

ASSEMBLY BILL NO. 500—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 relating to public officers.  
(BDR 24-127)

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

CONTAINS UNFUNDED MANDATE (§§ 12, 26, 34, 35)  
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 public office; revising various provisions relating to polling places; requiring the Secretary of State to maintain certain information on a website on the Internet; requiring that if a county clerk or city clerk maintains a website on the Internet, the county clerk or city clerk shall maintain certain information on the website; revising provisions relating to proof of residence for a person filing a declaration of candidacy; revising the provisions relating to provisional ballots; revising the provisions relating to public lists of registered voters; revising the provisions relating to a person convicted of a felony and the right to vote; revising the provisions relating to the filing of campaign finance reports; revising the provisions relating to filing a statement of financial disclosure; requiring an officer of a publicly funded entity to file a statement of financial disclosure; revising the provisions governing requests for bill drafts made by Legislators; providing a civil 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 to 5, inclusive, of this act.

**Sec. 2.** *A polling place for an election must not be established in any building or other structure named for a candidate whose name appears on a ballot for that election.*

**Sec. 3. 1.** *The permanent and temporary polling places for early voting by personal appearance must:*

*(a) Be distributed throughout the county to ensure that each registered voter within the county has equitable access to a polling place for early voting by personal appearance, including, without limitation, that the hours and days during which the permanent and temporary polling places for early voting are open provide equitable access to all registered voters to a polling place for early voting; and*

*(b) Satisfy the criteria to be used to select permanent and temporary polling places for early voting by personal appearance provided by the county clerk pursuant to subsection 2.*

**2.** *The county clerk shall:*

*(a) Provide by rule or regulation for the criteria to be used to select permanent and temporary polling places for early voting by personal appearance; and*

*(b) At a meeting of the board of county commissioners, inform the board of the sites selected as permanent and temporary polling places for early voting by personal appearance.*

**Sec. 4. 1.** *The Secretary of State shall maintain a website on the Internet for public information maintained, collected or compiled by the Secretary of State that relates to elections, which may include, without limitation:*

*(a) The Voters' Bill of Rights required to be posted on his Internet website pursuant to the provisions of NRS 293.2549;*

*(b) The abstract of votes required to be posted on a website pursuant to the provisions of NRS 293.388; and*

*(c) All reports on campaign contributions and expenditures submitted to the Secretary of State pursuant to the provisions of NRS 294A.120, 294A.125, 294A.140, 294A.150, 294A.200, 294A.210, 294A.220, 294A.270, 294A.280, 294A.360 and 294A.362.*

**2.** *The abstract of votes required to be maintained on the website pursuant to paragraph (b) of subsection 1 must be maintained in such a format as to permit the searching of the abstract of votes for specific information.*



**Sec. 5. 1. If a county clerk maintains a website on the Internet for information related to elections, the website must contain public information maintained, collected or compiled by the county clerk that relates to elections, which may include, without limitation:**

**(a) The Voters' Bill of Rights required to be made readily available to the public pursuant to the provisions of NRS 293.2549;**

**(b) The locations of polling places for casting a ballot on election day in such a format that a registered voter may search the list to determine the location of the polling place at which the registered voter is required to cast a ballot; and**

**(c) The abstract of votes required pursuant to the provisions of NRS 293.388.**

**2. The abstract of votes required to be maintained on the website pursuant to paragraph (c) of subsection 1 must be maintained in such a format as to permit the searching of the abstract of votes for specific information.**

**Sec. 6.** NRS 293.177 is hereby amended to read as follows:

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

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

**(a) For partisan office:**

DECLARATION OF CANDIDACY OF ..... FOR THE  
OFFICE OF .....

State of Nevada

County of .....

For the purpose of having my name placed on the official ballot as a candidate for the ..... Party nomination for the office of ....., I, the undersigned ....., do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at ....., in the City or Town of ....., County of ....., State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area prescribed by law



1 to which the office pertains began on a date at least 30 days  
2 immediately preceding the date of the close of filing of declarations  
3 of candidacy for this office; that my telephone number is .....,  
4 and the address at which I receive mail, if different than my  
5 residence, is .....; that I am registered as a member of the  
6 ..... Party; that I am a qualified elector pursuant to Section 1  
7 of Article 2 of the Constitution of the State of Nevada; that if I have  
8 ever been convicted of treason or a felony, my civil rights have been  
9 restored by a court of competent jurisdiction; that I have not, in  
10 violation of the provisions of NRS 293.176, changed the designation  
11 of my political party or political party affiliation on an official  
12 application to register to vote in any state since September 1 before  
13 the closing filing date for this election; that I generally believe in  
14 and intend to support the concepts found in the principles and  
15 policies of that political party in the coming election; that if  
16 nominated as a candidate of the ..... Party at the ensuing  
17 election, I will accept that nomination and not withdraw; that I will  
18 not knowingly violate any election law or any law defining and  
19 prohibiting corrupt and fraudulent practices in campaigns and  
20 elections in this State; that I will qualify for the office if elected  
21 thereto, including, but not limited to, complying with any limitation  
22 prescribed by the Constitution and laws of this State concerning the  
23 number of years or terms for which a person may hold the office;  
24 and that I understand that my name will appear on all ballots as  
25 designated in this declaration.

26  
27 .....  
28 (Designation of name)  
29

30 .....  
31 (Signature of candidate for office)  
32

33 Subscribed and sworn to before me  
34 this ..... day of the month of ..... of the year .....

35 .....  
36 .....  
37 Notary Public or other person  
38 authorized to administer an oath  
39

40 (b) For nonpartisan office:  
41

42 DECLARATION OF CANDIDACY OF ..... FOR THE  
43 OFFICE OF .....



1 State of Nevada

2

3 County of .....

4

5 For the purpose of having my name placed on the official ballot as a  
6 candidate for the office of ....., I, the undersigned .....,  
7 do swear or affirm under penalty of perjury that I actually, as  
8 opposed to constructively, reside at ....., in the City or Town of  
9 ....., County of ....., State of Nevada; that my actual, as  
10 opposed to constructive, residence in the state, district, county,  
11 township, city or other area prescribed by law to which the office  
12 pertains began on a date at least 30 days immediately preceding the  
13 date of the close of filing of declarations of candidacy for this  
14 office; that my telephone number is ....., and the address at  
15 which I receive mail, if different than my residence, is .....; that I  
16 am a qualified elector pursuant to Section 1 of Article 2 of the  
17 Constitution of the State of Nevada; that if I have ever been  
18 convicted of treason or a felony, my civil rights have been restored  
19 by a court of competent jurisdiction; that if nominated as a  
20 nonpartisan candidate at the ensuing election, I will accept the  
21 nomination and not withdraw; that I will not knowingly violate any  
22 election law or any law defining and prohibiting corrupt and  
23 fraudulent practices in campaigns and elections in this State; that I  
24 will qualify for the office if elected thereto, including, but not  
25 limited to, complying with any limitation prescribed by the  
26 Constitution and laws of this State concerning the number of years  
27 or terms for which a person may hold the office; and my name will  
28 appear on all ballots as designated in this declaration.

