

ASSEMBLY BILL NO. 541—COMMITTEE ON ELECTIONS,
PROCEDURES, AND ETHICS

MARCH 24, 2003

Referred to Committee on Elections, Procedures, and Ethics

SUMMARY—Makes various changes relating to elections.
(BDR 24-166)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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; providing a manner for distinguishing candidates on a ballot who have the same or similar surnames; requiring certain statewide measures proposed by initiative to appear on the ballot in a certain order; extending the period for registering to vote; prohibiting the Secretary of State and city clerks from requiring candidates, other persons, committees or political parties to list each expenditure or campaign expense of \$100 or less on certain forms; revising the period during which a candidate may solicit or accept or a lobbyist may make or offer to make any monetary contribution before a special session; 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.** Chapter 293 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. Except as otherwise provided in subsection 2, in any*
4 *election regulated by this chapter, the name of a candidate printed*
5 *on a ballot may be the given name and surname of the candidate*
6 *or a contraction or familiar form of his given name followed by*
7 *his surname. A nickname of not more than 10 letters may be*
8 *incorporated into the name of a candidate. The nickname must be*



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1 *in quotation marks and appear immediately before the surname of*
2 *the candidate. A nickname must not indicate any political,*
3 *economic, social or religious view or affiliation and must not be*
4 *the name of any person, living or dead, whose reputation is known*
5 *on a statewide, nationwide or worldwide basis, or in any other*
6 *manner deceive a voter regarding the person or principles for*
7 *which he is voting.*

8 2. *Except as otherwise provided in subsection 3, in any*
9 *election regulated by this chapter, if two or more candidates have*
10 *the same surname or surnames so similar as to be likely to cause*
11 *confusion and:*

12 (a) *None of the candidates is an incumbent, the middle names*
13 *or middle initials, if any, of the candidates must be included in the*
14 *names of the candidates as printed on the ballot; or*

15 (b) *One of the candidates is an incumbent, the name of the*
16 *incumbent must be listed first and must be printed in bold type.*

17 3. *Where a system of voting other than by paper ballot is used*
18 *and the provisions of paragraph (b) of subsection 2 are applicable,*
19 *the Secretary of State may distinguish a candidate who is an*
20 *incumbent in a manner other than printing the name of the*
21 *incumbent in bold type provided that the manner used clearly*
22 *emphasizes the name of the incumbent in a manner similar to*
23 *printing his name in bold type.*

24 **Sec. 2.** NRS 293.177 is hereby amended to read as follows:

25 293.177 1. Except as otherwise provided in NRS 293.165, a
26 name may not be printed on a ballot to be used at a primary election
27 unless the person named has filed a declaration of candidacy or an
28 acceptance of candidacy, and paid the fee required by NRS 293.193
29 not earlier than the first Monday in May of the year in which the
30 election is to be held nor later than 5 p.m. on the third Monday in
31 May.

32 2. A declaration of candidacy or an acceptance of candidacy
33 required to be filed by this section must be in substantially the
34 following form:

35 (a) For partisan office:

36
37 DECLARATION OF CANDIDACY OF FOR THE
38 OFFICE OF

39
40 State of Nevada

41
42 County of

43
44 For the purpose of having my name placed on the official ballot as a
45 candidate for the Party nomination for the office of



1 I, the undersigned, do swear or affirm under penalty
2 of perjury that I actually, as opposed to constructively, reside at
3, in the City or Town of, County of, State of
4 Nevada; that my actual, as opposed to constructive, residence in the
5 state, district, county, township, city or other area prescribed by law
6 to which the office pertains began on a date at least 30 days
7 immediately preceding the date of the close of filing of declarations
8 of candidacy for this office; that my telephone number is,
9 and the address at which I receive mail, if different than my
10 residence, is; that I am registered as a member of the
11 Party; that I have not, in violation of the provisions of
12 NRS 293.176, changed the designation of my political party or
13 political party affiliation on an official application to register to vote
14 in any state since September 1 before the closing filing date for this
15 election; that I generally believe in and intend to support the
16 concepts found in the principles and policies of that political party in
17 the coming election; that if nominated as a candidate of the
18 Party at the ensuing election, I will accept that
19 nomination and not withdraw; that I will not knowingly violate any
20 election law or any law defining and prohibiting corrupt and
21 fraudulent practices in campaigns and elections in this state; that I
22 will qualify for the office if elected thereto, including, but not
23 limited to, complying with any limitation prescribed by the
24 Constitution and laws of this state concerning the number of years
25 or terms for which a person may hold the office; and that I
26 understand that my name will appear on all ballots as designated in
27 this declaration.

28
29
30 (Designation of name)

31
32
33 (Signature of candidate for office)

34
35 Subscribed and sworn to before me
36 this day of the month of of the year

37
38
39 Notary Public or other person
40 authorized to administer an oath

41
42 (b) For nonpartisan office:



1 DECLARATION OF CANDIDACY OF FOR THE
2 OFFICE OF

3
4 State of Nevada

5
6 County of

7
8 For the purpose of having my name placed on the official ballot as a
9 candidate for the office of, I, the undersigned,
10 do swear or affirm under penalty of perjury that I actually, as
11 opposed to constructively, reside at, in the City or Town of
12, County of, State of Nevada; that my actual, as
13 opposed to constructive, residence in the state, district, county,
14 township, city or other area prescribed by law to which the office
15 pertains began on a date at least 30 days immediately preceding the
16 date of the close of filing of declarations of candidacy for this
17 office; that my telephone number is, and the address at
18 which I receive mail, if different than my residence, is; that if
19 nominated as a nonpartisan candidate at the ensuing election, I will
20 accept the nomination and not withdraw; that I will not knowingly
21 violate any election law or any law defining and prohibiting corrupt
22 and fraudulent practices in campaigns and elections in this state; that
23 I will qualify for the office if elected thereto, including, but not
24 limited to, complying with any limitation prescribed by the
25 Constitution and laws of this state concerning the number of years
26 or terms for which a person may hold the office; and my name will
27 appear on all ballots as designated in this declaration.

