
ASSEMBLY BILL NO. 455—COMMITTEE ON ELECTIONS,
PROCEDURES, ETHICS, AND CONSTITUTIONAL AMENDMENTS

MARCH 28, 2005

Referred to Committee on Elections, Procedures, Ethics,
and Constitutional Amendments

SUMMARY—Makes various changes related to elections.
(BDR 24-1334)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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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 that a primary election must be conducted on the third Tuesday of June in even-numbered years; extending the period that a registered voter may absent himself from his place of employment for the purpose of casting a ballot; revising the provisions governing areas at public buildings for the use in gathering of signatures on a petition; revising the provision governing the form for application to register to vote; providing that an out-of-state student enrolled in the University and Community College System of Nevada may serve as a member of an election board; revising the provisions governing registering to vote before an election; providing that an absent ballot request may be returned by the designee of a person; requiring the form for a candidate to file certain reports relating to campaign contributions and expenditures to include a space for reporting cash on hand at the beginning of certain periods; providing that a person who has failed to file campaign finance reports or financial disclosure reports or failed to pay certain civil penalties may not file a declaration of candidacy or petition for an initiative or referendum; providing a penalty; and providing other matters properly relating thereto.



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

Section 1. Chapter 293 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

Sec. 2. 1. *A county clerk shall provide the form for the application to register to vote prescribed by the Secretary of State pursuant to NRS 293.507 to a candidate, major political party, minor political party or any other person submitting a request pursuant to subsection 2.*

2. *A candidate, major political party, minor political party or other person shall:*

(a) *Submit a request for forms for the application to register to vote to the county clerk in person, by telephone, in writing or by facsimile machine; and*

(b) *State the number of forms for the application to register to vote that the candidate, major political party, minor political party or other person is requesting.*

3. *The county clerk shall record the control numbers assigned to the forms by the Secretary of State pursuant to NRS 293.507 of the forms he provided in response to the request. The county clerk shall maintain a request for multiple applications with his records.*

Sec. 3. *No person may be a candidate for partisan office or nonpartisan office in any election if he has, at the time of filing a declaration of candidacy or an acceptance of candidacy pursuant to NRS 293.177, failed to:*

1. *Submit any campaign finance report required of the person pursuant to NRS 294A.120, 294A.125 or 294A.200;*

2. *Submit any statement of financial disclosure required of the person pursuant to NRS 281.559 or 281.561; or*

3. *Pay any civil penalty assessed pursuant to NRS 281.581 or 294A.420.*

Sec. 4. 1. *The county clerk may appoint a nonresident college student as an election board officer. To qualify for such an appointment, the nonresident college student must be:*

(a) *A United States citizen and not eligible to register to vote in this State;*

(b) *Enrolled in the University and Community College System of Nevada; and*

(c) *At least 16 years of age at the time of service.*

2. *The county clerk may only appoint a nonresident college student pursuant to subsection 1 if:*

(a) *The nonresident college student is appointed without party affiliation;*



1 ***(b) The county clerk sends the nonresident college student a***
2 ***certificate stating the date and hours that the nonresident college***
3 ***student shall act as an election board officer; and***

4 ***(c) The nonresident college student attends the training class***
5 ***required by NRS 293B.260.***

6 ***3. Except as otherwise provided in this subsection, the county***
7 ***clerk may assign a nonresident college student such duties as the***
8 ***county clerk deems appropriate. The county clerk shall not assign***
9 ***more than one nonresident college student to serve as an election***
10 ***board officer in any one precinct.***

11 ***4. The county clerk may compensate a nonresident college***
12 ***student for his service at the same rate fixed for election board***
13 ***officers generally.***

14 **Sec. 5.** NRS 293.127565 is hereby amended to read as
15 follows:

16 293.127565 1. At each building that is open to the general
17 public and occupied by the government of this State or a political
18 subdivision of this State or an agency thereof, other than a building
19 of a public elementary or secondary school, an area must be ~~made~~
20 ~~available~~ ***designated*** for the use of any person to gather signatures
21 on a petition at any time that the building is open to the public. The
22 area must be reasonable and may be inside or outside of the
23 building. Each public officer or employee in control of the operation
24 of a building governed by this subsection shall ~~designate and~~
25 ~~approve the area required by this subsection for the building.~~ :

26 ***(a) Post conspicuously a notice of the area designated for the***
27 ***gathering of signatures on a petition at the building; and***

28 ***(b) Submit to the county clerk for the county in which the***
29 ***building is located notice of the area designated for the gathering***
30 ***of signatures on a petition at the building.***

31 2. Before a person may use an area designated pursuant to
32 subsection 1, the person must notify the public officer or employee
33 in control of the operation of the building governed by subsection 1
34 of the dates and times that the person intends to use the area to
35 gather signatures on a petition. The public officer or employee may
36 not deny the person the use of the area.

37 3. ~~[A]~~ ***Not later than 3 days after the date of the decision that***
38 ***aggrieved the person, a*** person aggrieved by a decision made by a
39 public officer or employee pursuant to subsection 1 ***or 2*** may appeal
40 the decision to the Secretary of State. The Secretary of State shall
41 review the decision to determine whether the public officer or
42 employee ~~designated a reasonable area as required by~~ ***violated***
43 subsection 1 ~~[-~~

44 ~~4. The] or 2.~~



1 ***4. Not later than 7 days after the date of the decision by the***
2 ***Secretary of State, the decision of the Secretary of State is a final***
3 ***decision for the purposes of judicial review. The decision of the***
4 ***Secretary of State may only be appealed in the First Judicial District***
5 ***Court. If the First Judicial District Court determines that the***
6 ***public officer or employee violated subsection 1 or 2 and that a***
7 ***person was denied the use of a public building for the purpose of***
8 ***gathering signatures on a petition, the Court shall order that the***
9 ***deadline for filing the petition provided pursuant to NRS 293.128,***
10 ***293.165, 293.172, 293.200, 295.056, 298.109, 306.035 or 306.110***
11 ***must be extended for a period equal to the time that the person***
12 ***was denied the use of a public building for the purpose of***
13 ***gathering signatures on a petition.***

14 5. The Secretary of State may adopt regulations to carry out the
15 provisions of subsection 3.

16 **Sec. 6.** NRS 293.128 is hereby amended to read as follows:

17 293.128 1. To qualify as a major political party, any
18 organization must, under a common name:

19 (a) On ~~{January 1 preceding any}~~ ***October 15 of the year***
20 ***immediately preceding a year in which a*** primary election ~~{}~~ ***is***
21 ***held,*** have been designated as a political party on the applications to
22 register to vote of at least 10 percent of the total number of
23 registered voters in this State; or

24 (b) File a petition with the Secretary of State not later than the
25 ~~{last}~~ ***second*** Friday in ~~{April before any}~~ ***February preceding*** a
26 primary election ***that is*** signed by a number of registered voters
27 equal to or more than 10 percent of the total number of votes cast at
28 the last preceding general election for the offices of Representative
29 in Congress.

30 2. If a petition is filed pursuant to paragraph (b) of subsection
31 1, the names of the voters need not all be on one document, but each
32 document of the petition must be verified by the circulator thereof to
33 the effect that the signers are registered voters of this State
34 according to his best information and belief and that the signatures
35 are genuine and were signed in his presence. Each document of the
36 petition must bear the name of a county, and only registered voters
37 of that county may sign the document. The documents which are
38 circulated for signature must then be submitted for verification
39 pursuant to NRS 293.1276 to 293.1279, inclusive, not later than 25
40 working days before the ~~{last}~~ ***second*** Friday in ~~{April}~~ ***February***
41 ***preceding a primary election.***

42 3. In addition to the requirements set forth in subsection 1,
43 each organization which wishes to qualify as a political party must
44 file with the Secretary of State a certificate of existence which
45 includes the:



- 1 (a) Name of the political party;
- 2 (b) Names and addresses of its officers;
- 3 (c) Names of the members of its executive committee; and
- 4 (d) Name of the person who is authorized by the party to act as
- 5 resident agent in this State.

6 4. A political party shall file with the Secretary of State an
7 amended certificate of existence within 5 days after any change in
8 the information contained in the certificate.

9 **Sec. 7.** NRS 293.165 is hereby amended to read as follows:

10 293.165 1. Except as otherwise provided in NRS 293.166, a
11 vacancy occurring in a major or minor political party nomination for
12 a partisan office may be filled by a candidate designated by the
13 party central committee of the county or State, as the case may be,
14 of the major political party or by the executive committee of the
15 minor political party subject to the provisions of subsections 4
16 and 5.

17 2. A vacancy occurring in a nonpartisan nomination after the
18 close of filing and on or before 5 p.m. of the ~~second~~ *fourth*
19 Tuesday in ~~July~~ *April* must be filled by filing a nominating
20 petition that is signed by registered voters of the State, county,
21 district or municipality who may vote for the office in question. The
22 number of registered voters who sign the petition must not be less
23 than 1 percent of the number of persons who voted for the office in
24 question in the State, county, district or municipality at the last
25 preceding general election. The petition must be filed not earlier
26 than the ~~first~~ *third* Tuesday in ~~June~~ *March* and not later than the
27 ~~fourth~~ *second* Tuesday in ~~July~~ *May*. The petition may consist of
28 more than one document. Each document must bear the name of one
29 county and must be signed only by a person who is a registered
30 voter of that county and who may vote for the office in question.
31 Each document of the petition must be submitted for verification
32 pursuant to NRS 293.1276 to 293.1279, inclusive, to the county
33 clerk of the county named on the document. A candidate nominated
34 pursuant to the provisions of this subsection:

35 (a) Must file a declaration of candidacy or acceptance of
36 candidacy and pay the statutory filing fee on or before the date the
37 petition is filed; and

38 (b) May be elected only at a general election, and his name must
39 not appear on the ballot for a primary election.

40 3. A vacancy occurring in a nonpartisan nomination after
41 5 p.m. of the ~~second~~ *fourth* Tuesday in ~~July~~ *April* and on or
42 before 5 p.m. of the ~~second~~ Tuesday *after the fourth Monday* in
43 ~~September~~ *May* must be filled by the person who receives the next
44 highest vote for the nomination in the primary.