29

30

31

.....  
(Designation of name)

32

33

34

.....  
(Signature of candidate for office)

35

36 Subscribed and sworn to before me

37

this ..... day of the month of ..... of the year .....

38

39

40

.....  
Notary Public or other person  
authorized to administer an oath

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3. The address of a candidate which must be included in the  
declaration of candidacy or acceptance of candidacy pursuant to  
subsection 2 must be the street address of the residence where he



1 actually, as opposed to constructively, resides in accordance with  
2 NRS 281.050, if one has been assigned. The declaration or  
3 acceptance of candidacy must not be accepted for filing if:

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

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

7 (1) A valid driver's license or identification card issued by a  
8 governmental agency, *except for a card evidencing registration to*  
9 *vote that is distributed by a county clerk*, that contains a photograph  
10 of the candidate and the candidate's *residential* address; or

11 (2) *If the candidate's valid driver's license or other*  
12 *identification card issued by a governmental agency, except for a*  
13 *card evidencing registration to vote that is distributed by a county*  
14 *clerk, does not indicate the candidate's residential address:*

15 (I) *A valid driver's license or other identification card*  
16 *issued by a governmental agency, except for a card evidencing*  
17 *registration to vote that is distributed by a county clerk, that*  
18 *contains a photograph of the candidate; and*

19 (II) A current utility bill, bank statement, paycheck, or  
20 document issued by a governmental entity, including, without  
21 limitation, a check, which indicates the candidate's name and  
22 *residential* address.

23 4. *The filing officer shall retain a copy of the proof of identity*  
24 *and residency provided by the candidate pursuant to paragraph (b)*  
25 *of subsection 3. Such a copy may not be withheld from the public.*

26 5. By filing the declaration or acceptance of candidacy, the  
27 candidate shall be deemed to have appointed the filing officer for  
28 the office as his agent for service of process for the purposes of a  
29 proceeding pursuant to NRS 293.182. Service of such process must  
30 first be attempted at the appropriate address as specified by the  
31 candidate in the declaration or acceptance of candidacy. If the  
32 candidate cannot be served at that address, service must be made by  
33 personally delivering to and leaving with the filing officer duplicate  
34 copies of the process. The filing officer shall immediately send, by  
35 registered or certified mail, one of the copies to the candidate at his  
36 specified address, unless the candidate has designated in writing to  
37 the filing officer a different address for that purpose, in which case  
38 the filing officer shall mail the copy to the last address so  
39 designated.

40 ~~5.1~~ 6. If the filing officer receives credible evidence indicating  
41 that a candidate has been convicted of a felony and has not had his  
42 civil rights restored by a court of competent jurisdiction, the filing  
43 officer:



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

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

8 ~~[6-]~~ 7. The receipt of information by the Attorney General or  
9 district attorney pursuant to subsection ~~[5]~~ 6 must be treated as a  
10 challenge of a candidate pursuant to subsections 4 and 5 of NRS  
11 293.182. If the ballots are printed before a court of competent  
12 jurisdiction makes a determination that a candidate has been  
13 convicted of a felony and has not had his civil rights restored by a  
14 court of competent jurisdiction, the filing officer must post a notice  
15 at each polling place where the candidate's name will appear on the  
16 ballot informing the voters that the candidate is disqualified from  
17 entering upon the duties of the office for which the candidate filed  
18 the declaration of candidacy or acceptance of candidacy.

19 **Sec. 7.** NRS 293.195 is hereby amended to read as follows:

20 293.195 1. Judicial offices, school offices, the office of  
21 county sheriff, the Board of Regents of the University of Nevada,  
22 city and town officers, the State Board of Education and members of  
23 boards of hospital trustees of public hospitals are hereby designated  
24 nonpartisan offices.

25 2. ~~[No]~~ *Except as otherwise provided in subsection 3, no*  
26 *words designating the party affiliation of a candidate for nonpartisan*  
27 *offices may be printed upon the ballot.*

28 3. *Notwithstanding that a political party may not nominate a*  
29 *candidate for a nonpartisan office, a word or symbol designating*  
30 *the party affiliation of a candidate for a nonpartisan office, except*  
31 *for a candidate for a judicial office, must be printed upon the*  
32 *ballot if the nonpartisan office may only be voted upon by:*

33 (a) *The voters in a county whose population is 400,000 or*  
34 *more; or*

35 (b) *The voters in a city located in a county whose population is*  
36 *400,000 or more.*

37 4. *The Secretary of State shall adopt regulations to designate*  
38 *a word or symbol to identify:*

39 (a) *If the candidate is affiliated with a political party, the name*  
40 *of that political party; and*

41 (b) *If the candidate is not affiliated with a political party, the*  
42 *fact that the candidate is not affiliated with a political party.*

43 **Sec. 8.** NRS 293.301 is hereby amended to read as follows:

44 293.301 1. The county clerk of each county shall require an  
45 election board officer to post an alphabetical listing of all registered



1 voters for each precinct in a public area of each polling place in the  
2 county. Except as otherwise provided in NRS ~~[293.558,]~~ 293.5002,  
3 the alphabetical listing must include the name, address and political  
4 affiliation of each voter. Not less than four times during the hours in  
5 which the polling place is open, an election board officer shall  
6 identify the name of each voter that voted since the last  
7 identification.

8 2. Each page of the alphabetical listing must contain a notice  
9 which reads substantially as follows:

10  
11 It is unlawful for any person to remove, tear, mark or  
12 otherwise deface this alphabetical listing of registered voters  
13 except an election board officer acting pursuant to subsection  
14 1 of NRS 293.301.  
15

16 3. Any person who removes, tears, marks or otherwise defaces  
17 an alphabetical listing posted pursuant to this section with the intent  
18 to falsify or prevent others from readily ascertaining the name,  
19 address or political affiliation of any voter, or the fact that a voter  
20 has or has not voted, is guilty of a misdemeanor.