28
29
30 (Designation of name)

31
32
33 (Signature of candidate for office)

34
35 Subscribed and sworn to before me
36 this day of the month of of the year

37
38
39 Notary Public or other person
40 authorized to administer an oath

41
42 3. ~~{A person may be a candidate under his given name and~~
43 ~~surname, a contraction or familiar form of his given name followed~~
44 ~~by his surname or the initial of his given name followed by his~~
45 ~~surname. A nickname of not more than 10 letters may be~~



1 ~~incorporated into a candidate's name. The nickname must be in~~
2 ~~quotation marks and appear immediately before the candidate's~~
3 ~~surname. A nickname must not indicate any political, economic,~~
4 ~~social or religious view or affiliation and must not be the name of~~
5 ~~any person, living or dead, whose reputation is known on a~~
6 ~~statewide, nationwide or worldwide basis, or in any other manner~~
7 ~~deceive a voter regarding the person or principles for which he is~~
8 ~~voting.~~

9 ~~—4.]~~ The address of a candidate which must be included in the
10 declaration of candidacy or acceptance of candidacy pursuant to
11 subsection 2 must be the street address of the residence where he
12 actually, as opposed to constructively, resides in accordance with
13 NRS 281.050, if one has been assigned. The declaration or
14 acceptance of candidacy must not be accepted for filing if the
15 candidate's address is listed as a post office box unless a street
16 address has not been assigned to his residence.

17 ~~[5.]~~ 4. By filing the declaration or acceptance of candidacy,
18 the candidate shall be deemed to have appointed the filing officer
19 for the office as his agent for service of process for the purposes of a
20 proceeding pursuant to NRS 293.182. Service of such process must
21 first be attempted at the appropriate address as specified by the
22 candidate in the declaration or acceptance of candidacy. If the
23 candidate cannot be served at that address, service must be made by
24 personally delivering to and leaving with the filing officer duplicate
25 copies of the process. The filing officer shall immediately send, by
26 registered or certified mail, one of the copies to the candidate at his
27 specified address, unless the candidate has designated in writing to
28 the filing officer a different address for that purpose, in which case
29 the filing officer shall mail the copy to the last address so
30 designated.

31 **Sec. 2.3.** NRS 293.263 is hereby amended to read as follows:
32 293.263 On the primary ballots for a major political party the
33 name of the major political party must appear at the top of the
34 ballot. ~~[Following]~~ *Except as otherwise provided in section 1 of*
35 *this act, following* this designation must appear the names of
36 candidates grouped alphabetically under the title and length of term
37 of the partisan office for which those candidates filed.

38 **Sec. 2.7.** NRS 293.265 is hereby amended to read as follows:
39 293.265 On nonpartisan primary ballots there must appear at
40 the top of the ballot the designation "Candidates for nonpartisan
41 offices." ~~[Following]~~ *Except as otherwise provided in section 1 of*
42 *this act, following* this designation must appear the names of
43 candidates grouped alphabetically under the title and length of term
44 of the nonpartisan office for which those candidates filed.



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1 **Sec. 3.** NRS 293.267 is hereby amended to read as follows:
2 293.267 1. Ballots for a general election must contain the
3 names of candidates who were nominated at the primary election,
4 the names of the candidates of a minor political party and the names
5 of independent candidates.

6 2. ~~[Names]~~ *Except as otherwise provided in section 1 of this*
7 *act, names* of candidates must be grouped alphabetically under the
8 title and length of term of the office for which those candidates
9 filed.

10 3. Except as otherwise provided in subsection 4:

11 (a) Immediately following the name of each candidate for a
12 partisan office must appear the name of his political party or the
13 word "independent," as the case may be.

14 (b) Immediately following the name of each candidate for a
15 nonpartisan office must appear the word "nonpartisan."

16 4. Where a system of voting other than by paper ballot is used,
17 the Secretary of State may provide for any placement of the name of
18 the political party or the word "independent" or "nonpartisan" which
19 clearly relates the designation to the name of the candidate to whom
20 it applies.

21 5. *If the Legislature rejects a statewide measure proposed by*
22 *initiative and proposes a different measure on the same subject*
23 *which the Governor approves, the measure proposed by the*
24 *Legislature and approved by the Governor must be listed on the*
25 *ballot before the statewide measure proposed by initiative. Each*
26 *ballot and sample ballot upon which the measures appear must*
27 *contain a statement that reads substantially as follows:*

28 *The following questions are alternative approaches to the same*
29 *issue and only one approach may be enacted into law. Please vote*
30 *for only one.*

31 **Sec. 4.** (Deleted by amendment.)

32 **Sec. 5.** NRS 293.504 is hereby amended to read as follows:

33 293.504 1. The following offices shall serve as voter
34 registration agencies:

35 (a) Such offices that provide public assistance as are designated
36 by the Secretary of State;

37 (b) Each office that receives money from the State of Nevada to
38 provide services to persons in this state who are disabled;

39 (c) The offices of the Department of Motor Vehicles;

40 (d) The offices of the city and county clerks; and

41 (e) Such other offices as the Secretary of State deems
42 appropriate.

43 2. Each voter registration agency shall:

44 (a) Post in a conspicuous place, in at least 12-point type,
45 instructions for registering to vote;



1 (b) Make applications to register to vote which may be returned
2 by mail available to each person who applies for or receives services
3 or assistance from the agency;

4 (c) Provide the same amount of assistance to an applicant in
5 completing an application to register to vote as the agency provides
6 to a person completing any other forms for the agency; and

7 (d) Accept completed applications to register to vote.

8 3. Except as otherwise provided in this subsection and NRS
9 293.524, any application to register to vote accepted by a voter
10 registration agency must be transmitted to the county clerk not later
11 than 10 days after the application is accepted. ~~During~~ *The*
12 *applications must be forwarded daily during* the 2 weeks
13 immediately preceding the ~~close of registration for an election, the~~
14 ~~applications must be forwarded daily.~~ *fifth Sunday preceding an*
15 *election.* The county clerk shall accept any application to register to
16 vote which is *obtained from a voter registration agency pursuant*
17 *to this section and* completed by the ~~last day to register~~ *fifth*
18 *Sunday preceding an election* if he receives the application not later
19 than 5 days after ~~the close of registration.~~ *that date.*

20 4. The Secretary of State shall cooperate with the Secretary of
21 Defense to develop and carry out procedures to enable persons in
22 this state to apply to register to vote at recruitment offices of the
23 United States Armed Forces.