1 4. No change may be made on the ballot for the general
2 election after 5 p.m. of the ~~second~~ Tuesday *after the fourth*
3 *Monday* in ~~September~~ *May* of the year in which the general
4 election is held. If a nominee dies after that time and date, his name
5 must remain on the ballot for the general election and, if elected, a
6 vacancy exists.

7 5. All designations provided for in this section must be filed on
8 or before 5 p.m. on the ~~second~~ Tuesday *after the fourth Monday*
9 in ~~September~~ *May*. In each case, the statutory filing fee must be
10 paid and an acceptance of the designation must be filed on or before
11 5 p.m. on the date the designation is filed.

12 **Sec. 8.** NRS 293.166 is hereby amended to read as follows:

13 293.166 1. A vacancy occurring in a party nomination for the
14 office of State Senator or Assemblyman from a legislative district
15 comprising more than one county may be filled as follows, subject
16 to the provisions of subsections 2 and 3. The county commissioners
17 of each county, all or part of which is included within the legislative
18 district, shall meet to appoint a person who is of the same political
19 party as the former nominee and who actually, as opposed to
20 constructively, resides in the district to fill the vacancy, under the
21 chairmanship of the chairman of the board of county commissioners
22 of the county whose population residing within the district is the
23 greatest. Each board of county commissioners shall first meet
24 separately and determine the single candidate it will nominate to fill
25 the vacancy. Then, the boards shall meet jointly and the chairmen on
26 behalf of the boards shall cast a proportionate number of votes
27 according to the percent, rounded to the nearest whole percent,
28 which the population of its county is of the population of the entire
29 district. Populations must be determined by the last decennial census
30 or special census conducted by the Bureau of the Census of the
31 United States Department of Commerce. The person who receives a
32 plurality of these votes is appointed to fill the vacancy. If no person
33 receives a plurality of the votes, the boards of county commissioners
34 of the respective counties shall each as a group select one candidate,
35 and the nominee must be chosen by drawing lots among the persons
36 so selected.

37 2. No change may be made on the ballot after the ~~second~~
38 Tuesday *after the fourth Monday* in ~~September~~ *May* of the year in
39 which the general election is held. If a nominee dies after that date,
40 his name must remain on the ballot and, if elected, a vacancy exists.

41 3. The designation of a nominee pursuant to this section must
42 be filed with the Secretary of State before 5 p.m. of the ~~second~~
43 Tuesday *after the fourth Monday* in ~~September~~ *May*, and the
44 statutory filing fee must be paid with the designation.



Sec. 9. NRS 293.1725 is hereby amended to read as follows:

293.1725 1. Except as otherwise provided in subsection 4, a minor political party that wishes to place its candidates for partisan office on the ballot for a general election and:

(a) Is entitled to do so pursuant to paragraph (a) or (b) of subsection 2 of NRS 293.1715;

(b) Files a petition pursuant to paragraph (c) of subsection 2 of NRS 293.1715; or

(c) Whose candidates are entitled to appear on the ballot pursuant to subsection 3 of NRS 293.1715,

↪ must file with the Secretary of State a list of its candidates for partisan office not earlier than the first Monday in ~~[May]~~ **April** preceding the election nor later than 5 p.m. on the ~~[second Friday]~~ **Saturday** after the first Monday in ~~[May.]~~ **April**. The list must be signed by the person so authorized in the certificate of existence of the minor political party before a notary public or other person authorized to take acknowledgments. The Secretary of State shall strike from the list each candidate who is not entitled to appear on the ballot pursuant to subsection 3 of NRS 293.1715 if the minor political party is not entitled to place candidates on the ballot pursuant to subsection 2 of NRS 293.1715. The list may be amended not later than 5 p.m. on the ~~[second Friday]~~ **Saturday** after the first Monday in ~~[May.]~~ **April**.

2. The Secretary of State shall immediately forward a certified copy of the list of candidates for partisan office of each minor political party to the filing officer with whom each candidate must file his declaration of candidacy.

3. Each candidate on the list must file his declaration of candidacy with the appropriate filing officer and pay the fee required by NRS 293.193 not earlier than the date on which the list of candidates for partisan office of his minor political party is filed with the Secretary of State nor later than 5 p.m. on the ~~[second Friday]~~ **Saturday** after the first Monday in ~~[May.]~~ **April**.

4. A minor political party that wishes to place candidates for the offices of President and Vice President of the United States on the ballot and has qualified to place the names of its candidates for partisan office on the ballot for the general election pursuant to subsection 2 of NRS 293.1715 must file with the Secretary of State a certificate of nomination for these offices not later than the ~~[first]~~ **third** Tuesday in ~~[September.]~~ **June**.

Sec. 10. NRS 293.174 is hereby amended to read as follows:

293.174 1. If the qualification of a minor political party is challenged, all affidavits and documents in support of the challenge must be filed not later than 5 p.m. on the third Friday in August. Any judicial proceeding resulting from the challenge must be set for



1 hearing not more than 5 days after the third Friday in August. A
2 challenge pursuant to this subsection must be filed with the First
3 Judicial District Court if the petition was filed with the Secretary of
4 State.

5 2. If the qualification of a candidate of a minor political party
6 other than a candidate for the office of President or Vice President
7 of the United States is challenged, all affidavits and documents in
8 support of the challenge must be filed not later than 5 p.m. on the
9 ~~fourth~~ *second* Monday in May. Any judicial proceeding resulting
10 from the challenge must be set for hearing not more than 5 days
11 after the ~~fourth~~ *second* Monday in May. A challenge pursuant to
12 this subsection must be filed with:

13 (a) The First Judicial District Court; or

14 (b) If a candidate who filed a declaration of candidacy with a
15 county clerk is challenged, the district court for the county where
16 the declaration of candidacy was filed.

17 **Sec. 11.** NRS 293.175 is hereby amended to read as follows:

18 293.175 1. The primary election must be held on the ~~first~~
19 *third* Tuesday of ~~September~~ *June* in each even-numbered year.

20 2. Candidates for partisan office of a major political party and
21 candidates for nonpartisan office must be nominated at the primary
22 election.

23 3. Candidates for partisan office of a minor political party must
24 be nominated in the manner prescribed pursuant to NRS 293.171 to
25 293.174, inclusive.

26 4. Independent candidates for partisan office must be
27 nominated in the manner provided in NRS 293.200.

28 5. The provisions of NRS 293.175 to 293.203, inclusive, do not
29 apply to:

30 (a) Special elections to fill vacancies.

31 (b) The nomination of the officers of incorporated cities.

32 (c) The nomination of district officers whose nomination is
33 otherwise provided for by statute.

34 **Sec. 12.** NRS 293.176 is hereby amended to read as follows:

35 293.176 1. Except as otherwise provided in subsection 2, no
36 person may be a candidate of a major political party for partisan
37 office in any election if he has changed:

38 (a) The designation of his political party affiliation; or

39 (b) His designation of political party from nonpartisan to a
40 designation of a political party affiliation,

41 ➔ on an application to register to vote in the State of Nevada or in
42 any other state during the time beginning on ~~September 1~~
43 *December 31* preceding the closing filing date for that election and
44 ending on the date of that election whether or not his previous



1 registration was still effective at the time of the change in party
2 designation.

3 2. The provisions of subsection 1 do not apply to any person
4 who is a candidate of a political party that was not qualified
5 pursuant to NRS 293.171 on the ~~September 1~~ *December 31* next
6 preceding the closing filing date for the election.

7 **Sec. 13.** NRS 293.177 is hereby amended to read as follows:

8 293.177 1. Except as otherwise provided in NRS 293.165, a
9 name may not be printed on a ballot to be used at a primary election
10 unless the person named has filed a declaration of candidacy or an
11 acceptance of candidacy, and has paid the fee required by NRS
12 293.193 not earlier than the first Monday in ~~May~~ *April* of the year
13 in which the election is to be held nor later than 5 p.m. on the
14 ~~second Friday~~ *Saturday* after the first Monday in ~~May~~ *April*.

15 2. A declaration of candidacy or an acceptance of candidacy
16 required to be filed by this section must be in substantially the
17 following form:

18 (a) For partisan office:

19
20 DECLARATION OF CANDIDACY OF FOR THE
21 OFFICE OF

22
23 State of Nevada

24
25 County of

26
27 For the purpose of having my name placed on the official ballot as a
28 candidate for the Party nomination for the office of
29, I, the undersigned, do swear or affirm under penalty
30 of perjury that I actually, as opposed to constructively, reside at
31, in the City or Town of, County of, State of
32 Nevada; that my actual, as opposed to constructive, residence in the
33 State, district, county, township, city or other area prescribed by law
34 to which the office pertains began on a date at least 30 days
35 immediately preceding the date of the close of filing of declarations
36 of candidacy for this office; that my telephone number is,
37 and the address at which I receive mail, if different than my
38 residence, is; that I am registered as a member of the
39 Party; that I am a qualified elector pursuant to Section 1
40 of Article 2 of the Constitution of the State of Nevada; that if I have
41 ever been convicted of treason or a felony, my civil rights have been
42 restored by a court of competent jurisdiction; that I have not, in
43 violation of the provisions of NRS 293.176, changed the designation
44 of my political party or political party affiliation on an official
45 application to register to vote in any state since September 1 before



1 the closing filing date for this election; *that I have filed all of the*
2 *campaign finance reports that I am required to file pursuant to*
3 *NRS 294A.120, 294A.125 or 294A.200, if any; that I have filed all*
4 *of the financial disclosure statements that I am required to file*
5 *pursuant to NRS 281.559 or 281.561, if any; that I have paid any*
6 *civil penalties assessed against me pursuant to NRS 281.581 or*
7 *294A.420;* that I generally believe in and intend to support the
8 concepts found in the principles and policies of that political party in
9 the coming election; that if nominated as a candidate of the
10 Party at the ensuing election, I will accept that
11 nomination and not withdraw; that I will not knowingly violate any
12 election law or any law defining and prohibiting corrupt and
13 fraudulent practices in campaigns and elections in this State; that I
14 will qualify for the office if elected thereto, including, but not
15 limited to, complying with any limitation prescribed by the
16 Constitution and laws of this State concerning the number of years
17 or terms for which a person may hold the office; and that I
18 understand that my name will appear on all ballots as designated in
19 this declaration.