21 **Sec. 9.** NRS 293.3081 is hereby amended to read as follows:

22 293.3081 A person at a polling place may cast a provisional  
23 ballot in an election ~~[to vote for a candidate for federal office]~~ if the  
24 person complies with the applicable provisions of NRS 293.3082  
25 and:

26 1. Declares that he has registered to vote and is eligible to vote  
27 at that election in that jurisdiction, but his name does not appear on  
28 a voter registration list as a voter eligible to vote in that election in  
29 that jurisdiction or an election official asserts that the person is not  
30 eligible to vote in that election in that jurisdiction;

31 2. Applies by mail, on or after January 1, 2003, to register to  
32 vote and has not previously voted in an election for federal office in  
33 this State and fails to provide the identification required pursuant to  
34 paragraph (a) of subsection 1 of NRS 293.2725 to the election board  
35 officer at the polling place; or

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

40 **Sec. 10.** NRS 293.3083 is hereby amended to read as follows:

41 293.3083 A person may cast a ballot by mail ~~[to vote for a~~  
42 ~~candidate for federal office,]~~ which must be treated as a provisional  
43 ballot by the county or city clerk if the person:

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





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

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

**Sec. 11.** NRS 293.3564 is hereby amended to read as follows:

293.3564 1. The county clerk may establish permanent polling places for early voting by personal appearance *in the county* at *the* locations ~~[designated]~~ *selected* by him ~~[throughout the county.]~~ *pursuant to section 3 of this act.*

2. Except as otherwise provided in subsection ~~[2.]~~ 3, any person entitled to vote early by personal appearance may do so at any polling place for early voting.

~~[2.]~~ 3. If it is impractical for the county clerk to provide at each polling place for early voting a ballot in every form required in the county, he may:

(a) Provide appropriate forms of ballots for all offices within a township, city, town or county commissioner election district, as determined by the county clerk; and

(b) Limit voting at that polling place to registered voters in that township, city, town or county commissioner election district.

**Sec. 12.** NRS 293.3572 is hereby amended to read as follows:

293.3572 1. In addition to permanent polling places for early voting, the county clerk may establish temporary branch polling places for early voting which may include, without limitation, the clerk's office ~~[.]~~ *pursuant to section 3 of this act.*

2. The provisions of subsection 3 of NRS 293.3568 do not apply to a temporary polling place. Voting at a temporary branch polling place may be conducted on any one or more days and during any hours within the period for early voting by personal appearance, as determined by the county clerk.

3. The schedules for conducting voting are not required to be uniform among the temporary branch polling places.

4. The legal rights and remedies which inure to the owner or lessor of private property are not impaired or otherwise affected by the leasing of the property for use as a temporary branch polling place for early voting, except to the extent necessary to conduct early voting at that location.

**Sec. 13.** NRS 293.440 is hereby amended to read as follows:

293.440 1. Any person who desires a copy of any list of the persons who are registered to vote in any precinct, district or county may obtain a copy by applying at the office of the county clerk and paying therefor a sum of money equal to 1 cent per name on the list, except that one copy of each original and supplemental list for each precinct, district or county must be provided to the state or county



1 central committee of any major political party or to the executive  
2 committee of any minor political party upon request, without  
3 charge.

4 2. Except as otherwise provided in NRS ~~[293.558,]~~ 293.5002,  
5 the copy of the list provided pursuant to this section must indicate  
6 the address, date of birth, telephone number and the serial number  
7 on each application to register to vote. If the county maintains this  
8 information in a computer database, the date of the most recent  
9 addition or revision to an entry, if made on or after July 1, 1989,  
10 must be included in the database and on any resulting list of the  
11 information. The date must be expressed numerically in the order of  
12 month, day and year.

13 3. A county may not pay more than 10 cents per folio or more  
14 than \$6 per thousand copies for printed lists for a precinct or district.

15 4. A county which has a system of computers capable of  
16 recording information on magnetic tape or diskette shall, upon  
17 request of the state or county central committee of any major  
18 political party or the executive committee of any minor political  
19 party which has filed a certificate of existence with the Secretary of  
20 State, record for that central committee or executive committee on  
21 magnetic tape or diskette supplied by it:

22 (a) The list of persons who are registered to vote and the  
23 information required in subsection 2; and

24 (b) Not more than four times per year, as requested by the  
25 central committee or the executive committee:

26 (1) A complete list of the persons who are registered to vote  
27 with a notation for the most recent entry of the date on which the  
28 entry or the latest change in the information was made; or

29 (2) A list that includes additions and revisions made to the  
30 list of persons who are registered to vote after a date specified by the  
31 central committee or the executive committee.

32 5. If a political party does not provide its own magnetic tape or  
33 diskette, or if a political party requests the list in any other form that  
34 does not require printing, the county clerk may charge a fee to cover  
35 the actual cost of providing the tape, diskette or list.

36 6. Any state or county central committee of a major political  
37 party, any executive committee of a minor political party or any  
38 member or representative of such a central committee or executive  
39 committee who receives without charge a list of the persons who are  
40 registered to vote in any precinct, district or county pursuant to this  
41 section shall not:

42 (a) Use the list for any purpose that is not related to an election;  
43 or

44 (b) Sell the list for compensation or other valuable  
45 consideration.



**Sec. 14.** NRS 293.540 is hereby amended to read as follows:

293.540 The county clerk shall cancel the registration:

1. If he has personal knowledge of the death of the person registered, or if an authenticated certificate of the death of any elector is filed in his office.

2. If the insanity or mental incompetence of the person registered is legally established.

3. Upon the determination that the person registered has been convicted of a felony [ ]

*unless:*

*(a) If the person registered was convicted of a felony in this State, the right to vote of the person has been restored pursuant to the provisions of NRS 213.090, 213.155 or 213.157.*

*(b) If the person registered was convicted of a felony in another state, the right to vote of the person has been restored pursuant to the laws of the state in which the person was convicted.*

4. Upon the production of a certified copy of the judgment of any court directing the cancellation to be made.

5. Upon the request of any registered voter to affiliate with any political party or to change his affiliation, if that change is made before the end of the last day to register to vote in the election.

6. At the request of the person registered.

7. If he has discovered an incorrect registration pursuant to the provisions of NRS 293.5235, 293.530, or 293.535 and the elector has failed to respond or appear to vote within the required time.

8. As required by NRS 293.541.

9. Upon verification that the application to register to vote is a duplicate if he has the original or another duplicate of the application on file in his office.

**Sec. 15.** NRS 293.543 is hereby amended to read as follows:

293.543 1. If the registration of an elector is cancelled pursuant to subsection 2 of NRS 293.540, the county clerk shall reregister the elector upon notice from the clerk of the district court that the elector has been declared sane or mentally competent by the district court.