24 **Sec. 6.** NRS 293.505 is hereby amended to read as follows:

25 293.505 1. All justices of the peace, except those located in
26 county seats, are ex officio field registrars to carry out the
27 provisions of this chapter.

28 2. The county clerk shall appoint at least one registered voter to
29 serve as a field registrar of voters who, except as otherwise provided
30 in NRS 293.5055, shall register voters within the county for which
31 he is appointed. Except as otherwise provided in subsection 1, a
32 candidate for any office may not be appointed or serve as a field
33 registrar. A field registrar serves at the pleasure of the county clerk
34 and shall perform his duties as the county clerk may direct.

35 3. A field registrar shall demand of any person who applies for
36 registration all information required by the application to register to
37 vote and shall administer all oaths required by this chapter.

38 4. When a field registrar has in his possession five or more
39 completed applications to register to vote he shall forward them to
40 the county clerk, but in no case may he hold any number of them for
41 more than 10 days.

42 5. ~~Immediately~~ *Each field registrar shall forward to the*
43 *county clerk all completed applications in his possession*
44 *immediately* after the ~~close of registration, each field registrar shall~~
45 ~~forward to the county clerk all completed applications in his~~



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1 ~~possession.]~~ *fifth Sunday preceding an election.* Within 5 days
2 after the ~~[close of registration for a]~~ *fifth Sunday preceding any*
3 general election or general city election, a field registrar shall return
4 all unused applications in his possession to the county clerk. If all of
5 the unused applications are not returned to the county clerk, the field
6 registrar shall account for the unreturned applications.

7 6. Each field registrar shall submit to the county clerk a list of
8 the serial numbers of the completed applications to register to vote
9 and the names of the electors on those applications. The serial
10 numbers must be listed in numerical order.

11 7. Each field registrar shall post notices sent to him by the
12 county clerk for posting in accordance with the election laws of this
13 state.

14 8. A field registrar, employee of a voter registration agency or
15 person assisting a voter pursuant to subsection 10 of NRS 293.5235
16 shall not:

17 (a) Delegate any of his duties to another person; or

18 (b) Refuse to register a person on account of that person's
19 political party affiliation.

20 9. A person shall not hold himself out to be or attempt to
21 exercise the duties of a field registrar unless he has been so
22 appointed.

23 10. A county clerk, field registrar, employee of a voter
24 registration agency or person assisting a voter pursuant to subsection
25 10 of NRS 293.5235 shall not:

26 (a) Solicit a vote for or against a particular question or
27 candidate;

28 (b) Speak to a voter on the subject of marking his ballot for or
29 against a particular question or candidate; or

30 (c) Distribute any petition or other material concerning a
31 candidate or question which will be on the ballot for the ensuing
32 election,
33 while he is registering an elector.

34 11. When the county clerk receives applications to register to
35 vote from a field registrar he shall issue a receipt to the field
36 registrar. The receipt must include:

37 (a) The number of persons registered; and

38 (b) The political party of the persons registered.

39 12. A county clerk, field registrar, employee of a voter
40 registration agency or person assisting a voter pursuant to subsection
41 10 of NRS 293.5235 shall not:

42 (a) Knowingly register a person who is not a qualified elector or
43 a person who has filed a false or misleading application to register
44 to vote;



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1 (b) Alter or deface an application to register to vote that has
2 been signed by an elector except to correct information contained in
3 the application after receiving notice from the elector that a change
4 in or addition to the information is required; or

5 (c) Register a person who fails to provide satisfactory proof of
6 identification and the address at which he actually resides.

7 13. If a field registrar violates any of the provisions of this
8 section, the county clerk shall immediately suspend the field
9 registrar and notify the district attorney of the county in which the
10 violation occurred.

11 14. A person who violates any of the provisions of subsection
12 8, 9, 10 or 12 is guilty of a category E felony and shall be punished
13 as provided in NRS 193.130.

14 **Sec. 7.** NRS 293.517 is hereby amended to read as follows:

15 293.517 1. Any elector residing within the county may
16 register:

17 (a) ~~By~~ *Except as otherwise provided in NRS 293.560 and*
18 *293C.527, by* appearing before the county clerk, a field registrar or a
19 voter registration agency, completing the application to register to
20 vote and giving true and satisfactory answers to all questions
21 relevant to his identity and right to vote;

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

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

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

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

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

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

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

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

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

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

45 (d) At any voter registration agency.



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

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

8 6. After the county clerk determines that the application to
9 register to vote of a person is complete and that the person is eligible
10 to vote, he shall issue a voter registration card to the voter which
11 contains:

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

14 (b) The date of issuance; and

15 (c) The signature of the county clerk.

16 **Sec. 8.** NRS 293.5237 is hereby amended to read as follows:

17 293.5237 Any time before the ~~{close of registration}~~ *fifth*
18 *Sunday preceding an election*, a person who because of illness,
19 disability or for other good cause shown requires assistance to
20 complete an application to register to vote may request the county
21 clerk in writing or by telephone to register him at his residence.
22 Upon request, the county clerk shall direct the appropriate field
23 registrar to go to the home of such a person to register him to vote.

24 **Sec. 9.** NRS 293.524 is hereby amended to read as follows:

25 293.524 1. The Department of Motor Vehicles shall provide
26 an application to register to vote to each person who applies for the
27 issuance or renewal of any type of driver's license or for an
28 identification card.

29 2. The county clerk shall use the applications to register to vote
30 which are signed and completed pursuant to subsection 1 to register
31 applicants to vote or to correct information in the registrar of voters'
32 register. An application that is not signed must not be used to
33 register or correct the registration of the applicant.

