

ASSEMBLY BILL NO. 169—ASSEMBLYWOMAN TIFFANY

FEBRUARY 9, 1999

Referred to Committee on Elections, Procedures, and Ethics

SUMMARY—Authorizes elector to provide certain information as alternative to certain forms of identification when registering to vote. (BDR 24-869)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: 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 elections; authorizing an elector to provide certain information as an alternative to providing certain forms of identification when he registers to vote; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 293.507 is hereby amended to read as follows:
2 293.507 1. The secretary of state shall prescribe:
3 (a) A standard form for applications to register to vote; and
4 (b) A special form for registration to be used in a county where
5 registrations are performed and records of registration are kept by
6 computer.
7 2. The county clerks shall provide forms for applications to register to
8 vote to field registrars in the form and number prescribed by the secretary
9 of state.
10 3. A form for an application to register to vote must include a
11 duplicate copy marked as the receipt to be retained by the applicant upon
12 completion of the form.
13 4. The form for an application to register to vote must include:
14 (a) A line on which to enter ~~the~~ :
15 ***(1) The*** number on the voter's social security card, driver's license or
16 identification card issued by the department of motor vehicles and public
17 safety ~~H~~ ; or
18 ***(2) If a voter registers to vote pursuant to subsection 3 of NRS***
19 ***293.517, a random number that the county clerk assigns to the voter.***

(b) A line on which to enter the address at which the voter actually resides. The application must not be accepted if the address is listed as a post office box unless a street address has not been assigned to his residence.

(c) A notice that the voter may not list his address as a business unless he actually resides there.

Sec. 2. NRS 293.517 is hereby amended to read as follows:

293.517 1. Any elector residing within the county may register:

(a) By appearing before the county clerk, field registrar or a voter registration agency, completing the application to register to vote and giving true and satisfactory answers to all questions relevant to his identity and right to vote;

(b) By completing and mailing or personally delivering to the county clerk an application to register to vote pursuant to the provisions of NRS 293.5235;

(c) Pursuant to the provisions of NRS 293.501 or 293.524; or

(d) At his residence with the assistance of a field registrar pursuant to NRS 293.5237.

The county clerk shall require a person to submit official identification as proof of residence and identity, such as a driver's license or other official document, before registering him.

2. The application to register to vote must be signed and verified under penalty of perjury by the elector registering.

3. *An elector who wishes to register to vote without providing a social security card, driver's license or identification card issued by the department of motor vehicles and public safety may register to vote by providing the information required to obtain an identification card pursuant to NRS 483.850 and 483.860.*

4. Each elector who is or has been married must be registered under his own given or first name, and not under the given or first name or initials of his spouse.

~~4.~~ 5. An elector who is registered and changes his name must complete a new application to register to vote. He may obtain a new application:

(a) At the office of the county clerk or field registrar;

(b) By submitting an application to register to vote pursuant to the provisions of NRS 293.5235;

(c) By submitting a written statement to the county clerk requesting the county clerk to mail an application to register to vote; or

(d) At any voter registration agency.

If the elector fails to register under his new name, he may be challenged pursuant to the provisions of NRS 293.303 or 293C.292 and may be required to furnish proof of identity and subsequent change of name.

1 ~~15.1~~ 6. An elector who registers to vote pursuant to paragraph (a) of
2 subsection 1 shall be deemed to be registered upon the completion of his
3 application to register to vote.

4 ~~16.1~~ 7. After the county clerk determines that the application to register
5 to vote of a person is complete and that the person is eligible to vote, he
6 shall issue a voter registration card to the voter which contains:

7 (a) The name, address, political affiliation and precinct number of the
8 voter;

9 (b) The date of issuance; and

10 (c) The signature of the county clerk.

11 **Sec. 3.** NRS 293.5235 is hereby amended to read as follows:

12 293.5235 1. Except as otherwise provided in NRS 293.502, a person
13 may register to vote by mailing an application to register to vote to the
14 county clerk of the county in which he resides. The county clerk shall,
15 upon request, mail an application to register to vote to an applicant. The
16 county clerk shall make the applications available at various public places
17 in the county. An application to register to vote may be used to correct
18 information in the registrar of voters' register.

19 2. An application to register to vote which is mailed to an applicant by
20 the county clerk or made available to the public at various locations or
21 voter registration agencies in the county may be returned to the county
22 clerk by mail or in person. For the purposes of this section, an application
23 which is personally delivered to the county clerk shall be deemed to have
24 been returned by mail.

25 3. The applicant must complete and sign the application.

26 4. The county clerk shall, upon receipt of an application, determine
27 whether the application is complete.

28 5. If he determines that the application is complete, he shall, within 10
29 days after he receives the application, mail a notice to the applicant
30 informing him that:

31 (a) He is registered to vote and a voter registration card as required by
32 subsection ~~16.1~~ 7 of NRS 293.517; or

33 (b) The registrar of voters' register has been corrected to reflect any
34 changes indicated on the application.

35 The applicant shall be deemed to be registered or to have corrected the
36 information in the register as of the date the application is postmarked.

37 6. If the county clerk determines that the application is not complete,
38 he shall, as soon as possible, mail a notice to the applicant informing him
39 that additional information is required to complete the application. If the
40 applicant provides the information requested by the county clerk within 15
41 days after the county clerk mails the notice, the county clerk shall, within
42 10 days after he receives the information, mail a notice to the applicant
43 informing him that:

1 (a) He is registered to vote and a voter registration card as required by
2 subsection ~~6~~ 7 of NRS 293.517; or

3 (b) The registrar of voters' register has been corrected to reflect any
4 changes indicated on the application.
5 The applicant shall be deemed to be registered or to have corrected the
6 information in the register as of the date the application is postmarked. If
7 the applicant does not provide the additional information within the
8 prescribed period, the application is void.

9 7. The secretary of state shall prescribe the form for an application to
10 register to vote by mail which must be used to register to vote by mail in
11 this state.

12 8. The county clerk shall not register a person to vote pursuant to this
13 section unless that person has provided all of the information required by
14 the application.

15 9. The county clerk shall mail, by postcard, the notices required
16 pursuant to subsections 5 and 6. If the postcard is returned to the county
17 clerk by the United States Postal Service because the address is fictitious or
18 the person does not live at that address, the county clerk shall attempt to
19 determine whether the person's current residence is other than that
20 indicated on his application to register to vote in the manner set forth in
21 NRS 293.530.

22 10. A person who, by mail, registers to vote pursuant to this section
23 may be assisted in completing the application to register to vote by any
24 other person. The application must include the mailing address and
25 signature of the person who assisted the applicant. The failure to provide
26 the information required by this subsection will not result in the application
27 being deemed incomplete.

28 11. An application to register to vote must be made available to all
29 persons, regardless of political party affiliation.

30 12. An application must not be altered or otherwise defaced after the
31 applicant has completed and signed it. An application must be mailed or
32 delivered in person to the county clerk's office within 10 days after it is
33 completed.

34 13. A person who willfully violates any of the provisions of subsection
35 10, 11 or 12 is guilty of a category E felony and shall be punished as
36 provided in NRS 193.130.

37 14. The secretary of state shall adopt regulations to carry out the
38 provisions of this section.