2. If the registration of an elector is cancelled pursuant to subsection 3 of NRS 293.540, the elector may reregister after he presents ~~[written evidence from a court or governmental agency of this State]~~ *satisfactory evidence* which demonstrates that:

(a) His conviction has been overturned; or

(b) His civil rights have been restored [ ]:

*(1) If he was convicted in this State, pursuant to the provisions of NRS 213.090, 213.155 or 213.157.*



1       *(2) If he was convicted in another state, pursuant to the*  
2 *laws of the state in which he was convicted.*

3       3. If the registration of an elector is cancelled pursuant to the  
4 provisions of subsection 5 of NRS 293.540, the elector may  
5 reregister immediately.

6       4. If the registration of an elector is cancelled pursuant to the  
7 provisions of subsection 6 of NRS 293.540, after the close of  
8 registration for a primary election, the elector may not reregister  
9 until after the primary election.

10       **Sec. 16.** NRS 293.558 is hereby amended to read as follows:

11       293.558 ~~[(+)]~~ The county clerk shall not disclose the  
12 identification number of a registered voter to the public, including,  
13 without limitation:

14       ~~[(a)]~~ 1. In response to an inquiry received by the county clerk;  
15 or

16       ~~[(b)]~~ 2. By inclusion on any list of registered voters made  
17 available for public inspection pursuant to NRS 293.301, 293.440,  
18 293.557, 293C.290 or 293C.542.

19       ~~[2.—A registered voter may submit a written request to the~~  
20 ~~county clerk to have his address and telephone number withheld~~  
21 ~~from the public. Upon receipt of such a request, the county clerk~~  
22 ~~shall not disclose the address or telephone number of the registered~~  
23 ~~voter to the public, including, without limitation:~~

24       ~~—(a) In response to an inquiry received by the county clerk; or~~

25       ~~—(b) By inclusion on any list of registered voters made available~~  
26 ~~for public inspection pursuant to NRS 293.301, 293.440, 293.557,~~  
27 ~~293C.290 or 293C.542.~~

28       ~~—3. No information other than the address, telephone number~~  
29 ~~and identification number of a registered voter may be withheld~~  
30 ~~from the public.]~~

31       **Sec. 17.** Chapter 293C of NRS is hereby amended by adding  
32 thereto the provisions set forth as sections 18, 19 and 20 of this act.

33       **Sec. 18.** *A polling place for an election must not be*  
34 *established in any building or other structure named for a*  
35 *candidate whose name appears on a ballot for that election.*

36       **Sec. 19.** 1. *The permanent and temporary polling places for*  
37 *early voting by personal appearance must:*

38       *(a) Be distributed throughout the city to ensure that each*  
39 *registered voter within the city has equitable access to a polling*  
40 *place for early voting by personal appearance, including, without*  
41 *limitation, that the hours and days during which the permanent*  
42 *and temporary polling places for early voting are open provide*  
43 *equitable access to all registered voters to a polling place for early*  
44 *voting; and*



(b) Satisfy the criteria to be used to select permanent and temporary polling places for early voting by personal appearance provided by the city clerk pursuant to subsection 2.

2. The county clerk shall:

(a) Provide by rule or regulation for the criteria to be used to select permanent and temporary polling places for early voting by personal appearance; and

(b) At a meeting of the board of county commissioners, inform the board of the sites selected as permanent and temporary polling places for early voting by personal appearance.

**Sec. 20.** 1. If a city clerk maintains a website on the Internet for information relating to elections, the website must contain public information maintained, collected or compiled by the city clerk that relates to elections, which may include, without limitation:

(a) The Voters' Bill of Rights required to be made readily available to the public pursuant to the provisions of NRS 293.2549;

(b) The locations of polling places for casting a ballot on election day in such a form that a registered voter may search the list to determine the location of the polling place at which the registered voter is required to cast a ballot; and

(c) The abstract of votes required to be posted on a website pursuant to the provisions of NRS 293C.387.

2. The abstract of votes required to be maintained on the website pursuant to paragraph (c) of subsection 1 must be maintained in such a format as to permit the searching of the abstract of votes for specific information.

**Sec. 21.** NRS 293C.185 is hereby amended to read as follows:

293C.185 1. Except as otherwise provided in NRS 293C.115 and 293C.190, a name may not be printed on a ballot to be used at a primary city election, unless the person named has filed a declaration of candidacy or an acceptance of candidacy and has paid the fee established by the governing body of the city not earlier than 70 days before the primary city election and not later than 5 p.m. on the 60th day before the primary city election.

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

DECLARATION OF CANDIDACY OF ..... FOR THE  
OFFICE OF .....

State of Nevada

City of .....



1 For the purpose of having my name placed on the official ballot as a  
2 candidate for the office of ....., I, ....., the  
3 undersigned do swear or affirm under penalty of perjury that I  
4 actually, as opposed to constructively, reside at ....., in the  
5 City or Town of ....., County of ....., State of  
6 Nevada; that my actual, as opposed to constructive, residence in the  
7 city, township or other area prescribed by law to which the office  
8 pertains began on a date at least 30 days immediately preceding the  
9 date of the close of filing of declarations of candidacy for this  
10 office; that my telephone number is ....., and the address at  
11 which I receive mail, if different than my residence, is .....;  
12 that I am a qualified elector pursuant to Section 1 of Article 2 of the  
13 Constitution of the State of Nevada; that if I have ever been  
14 convicted of treason or a felony, my civil rights have been restored  
15 by a court of competent jurisdiction; that if nominated as a candidate  
16 at the ensuing election I will accept the nomination and not  
17 withdraw; that I will not knowingly violate any election law or any  
18 law defining and prohibiting corrupt and fraudulent practices in  
19 campaigns and elections in this State; that I will qualify for the  
20 office if elected thereto, including, but not limited to, complying  
21 with any limitation prescribed by the Constitution and laws of this  
22 State concerning the number of years or terms for which a person  
23 may hold the office; and my name will appear on all ballots as  
24 designated in this declaration.