20
21
22 (Designation of name)
23

24
25 (Signature of candidate for office)
26

27 Subscribed and sworn to before me
28 this day of the month of of the year
29

30
31 Notary Public or other person
32 authorized to administer an oath
33

34 (b) For nonpartisan office:
35

36 DECLARATION OF CANDIDACY OF FOR THE
37 OFFICE OF
38

39 State of Nevada
40

41 County of
42

43 For the purpose of having my name placed on the official ballot as a
44 candidate for the office of, I, the undersigned,
45 do swear or affirm under penalty of perjury that I actually, as



1 opposed to constructively, reside at, in the City or Town of
2, County of, State of Nevada; that my actual, as
3 opposed to constructive, residence in the state, district, county,
4 township, city or other area prescribed by law to which the office
5 pertains began on a date at least 30 days immediately preceding the
6 date of the close of filing of declarations of candidacy for this
7 office; that my telephone number is, and the address at
8 which I receive mail, if different than my residence, is; that I
9 am a qualified elector pursuant to Section 1 of Article 2 of the
10 Constitution of the State of Nevada; that if I have ever been
11 convicted of treason or a felony, my civil rights have been restored
12 by a court of competent jurisdiction; *that I have filed all of the*
13 *campaign finance reports that I am required to file pursuant to*
14 *NRS 294A.120, 294A.125 or 294A.200, if any; that I have filed all*
15 *of the financial disclosure statements that I am required to file*
16 *pursuant to NRS 281.559 or 281.561, if any; that I have paid any*
17 *civil penalties assessed against me pursuant to NRS 281.581 or*
18 *294A.420;* that if nominated as a nonpartisan candidate at the
19 ensuing election, I will accept the nomination and not withdraw; that
20 I will not knowingly violate any election law or any law defining
21 and prohibiting corrupt and fraudulent practices in campaigns and
22 elections in this State; that I will qualify for the office if elected
23 thereto, including, but not limited to, complying with any limitation
24 prescribed by the Constitution and laws of this State concerning the
25 number of years or terms for which a person may hold the office;
26 and my name will appear on all ballots as designated in this
27 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. The address of a candidate which must be included in the
43 declaration of candidacy or acceptance of candidacy pursuant to
44 subsection 2 must be the street address of the residence where he
45 actually, as opposed to constructively, resides in accordance with



1 NRS 281.050, if one has been assigned. The declaration or
2 acceptance of candidacy must not be accepted for filing if:

3 (a) The candidate's address is listed as a post office box unless a
4 street address has not been assigned to his residence; or

5 (b) The candidate does not present to the filing officer:

6 (1) A valid driver's license or identification card issued by a
7 governmental agency that contains a photograph of the candidate
8 and the candidate's address; or

9 (2) A current utility bill, bank statement, paycheck, or
10 document issued by a governmental entity, including, without
11 limitation, a check, which indicates the candidate's name and
12 address.

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

27 5. If the filing officer receives credible evidence indicating that
28 a candidate has been convicted of a felony and has not had his civil
29 rights restored by a court of competent jurisdiction, the filing
30 officer:

31 (a) May conduct an investigation to determine whether the
32 candidate has been convicted of a felony and, if so, whether he has
33 had his civil rights restored by a court of competent jurisdiction; and

34 (b) Shall transmit the credible evidence and the findings from
35 such investigation to the Attorney General, if the filing officer is the
36 Secretary of State, or to the district attorney, if the filing officer is a
37 person other than the Secretary of State.

38 6. The receipt of information by the Attorney General or
39 district attorney pursuant to subsection 5 must be treated as a
40 challenge of a candidate pursuant to subsections 4 and 5 of NRS
41 293.182. If the ballots are printed before a court of competent
42 jurisdiction makes a determination that a candidate has been
43 convicted of a felony and has not had his civil rights restored by a
44 court of competent jurisdiction, the filing officer must post a notice
45 at each polling place where the candidate's name will appear on the



1 ballot informing the voters that the candidate is disqualified from
2 entering upon the duties of the office for which the candidate filed
3 the declaration of candidacy or acceptance of candidacy.

4 **Sec. 14.** NRS 293.180 is hereby amended to read as follows:

5 293.180 1. Ten or more registered voters may, not earlier
6 than the first Monday in April nor later than 5 p.m. on the ~~{first~~
7 ~~Friday}~~ *Saturday after the first Monday* in ~~{May.}~~ *April*, file a
8 certificate of candidacy designating any registered voter as a
9 candidate for his major political party's nomination for any partisan
10 elective office, or as a candidate for nomination for any nonpartisan
11 office. When the certificate has been filed, the officer in whose
12 office it is filed shall notify the person named in the certificate. If
13 the person named in the certificate files an acceptance of candidacy
14 and pays the required fee, as provided by law, he is a candidate in
15 the primary election in like manner as if he had filed a declaration of
16 candidacy.

17 2. If a certificate of candidacy relates to a partisan office, all of
18 the signers must be of the same major political party as the
19 candidate designated.

20 **Sec. 15.** NRS 293.200 is hereby amended to read as follows:

21 293.200 1. An independent candidate for partisan office must
22 file with the appropriate filing officer:

23 (a) A copy of the petition of candidacy that he intends to
24 subsequently circulate for signatures. The copy must be filed not
25 earlier than the January 2 preceding the date of the election and not
26 later than 25 working days before the last day to file the petition
27 pursuant to subsection 4.

28 (b) Either of the following:

29 (1) A petition of candidacy signed by a number of registered
30 voters equal to at least 1 percent of the total number of ballots cast
31 in:

32 (I) This State for that office at the last preceding general
33 election in which a person was elected to that office, if the office is a
34 statewide office;

35 (II) The county for that office at the last preceding general
36 election in which a person was elected to that office, if the office is a
37 county office; or

38 (III) The district for that office at the last preceding
39 general election in which a person was elected to that office, if the
40 office is a district office.

41 (2) A petition of candidacy signed by 250 registered voters if
42 the candidate is a candidate for statewide office, or signed by 100
43 registered voters if the candidate is a candidate for any office other
44 than a statewide office.



2. The petition may consist of more than one document. Each document must bear the name of the county in which it was circulated, and only registered voters of that county may sign the document. If the office is not a statewide office, only the registered voters of the county, district or municipality in question may sign the document. The documents that are circulated for signature in a county must be submitted to that county clerk for verification in the manner prescribed in NRS 293.1276 to 293.1279, inclusive, not later than 25 working days before the last day to file the petition pursuant to subsection 4. Each person who signs the petition shall add to his signature the address of the place at which he actually resides, the date that he signs the petition and the name of the county where he is registered to vote. The person who circulates each document of the petition shall sign an affidavit attesting that the signatures on the document are genuine to the best of his knowledge and belief and were signed in his presence by persons registered to vote in that county.

3. The petition of candidacy may state the principle, if any, which the person qualified represents.

4. Petitions of candidacy must be filed not earlier than the first Monday in ~~May~~ April preceding the general election and not later than 5 p.m. on the ~~second Friday~~ Saturday after the first Monday in ~~May~~ April.

5. No petition of candidacy may contain the name of more than one candidate for each office to be filled.

6. A person may not file as an independent candidate if he is proposing to run as the candidate of a political party.

7. The names of independent candidates must be placed on the general election ballot and must not appear on the primary election ballot.

8. If the candidacy of any person seeking to qualify pursuant to this section is challenged, all affidavits and documents in support of the challenge must be filed not later than 5 p.m. on the ~~fourth~~ second Monday in May. Any judicial proceeding resulting from the challenge must be set for hearing not more than 5 days after the ~~fourth~~ second Monday in May.

9. Any challenge pursuant to subsection 8 must be filed with:

(a) The First Judicial District Court if the petition of candidacy was filed with the Secretary of State.

(b) The district court for the county where the petition of candidacy was filed if the petition was filed with a county clerk.

10. An independent candidate for partisan office must file a declaration of candidacy with the appropriate filing officer and pay the fee required by NRS 293.193 not earlier than the first Monday in ~~May~~ April of the year in which the election is held nor later than 5



1 p.m. on the ~~[second Friday]~~ *Saturday* after the first Monday in
2 ~~[May-]~~ *April*.

3 **Sec. 16.** NRS 293.205 is hereby amended to read as follows:

4 293.205 1. Except as otherwise provided in NRS 293.208, on
5 or before the ~~[third]~~ *first* Wednesday in ~~[May]~~ *March* of every
6 even-numbered year, the county clerk shall establish election
7 precincts, define the boundaries thereof, abolish, alter, consolidate
8 and designate precincts as public convenience, necessity and
9 economy may require.

10 2. The boundaries of each election precinct must follow visible
11 ground features or extensions of visible ground features, except
12 where the boundary coincides with the official boundary of the State
13 or a county or city.

14 3. Election precincts must be composed only of contiguous
15 territory.

16 4. As used in this section, "visible ground feature" includes a
17 street, road, highway, river, stream, shoreline, drainage ditch,
18 railroad right-of-way or any other physical feature which is clearly
19 visible from the ground.

20 **Sec. 17.** NRS 293.206 is hereby amended to read as follows:

21 293.206 1. On or before the ~~[last day in May]~~ *third*
22 *Wednesday in March* of every even-numbered year, the county
23 clerk shall provide the Secretary of State and the Director of the
24 Legislative Counsel Bureau with a copy or electronic file of a map
25 showing the boundaries of all election precincts in the county.

26 2. If the Secretary of State determines that the boundaries of an
27 election precinct do not comply with the provisions of NRS
28 293.205, he must provide the county clerk with a written statement
29 of noncompliance setting forth the reasons the precinct is not in
30 compliance. Within 15 days after receiving the notice of
31 noncompliance, the county clerk shall make any adjustments to the
32 boundaries of the precinct which are required to bring the precinct
33 into compliance with the provisions of NRS 293.205 and he shall
34 submit a corrected copy or electronic file of the precinct map to the
35 Secretary of State and the Director of the Legislative Counsel
36 Bureau.

37 3. If the initial or corrected election precinct map is not filed as
38 required pursuant to this section or the county clerk fails to make the
39 necessary changes to the boundaries of an election precinct pursuant
40 to subsection 2, the Secretary of State may establish appropriate
41 precinct boundaries in compliance with the provisions of NRS
42 293.205 to 293.213, inclusive. If the Secretary of State revises the
43 map pursuant to this subsection, he shall submit a copy or electronic
44 file of the revised map to the Director of the Legislative Counsel
45 Bureau and the appropriate county clerk.