34 3. For the purposes of this section, each employee specifically
35 authorized to do so by the Director of the Department may oversee
36 the completion of an application. The authorized employee shall
37 check the application for completeness and verify the information
38 required by the application. Each application must include a
39 duplicate copy or receipt to be retained by the applicant upon
40 completion of the form. The Department shall, except as otherwise
41 provided in this subsection, forward each application on a weekly
42 basis to the county clerk or, if applicable, to the registrar of voters of
43 the county in which the applicant resides. ~~{During}~~ *The applications*
44 *must be forwarded daily during* the 2 weeks immediately preceding



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1 the ~~[close of registration for an election, the applications must be~~
2 ~~forwarded daily.]~~ *fifth Sunday preceding an election.*

3 4. The county clerk shall accept any application to register to
4 vote which is *obtained from the Department of Motor Vehicles*
5 *pursuant to this section and* completed by the ~~[last day to register]~~
6 *fifth Sunday preceding an election* if he receives the application not
7 later than 5 days after ~~[the close of registration.]~~ *that date.* Upon
8 receipt of an application, the county clerk or field registrar of voters
9 shall determine whether the application is complete. If he
10 determines that the application is complete, he shall notify the
11 applicant and the applicant shall be deemed to be registered as of the
12 date of the submission of the application. If he determines that
13 the application is not complete, he shall notify the applicant of the
14 additional information required. The applicant shall be deemed to be
15 registered as of the date of the initial submission of the application if
16 the additional information is provided within 15 days after the
17 notice for the additional information is mailed. If the applicant has
18 not provided the additional information within 15 days after the
19 notice for the additional information is mailed, the incomplete
20 application is void. Any notification required by this subsection
21 must be given by mail at the mailing address on the application not
22 more than 7 working days after the determination is made
23 concerning whether the application is complete.

24 5. The county clerk shall use any form submitted to the
25 Department to correct information on a driver's license or
26 identification card to correct information in the registrar of voters'
27 register, unless the person indicates on the form that the correction
28 is not to be used for the purposes of voter registration. The
29 Department shall forward each such form to the county clerk or, if
30 applicable, to the registrar of voters of the county in which the
31 person resides in the same manner provided by subsection 3 for
32 applications to register to vote.

33 6. Upon receipt of a form to correct information, the county
34 clerk shall compare the information to that contained in the registrar
35 of voters' register. If the person is a registered voter, the county
36 clerk shall correct the information to reflect any changes indicated
37 on the form. After making any changes, the county clerk shall notify
38 the person by mail that his records have been corrected.

39 7. The Secretary of State shall, with the approval of the
40 Director, adopt regulations to:

41 (a) Establish any procedure necessary to provide an elector who
42 applies to register to vote pursuant to this section the opportunity to
43 do so;

44 (b) Prescribe the contents of any forms or applications which the
45 Department is required to distribute pursuant to this section; and



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1 (c) Provide for the transfer of the completed applications of
2 registration from the Department to the appropriate county clerk for
3 inclusion in the election board registers and registrar of voters'
4 register.

5 **Sec. 10.** NRS 293.560 is hereby amended to read as follows:

6 293.560 1. Except as otherwise provided in NRS 293.502,
7 registration must close at 9 p.m. on the ~~[[fifth-Saturday]]~~ *third*
8 *Tuesday* preceding any primary or general election and at 9 p.m. on
9 the third Saturday preceding any recall or special election, except
10 that if a recall or special election is held on the same day as a
11 primary or general election, registration must close at 9 p.m. on the
12 ~~[[fifth-Saturday]]~~ *third Tuesday* preceding the day of the elections.

13 2. The ~~[[offices]]~~ *office* of the county clerk ~~[[and-other-ex-officio~~
14 ~~registrars]]~~ must be open from 9 a.m. to 5 p.m. and ~~[[the-office-of-the~~
15 ~~county-clerk-must-also-be-open]]~~ from 7 p.m. to 9 p.m., including
16 Saturdays, during the last days before the close of registration,
17 according to the following schedule:

18 (a) In a county whose population is less than 100,000, ~~[[those~~
19 ~~offices]]~~ *the office of the county clerk* must be open during the last 3
20 days before registration closes.

21 (b) In all other counties, ~~[[those-offices]]~~ *the office of the county*
22 *clerk* must be open during the last 5 days before registration closes.

23 3. Except for a special election held pursuant to chapter 306 or
24 350 of NRS:

25 (a) The county clerk of each county shall cause a notice signed
26 by him to be published in a newspaper having a general circulation
27 in the county indicating the day that registration will be closed. If no
28 such newspaper is published in the county, the publication may be
29 made in a newspaper of general circulation published in the nearest
30 county in this state.

31 (b) The notice must be published once each week for 4
32 consecutive weeks next preceding the close of registration for any
33 election.

34 4. The offices of the county clerk and other ex officio registrars
35 may remain open on the last Friday in October in each even-
36 numbered year.

37 *5. For the period beginning on the fifth Sunday preceding*
38 *any primary or general election and ending on the third Tuesday*
39 *preceding any primary or general election, an elector may register*
40 *to vote only by appearing in person at the office of the county*
41 *clerk.*

42 **Sec. 11.** NRS 293.565 is hereby amended to read as follows:

43 293.565 1. Except as otherwise provided in subsection 2,
44 sample ballots must include:

45 (a) *If applicable, the statement required by NRS 293.267;*



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1 (b) The fiscal note, as provided pursuant to NRS 218.443 or
2 293.250, for each proposed constitutional amendment or statewide
3 measure;

4 ~~(b)~~ (c) An explanation, as provided pursuant to NRS 218.443,
5 of each proposed constitutional amendment or statewide measure,
6 including arguments for and against it; and

7 ~~(c)~~ (d) The full text of each proposed constitutional
8 amendment.