25  
26 .....  
27 (Designation of name)  
28

29 .....  
30 (Signature of candidate for office)  
31

32 Subscribed and sworn to before me  
33 this ..... day of the month of ..... of the year .....

34 .....  
35 .....  
36 Notary Public or other person  
37 authorized to administer an oath  
38

39 3. The address of a candidate that must be included in the  
40 declaration or acceptance of candidacy pursuant to subsection 2  
41 must be the street address of the residence where he actually, as  
42 opposed to constructively, resides in accordance with NRS 281.050,  
43 if one has been assigned. The declaration or acceptance of  
44 candidacy must not be accepted for filing if:



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

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

(1) A valid driver's license or identification card issued by a governmental agency, *except for a card evidencing registration to vote that is distributed by a county clerk*, that contains a photograph of the candidate and the candidate's *residential* address; or

(2) *If the candidate's valid driver's license or other identification card issued by a governmental agency, except for a card evidencing registration to vote that is distributed by a county clerk, does not indicate the candidate's residential address:*

(I) *A valid driver's license or other identification card issued by a governmental agency, except for a card evidencing registration to vote that is distributed by a county clerk, that contains a photograph of the candidate; and*

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

4. *The filing officer shall retain a copy of the proof of identity and residency provided by the candidate pursuant to paragraph (b) of subsection 3. Such a copy may not be withheld from the public.*

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

~~5.7~~ 6. If the city clerk receives credible evidence indicating that a candidate has been convicted of a felony and has not had his civil rights restored by a court of competent jurisdiction, the city clerk:

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

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



~~[6-]~~ 7. The receipt of information by the city attorney pursuant to subsection ~~[5]~~ 6 must be treated as a challenge of a candidate pursuant to subsections 4 and 5 of NRS 293C.186. If the ballots are printed before a court of competent jurisdiction makes a determination that a candidate has been convicted of a felony and has not had his civil rights restored by a court of competent jurisdiction, the city clerk must post a notice at each polling place where the candidate's name will appear on the ballot informing the voters that the candidate is disqualified from entering upon the duties of the office for which the candidate filed the declaration of candidacy or acceptance of candidacy.

**Sec. 22.** NRS 293C.290 is hereby amended to read as follows:

293C.290 1. The city clerk shall require an election board officer to post an alphabetical listing of all registered voters for each precinct in a public area of each polling place in the city. Except as otherwise provided in NRS ~~[293.558,]~~ 293.5002, the alphabetical listing must include the name and address of each voter. Not less than four times during the hours in which the polling place is open, an election board officer shall identify the name of each voter who voted since the last identification.

2. Each page of the alphabetical listing must contain a notice which reads substantially as follows:

It is unlawful for any person to remove, tear, mark or otherwise deface this alphabetical listing of registered voters except an election board officer acting pursuant to NRS 293C.290.

3. Any person who removes, tears, marks or otherwise defaces an alphabetical listing posted pursuant to this section with the intent to falsify or prevent others from readily ascertaining the name or address of any voter, or the fact that a voter has or has not voted, is guilty of a misdemeanor.

**Sec. 23.** NRS 293C.3564 is hereby amended to read as follows:

293C.3564 1. The city clerk may establish permanent polling places for early voting by personal appearance *in the city at the* locations ~~[designated]~~ *selected* by him ~~[throughout the county.]~~ *pursuant to section 19 of this act.*

2. Any person entitled to vote early by personal appearance may do so at any polling place for early voting.





1     **Sec. 24.** NRS 293C.3572 is hereby amended to read as  
2 follows:

3     293C.3572 1. In addition to permanent polling places for  
4 early voting, the city clerk may establish temporary branch polling  
5 places for early voting ~~[ ]~~ *pursuant to section 19 of this act.*

6     2. The provisions of subsection 3 of NRS 293C.3568 do not  
7 apply to a temporary polling place. Voting at a temporary branch  
8 polling place may be conducted on any one or more days and during  
9 any hours within the period for early voting by personal appearance,  
10 as determined by the city clerk.

11     3. The schedules for conducting voting are not required to be  
12 uniform among the temporary branch polling places.

13     4. The legal rights and remedies which inure to the owner or  
14 lessor of private property are not impaired or otherwise affected by  
15 the leasing of the property for use as a temporary branch polling  
16 place for early voting, except to the extent necessary to conduct  
17 early voting at that location.

18     **Sec. 25.** Chapter 294A of NRS is hereby amended by adding  
19 thereto the provisions set forth as sections 26, 27 and 28 of this act.

20     **Sec. 26.** *"Loan" means a transfer of money, property or*  
21 *anything of value in exchange for an obligation to repay the*  
22 *transfer of money in whole or in part.*

23     **Sec. 27.** 1. *In addition to complying with the requirements*  
24 *set forth in NRS 294A.120, 294A.200 and 294A.360, a candidate*  
25 *who receives a loan which is guaranteed by a third party,*  
26 *forgiveness of a loan previously made to the candidate or a written*  
27 *commitment for a contribution shall, for the period covered by the*  
28 *report filed pursuant to NRS 294A.120, 294A.200 or 294A.360,*  
29 *report:*

30     (a) *If a loan received by the candidate was guaranteed by a*  
31 *third party, the amount of the loan and the name and address of*  
32 *each person who guaranteed the loan;*

33     (b) *If a loan received by the candidate was forgiven by the*  
34 *person who made the loan, the amount that was forgiven and the*  
35 *name and address of the person who forgave the loan; and*

36     (c) *If the candidate received a written commitment for a*  
37 *contribution, the amount committed to be contributed and the*  
38 *name and address of the person who made the written*  
39 *commitment.*

40     2. *The reports required by subsection 1 must be submitted on*  
41 *the form designed and provided by the Secretary of State pursuant*  
42 *to NRS 294A.373. Each form must be signed by the candidate*  
43 *under penalty of perjury.*



1       3. *The reports required by subsection 1 must be filed in the*  
2 *same manner and at the same time as the report filed pursuant to*  
3 *NRS 294A.120, 294A.200 or 294A.360.*

4       4. *A county clerk who receives from a candidate for*  
5 *legislative or judicial office, including, without limitation, the*  
6 *office of justice of the peace or municipal judge, a report pursuant*  
7 *to subsection 1 shall file a copy of the report with the Secretary of*  
8 *State within 10 working days after he receives the report.*

9       **Sec. 28.** 1. *Except as otherwise provided in NRS 294A.300,*  
10 *it is unlawful for a natural person who is elected to any public*  
11 *office to solicit or accept any monetary contribution, or to solicit*  
12 *or accept a commitment to make such a contribution, for any*  
13 *political purpose during the period beginning 45 days after the*  
14 *person has been issued a certificate of election to the public office*  
15 *and ending 180 days before the last day to file as a candidate for*  
16 *that office at the next preceding election for that office pursuant to*  
17 *the provisions of NRS 293.177 or 293C.185.*

18       2. *This section does not prohibit the payment of a salary or*  
19 *other compensation or income to a person who is elected to a*  
20 *public office if it is made for services provided as a part of his*  
21 *regular employment or is additional income to which he is*  
22 *entitled.*

23       **Sec. 29.** NRS 294A.002 is hereby amended to read as follows:  
24       294A.002 As used in this chapter, unless the context otherwise  
25 requires, the words and terms defined in NRS 294A.004 to  
26 294A.009, inclusive, *and section 26 of this act*, have the meanings  
27 ascribed to them in those sections.