4. As used in this section, "electronic file" includes, without limitation, an electronic data file of a geographic information system.

Sec. 18. NRS 293.208 is hereby amended to read as follows:

293.208 1. Except as otherwise provided in subsections 2, 3 and 5 and in NRS 293.206, no election precinct may be created, divided, abolished or consolidated, or the boundaries thereof changed, during the period between the ~~third~~ *first* Wednesday in ~~May~~ *March* of any year whose last digit is 6 and the time when the Legislature has been redistricted in a year whose last digit is 1, unless the creation, division, abolishment or consolidation of the precinct, or the change in boundaries thereof, is:

(a) Ordered by a court of competent jurisdiction;

(b) Required to meet objections to a precinct by the Attorney General of the United States pursuant to the Voting Rights Act of 1965, 42 U.S.C. §§ 1971 and 1973 et seq., and any amendments thereto;

(c) Required to comply with subsection 2 of NRS 293.205;

(d) Required by the incorporation of a new city; or

(e) Required by the creation of or change in the boundaries of a special district.

➤ As used in this subsection, "special district" means any general improvement district or any other quasi-municipal corporation organized under the local improvement and service district laws of this State as enumerated in title 25 of NRS which is required by law to hold elections or any fire protection district which is required by law to hold elections.

2. If a city annexes an unincorporated area located in the same county as the city and adjacent to the corporate boundary, the annexed area may be included in an election precinct immediately adjacent to it.

3. A new election precinct may be established at any time if it lies entirely within the boundaries of any existing precinct.

4. If a change in the boundaries of an election precinct is made pursuant to this section during the time specified in subsection 1, the county clerk must:

(a) Within 15 days after the change to the boundary of a precinct is established by the county clerk or ordered by a court, send to the Director of the Legislative Counsel Bureau and the Secretary of State a copy or electronic file of a map showing the new boundaries of the precinct; and

(b) Maintain in his office an index providing the name of the precinct and describing all changes which were made, including any change in the name of the precinct and the name of any new precinct created within the boundaries of an existing precinct.



1 5. Cities of population categories two and three are exempt
2 from the provisions of subsection 1.

3 6. As used in this section, "electronic file" includes, without
4 limitation, an electronic data file of a geographic information
5 system.

6 **Sec. 19.** NRS 293.217 is hereby amended to read as follows:

7 293.217 1. ~~the~~ *Except as otherwise provided in subsection*
8 *2, the* county clerk of each county shall appoint and notify
9 registered voters to act as election board officers for the various
10 precincts and districts in the county as provided in NRS 293.220 to
11 293.245, inclusive, and 293.384, and shall conclude those duties no
12 later than 31 days before the election. The registered voters
13 appointed as election board officers for any precinct or district must
14 not all be of the same political party. No candidate for nomination or
15 election or his relative within the second degree of consanguinity or
16 affinity may be appointed as an election board officer. Immediately
17 after election board officers are appointed, if requested by the
18 county clerk, the sheriff shall:

19 (a) Appoint a deputy sheriff for each polling place in the county
20 and for the central election board or the absent ballot central
21 counting board; or

22 (b) Deputize as a deputy sheriff for the election an election
23 board officer of each polling place in the county and for the central
24 election board or the absent ballot central counting board. The
25 deputized officer shall receive no additional compensation for his
26 services rendered as a deputy sheriff during the election for which
27 he is deputized.

28 ➔ Deputy sheriffs so appointed and deputized shall preserve order
29 during hours of voting and attend closing of the polls.

30 2. The county clerk may appoint ~~at~~ :

31 (a) A trainee for the position of election board officer as set
32 forth in NRS 293.2175 ~~at~~ ; and

33 (b) *A nonresident college student as an election board officer*
34 *as set forth in section 4 of this act.*

35 **Sec. 20.** NRS 293.220 is hereby amended to read as follows:

36 293.220 Upon the selection of persons to act as election board
37 officers pursuant to NRS 293.217 *or section 4 of this act* or as
38 trainees pursuant to NRS 293.2175, the county clerk shall deliver,
39 by mail or other means, notifications of the appointments to those
40 persons.

41 **Sec. 21.** NRS 293.223 is hereby amended to read as follows:

42 293.223 If any person appointed to serve as an election board
43 officer pursuant to NRS 293.217 *or section 4 of this act* or as a
44 trainee pursuant to NRS 293.2175 is unwilling to serve as
45 appointed, he shall notify the county clerk within 5 days after



1 receipt of the notification that he is unwilling to serve, whereupon
2 the county clerk shall appoint some other registered voter to serve at
3 the election.

4 **Sec. 22.** NRS 293.227 is hereby amended to read as follows:

5 293.227 1. Each election board consists of at least three
6 members, one of whom must be designated chairman by the county
7 or city clerk. The boards shall make the records of election required
8 by this chapter.

9 2. The appointment of a trainee as set forth in NRS 293.2175
10 and 293C.222 *or a nonresident college student as set forth in*
11 *section 4 or 37 of this act* may be used to determine the number of
12 members on the election board, but under no circumstances may:

13 (a) The election board of any precinct include more than one
14 trainee; ~~for~~

15 (b) *The election board of any precinct include more than one*
16 *nonresident college student; or*

17 (c) A trainee *or a nonresident college student* serve as chairman
18 of the election board.

19 3. The county or city clerk shall conduct or cause to be
20 conducted, at least 5 days before the date of the election for which
21 the boards are appointed, a school to acquaint the chairmen with the
22 election laws, duties of election boards, regulations of the Secretary
23 of State and with the procedure for making the records of election
24 and using the register for election boards. If the person appointed
25 chairman is unable for any reason to attend the school, he shall
26 appoint some other member of his election board to attend the
27 school in his stead.

28 4. The board of county commissioners of any county or the city
29 council of any city may reimburse the chairmen or their designees
30 who attend the school for their travel expenses at a rate not
31 exceeding 10 cents per mile.

32 5. Each chairman shall instruct his board before election day.

33 **Sec. 23.** NRS 293.3081 is hereby amended to read as follows:

34 293.3081 A person at a polling place may cast a provisional
35 ballot in an election ~~[to vote for a candidate for federal office]~~ if the
36 person complies with the applicable provisions of NRS 293.3082
37 and:

38 1. Declares that he has registered to vote and is eligible to vote
39 at that election in that jurisdiction, but his name does not appear on
40 a voter registration list as a voter eligible to vote in that election in
41 that jurisdiction or an election official asserts that the person is not
42 eligible to vote in that election in that jurisdiction;

43 2. Applies by mail, on or after January 1, 2003, to register to
44 vote and has not previously voted in an election for federal office in
45 this State and fails to provide the identification required pursuant to



1 paragraph (a) of subsection 1 of NRS 293.2725 to the election board
2 officer at the polling place; or

3 3. Declares that he is entitled to vote after the polling place
4 would normally close as a result of a court order or other order
5 extending the time established for the closing of polls pursuant to a
6 law of this State in effect 10 days before the date of the election.

7 **Sec. 24.** NRS 293.3083 is hereby amended to read as follows:

8 293.3083 A person may cast a ballot by mail ~~[to vote for a~~
9 ~~candidate for federal office.]~~ which must be treated as a provisional
10 ballot by the county or city clerk if the person:

11 1. Applies by mail to register to vote and has not previously
12 voted in an election for federal office in this State;

13 2. Fails to provide the identification required pursuant to
14 paragraph (b) of subsection 1 of NRS 293.2725 to the county or city
15 clerk at the time that he mails his ballot; and

16 3. Completes the written affirmation set forth in subsection 1
17 of NRS 293.3082.

18 **Sec. 25.** NRS 293.313 is hereby amended to read as follows:

19 293.313 1. Except as otherwise provided in NRS 293.272
20 and 293.502, a registered voter who provides sufficient written
21 notice to the county clerk may vote an absent ballot as provided in
22 this chapter.

23 2. A registered voter ~~[who:~~

24 ~~— (a) Is at least 65 years of age; or~~

25 ~~— (b) Has a physical disability or condition which substantially~~
26 ~~impairs his ability to go to the polling place;~~

27 ~~→]~~ may request an absent ballot for all elections held during the
28 year he requests an absent ballot ~~[.]~~ *and the 2 succeeding years.*

29 3. *If a county clerk receives a request for an absent ballot*
30 *from a registered voter and the registered voter resides in a city,*
31 *the county clerk shall forward a copy of the request for an absent*
32 *ballot to the city clerk of that city.*

33 4. As used in this section, “sufficient written notice” means a:

34 (a) Written request for an absent ballot which is signed by the
35 registered voter and returned to the county clerk in person *or*
36 *through a designee* or by mail or facsimile machine;

37 (b) Form prescribed by the Secretary of State which is
38 completed and signed by the registered voter and returned to the
39 county clerk in person or by mail or facsimile machine; or

40 (c) Form provided by the Federal Government.

41 ~~[4.]~~ 5. A county clerk shall consider a request from a voter
42 who has given sufficient written notice on a form provided by the
43 Federal Government as a request for an absent ballot for the two
44 primary and general elections immediately following the date on
45 which the county clerk received the request.



~~[5-]~~ 6. It is unlawful for a person fraudulently to request an absent ballot in the name of another person or to induce or coerce another person fraudulently to request an absent ballot in the name of another person. A person who violates this subsection is guilty of a category E felony and shall be punished as provided in NRS 193.130.

Sec. 26. NRS 293.315 is hereby amended to read as follows:

293.315 1. A registered voter referred to in NRS 293.313 may, at any time before 5 p.m. on the seventh calendar day preceding any election, make an application to that clerk for an absent voter's ballot ~~[]~~ *for that election*. The application must be made available for public inspection.

2. When the voter has identified himself to the satisfaction of the clerk, he is entitled to receive the appropriate ballot or ballots, but only for his own use.

3. A county clerk who allows a person to copy information from an application for an absent ballot is immune from any civil or criminal liability for any damage caused by the distribution of that information, unless he knowingly and willingly allows a person who intends to use the information to further an unlawful act to copy such information.