9 2. Sample ballots that are mailed to registered voters may be
10 printed without the full text of each proposed constitutional
11 amendment if:

12 (a) The cost of printing the sample ballots would be significantly
13 reduced if the full text of each proposed constitutional amendment
14 were not included;

15 (b) The county clerk ensures that a sample ballot that includes
16 the full text of each proposed constitutional amendment is provided
17 at no charge to each registered voter who requests such a sample
18 ballot; and

19 (c) The sample ballots provided to each polling place include the
20 full text of each proposed constitutional amendment.

21 3. At least 10 days before any election, the county clerk shall
22 cause to be mailed to each registered voter in the county a sample
23 ballot for his precinct with a notice informing the voter of the
24 location of his polling place. If the location of the polling place has
25 changed since the last election:

26 (a) The county clerk shall mail a notice of the change to each
27 registered voter in the county not sooner than 10 days before
28 mailing the sample ballots; or

29 (b) The sample ballot must also include a notice in bold type
30 immediately above the location which states:

31
32 NOTICE: THE LOCATION OF YOUR POLLING PLACE
33 HAS CHANGED SINCE THE LAST ELECTION
34

35 4. Except as otherwise provided in subsection 5, a sample
36 ballot required to be mailed pursuant to this section must:

37 (a) Be printed in at least 12-point type; and

38 (b) Include on the front page, in a separate box created by bold
39 lines, a notice printed in at least 20-point bold type that states:

40
41 NOTICE: TO RECEIVE A SAMPLE BALLOT IN
42 LARGE TYPE, CALL (Insert appropriate telephone number)
43

44 5. A portion of a sample ballot that contains a facsimile of the
45 display area of a voting device may include material in less than 12-



* A B 5 4 1 R 2 *

1 point type to the extent necessary to make the facsimile fit on the
2 pages of the sample ballot.

3 6. The sample ballot mailed to a person who requests a sample
4 ballot in large type by exercising the option provided pursuant to
5 NRS 293.508, or in any other manner, must be printed in at least 14-
6 point type, or larger when practicable.

7 7. If a person requests a sample ballot in large type, the county
8 clerk shall ensure that all future sample ballots mailed to that person
9 from the county are in large type.

10 8. The county clerk shall include in each sample ballot a
11 statement indicating that the county clerk will, upon request of a
12 voter who is elderly or disabled, make reasonable accommodations
13 to allow the voter to vote at his polling place and provide reasonable
14 assistance to the voter in casting his vote, including, without
15 limitation, providing appropriate materials to assist the voter.

16 9. The cost of mailing sample ballots for any election other
17 than a primary or general election must be borne by the political
18 subdivision holding the election.

19 **Sec. 12.** NRS 293C.185 is hereby amended to read as follows:

20 293C.185 1. Except as otherwise provided in NRS 293C.190,
21 a name may not be printed on a ballot to be used at a primary city
22 election, unless the person named has filed a declaration of
23 candidacy or an acceptance of candidacy and paid the fee
24 established by the governing body of the city not earlier than 70
25 days before the primary city election and not later than 5 p.m. on the
26 60th day before the primary city election.

27 2. A declaration of candidacy required to be filed by this
28 section must be in substantially the following form:

29
30 DECLARATION OF CANDIDACY OF FOR THE
31 OFFICE OF

32
33 State of Nevada

34
35 City of

36
37 For the purpose of having my name placed on the official ballot as a
38 candidate for the office of, I, the undersigned,
39 do swear or affirm under penalty of perjury that I actually, as
40 opposed to constructively, reside at, in the City or
41 Town of, County of, State of Nevada; that my
42 actual, as opposed to constructive, residence in the city, township or
43 other area prescribed by law to which the office pertains began on a
44 date at least 30 days immediately preceding the date of the close of
45 filing of declarations of candidacy for this office; that my telephone



1 number is, and the address at which I receive mail, if
2 different than my residence, is; that if nominated as a
3 candidate at the ensuing election I will accept the nomination and
4 not withdraw; that I will not knowingly violate any election law or
5 any law defining and prohibiting corrupt and fraudulent practices in
6 campaigns and elections in this state; that I will qualify for the
7 office if elected thereto, including, but not limited to, complying
8 with any limitation prescribed by the Constitution and laws of this
9 state concerning the number of years or terms for which a person
10 may hold the office; and my name will appear on all ballots as
11 designated in this declaration.

12
13
14 (Designation of name)

15
16
17 (Signature of candidate for office)

18
19 Subscribed and sworn to before me
20 this day of the month of of the year

21
22
23 Notary Public or other person
24 authorized to administer an oath

25
26 3. ~~{A person may be a candidate under his given name and~~
27 ~~surname, a contraction or familiar form of his given name followed~~
28 ~~by his surname or the initial of his given name followed by his~~
29 ~~surname. A nickname of not more than 10 letters may be~~
30 ~~incorporated into a candidate's name. The nickname must be in~~
31 ~~quotation marks and appear immediately before the candidate's~~
32 ~~surname. A nickname must not indicate any political, economic,~~
33 ~~social or religious view or affiliation and must not be the name of~~
34 ~~any person, living or dead, whose reputation is known on a~~
35 ~~statewide, nationwide or worldwide basis, or in any other manner~~
36 ~~deceive a voter concerning the person or principles for which he is~~
37 ~~voting.~~

38 ~~—4.~~ The address of a candidate that must be included in the
39 declaration or acceptance of candidacy pursuant to subsection 2
40 must be the street address of the residence where he actually, as
41 opposed to constructively, resides in accordance with NRS 281.050,
42 if one has been assigned. The declaration or acceptance of
43 candidacy must not be accepted for filing if the candidate's address
44 is listed as a post office box unless a street address has not been
45 assigned to his residence.



1 ~~[5.]~~ 4. By filing the declaration or acceptance of candidacy,
2 the candidate shall be deemed to have appointed the city clerk as his
3 agent for service of process for the purposes of a proceeding
4 pursuant to NRS 293C.186. Service of such process must first be
5 attempted at the appropriate address as specified by the candidate in
6 the declaration or acceptance of candidacy. If the candidate cannot
7 be served at that address, service must be made by personally
8 delivering to and leaving with the city clerk duplicate copies of the
9 process. The city clerk shall immediately send, by registered or
10 certified mail, one of the copies to the candidate at his specified
11 address, unless the candidate has designated in writing to the city
12 clerk a different address for that purpose, in which case the city
13 clerk shall mail the copy to the last address so designated.