28       **Sec. 30.** NRS 294A.120 is hereby amended to read as follows:  
29       294A.120 1. Every candidate for state, district, county or  
30 township office at a primary or general election shall, not later than  
31 January 15 of each year, for the period from January 1 of the  
32 previous year through December 31 of the previous year, report  
33 each campaign contribution in excess of \$100 he received during the  
34 period and contributions received during the period from a  
35 contributor which cumulatively exceed \$100. The provisions of this  
36 subsection apply to the candidate beginning the year of the general  
37 election for that office through the year immediately preceding the  
38 next general election for that office.

39       2. Every candidate for state, district, county or township office  
40 at a primary or general election shall, if the general election for the  
41 office for which he is a candidate is held on or after January 1 and  
42 before the July 1 immediately following that January 1, not later  
43 than:



1 (a) Seven days before the primary election for that office, for the  
2 period from the January 1 immediately preceding the primary  
3 election through 12 days before the primary election;

4 (b) Seven days before the general election for that office, for the  
5 period from 11 days before the primary election through 12 days  
6 before the general election; and

7 (c) July 15 of the year of the general election for that office, for  
8 the period from 11 days before the general election through June 30  
9 of that year,

10 ➔ report each campaign contribution in excess of \$100 he receives  
11 during the period and contributions received during the period from  
12 a contributor which cumulatively exceed \$100. The report must be  
13 completed on the form designed and provided by the Secretary of  
14 State pursuant to NRS 294A.373. Each form must be signed by the  
15 candidate under penalty of perjury.

16 3. Every candidate for state, district, county or township office  
17 at a primary or general election shall, if the general election for the  
18 office for which he is a candidate is held on or after July 1 and  
19 before the January 1 immediately following that July 1, not later  
20 than:

21 (a) Seven days before the primary election for that office, for the  
22 period from the January 1 immediately preceding the primary  
23 election through 12 days before the primary election; and

24 (b) Seven days before the general election for that office, for the  
25 period from 11 days before the primary election through 12 days  
26 before the general election,

27 ➔ report each campaign contribution in excess of \$100 he received  
28 during the period and contributions received during the period from  
29 a contributor which cumulatively exceed \$100. The report must be  
30 completed on the form designed and provided by the Secretary of  
31 State pursuant to NRS 294A.373. Each form must be signed by the  
32 candidate under penalty of perjury.

33 4. Except as otherwise provided in subsection 5, every  
34 candidate for a district office at a special election shall, not later  
35 than:

36 (a) Seven days before the special election, for the period from  
37 his nomination through 12 days before the special election; and

38 (b) Thirty days after the special election, for the remaining  
39 period through the special election,

40 ➔ report each campaign contribution in excess of \$100 he received  
41 during the period and contributions received during the reporting  
42 period from a contributor which cumulatively exceed \$100. The  
43 report must be completed on the form designed and provided by the  
44 Secretary of State pursuant to NRS 294A.373. Each form must be  
45 signed by the candidate under penalty of perjury.



1        5. Every candidate for state, district, county, municipal or  
2 township office at a special election to determine whether a public  
3 officer will be recalled shall list each of the campaign contributions  
4 that he receives on the form designed and provided by the Secretary  
5 of State pursuant to NRS 294A.373 and signed by the candidate  
6 under penalty of perjury, 30 days after:

7        (a) The special election, for the period from the filing of the  
8 notice of intent to circulate the petition for recall through the special  
9 election; or

10        (b) A district court determines that the petition for recall is  
11 legally insufficient pursuant to subsection 5 of NRS 306.040, for the  
12 period from the filing of the notice of intent to circulate the petition  
13 for recall through the date of the district court's decision.

14        6. Reports of campaign contributions must be filed with the  
15 officer with whom the candidate filed the declaration of candidacy  
16 or acceptance of candidacy. A candidate may mail or transmit the  
17 report to that officer by regular mail, certified mail, facsimile  
18 machine or electronic means. A report shall be deemed to be filed  
19 with the officer:

20        (a) On the date that it was mailed if it was sent by certified mail;  
21 or

22        (b) On the date that it was received by the officer if the report  
23 was sent by regular mail, transmitted by facsimile machine or  
24 electronic means, or delivered personally.

25        7. Every county clerk who receives from candidates for  
26 legislative or judicial office, ~~except~~ *including, without limitation,*  
27 the office of justice of the peace or municipal judge, reports of  
28 campaign contributions pursuant to this section shall file a copy of  
29 each report with the Secretary of State within 10 working days after  
30 he receives the report.

31        8. The name and address of the contributor and the date on  
32 which the contribution was received must be included on the report  
33 for each contribution in excess of \$100 and contributions which a  
34 contributor has made cumulatively in excess of that amount since  
35 the beginning of the current reporting period.

36        **Sec. 31.** NRS 294A.125 is hereby amended to read as follows:

37        294A.125 1. In addition to complying with the requirements  
38 set forth in NRS 294A.120, 294A.200 and 294A.360, a candidate  
39 who receives contributions in any year before the year in which the  
40 general election or general city election in which the candidate  
41 intends to seek election to public office is held shall, for:

42        (a) The year in which he receives contributions in excess of  
43 \$10,000, list each of the contributions that he receives and the  
44 expenditures in excess of \$100 made in that year.



(b) Each year after the year in which he received contributions in excess of \$10,000, until the year of the general election or general city election in which the candidate intends to seek election to public office is held, list each of the contributions that he received and the expenditures in excess of \$100 made in that year.

2. The reports required by subsection 1 must be submitted on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. Each form must be signed by the candidate under penalty of perjury.

3. The name and address of the contributor and the date on which the contribution was received must be included on the list for each contribution in excess of \$100 and contributions that a contributor has made cumulatively in excess of that amount.

4. The report must be filed:

(a) With the officer with whom the candidate will file the declaration of candidacy or acceptance of candidacy for the public office the candidate intends to seek. A candidate may mail or transmit the report to that officer by regular mail, certified mail, facsimile machine or electronic means. A report shall be deemed to be filed with the officer:

(1) On the date it was mailed if it was sent by certified mail.