Sec. 27. NRS 293.3165 is hereby amended to read as follows:

293.3165 1. A registered voter who, because of a physical disability, is unable to mark or sign a ballot or use a voting device without assistance may submit a written statement to the appropriate county clerk requesting that he receive an absent ballot for each election conducted during the period specified in subsection 3.

2. A written statement submitted pursuant to subsection 1 must:

(a) Include a statement from a physician licensed in this State certifying that the registered voter is a person with a physical disability and, because of the physical disability, he is unable to mark or sign a ballot or use a voting device without assistance;

(b) Designate the person who will assist the registered voter in marking and signing the absent ballot on behalf of the registered voter; and

(c) Include the name, address and signature of the person designated pursuant to paragraph (b).

3. Upon receipt of a written statement submitted by a registered voter pursuant to subsection 1, the county clerk shall, if the statement includes the information required pursuant to subsection 2, issue an absent ballot to the registered voter for each election that is conducted during the year ~~[immediately succeeding the date]~~ *the written statement is submitted to the county clerk [] and the 2 succeeding years.*



4. To determine whether a registered voter is entitled to receive an absent ballot pursuant to this section, the county clerk may, every year after an absent ballot is issued to a registered voter pursuant to subsection 3, require the registered voter to submit a statement from a licensed physician as specified in paragraph (a) of subsection 2. If a statement from a physician licensed in this State submitted pursuant to this subsection indicates that the registered voter is no longer physically disabled, the county clerk shall not issue an absent ballot to the registered voter pursuant to this section.

5. A person designated pursuant to paragraph (b) of subsection 2 may, on behalf of and at the direction of the registered voter, mark and sign an absent ballot issued to the registered voter pursuant to the provisions of this section. If the person marks and signs the ballot, the person shall indicate next to his signature that the ballot has been marked and signed on behalf of the registered voter.

6. The procedure authorized pursuant to this section is subject to all other provisions of this chapter relating to voting by absent ballot to the extent that those provisions are not inconsistent with the provisions of this section.

Sec. 28. NRS 293.345 is hereby amended to read as follows:

293.345 The county clerk shall mail to each registered voter in each mailing precinct and in each absent ballot mailing precinct, before 5 p.m. on the ~~{third}~~ *first* Thursday in ~~{August}~~ *June* and before 5 p.m. on the fourth Tuesday in October of any year in which a general election is to be held, an official mailing ballot to be voted by him at the election.

Sec. 29. NRS 293.368 is hereby amended to read as follows:

293.368 1. Whenever a candidate whose name appears upon the ballot at a primary election dies after 5 p.m. of the ~~{second}~~ *fourth* Tuesday in ~~{July,}~~ *May*, his name must remain on the ballot and the votes cast for the deceased candidate must be counted in determining the nomination for the office for which the decedent was a candidate.

2. If the deceased candidate on the ballot at the primary election receives the number of votes required to receive the nomination to the office for which he was a candidate, except as otherwise provided in subsection 3 of NRS 293.165, he shall be deemed nominated and there shall be a vacancy in the nomination that must be filled as provided in NRS 293.165 or 293.166. If the deceased person was a candidate for a nonpartisan office, the nomination must be filled pursuant to subsection 2 of NRS 293.165.

3. Whenever a candidate whose name appears upon the ballot at a general election dies after 5 p.m. of the ~~{second}~~ *first* Tuesday in ~~{September,}~~ *July*, the votes cast for the deceased candidate must



1 be counted in determining the results of the election for the office
2 for which the decedent was a candidate.

3 4. If the deceased candidate on the ballot at the general election
4 receives the majority of the votes cast for the office, he shall be
5 deemed elected and the office to which he was elected shall be
6 deemed vacant at the beginning of the term for which he was
7 elected. The vacancy thus created must be filled in the same manner
8 as if the candidate had died after taking office for that term.

9 **Sec. 30.** NRS 293.463 is hereby amended to read as follows:

10 293.463 1. Any registered voter may absent himself from his
11 place of employment at a time to be designated by the employer for
12 a sufficient time to vote, if it is impracticable for him to vote before
13 or after his hours of employment. A sufficient time to vote shall be
14 determined as follows:

15 (a) If the distance between the place of such voter's employment
16 and the polling place where such person votes is 2 miles or less, ~~H~~
17 ~~hour.~~ **2 hours.**

18 (b) If the distance is more than 2 miles but not more than 10
19 miles, ~~2~~ **3** hours.

20 (c) If the distance is more than 10 miles, ~~3~~ **4** hours.

21 2. Such voter may not, because of such absence, be discharged,
22 disciplined or penalized, nor shall any deduction be made from his
23 usual salary or wages by reason of such absence.

24 3. Application for leave of absence to vote shall be made to the
25 employer or person authorized to grant such leave prior to the day of
26 the election.

27 4. Any employer or person authorized to grant the leave of
28 absence provided for in subsection 1, who denies any registered
29 voter any right granted under this section, or who otherwise violates
30 the provisions of this section, is guilty of a misdemeanor.

31 **Sec. 31.** NRS 293.481 is hereby amended to read as follows:

32 293.481 1. Except as otherwise provided in subsection 2 or
33 NRS 295.121 or 295.217, every governing body of a political
34 subdivision, public or quasi-public corporation, or other local
35 agency authorized by law to submit questions to the qualified
36 electors or registered voters of a designated territory, when the
37 governing body decides to submit a question:

38 (a) At a general election, shall provide to each county clerk
39 within the designated territory on or before the third Monday in July
40 preceding the election:

41 (1) A copy of the question, including an explanation of the
42 question;

43 (2) Arguments for and against the question; and



(3) If the question is an advisory question that proposes a bond, tax, fee or expense, a fiscal note prepared by the governing body in accordance with subsection 4 of NRS 293.482.

(b) At a primary election, shall provide to each county clerk within the designated territory on or before the second Friday after the ~~first~~ *third* Monday in ~~May~~ *February* preceding the election:

(1) A copy of the question, including an explanation of the question;

(2) Arguments for and against the question; and

(3) If the question is an advisory question that proposes a bond, tax, fee or expense, a fiscal note prepared by the governing body in accordance with subsection 4 of NRS 293.482.

(c) At any election other than a primary or general election at which the county clerk gives notice of the election or otherwise performs duties in connection therewith other than the registration of electors and the making of records of registered voters available for the election, shall provide to each county clerk at least 60 days before the election:

(1) A copy of the question, including an explanation of the question;

(2) Arguments for and against the question; and

(3) If the question is an advisory question that proposes a bond, tax, fee or expense, a fiscal note prepared by the governing body in accordance with subsection 4 of NRS 293.482.

(d) At any city election at which the city clerk gives notice of the election or otherwise performs duties in connection therewith, shall provide to the city clerk at least 60 days before the election:

(1) A copy of the question, including an explanation of the question;

(2) Arguments for and against the question; and

(3) If the question is an advisory question that proposes a bond, tax, fee or expense, a fiscal note prepared by the governing body in accordance with subsection 4 of NRS 293.482.

2. A question may be submitted after the dates specified in subsection 1 if the question is expressly privileged or required to be submitted pursuant to the provisions of Article 19 of the Constitution of the State of Nevada, or pursuant to the provisions of chapter 295 of NRS or any other statute except NRS 293.482, 354.59817, 354.5982, 387.3285 or 387.3287 or any statute that authorizes the governing body to issue bonds upon the approval of the voters.

3. A county or city clerk may charge any political subdivision, public or quasi-public corporation, or other local agency which submits a question a reasonable fee sufficient to pay for the



1 increased costs incurred in including the question, explanation,
2 arguments and fiscal note on the ballot.

3 **Sec. 32.** NRS 293.505 is hereby amended to read as follows:

4 293.505 1. All justices of the peace, except those located in
5 county seats, are ex officio field registrars to carry out the
6 provisions of this chapter.

7 2. The county clerk shall appoint at least one registered voter to
8 serve as a field registrar of voters who, except as otherwise provided
9 in NRS 293.5055, shall register voters within the county for which
10 he is appointed. Except as otherwise provided in subsection 1, a
11 candidate for any office may not be appointed or serve as a field
12 registrar. A field registrar serves at the pleasure of the county clerk
13 and shall perform his duties as the county clerk may direct.

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

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

21 5. Each field registrar shall forward to the county clerk all
22 completed applications in his possession immediately after the fifth
23 Sunday preceding an election. Within 5 days after the fifth Sunday
24 preceding any general election or general city election, a field
25 registrar shall return all unused applications in his possession to the
26 county clerk. If all of the unused applications are not returned to the
27 county clerk, the field registrar shall account for the unreturned
28 applications.

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

33 7. Each field registrar shall post notices sent to him by the
34 county clerk for posting in accordance with the election laws of this
35 State.

36 8. A field registrar, employee of a voter registration agency or
37 person assisting a voter pursuant to subsection 12 of NRS 293.5235
38 shall not:

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

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

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



1 10. A county clerk, field registrar, employee of a voter
2 registration agency or person assisting a voter pursuant to subsection
3 12 of NRS 293.5235 shall not:

4 (a) Solicit a vote for or against a particular question or
5 candidate;

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

8 (c) Distribute any petition or other material concerning a
9 candidate or question which will be on the ballot for the ensuing
10 election,

11 ↪ while he is registering an elector.

12 11. When the county clerk receives applications to register to
13 vote from a field registrar, he shall issue a receipt to the field
14 registrar. The receipt must include:

15 (a) The number of persons registered; and

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

17 12. A county clerk, field registrar, employee of a voter
18 registration agency or person assisting a voter pursuant to subsection
19 12 of NRS 293.5235 shall not:

20 (a) Knowingly register a person who is not a qualified elector or
21 a person who has filed a false or misleading application to register
22 to vote; *or*

23 (b) ~~[Alter or deface an application to register to vote that has
24 been signed by an elector except to correct information contained in
25 the application after receiving notice from the elector that a change
26 in or addition to the information is required; or~~

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

29 13. *A county clerk, field registrar, employee of a voter
30 registration agency, person assisting a voter pursuant to
31 subsection 12 of NRS 293.5235 or any other person providing a
32 form for the application to register to vote to an elector for the
33 purpose of registering to vote:*

34 (a) *If such a person assists an elector with completing a form
35 for the application to register to vote, shall enter his name on the
36 duplicate copy or receipt retained by the voter upon completion of
37 the form; and*

38 (b) *Shall not alter, deface or destroy an application to register
39 to vote that has been signed by an elector except to correct
40 information contained in the application after receiving notice
41 from the elector that a change in or addition to the information is
42 required.*

43 14. If a field registrar violates any of the provisions of this
44 section, the county clerk shall immediately suspend the field



1 registrar and notify the district attorney of the county in which the
2 violation occurred.