14 **Sec. 12.5.** NRS 293C.257 is hereby amended to read as
15 follows:

16 293C.257 For a primary city election there must appear at the
17 top of each ballot the designation "Candidates for city offices."
18 ~~[Following]~~ *Except as otherwise provided in section 1 of this act,*
19 *following* this designation must appear the names of candidates
20 grouped alphabetically under the title and length of term of the
21 office for which those candidates filed.

22 **Sec. 13.** NRS 293C.260 is hereby amended to read as follows:

23 293C.260 1. Except as otherwise provided in NRS 293C.140,
24 ballots for a general city election must contain the names of
25 candidates who were nominated at the primary city election.

26 2. ~~[The]~~ *Except as otherwise provided in section 1 of this act,*
27 *the* names of candidates must be grouped alphabetically under the
28 title and length of term of the office for which those candidates
29 filed.

30 **Sec. 14.** NRS 293C.527 is hereby amended to read as follows:

31 293C.527 1. Except as otherwise provided in NRS 293.502,
32 registration must close at 9 p.m. on the ~~[fifth-Saturday]~~ *third*
33 *Tuesday* preceding any primary city election or general city election
34 and at 9 p.m. on the third Saturday preceding any recall or special
35 election, except that if a recall or special election is held on the same
36 day as a primary city election or general city election, registration
37 must close at 9 p.m. on the ~~[fifth-Saturday]~~ *third Tuesday* preceding
38 the day of the elections.

39 2. The ~~[offices]~~ *office* of the city ~~[and county clerk and other~~
40 ~~ex-officio registrars]~~ *clerk* must be open from 9 a.m. to 5 p.m. and
41 ~~[the offices of the city and county clerk must also be open]~~ from 7
42 p.m. to 9 p.m., including Saturdays, during the last days before the
43 close of registration before a primary city election or general city
44 election, according to the following schedule:



1 (a) In a city whose population is less than 25,000, ~~those offices~~
2 *the office of the city clerk* must be open during the last 3 days
3 before registration closes.

4 (b) In a city whose population is 25,000 or more, ~~those offices~~
5 *the office of the city clerk* must be open during the last 5 days
6 before registration closes.

7 3. Except for a special election held pursuant to chapter 306 or
8 350 of NRS:

9 (a) The city clerk of each city shall cause a notice signed by him
10 to be published in a newspaper having a general circulation in the
11 city indicating the day that registration will be closed. If no
12 newspaper is of general circulation in that city, the publication may
13 be made in a newspaper of general circulation in the nearest city in
14 this state.

15 (b) The notice must be published once each week for 4
16 consecutive weeks next preceding the close of registration for any
17 election.

18 *4. For the period beginning on the fifth Sunday preceding*
19 *any primary city election or general city election and ending on*
20 *the third Tuesday preceding any primary city election or general*
21 *city election, an elector may register to vote only by appearing in*
22 *person at the office of the city clerk.*

23 **Sec. 15.** Chapter 294A of NRS is hereby amended by adding
24 thereto a new section to read as follows:

25 *The Secretary of State and a city clerk shall not request or*
26 *require a candidate, person, group of persons, committee or*
27 *political party to list each of the expenditures or campaign*
28 *expenses of \$100 or less on a form designed and provided*
29 *pursuant to NRS 294A.125, 294A.200, 294A.210, 294A.220,*
30 *294A.280, 294A.360 or 294A.362.*

31 **Sec. 16.** NRS 294A.300 is hereby amended to read as follows:

32 294A.300 1. It is unlawful for a member of the Legislature,
33 the Lieutenant Governor, the Lieutenant Governor-Elect, the
34 Governor or the Governor-Elect to solicit or accept any monetary
35 contribution, or solicit or accept a commitment to make such a
36 contribution for any political purpose during the period beginning:

37 (a) Thirty days before a regular session of the Legislature and
38 ending 30 days after the final adjournment of a regular session of
39 the Legislature; ~~or~~

40 (b) *Fifteen days before a special session of the Legislature is*
41 *set to commence and ending 15 days after the final adjournment*
42 *of a special session of the Legislature, if the Governor sets a*
43 *specific date for the commencement of the special session that is*
44 *more than 15 days after the Governor issues the proclamation*
45 *calling for the special session; or*



1 (c) The day after the Governor issues a proclamation calling for
2 a special session of the Legislature and ending 15 days after the
3 final adjournment of a special session of the Legislature ~~or~~ *if the*
4 *Governor sets a specific date for the commencement of the special*
5 *session that is 15 or fewer days after the Governor issues the*
6 *proclamation calling for the special session.*

7 2. This section does not prohibit the payment of a salary or
8 other compensation or income to a member of the Legislature, the
9 Lieutenant Governor or the Governor during a session of the
10 Legislature if it is made for services provided as a part of his regular
11 employment or is additional income to which he is entitled.

12 **Sec. 17.** NRS 294A.310 is hereby amended to read as follows:

13 294A.310 1. A member of an organization whose primary
14 purpose is to provide support for Legislators of a particular political
15 party and house shall not solicit or accept contributions on behalf of
16 the Legislators or the organization, or solicit or accept a
17 commitment to make such a contribution during the period
18 beginning:

19 (a) Thirty days before a regular session of the Legislature and
20 ending 30 days after the final adjournment of a regular session of
21 the Legislature; ~~or~~

22 (b) *Fifteen days before a special session of the Legislature is*
23 *set to commence and ending 15 days after the final adjournment*
24 *of a special session of the Legislature, if the Governor sets a*
25 *specific date for the commencement of the special session that is*
26 *more than 15 days after the Governor issues the proclamation*
27 *calling for the special session; or*

28 (c) The day after the Governor issues a proclamation calling for
29 a special session of the Legislature and ending 15 days after the
30 final adjournment of a special session of the Legislature ~~or~~ *if the*
31 *Governor sets a specific date for the commencement of the special*
32 *session that is 15 or fewer days after the Governor issues the*
33 *proclamation calling for the special session.*

34 2. A person shall not make or commit to make a contribution
35 or commitment prohibited by subsection 1.