(2) On the date it was received by the officer if the report was sent by regular mail, transmitted by facsimile machine or electronic means, or delivered personally.

(b) On or before January 15 of the year immediately after the year for which the report is made.

5. A county clerk who receives from a candidate for legislative or judicial office, ~~except~~ *including, without limitation*, the office of justice of the peace or municipal judge, a report of contributions and expenditures pursuant to subsection 4 shall file a copy of the report with the Secretary of State within 10 working days after he receives the report.

**Sec. 32.** NRS 294A.200 is hereby amended to read as follows:

294A.200 1. Every candidate for state, district, county or township office at a primary or general election shall, not later than January 15 of each year, for the period from January 1 of the previous year through December 31 of the previous year, report each of the campaign expenses in excess of \$100 that he incurs and each amount in excess of \$100 that he disposes of pursuant to NRS 294A.160 during the period on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. The form must be signed by the candidate under penalty of perjury. The provisions of this subsection apply to the candidate:



1 (a) Beginning the year of the general election for that office  
2 through the year immediately preceding the next general election for  
3 that office; and

4 (b) Each year immediately succeeding a calendar year during  
5 which the candidate disposes of contributions pursuant to  
6 NRS 294A.160.

7 2. Every candidate for state, district, county or township office  
8 at a primary or general election shall, if the general election for the  
9 office for which he is a candidate is held on or after January 1 and  
10 before the July 1 immediately following that January 1, not later  
11 than:

12 (a) Seven days before the primary election for that office, for the  
13 period from the January 1 immediately preceding the primary  
14 election through 12 days before the primary election;

15 (b) Seven days before the general election for that office, for the  
16 period from 11 days before the primary election through 12 days  
17 before the general election; and

18 (c) July 15 of the year of the general election for that office, for  
19 the period from 11 days before the general election through June 30  
20 of that year,

21 ➤ report each of the campaign expenses in excess of \$100 that he  
22 incurs during the period on the form designed and provided by the  
23 Secretary of State pursuant NRS 294A.373. Each form must be  
24 signed by the candidate under penalty of perjury.

25 3. Every candidate for state, district, county or township office  
26 at a primary or general election shall, if the general election for the  
27 office for which he is a candidate is held on or after July 1 and  
28 before the January 1 immediately following that July 1, not later  
29 than:

30 (a) Seven days before the primary election for that office, for the  
31 period from the January 1 immediately preceding the primary  
32 election through 12 days before the primary election; and

33 (b) Seven days before the general election for that office, for the  
34 period from 11 days before the primary election through 12 days  
35 before the general election,

36 ➤ report each of the campaign expenses in excess of \$100 that he  
37 incurs during the period on the form designed and provided by the  
38 Secretary of State pursuant to NRS 294A.373. The form must be  
39 signed by the candidate under penalty of perjury.

40 4. Except as otherwise provided in subsection 5, every  
41 candidate for a district office at a special election shall, not later  
42 than:

43 (a) Seven days before the special election, for the period from  
44 his nomination through 12 days before the special election; and



(b) Thirty days after the special election, for the remaining period through the special election,

→ report each of the campaign expenses in excess of \$100 that he incurs during the period on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. Each form must be signed by the candidate under penalty of perjury.

5. Every candidate for state, district, county, municipal or township office at a special election to determine whether a public officer will be recalled shall report each of the campaign expenses in excess of \$100 that he incurs on the form designed and provided by the Secretary of State pursuant NRS 294A.373 and signed by the candidate under penalty of perjury, 30 days after:

(a) The special election, for the period from the filing of the notice of intent to circulate the petition for recall through the special election; or

(b) If the special election is not held because a district court determines that the petition for recall is legally insufficient pursuant to subsection 5 of NRS 306.040, for the period from the filing of the notice of intent to circulate the petition for recall through the date of the district court's decision.

6. Reports of campaign expenses must be filed with the officer with whom the candidate filed the declaration of candidacy or acceptance of candidacy. A candidate may mail or transmit the report to that officer by regular mail, certified mail, facsimile machine or electronic means. A report shall be deemed to be filed with the officer:

(a) On the date that it was mailed if it was sent by certified mail; or

(b) On the date that it was received by the officer if the report was sent by regular mail, transmitted by facsimile machine or electronic means, or delivered personally.

7. County clerks who receive from candidates for legislative or judicial office, ~~except~~ *including, without limitation*, the office of justice of the peace or municipal judge, reports of campaign expenses pursuant to this section shall file a copy of each report with the Secretary of State within 10 working days after he receives the report.

**Sec. 33.** NRS 294A.350 is hereby amended to read as follows:

294A.350 1. Every candidate for state, district, county, municipal or township office shall file the reports of campaign contributions and expenses required by NRS 294A.120, 294A.200 and 294A.360, *and section 27 of this act*, even though he:

(a) Withdraws his candidacy;

(b) Receives no campaign contributions;

(c) Has no campaign expenses;



- 1 (d) Is removed from the ballot by court order; or  
2 (e) Is the subject of a petition to recall and the special election is  
3 not held.

4 2. A candidate who withdraws his candidacy pursuant to NRS  
5 293.202 may file simultaneously all the reports of campaign  
6 contributions and expenses required by NRS 294A.120, 294A.200  
7 and 294A.360, *and section 27 of this act*, so long as each report is  
8 filed on or before the last day for filing the respective report  
9 pursuant to NRS 294A.120, 294A.200 or 294A.360.

10 **Sec. 34.** NRS 294A.360 is hereby amended to read as follows:

11 294A.360 1. Every candidate for city office at a primary city  
12 election or general city election shall file the reports in the manner  
13 required by NRS 294A.120 and 294A.200 *and section 27 of this act*  
14 for other offices not later than January 15 of each year, for the  
15 period from January 1 of the previous year through December 31 of  
16 the previous year. The provisions of this subsection apply to the  
17 candidate:

18 (a) Beginning the year of the general city election for that office  
19 through the year immediately preceding the next general city  
20 election for that office; and

21 (b) Each year immediately succeeding a calendar year during  
22 which the candidate disposes of contributions pursuant to  
23 NRS 294A.160.

