

NEVADA TAX COMMISSION MEETING
MINUTES

March 6, 2024
9:00 a.m.

Members Present:

Thom Sheets, Chairman pro tempore
Caryn Adelhoch, Commissioner
Jeff Rodefer, Commissioner (virtual)
H. Stan Johnson, Commissioner
Sharon Byram, Commissioner (virtual)
Craig Witt, Commissioner
Ryan Bellows, Commissioner

Members Absent:

George Kelesis, Chairman

- I. Chairman Sheets called the meeting to order and a quorum was present.
- II. Public Comment.

Ron Voigt shared with Director Hughes that he is a big fan of the “Ask the Advisor” classes and he is glad they are now on Zoom. Mr. Voigt stated that when taxpayers are in that meeting, they are concerned about being audited. He asked if there is a way to put wording on the website saying when people attend this meeting the chances of them being chosen for an audit does not increase. Mr. Voigt mentioned the folks that work the front counter have the toughest job and Nicholas has provided very good customer service and there are also two women. They do not get noticed enough.

Director Hughes administered an oath to all parties testifying.

III. MEETING MINUTES:

- A. Consideration for Approval of the January 17, 2024, Nevada Tax Commission Meeting Minutes.

Commissioner Byram made a motion to approve the January 17, 2024, Nevada Tax Commission meeting minutes. Commissioner Witt seconded the motion. All in favor. Motion carried.

IV. CONSENT CALENDAR:

- A. Matters of General Concern:
 - 1) Bonds Administratively Waived (dates as indicated) (Sales/Use Tax):
 - a) Amanouville FBA VKVIE LLC
 - b) Optimal Services GS LLC
 - c) Sara M Brown dba Wholesome Body and Soul
 - d) Sierra Powersports LLC
 - e) S&S Las Vegas LLC
 - f) The Z Bar Inc.
 - g) Vegas Cap 9 LLC

- B. Waiver of Penalty and Interest Pursuant to a Request on a Voluntary Disclosure:
 - 1) Aquaphoenix Scientific LLC
 - 2) Cable Plus Genex Cabling Products & Atras Network Communications
 - 3) G S Blodgett LLC
 - 4) Intertransport Concepts Inc.
 - 5) Ituran USA Inc.
 - 6) Josh Wishnack
 - 7) Lewis & Grant Auctions
 - 8) Nobull LLC
 - 9) RCI Metal Works LLC
 - 10) Seirus Innovative Accessories Inc.
 - 11) Shenzhen Reo-Link Digital Technology
 - 12) Turf Tank
 - 13) Wilen New Media LLC

- C. Waiver of Penalty and/or Interest Pursuant to NRS 360.419 that exceeds \$10,000:
 - 1) Baker Distributing Company LLC
 - 2) Nacho Daddy LLC
 - 3) Burlington Coat Factory Warehouse Corp.

- D. Department's Recommendation to the Commission for Approval of an Offer-In-Compromise pursuant to NRS 360.263:
 - 1) Nittaya Patanacharoen

- E. Consideration for the Adoption of the Administrative Law Judge's Proposed Decision regarding an Appeal of the Department's Denial of Waiver of Penalty and/or Interest pursuant to NRS 360.419:
 - 1) Mattress Plus LLC

- F. Review and Consideration for Approval of the 2025-2026 Assessor's Handbook of Rural Building Costs, as authorized under NAC 361.128.

- G. Review and Consideration for Approval of Exemption(s) as authorized under NRS 361.068(2) where Administrative Costs Exceed Revenue from Tax on Personal Property.

Commissioner Witt pulled Item IV. B. 7) Lewis & Grant Auctions for further discussion.

Commissioner Rodefer pulled Item IV. D. 1) Nittaya Patanacharoen for further discussion.

Item IV. E. 1) Mattress Plus LLC was pulled.

Commissioner Witt and Commissioner Byram pulled Item IV. F. Review and Consideration for Approval of the 2025-2026 Assessor's Handbook of Rural Building Costs for futher discussion.

Commissioner Rodefer made a motion to approve the consent calendar minus Items IV. B. 7), IV. D. 1), IV. E. 1) and IV. F. Commissioner Witt seconded the motion. All in favor. Motion carries.

Item IV. B. 7) Lewis & Grant Auctions: Commissioner Witt expressed concern regarding a large sale of firearms to Moonbeam Equities, a tax-exempt business. Karyn Ebright, Tax Program Supervisor, was present and stated she would research the sale. Commissioner Witt made a motion to table this matter. Commissioner Rodefer seconded the motion. All in favor. Motion carried.

Item IV. D. 1) Nittaya Patanacharoen: Commissioner Rodefer asked what length of time the Department pursues a taxpayer for payments and also asked if there is a policy. Mixaly Arambula, Tax Program Supervisor, was present on behalf of the Department; and stated the Department negotiated a higher payment from the Taxpayer and has agreed with the offer due to the taxpayer's payments being made to the IRS. Ms. Arambula stated the Department has a specialized team that is in contact with the taxpayers. Commissioner Adelhoch asked if there is ever a scheduled redetermination. Ms. Arambula stated the terms have been set, it doesn't accumulate additional interest, and towards the end of their term, we write off the difference. Commissioner Witt commended the taxpayer for taking responsibility. Commissioner Bellows made a motion to approve the offer-in-compromise of Nittaya Patanacharoen. Commissioner Witt seconded the motion. All in favor. Motion carried.

Item IV. E. 1) Mattress Plus LLC: Commissioner Rodefer made a motion to uphold the Administrative Law Judge's Decision. Commissioner Byram seconded the motion. All in favor. Motion carried.

