTX) component (the \$0.55 per \$500 or fraction thereof). The remaining Low-Income Housing component (\$0.10 per \$500 value or fraction thereof) is distributed to the State housing program.

The State Controller distributes the tax represented by the CTX component to the Local Government Tax Distribution Account, where it is combined with the proceeds of other taxes and becomes part of the Consolidated Tax distribution (CTX) administered by the Department of Taxation pursuant to NRS 360.660. The remaining \$0.10 of the \$0.65 is distributed by the State Controller to the account for Low-Income Housing, created pursuant to NRS 319.500.

The Real Property Transfer Taxes collected pursuant to the Local Government Tax Act (LGTA) are also transmitted to the State Controller and are distributed to the Intergovernmental Trust Fund which accrues interest. The real property transfer taxes are distributed back to the participating counties, along with the proceeds of other types of taxes collected pursuant to LGTA, by the Department of Taxation.

The taxes collected by counties on behalf of the State are distributed by the State Controller to the State General Fund. The taxes collected on behalf of the State, however, are required to be transmitted within 30 days after the end of the calendar quarter *during which the tax was collected* (NRS 375.023(3). For instance, taxes collected by the County Recorder in January must be remitted to the State Controller no later than April 30. Taxes collected in January may be remitted monthly as other components of the RPTT are transmitted but cannot be remitted later than 30 days after the last day of the calendar quarter.

In all counties the County Treasurer or County Controller is currently responsible for transmitting the taxes to the State Controller, and the transmittal report must reflect the time period when the taxes were actually collected by the Recorder, not when the Treasurer or Controller received the monies from the Recorder. If the State conducts an audit, the period to be audited would be when the monies were first received from the taxpayer ("the collection period"). The collection period must balance to the transmittal reports.