3 ~~{14.}~~ **15.** A person who violates any of the provisions of
4 subsection 8, 9, 10, ~~{or}~~ 12 *or 13* is guilty of a category E felony
5 and shall be punished as provided in NRS 193.130.

6 **Sec. 33.** NRS 293.507 is hereby amended to read as follows:

7 293.507 1. The Secretary of State shall prescribe:

8 (a) A standard form for applications to register to vote; and

9 (b) A special form for registration to be used in a county where
10 registrations are performed and records of registration are kept by
11 computer.

12 2. The county clerks shall provide forms for applications to
13 register to vote to field registrars in the form and number prescribed
14 by the Secretary of State.

15 3. ~~{A}~~ *Each* form for an application to register to vote must
16 include a ~~{duplicate copy or receipt to}~~ :

17 (a) *Unique control number assigned by the Secretary of State;*
18 *and*

19 (b) *Receipt which:*

20 (1) *Includes a space for a person assisting a voter in*
21 *completing the form to enter his name; and*

22 (2) *May* be retained by the applicant upon completion of the
23 form.

24 4. The form for an application to register to vote must include:

25 (a) A line for use by the county clerk to enter:

26 (1) The number indicated on the voter's current and valid
27 driver's license issued by the Department of Motor Vehicles, if the
28 voter has such a driver's license;

29 (2) The last four digits of the voter's social security number,
30 if the voter does not have a driver's license issued by the
31 Department of Motor Vehicles and does have a social security
32 number; or

33 (3) The number issued to the voter pursuant to subsection 5,
34 if the voter does not have a current and valid driver's license issued
35 by the Department of Motor Vehicles or a social security number.

36 (b) A line on which to enter the address at which the voter
37 actually resides, as set forth in NRS 293.486.

38 (c) A notice that the voter may not list a business as the address
39 required pursuant to paragraph (b) unless he actually resides there.

40 (d) A line on which to enter an address at which the voter may
41 receive mail, including, without limitation, a post office box or
42 general delivery.

43 5. If a voter does not have the identification set forth in
44 subparagraph (1) or (2) of paragraph (a) of subsection 4, the voter
45 shall sign an affidavit stating that he does not have a current and



1 valid driver's license issued by the Department of Motor Vehicles or
2 a social security number. Upon receipt of the affidavit, the county
3 clerk shall issue an identification number to the voter which must be
4 the same number as the unique identifier assigned to the voter for
5 purposes of the statewide voter registration list.

6 6. The Secretary of State shall adopt regulations to carry out
7 the provisions of subsections 3, 4 and 5.

8 **Sec. 34.** NRS 293.560 is hereby amended to read as follows:

9 293.560 1. Except as otherwise provided in NRS 293.502,
10 registration must close at 9 p.m. on the third Tuesday preceding any
11 primary or general election and at 9 p.m. on the third Saturday
12 preceding any recall or special election, except that if a recall or
13 special election is held on the same day as a primary or general
14 election, registration must close at 9 p.m. on the third Tuesday
15 preceding the day of the elections.

16 2. The office of the county clerk must be open from 9 a.m. to
17 5 p.m. and from 7 p.m. to 9 p.m., including Saturdays, during the
18 last days before the close of registration, according to the following
19 schedule:

20 (a) In a county whose population is less than 100,000, the office
21 of the county clerk must be open during the last day before
22 registration closes.

23 (b) In all other counties, the office of the county clerk must be
24 open during the last 5 days before registration closes.

25 3. Except for a special election held pursuant to chapter 306 or
26 350 of NRS:

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

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

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

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

43 **Sec. 35.** NRS 293B.354 is hereby amended to read as follows:

44 293B.354 1. The county clerk shall, not later than ~~[July 1]~~
45 **April 15** of each year in which a general election is held, submit to



1 the Secretary of State for his approval a written plan for the
2 accommodation of members of the general public who observe the
3 delivery, counting, handling and processing of ballots at a polling
4 place, receiving center or central counting place.

5 2. The city clerk shall, not later than January 1 of each year in
6 which a general city election is held, submit to the Secretary of State
7 for his approval a written plan for the accommodation of members
8 of the general public who observe the delivery, counting, handling
9 and processing of the ballots at a polling place, receiving center or
10 central counting place.

11 3. Each plan must include:

12 (a) The location of the central counting place and of each polling
13 place and receiving center;

14 (b) A procedure for the establishment of areas within each
15 polling place and receiving center and the central counting place
16 from which members of the general public may observe the
17 activities set forth in subsections 1 and 2;

18 (c) The requirements concerning the conduct of the members of
19 the general public who observe the activities set forth in subsections
20 1 and 2; and

21 (d) Any other provisions relating to the accommodation of
22 members of the general public who observe the activities set forth in
23 subsections 1 and 2 which the county or city clerk considers
24 appropriate.

25 **Sec. 36.** Chapter 293C of NRS is hereby amended by adding
26 thereto the provisions set forth as sections 37 and 38 of this act.

27 **Sec. 37. 1. *The city clerk may appoint a nonresident college***
28 ***student as an election board officer. To qualify for such an***
29 ***appointment, the nonresident college student must be:***

30 (a) *A United States citizen and not eligible to register to vote in*
31 *this State;*

32 (b) *Enrolled in the University and Community College System*
33 *of Nevada; and*

34 (c) *At the time of service, at least 16 years of age.*

35 2. *The city clerk may only appoint a nonresident college*
36 *student if:*

37 (a) *The nonresident college student is appointed without party*
38 *affiliation;*

39 (b) *The city clerk sends the nonresident college student a*
40 *certificate stating the date and hours that the nonresident college*
41 *student shall act as an election board officer; and*

42 (c) *The nonresident college student attends the training class*
43 *required by NRS 293B.260.*

44 3. *Except as otherwise provided in this subsection, the city*
45 *clerk may assign a nonresident college student such duties as the*



1 *city clerk deems appropriate. The city clerk shall not assign more*
2 *than one nonresident college student to serve as an election board*
3 *officer in any one precinct.*

4 *4. The city clerk may compensate a nonresident college*
5 *student for his service at the same rate fixed for election board*
6 *officers generally.*

7 **Sec. 38.** *No person may be a candidate for an office in any*
8 *city election if he has, at the time of filing a declaration of*
9 *candidacy or an acceptance of candidacy pursuant to NRS*
10 *293C.185, failed to:*

11 *1. Submit any campaign finance report required of the*
12 *person pursuant to NRS 294A.360;*

13 *2. Submit any financial disclosure statement required of the*
14 *person pursuant to NRS 281.559 or 281.561; or*

15 *3. Pay any civil penalty assessed pursuant to NRS 281.581 or*
16 *294A.420.*

17 **Sec. 39.** NRS 293C.185 is hereby amended to read as follows:
18 293C.185 1. Except as otherwise provided in NRS 293C.115
19 and 293C.190, a name may not be printed on a ballot to be used at a
20 primary city election, unless the person named has filed a
21 declaration of candidacy or an acceptance of candidacy and has paid
22 the fee established by the governing body of the city not earlier than
23 70 days before the primary city election and not later than 5 p.m. on
24 the 60th day before the primary city election.

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

27
28 DECLARATION OF CANDIDACY OF FOR THE
29 OFFICE OF

30
31 State of Nevada

32
33 City of

34
35 For the purpose of having my name placed on the official ballot as a
36 candidate for the office of, I,, the
37 undersigned do swear or affirm under penalty of perjury that I
38 actually, as opposed to constructively, reside at, in the
39 City or Town of, County of, State of
40 Nevada; that my actual, as opposed to constructive, residence in the
41 city, township or other area prescribed by law to which the office
42 pertains began on a date at least 30 days immediately preceding the
43 date of the close of filing of declarations of candidacy for this
44 office; that my telephone number is, and the address at
45 which I receive mail, if different than my residence, is



1 that I am a qualified elector pursuant to Section 1 of Article 2 of the
2 Constitution of the State of Nevada; that if I have ever been
3 convicted of treason or a felony, my civil rights have been restored
4 by a court of competent jurisdiction; *that I have filed all of the*
5 *campaign finance reports that I have been required to file*
6 *pursuant to NRS 294A.360; that I have filed all of the financial*
7 *disclosure statements that I have been required to file pursuant to*
8 *NRS 281.559 or 281.561; that I have paid any civil penalties*
9 *assessed against me pursuant to NRS 281.581 or 294A.420;* that if
10 nominated as a candidate at the ensuing election I will accept the
11 nomination and not withdraw; that I will not knowingly violate any
12 election law or any law defining and prohibiting corrupt and
13 fraudulent practices in campaigns and elections in this State; that I
14 will qualify for the office if elected thereto, including, but not
15 limited to, complying with any limitation prescribed by the
16 Constitution and laws of this State concerning the number of years
17 or terms for which a person may hold the office; and my name will
18 appear on all ballots as designated in this declaration.

19
20
21 (Designation of name)

22
23
24 (Signature of candidate for office)

25
26 Subscribed and sworn to before me
27 this day of the month of of the year

28
29
30 Notary Public or other person
31 authorized to administer an oath

32
33 3. The address of a candidate that must be included in the
34 declaration or acceptance of candidacy pursuant to subsection 2
35 must be the street address of the residence where he actually, as
36 opposed to constructively, resides in accordance with NRS 281.050,
37 if one has been assigned. The declaration or acceptance of
38 candidacy must not be accepted for filing if:

39 (a) The candidate's address is listed as a post office box unless a
40 street address has not been assigned to his residence; or

41 (b) The candidate does not present to the filing officer:

42 (1) A valid driver's license or identification card issued by a
43 governmental agency that contains a photograph of the candidate
44 and the candidate's address; or



1 (2) A current utility bill, bank statement, paycheck, or
2 document issued by a governmental entity, including, without
3 limitation, a check, which indicates the candidate's name and
4 address.