Item IV. F. Review and Consideration for Approval of the 2025-2026 Assessor's Handbook of Rural Building Costs: Cheryl Erskine, Coordinator of Assessment Standards, was present on behalf of the Department. Commissioner Witt shared concern regarding this matter being added to the consent calendar. He asked why it was moved and also asked if it could be moved back for future meetings. Director Hughes stated she will ask the Chairman. Commissioner Byram was surprised to see the cost of materials and supplies going down when costs seem to be going up in rural areas. Ms. Erskine stated they alternate the sections that are updated and then they factor forward the sections they don't update. Most sections that are used for the Rural Building Manual were revisited. The factors went down and the costs changed a little bit in those sections. Commissioner Witt made a motion to approve the 2025-2026 Assessor's Handbook of Rural Building Costs. Commissioner Byram seconded the motion. All in favor. Motion carried.

V. COMPLIANCE DIVISION:

- A. Department's Recommendation to the Commission for Denial of an Offer-In-Compromise pursuant to NRS 360.263:
 - 1) Avraham and Rachel Levi

Terry Johnson, Esq. and Rachel Levi were present on behalf of the taxpayer. Commissioner Byram made a motion to table this matter due to the matter not being agendaized correctly. Commissioner Rodefer seconded the motion provided that it is on the May meeting agenda. All in favor. Motion carried.

VI. LOCAL GOVERNMENT SERVICES

- A. Discussion and Consideration for Granting a Waiver to Remain on Guaranteed Status for Supplemental City-County Relief Tax pursuant to NRS 377.057(2):
 - 1) White Pine County

Kathy Workman, Finance Director, was in attendance on behalf of White Pine County. Kevin Williams, Management Analyst, was present on behalf of the Nevada Department of Taxation. Ms. Workman stated, White Pine County is requesting to be removed from guaranteed status. Commissioner Byram congratulated White Pine County for building their economy and commended their leadership. Chairman Sheets stated it is wonderful that over time White Pine County has achieved a status where they feel comfortable in coming off of guaranteed status and have the stability to do so. Commissioner Byram made a motion to uphold White Pine County's request to be removed from

guaranteed status. Commissioner Bellows seconded the motion. Commissioner Bellows seconded the motion. All in favor. Motion carried.

2) Lander County

Bert Ramos, Lander County Manager, was in attendance on behalf of Lander County. Kevin Williams, Management Analyst, was present on behalf of the Nevada Department of Taxation. Commissioner Byram commended Lander County on their written presentation and made a motion to grant the waiver for Lander County to remain on guaranteed status. Commissioner Witt seconded the motion. All in favor. Motion carried.

3) Pershing County

A representative for Pershing County was not in attendance. Kevin Williams, Management Analyst, and Kelly Langley, Supervisor Local Government Finance, were present on behalf of the Nevada Department of Taxation. Ms. Langley shared support of Pershing County's written request to remain on guaranteed status. She stated, the County did not provide a presentation, but they did provide a statement regarding an influx of construction at various mines over the last few years which resulted in an increase of taxable sales. Now that the construction is complete the County expects to see a decrease in taxable sales. Commissioner Byram made a motion to grant the waiver for Pershing County to remain on guaranteed status with the caveat that the County makes a better case for an approval going forward. Commissioner Witt seconded the motion. All in favor. Motion carried.

B. Taxpayer's Appeal of the Treasurer's Denial of Waiver of Penalty and/or Interest per NRS 361.4835 (Clark County):

1) OLG Irrevocable Trust

A representative for OLG Irrevocable Trust was not present. Linda Howard with the Clark County Treasurer's office was present. Victoria Salas, Property Appraiser II, was present on behalf of the Department. Commissioner Witt made a motion to uphold the Treasurer's denial. Commissioner Byram seconded the motion. All in favor. Motion carried.

VII. INFORMATIONAL ITEMS:

- A. Penalty and Interest Waivers granted by the Department for Sales/Use Tax, Modified Business Tax and Excise Tax (dates as indicated).
- B. Approval and Denial Status Report Log for Organizations Created for Religious, Charitable or Educational Purposes (dates as indicated) (Sales/Use Tax Exemption).

There were no questions.

VIII. BRIEFING:

- A. Briefing to/from the Commission and the Executive Director. (for discussion only)

Shellie Hughes, Executive Director for the Nevada Department of Taxation: The Department will begin its budget building process for the next biennium over the next few months. Members of the Department's Executive Team are attending the Governor's Budget Kickoff meeting today. At this meeting, they will learn details of the budget building process and can ask any questions that we may have. The Department is now having an Employee of the Month Program. We are rewarding those staff who are making significant contributions to our taxpayers and to our taxation team. We started the Employee of the Month Program in January and we will continue to recognize employees monthly from each office location. These employees are nominated by their peers. For January, the awardees

were Marwin Servin, Accounting Assistant II in Carson City, Ryan Simpson, IT Professional IV in Reno, and Robert Beaudette, Revenue Officer II in Las Vegas. The February awardees were Mary Meyers, Management Analyst II in Carson City, Karyn Ebright, Revenue Officer III in Reno, and Mohammad “Benny” Shirzad, IT Technician VI in Las Vegas. We have plaques in each of our offices recognizing each of these employees.

IX. Next Meeting Date: May 8, 2024.

X. Public Comment.

There was no public comment.

XI. Items for Future Agendas. (for discussion only)

No items were discussed.

XII. Meeting adjourned.