36 3. A person shall not accept a contribution on behalf of another
37 person to avoid the prohibitions of this section.

38 **Sec. 18.** NRS 218.942 is hereby amended to read as follows:

39 218.942 1. A lobbyist shall not knowingly or willfully make
40 any false statement or misrepresentation of facts:

41 (a) To any member of the Legislative Branch in an effort to
42 persuade or influence him in his official actions.

43 (b) In a registration statement or report concerning lobbying
44 activities filed with the Director.



1 2. A lobbyist shall not give to a member of the Legislative
2 Branch or a member of his staff or immediate family gifts that
3 exceed \$100 in value in the aggregate in any calendar year.

4 3. A member of the Legislative Branch or a member of his
5 staff or immediate family shall not solicit anything of value from a
6 registrant or accept any gift that exceeds \$100 in aggregate value in
7 any calendar year.

8 4. A person who employs or uses a lobbyist shall not make that
9 lobbyist's compensation or reimbursement contingent in any manner
10 upon the outcome of any legislative action.

11 5. Except during the period permitted by NRS 218.918, a
12 person shall not knowingly act as a lobbyist without being registered
13 as required by that section.

14 6. Except as otherwise provided in subsection 7, a member of
15 the Legislative or Executive Branch of the State Government and an
16 elected officer or employee of a political subdivision shall not
17 receive compensation or reimbursement other than from the State or
18 the political subdivision for personally engaging in lobbying.

19 7. An elected officer or employee of a political subdivision
20 may receive compensation or reimbursement from any organization
21 whose membership consists of elected or appointed public officers.

22 8. A lobbyist shall not instigate the introduction of any
23 legislation for the purpose of obtaining employment to lobby in
24 opposition thereto.

25 9. A lobbyist shall not make, commit to make or offer to make
26 a monetary contribution to a member of the Legislature, the
27 Lieutenant Governor, the Lieutenant Governor-elect, the Governor
28 or the Governor-elect during the period beginning:

29 (a) Thirty days before a regular session of the Legislature and
30 ending 30 days after the final adjournment of a regular session of
31 the Legislature; ~~or~~

32 (b) *Fifteen days before a special session of the Legislature is*
33 *set to commence and ending 15 days after the final adjournment*
34 *of a special session of the Legislature, if the Governor sets a*
35 *specific date for the commencement of the special session that is*
36 *more than 15 days after the Governor issues the proclamation*
37 *calling for the special session; or*

38 (c) The day after the Governor issues a proclamation calling for
39 a special session of the Legislature and ending 15 days after the
40 final adjournment of a special session of the Legislature ~~or~~ *if the*
41 *Governor sets a specific date for the commencement of the special*
42 *session that is 15 or fewer days after the Governor issues the*
43 *proclamation calling for the special session.*



1 **Sec. 19.** Section 5.050 of the Charter of the City of Caliente,
2 being chapter 31, Statutes of Nevada 1971, at page 67, is hereby
3 amended to read as follows:

4 Sec. 5.050 Names on ballots.

5 **1.** The full names of all candidates, except those who
6 have withdrawn, died or become ineligible, ~~[shall]~~ **must** be
7 printed on the official ballots without party designation or
8 symbol. ~~[The use of nicknames in conjunction with the~~
9 ~~candidates' legal names is allowed and the nicknames may be~~
10 ~~printed on the official ballots.]~~

11 **2.** If two or more candidates have the same surname or
12 surnames so similar as to be likely to cause confusion ~~[, their~~
13 ~~residence addresses shall be printed with]~~ **and:**

14 **(a)** *None of them is an incumbent, their middle names*
15 *or middle initials, if any, must be included in* their names *as*
16 *printed* on the ballot ~~[,]~~; **or**

17 **(b)** *One of them is an incumbent, the name of the*
18 *incumbent must be listed first and must be printed in bold*
19 *type.*

20 **Sec. 20.** Section 5.050 of the Charter of the City of Carson,
21 being chapter 213, Statutes of Nevada 1969, at page 305, is hereby
22 amended to read as follows:

23 Sec. 5.050 Names on ballots.

24 **1.** The full names of all candidates, except those who
25 have withdrawn, died or become ineligible, ~~[shall]~~ **must** be
26 printed on the official ballots without party designation or
27 symbol. ~~[The use of nicknames in conjunction with the~~
28 ~~candidates' legal names is allowed and nicknames may be~~
29 ~~printed on the official ballots.]~~

30 **2.** If two or more candidates have the same surname or
31 surnames so similar as to be likely to cause confusion ~~[, their~~
32 ~~residence addresses shall be printed with]~~ **and:**

33 **(a)** *None of them is an incumbent, their middle names*
34 *or middle initials, if any, must be included in* their names *as*
35 *printed* on the ballot ~~[,]~~; **or**

36 **(b)** *One of them is an incumbent, the name of the*
37 *incumbent must be listed first and must be printed in bold*
38 *type.*

39 **Sec. 21.** Section 5.040 of the Charter of the City of Elko,
40 being chapter 276, Statutes of Nevada 1971, at page 488, is hereby
41 amended to read as follows:

42 Sec. 5.040 Names on ballots.

43 **1.** The full names of all candidates, except those who
44 have withdrawn, died or become ineligible, ~~[shall]~~ **must** be
45 printed on the official ballots without party designation or



symbol. ~~{The use of nicknames in conjunction with the candidates' legal names is allowed and the nicknames may be printed on the official ballots.}~~

2. If two or more candidates have the same surname or surnames so similar as to be likely to cause confusion ~~{, their residence addresses shall be printed with}~~ and:

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in their names as printed* on the ballot ~~{}~~; or

(b) *One of them is an incumbent, the name of the incumbent must be listed first and must be printed in bold type.*

Sec. 22. Section 5.050 of the Charter of the City of Henderson, being chapter 266, Statutes of Nevada 1971, as amended by chapter 596, Statutes of Nevada 1995, at page 2215, is hereby amended to read as follows:

Sec. 5.050 Names on ballots.