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

18 5. If the city clerk receives credible evidence indicating that a
19 candidate has been convicted of a felony and has not had his civil
20 rights restored by a court of competent jurisdiction, the city clerk:

21 (a) May conduct an investigation to determine whether the
22 candidate has been convicted of a felony and, if so, whether he has
23 had his civil rights restored by a court of competent jurisdiction; and

24 (b) Shall transmit the credible evidence and the findings from
25 such investigation to the city attorney.

26 6. The receipt of information by the city attorney pursuant to
27 subsection 5 must be treated as a challenge of a candidate pursuant
28 to subsections 4 and 5 of NRS 293C.186. If the ballots are printed
29 before a court of competent jurisdiction makes a determination that
30 a candidate has been convicted of a felony and has not had his civil
31 rights restored by a court of competent jurisdiction, the city clerk
32 must post a notice at each polling place where the candidate's name
33 will appear on the ballot informing the voters that the candidate is
34 disqualified from entering upon the duties of the office for which the
35 candidate filed the declaration of candidacy or acceptance of
36 candidacy.

37 **Sec. 40.** NRS 293C.220 is hereby amended to read as follows:

38 293C.220 1. ~~[[The]~~ *Except as otherwise provided in*
39 *subsection 2, the* city clerk shall appoint and notify registered voters
40 to act as election board officers for the various precincts and
41 districts in the city as provided in NRS 293.225, 293.227, 293C.227
42 to 293C.250, inclusive, and 293C.382 and shall conclude those
43 duties not later than 31 days before the election. No candidate for
44 nomination or election or his relative within the second degree of
45 consanguinity or affinity may be appointed as an election board



1 officer. Immediately after election board officers are appointed, if
2 requested by the city clerk, the chief law enforcement officer of the
3 city shall:

4 (a) Appoint an officer for each polling place in the city and for
5 the central election board or the absent ballot central counting
6 board; or

7 (b) Deputize, as an officer for the election, an election board
8 officer for each polling place and for the central election board or
9 the absent ballot central counting board. The deputized officer may
10 not receive any additional compensation for the services he provides
11 as an officer during the election for which he is deputized.

12 ➔ Officers so appointed and deputized shall preserve order during
13 hours of voting and attend the closing of the polls.

14 2. The city clerk may appoint ~~[-]~~:

15 (a) A trainee for the position of election board officer as set
16 forth in NRS 293C.222 ~~[-]~~; and

17 (b) *A nonresident college student as an election board officer*
18 *as set forth in section 37 of this act.*

19 **Sec. 41.** NRS 293C.227 is hereby amended to read as follows:

20 293C.227 Upon the selection of persons to act as election
21 board officers pursuant to NRS 293C.220 *or section 37 of this act*
22 or as trainees pursuant to NRS 293C.222, the city clerk shall deliver,
23 by mail or other means, notifications of the appointments to those
24 persons.

25 **Sec. 42.** NRS 293C.228 is hereby amended to read as follows:

26 293C.228 If any person appointed to serve as an election board
27 officer pursuant to NRS 293C.220 *or section 37 of this act* or as a
28 trainee pursuant to NRS 293C.222 is unwilling to serve as
29 appointed, he shall notify the city clerk within 5 days after receipt of
30 the notification that he is unwilling to serve, whereupon the city
31 clerk shall appoint some other registered voter to serve at the
32 election.

33 **Sec. 43.** NRS 293C.310 is hereby amended to read as follows:

34 293C.310 1. Except as otherwise provided in NRS 293.502
35 and 293C.265, a registered voter who provides sufficient written
36 notice to the city clerk may vote an absent ballot as provided in this
37 chapter.

38 2. A registered voter ~~[-]~~:

39 ~~— (a) Is at least 65 years of age; or~~

40 ~~— (b) Has a physical disability or condition that substantially~~
41 ~~impairs his ability to go to the polling place;~~

42 ➔ ~~[-]~~ may request an absent ballot for all elections held during the
43 year he requests an absent ballot ~~[-]~~ *and the 2 succeeding years.*

44 3. *If a city clerk receives a request for an absent ballot from a*
45 *registered voter, the city clerk shall forward a copy of the request*



1 *for an absent ballot to the county clerk for the county in which the*
2 *city is located.*

3 4. As used in this section, "sufficient written notice" means a:

4 (a) Written request for an absent ballot that is signed by the
5 registered voter and returned to the city clerk in person *or through*
6 *his designee* or by mail or facsimile machine;

7 (b) Form prescribed by the Secretary of State that is completed
8 and signed by the registered voter and returned to the city clerk in
9 person or by mail or facsimile machine; or

10 (c) Form provided by the Federal Government.

11 ~~[4.]~~ 5. A city clerk shall consider a request from a voter who
12 has given sufficient written notice on a form provided by the Federal
13 Government as:

14 (a) A request for the primary city election and the general city
15 election unless otherwise specified in the request; and

16 (b) A request for an absent ballot for the two primary and
17 general elections immediately following the date on which the city
18 clerk received the request.

19 ~~[5.]~~ 6. It is unlawful for a person fraudulently to request an
20 absent ballot in the name of another person or to induce or coerce
21 another person fraudulently to request an absent ballot in the name
22 of another person. A person who violates any provision of this
23 subsection is guilty of a category E felony and shall be punished as
24 provided in NRS 193.130.

25 **Sec. 44.** NRS 293C.312 is hereby amended to read as follows:

26 293C.312 1. A registered voter referred to in NRS 293C.310
27 may, at any time before 5 p.m. on the seventh calendar day
28 preceding any election, make an application to the city clerk for an
29 absent voter's ballot ~~[.]~~ *for that election*. The application must be
30 made available for public inspection.

31 2. When the voter has identified himself to the satisfaction of
32 the city clerk, he is entitled to receive the appropriate ballot or
33 ballots, but only for his own use.

34 3. A city clerk who allows a person to copy information from
35 an application for an absent ballot is immune from any civil or
36 criminal liability for any damage caused by the distribution of that
37 information, unless he knowingly and willingly allows a person who
38 intends to use the information to further an unlawful act to copy the
39 information.

40 **Sec. 45.** NRS 293C.318 is hereby amended to read as follows:

41 293C.318 1. A registered voter who, because of a physical
42 disability, is unable to mark or sign a ballot or use a voting device
43 without assistance may submit a written statement to the appropriate
44 city clerk requesting that he receive an absent ballot for each city
45 election conducted during the period specified in subsection 3.



2. A written statement submitted pursuant to subsection 1 must:

(a) Include a statement from a physician licensed in this State certifying that the registered voter is a person with a physical disability and, because of the physical disability, he is unable to mark or sign a ballot or use a voting device without assistance;

(b) Designate the person who will assist the registered voter in marking and signing the absent ballot on behalf of the registered voter; and

(c) Include the name, address and signature of the person designated pursuant to paragraph (b).

3. Upon receipt of a written statement submitted by a registered voter pursuant to subsection 1, the city clerk shall, if the statement includes the information required pursuant to subsection 2, issue an absent ballot to the registered voter for each city election that is conducted during the year ~~[immediately succeeding the date]~~ *and the 2 succeeding years.*

4. To determine whether a registered voter is entitled to receive an absent ballot pursuant to this section, the city clerk may, every year after an absent ballot is issued to a registered voter pursuant to subsection 3, require the registered voter to submit a statement from a licensed physician as specified in paragraph (a) of subsection 2. If a statement from a physician licensed in this State submitted pursuant to this subsection indicates that the registered voter is no longer physically disabled, the city clerk shall not issue an absent ballot to the registered voter pursuant to this section.

5. A person designated pursuant to paragraph (b) of subsection 2 may, on behalf of and at the direction of the registered voter, mark and sign an absent ballot issued to the registered voter pursuant to the provisions of this section. If the person marks and signs the ballot, the person shall indicate next to his signature that the ballot has been marked and signed on behalf of the registered voter.

6. The procedure authorized pursuant to this section is subject to all other provisions of this chapter relating to voting by absent ballot to the extent that those provisions are not inconsistent with the provisions of this section.

Sec. 46. NRS 293C.527 is hereby amended to read as follows:

293C.527 1. Except as otherwise provided in NRS 293.502, registration must close at 9 p.m. on the third Tuesday preceding any primary city election or general city election and at 9 p.m. on the third Saturday preceding any recall or special election, except that if a recall or special election is held on the same day as a primary city election or general city election, registration must close at 9 p.m. on the third Tuesday preceding the day of the elections.



2. The office of the city clerk must be open from 9 a.m. to 5 p.m. and from 7 p.m. to 9 p.m., including Saturdays, during the last days before the close of registration before a primary city election or general city election, according to the following schedule:

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

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

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

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

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

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

Sec. 47. NRS 294A.373 is hereby amended to read as follows:

294A.373 1. The Secretary of State shall design a single form to be used for all reports of campaign contributions and expenses or expenditures that are required to be filed pursuant to NRS ~~[294A.120, 294A.125,]~~ 294A.140, 294A.150, ~~[294A.200,]~~ 294A.210, 294A.220, 294A.270 ~~[, 294A.280, 294A.360 and 294A.362.]~~ and 294A.280.

2. *The Secretary of State shall design a single form to be used for all reports of campaign contributions and expenses or expenditures that are required to be filed by a candidate pursuant to NRS 294A.120, 294A.125, 294A.200, 294A.360 and 294A.362. In addition to the information required to be reported by a candidate pursuant to NRS 294A.120, 294A.125, 294A.200, 294A.360 and 294A.362, the form required to be filed by a candidate must include a space for the candidate to list the amount of cash on hand at the beginning of the:*

(a) Period for which the report is filed; and

(b) Year in which the report is filed.



1 3. The ~~form~~ *forms* designed by the Secretary of State
2 pursuant to this section must only request information specifically
3 required by statute.

4 ~~[3-]~~ 4. Upon request, the Secretary of State shall provide a
5 copy of ~~the~~ *each* form designed pursuant to this section to each
6 person, committee, political party and group that is required to file a
7 report described in ~~[subsection 1-]~~ *subsections 1 and 2.*

8 **Sec. 48.** NRS 295.015 is hereby amended to read as follows:

9 295.015 1. A copy of a petition for initiative must be placed
10 on file in the Office of the Secretary of State before it may be
11 presented to the registered voters for their signatures.