1. The full names of all candidates, except those who have withdrawn, died or become ineligible, must be printed on the official ballots without party designation or symbol. ~~{The use of nicknames in conjunction with the candidates' legal names is allowed and the nicknames may be printed on the official ballots in accordance with the provisions of NRS 293.177.}~~

2. If two or more candidates have the same surname or surnames so similar as to be likely to cause confusion ~~{, their residence addresses must be printed with}~~ and:

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in their names as printed* on the ballot ~~{}~~; or

(b) *One of them is an incumbent, the name of the incumbent must be listed first and must be printed in bold type.*

Sec. 23. Section 5.050 of the Charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, at page 1415, is hereby amended to read as follows:

Sec. 5.050 Names on ballots.

1. The full names of all of the candidates, except those who have withdrawn, died or become ineligible, must be printed on the official ballots without party designation or symbol. ~~{The use of nicknames in conjunction with the candidates' legal names is allowed, and the nicknames may be printed with the legal names on the official ballots.}~~



2. If two or more candidates have the same name or names which are so similar as likely to cause confusion ~~{, their residence addresses must be printed with}~~ **and:**

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in their names as printed* on the ballots ~~{,}~~; or

(b) *One of them is an incumbent, the name of the incumbent must be listed first and must be printed in bold type.*

Sec. 24. Section 5.050 of the Charter of the City of North Las Vegas, being chapter 573, Statutes of Nevada 1971, as amended by chapter 723, Statutes of Nevada 1973, at page 1442, is hereby amended to read as follows:

Sec. 5.050 Names on ballots.

1. The full names of all candidates, except those who have withdrawn, died or become ineligible, ~~{shall}~~ **must** be printed on the official ballots without party designation or symbol. ~~{The use of nicknames in conjunction with the candidates' legal names is allowed and the nicknames may be printed on the official ballots.}~~

2. If two or more candidates have the same surname or surnames so similar as to be likely to cause confusion ~~{, their residence addresses shall be printed with}~~ **and:**

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in their names as printed* on the ballot ~~{,}~~; or

(b) *One of them is an incumbent, the name of the incumbent must be listed first and must be printed in bold type.*

3. In any election regulated by this Charter, the names of candidates as **printed** on the ballot shall not include any title, designation or other reference which will indicate the profession or occupation of such candidates.

Sec. 25. Section 5.050 of the Charter of the City of Reno, being chapter 662, Statutes of Nevada 1971, at page 1978, is hereby amended to read as follows:

Sec. 5.050 Names on ballots.

1. The full names of all candidates, except those who have withdrawn, died or become ineligible, ~~{shall}~~ **must** be printed on the official ballots without party designation or symbol. ~~{The use of nicknames in conjunction with the candidates' legal names is allowed and the nicknames may be printed on the official ballots.}~~



2. If two or more candidates have the same surname or surnames so similar as to be likely to cause confusion ~~[, their residence addresses shall be printed with]~~ and:

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in* their names *as printed* on the ballot ~~[,]~~; or

(b) *One of them is an incumbent, the name of the incumbent must be listed first and must be printed in bold type.*

Sec. 26. Section 5.050 of the Charter of the City of Sparks, being chapter 470, Statutes of Nevada 1975, at page 736, is hereby amended to read as follows:

Sec. 5.050 Names on ballots.

1. The full names of all candidates, except those who have withdrawn, died or become ineligible, ~~[shall]~~ **must** be printed on the official ballots without party designation or symbol. ~~[The use of nicknames in conjunction with the candidates' legal names is allowed and the nicknames may be printed on the official ballots.]~~

2. If two or more candidates have the same surname ~~[,]~~ or surnames so similar as to be likely to cause confusion ~~[, their residence addresses shall be printed with]~~ and:

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in* their names *as printed* on the ballot ~~[,]~~; or

(b) *One of them is an incumbent, the name of the incumbent must be listed first and must be printed in bold type.*

Sec. 27. Section 5.040 of the Charter of the City of Wells, being chapter 275, Statutes of Nevada 1971, at page 470, is hereby amended to read as follows:

Sec. 5.040 Names on ballots.

1. The full names of all candidates, except those who have withdrawn, died or become ineligible, ~~[shall]~~ **must** be printed on the official ballots without party designation or symbol. ~~[The use of nicknames in conjunction with the candidates' legal names is allowed and the nicknames may be printed on the official ballots.]~~

2. If two or more candidates have the same surname or surnames so similar as to be likely to cause confusion ~~[, their residence addresses shall be printed with]~~ and:

(a) *None of them is an incumbent, their middle names or middle initials, if any, must be included in* their names *as printed* on the ballot ~~[,]~~; or



1 ***(b) One of them is an incumbent, the name of the***
2 ***incumbent must be listed first and must be printed in bold***
3 ***type.***

4 **Sec. 28.** Section 5.040 of the Charter of the City of Yerington,
5 being chapter 465, Statutes of Nevada 1971, at page 912, is hereby
6 amended to read as follows:

7 Sec. 5.040 Names on ballots.

8 ***1.*** The full names of all candidates, except those who
9 have withdrawn, died or become ineligible, ~~{shall}~~ ***must*** be
10 printed on the official ballots without party designation or
11 symbol. ~~{The use of nicknames in conjunction with the~~
12 ~~candidates' legal names is allowed and the nicknames may be~~
13 ~~printed on the official ballots.}~~

14 ***2.*** If two or more candidates have the same surname or
15 surnames so similar as to be likely to cause confusion ~~{, their~~
16 ~~residence addresses shall be printed with}~~ ***and:***

17 ***(a) None of them is an incumbent, their middle names***
18 ***or middle initials, if any, must be included in*** their names ***as***
19 ***printed*** on the ballot ~~{}~~ ***; or***

20 ***(b) One of them is an incumbent, the name of the***
21 ***incumbent must be listed first and must be printed in bold***
22 ***type.***