12 2. *No person may place a copy of a petition for initiative on*
13 *file in the Office of the Secretary of State pursuant to subsection 1*
14 *if he has, at the time at which the copy of the petition for initiative*
15 *is to be filed, failed to:*

16 (a) *Submit any campaign finance report required of the person*
17 *pursuant to NRS 294A.120, 294A.125 or 294A.200;*

18 (b) *Submit any financial disclosure statement required of the*
19 *person pursuant to NRS 281.559 or 281.561; or*

20 (c) *Pay any civil penalty assessed pursuant to NRS 281.581 or*
21 *294A.420.*

22 **Sec. 49.** NRS 295.045 is hereby amended to read as follows:

23 295.045 1. A copy of a petition for referendum must be
24 placed on file in the Office of the Secretary of State before it may be
25 presented to the registered voters for their signatures.

26 2. *No person may place a copy of a petition for referendum*
27 *on file in the Office of the Secretary of State pursuant to*
28 *subsection 1 if he has, at the time at which the copy of the petition*
29 *for referendum is to be filed, failed to:*

30 (a) *Submit any campaign finance report required of the person*
31 *pursuant to NRS 294A.120, 294A.125 or 294A.200;*

32 (b) *Submit any financial disclosure statement required of the*
33 *person pursuant to NRS 281.559 or 281.561; or*

34 (c) *Pay any civil penalty assessed pursuant to NRS 281.581 or*
35 *294A.420.*

36 3. A petition for referendum must be filed with the Secretary of
37 State not less than 120 days before the date of the next succeeding
38 general election.

39 ~~[3-]~~ 4. The Secretary of State shall certify the questions to the
40 county clerks, and they shall publish them in accordance with the
41 provisions of law requiring county clerks to publish questions and
42 proposed constitutional amendments which are to be submitted for
43 popular vote.

44 ~~[4-]~~ 5. The title of the statute or resolution must be set out on
45 the ballot, and the question printed upon the ballot for the



1 information of the voters must be as follows: "Shall the statute
2 (setting out its title) be approved?"

3 ~~[5-]~~ 6. Where a mechanical voting system is used, the title of
4 the statute must appear on the list of offices and candidates and the
5 statements of measures to be voted on and may be condensed to no
6 more than 25 words.

7 ~~[6-]~~ 7. The votes cast upon the question must be counted and
8 canvassed as the votes for state officers are counted and canvassed.

9 **Sec. 50.** NRS 295.095 is hereby amended to read as follows:

10 295.095 1. ~~[Any]~~ *Except as otherwise provided in*
11 *subsection 2, any* five registered voters of the county may
12 commence initiative or referendum proceedings by filing with the
13 county clerk an affidavit stating they will constitute the petitioners'
14 committee and be responsible for circulating the petition and filing
15 it in proper form, stating their names and addresses and specifying
16 the address to which all notices to the committee are to be sent, and
17 setting out in full the proposed initiative ordinance or citing the
18 ordinance sought to be reconsidered.

19 2. *No person may serve on a petitioners' committee if he has,*
20 *at the time at which the affidavit establishing the petitioners'*
21 *committee is filed pursuant to subsection 1, failed to:*

22 (a) *Submit any campaign finance report required of the person*
23 *pursuant to NRS 294A.120, 294A.125 or 294A.200;*

24 (b) *Submit any financial disclosure statement required of the*
25 *person pursuant to NRS 281.559 or 281.561; or*

26 (c) *Pay any civil penalty assessed pursuant to NRS 281.581 or*
27 *294A.420.*

28 3. Initiative petitions must be signed by a number of registered
29 voters of the county equal to 15 percent or more of the number of
30 voters who voted at the last preceding general election in the county.

31 ~~[3-]~~ 4. Referendum petitions must be signed by a number of
32 registered voters of the county equal to 10 percent or more of the
33 number of voters who voted at the last preceding general election in
34 the county.

35 ~~[4-]~~ 5. A petition must be submitted to the county clerk for
36 verification, pursuant to NRS 295.250 to 295.290, inclusive, not
37 later than:

38 (a) One hundred and eighty days after the date that the affidavit
39 required by subsection 1 is filed with the county clerk; or

40 (b) One hundred and thirty days before the election,

41 ➔ whichever is earlier.

42 ~~[5-]~~ 6. A petition may consist of more than one document, but
43 all documents of a petition must be uniform in size and style,
44 numbered and assembled as one instrument for submission. Each
45 signature must be executed in ink or indelible pencil and followed



1 by the address of the person signing and the date on which he signed
2 the petition. All signatures on a petition must be obtained within the
3 period specified in subsection ~~[4.]~~ 5. Each document must contain,
4 or have attached thereto throughout its circulation, the full text of
5 the ordinance proposed or sought to be reconsidered.

6 ~~[6.]~~ 7. Each document of a petition must have attached to it
7 when submitted an affidavit executed by the circulator thereof
8 stating:

- 9 (a) That he personally circulated the document;
- 10 (b) The number of signatures thereon;
- 11 (c) That all the signatures were affixed in his presence;
- 12 (d) That he believes them to be genuine signatures of the
13 persons whose names they purport to be; and
- 14 (e) That each signer had an opportunity before signing to read
15 the full text of the ordinance proposed or sought to be reconsidered.

16 ~~[7.]~~ 8. The county clerk shall issue a receipt to any person who
17 submits a petition pursuant to this section. The receipt must set forth
18 the number of:

- 19 (a) Documents included in the petition;
- 20 (b) Pages in each document; and
- 21 (c) Signatures that the person declares are included in the
22 petition.

23 **Sec. 51.** NRS 295.205 is hereby amended to read as follows:

24 295.205 1. ~~[Any]~~ *Except as otherwise provided in*
25 *subsection 2, any* five registered voters of the city may commence
26 initiative or referendum proceedings by filing with the city clerk an
27 affidavit:

- 28 (a) Stating they will constitute the petitioners' committee and be
29 responsible for circulating the petition and filing it in proper form;
- 30 (b) Stating their names and addresses;
- 31 (c) Specifying the address to which all notices to the committee
32 are to be sent; and
- 33 (d) Setting out in full the proposed initiative ordinance or citing
34 the ordinance sought to be reconsidered.

35 2. *No person may serve on a petitioners' committee if he has,*
36 *at the time at which the affidavit establishing the petitioners'*
37 *committee is filed pursuant to subsection 1, failed to:*

38 (a) *Submit any campaign finance report required of the person*
39 *pursuant to NRS 294A.120, 294A.125 or 294A.200;*

40 (b) *Submit any financial disclosure statement required of the*
41 *person pursuant to NRS 281.559 or 281.561; or*

42 (c) *Pay any civil penalty assessed pursuant to NRS 281.581 or*
43 *294A.420.*



1 3. Initiative petitions must be signed by a number of registered
2 voters of the city equal to 15 percent or more of the number of
3 voters who voted at the last preceding city election.

4 ~~[3-]~~ 4. Referendum petitions must be signed by a number of
5 registered voters of the city equal to 10 percent or more of the
6 number of voters who voted at the last preceding city election.

7 ~~[4-]~~ 5. A petition must be submitted to the city clerk for
8 verification, pursuant to NRS 295.250 to 295.290, inclusive, not
9 later than:

10 (a) One hundred and eighty days after the date that the affidavit
11 required by subsection 1 is filed with the city clerk; or

12 (b) One hundred and thirty days before the election,

13 ↪ whichever is earlier.

14 ~~[5-]~~ 6. A petition may consist of more than one document, but
15 all documents of a petition must be uniform in size and style,
16 numbered and assembled as one instrument for submission. Each
17 signature must be executed in ink or indelible pencil and followed
18 by the address of the person signing and the date on which he signed
19 the petition. All signatures on a petition must be obtained within the
20 period specified in subsection ~~[4-]~~ 5. Each document must contain,
21 or have attached thereto throughout its circulation, the full text of
22 the ordinance proposed or sought to be reconsidered.

23 ~~[6-]~~ 7. Each document of a petition must have attached to it
24 when submitted an affidavit executed by the circulator thereof
25 stating:

26 (a) That he personally circulated the document;

27 (b) The number of signatures thereon;

28 (c) That all the signatures were affixed in his presence;

29 (d) That he believes them to be genuine signatures of the
30 persons whose names they purport to be; and

31 (e) That each signer had an opportunity before signing to read
32 the full text of the ordinance proposed or sought to be reconsidered.

33 ~~[7-]~~ 8. The city clerk shall issue a receipt to any person who
34 submits a petition pursuant to this section. The receipt must set forth
35 the number of:

36 (a) Documents included in the petition;

37 (b) Pages in each document; and

38 (c) Signatures that the person declares are included in the
39 petition.

40 **Sec. 52.** Section 5.020 of the Charter of the City of Reno,
41 being chapter 662, Statutes of Nevada 1971, as last amended by
42 chapter 100, Statutes of Nevada 1999, at page 274, is hereby
43 amended to read as follows:

44 Sec. 5.020 Primary elections; declaration of candidacy.



1 1. A candidate for any office to be voted for at an
2 election must file a declaration of candidacy with the City
3 Clerk. All filing fees collected by the City Clerk must be
4 deposited to the credit of the General Fund of the City.

5 2. If for any general election, there are three or more
6 candidates for any office to be filled at that election, a
7 primary election for any such office must be held on the
8 ~~first~~ *third* Tuesday in ~~September~~ *June* preceding the
9 general election. If for any general election there are two or
10 fewer candidates for any office to be filled at that election,
11 their names must not be placed on the ballot for the primary
12 election but must be placed on the ballot for the general
13 election.

14 3. In the primary election:

15 (a) The names of the two candidates for Municipal Judge,
16 City Attorney or a particular City Council seat, as the case
17 may be, who receive the highest number of votes must be
18 placed on the ballot for the general election.

19 (b) Candidates for Councilman who represent a specific
20 ward must be voted upon only by the registered voters of that
21 ward.

22 (c) Candidates for Mayor and Councilman at large must
23 be voted upon by all registered voters of the City.

24 4. The Mayor and all Councilmen must be voted upon
25 by all registered voters of the City at the general election.