24 2. Every candidate for city office at a primary city election or  
25 general city election, if the general city election for the office for  
26 which he is a candidate is held on or after January 1 and before the  
27 July 1 immediately following that January 1, shall file the reports in  
28 the manner required by NRS 294A.120 and 294A.200 *and section*  
29 *27 of this act* for other offices not later than:

30 (a) Seven days before the primary city election for that office,  
31 for the period from the January 1 immediately preceding the  
32 primary city election through 12 days before the primary city  
33 election;

34 (b) Seven days before the general city election for that office,  
35 for the period from 11 days before the primary city election through  
36 12 days before the general city election; and

37 (c) July 15 of the year of the general city election for that office,  
38 for the period from 11 days before the general city election through  
39 the June 30 of that year.

40 3. Every candidate for city office at a primary city election or  
41 general city election, if the general city election for the office for  
42 which he is a candidate is held on or after July 1 and before the  
43 January 1 immediately following that July 1, shall file the reports in  
44 the manner required by NRS 294A.120 and 294A.200 *and section*  
45 *27 of this act* for other offices not later than:





1 (a) Seven days before the primary city election for that office,  
2 for the period from the January 1 immediately preceding the  
3 primary city election through 12 days before the primary city  
4 election; and

5 (b) Seven days before the general city election for that office,  
6 for the period from 11 days before the primary city election through  
7 12 days before the general city election.

8 4. Except as otherwise provided in subsection 5, every  
9 candidate for city office at a special election shall so file those  
10 reports:

11 (a) Seven days before the special election, for the period from  
12 his nomination through 12 days before the special election; and

13 (b) Thirty days after the special election, for the remaining  
14 period through the special election.

15 5. Every candidate for city office at a special election to  
16 determine whether a public officer will be recalled shall so file those  
17 reports 30 days after:

18 (a) The special election, for the period from the filing of the  
19 notice of intent to circulate the petition for recall through the special  
20 election; or

21 (b) If the special election is not held because a district court  
22 determines that the petition for recall is legally insufficient pursuant  
23 to subsection 5 of NRS 306.040, for the period from the filing of the  
24 notice of intent to circulate the petition for recall through the date of  
25 the district court's decision.

26 **Sec. 35.** NRS 294A.362 is hereby amended to read as follows:

27 294A.362 1. In addition to reporting information pursuant to  
28 NRS 294A.120, 294A.125, 294A.200 and 294A.360, *and section 27*  
29 *of this act*, each candidate who is required to file a report of  
30 campaign contributions and expenses pursuant to NRS 294A.120,  
31 294A.125, 294A.200 or 294A.360 *and section 27 of this act* shall  
32 report on the form designed and provided by the Secretary of State  
33 pursuant to NRS 294A.373 goods and services provided in kind for  
34 which money would otherwise have been paid. The candidate shall  
35 list on the form each such campaign contribution in excess of \$100  
36 that he receives during the reporting period, each such campaign  
37 contribution from a contributor received during the reporting period  
38 which cumulatively exceeds \$100, and each such expense in excess  
39 of \$100 he incurs during the reporting period.

40 2. The Secretary of State and each city clerk shall not require a  
41 candidate to list the campaign contributions and expenses described  
42 in this section on any form other than the form designed and  
43 provided by the Secretary of State pursuant to NRS 294A.373.



1     **Sec. 36.** NRS 294A.373 is hereby amended to read as follows:

2     294A.373 1. The Secretary of State shall design a single form  
3 to be used for all reports of campaign contributions and expenses or  
4 expenditures that are required to be filed pursuant to NRS  
5 294A.120, 294A.125, 294A.140, 294A.150, 294A.200, 294A.210,  
6 294A.220, 294A.270, 294A.280, 294A.360 and 294A.362 **and**  
7 **section 27 of this act.**

8     2. The form designed by the Secretary of State pursuant to this  
9 section must only request information specifically required by  
10 statute.

11    3. Upon request, the Secretary of State shall provide a copy of  
12 the form designed pursuant to this section to each person,  
13 committee, political party and group that is required to file a report  
14 described in subsection 1.

15     **Sec. 37.** NRS 294A.390 is hereby amended to read as follows:

16     294A.390 The officer from whom a candidate or entity  
17 requests a form for:

18     1. A declaration of candidacy;

19     2. An acceptance of candidacy;

20     3. The registration of a committee for political action pursuant  
21 to NRS 294A.230 or a committee for the recall of a public officer  
22 pursuant to NRS 294A.250; or

23     4. The reporting of campaign contributions, expenses or  
24 expenditures pursuant to NRS 294A.120, 294A.140, 294A.150,  
25 294A.200, 294A.210, 294A.220, 294A.270, 294A.280 or 294A.360  
26 **or section 27 of this act,**

27     ➔ shall furnish the candidate with the necessary forms for reporting  
28 and copies of the regulations adopted by the Secretary of State  
29 pursuant to this chapter. An explanation of the applicable provisions  
30 of NRS 294A.100, 294A.120, 294A.140, 294A.150, 294A.200,  
31 294A.210, 294A.220, 294A.270, 294A.280 or 294A.360 **or section**  
32 **27 of this act** relating to the making, accepting or reporting of  
33 campaign contributions, expenses or expenditures and the penalties  
34 for a violation of those provisions as set forth in NRS 294A.100 or  
35 294A.420 must be developed by the Secretary of State and provided  
36 upon request. The candidate or entity shall acknowledge receipt of  
37 the material.

38     **Sec. 38.** NRS 294A.400 is hereby amended to read as follows:

39     294A.400 The Secretary of State shall, within 30 days after  
40 receipt of the reports required by NRS 294A.120, **294A.125,**  
41 294A.140, 294A.150, 294A.200, 294A.210, 294A.220, 294A.270  
42 and 294A.280, **and section 27 of this act,** prepare and make  
43 available for public inspection a compilation of:

44     1. The total campaign contributions, the contributions which  
45 are in excess of \$100 and the total campaign expenses of each of the



1 candidates ~~[for legislative and judicial offices]~~ from whom reports  
2 of those contributions and expenses are required.

3 2. *The total amount of loans to a candidate guaranteed by a*  
4 *third party, the total amount of loans previously made to a*  
5 *candidate that have been forgiven and the total amount of written*  
6 *commitments for contributions received by a candidate.*

7 3. The contributions made to a committee for the recall of a  
8 public officer in excess of \$100.

9 ~~[3.]~~ 4. The expenditures exceeding \$100 made by a:

10 (a) Person on behalf of a candidate other than himself.

11 (b) Person or group of persons on behalf of or against a question  
12 or group of questions on the ballot.

13 (c) Group of persons advocating the election or defeat of a  
14 candidate.

15 (d) Committee for the recall of a public officer.

16 ~~[4.]~~ 5. The contributions in excess of \$100 made to:

17 (a) A person who is not under the direction or control of a  
18 candidate or group of candidates or of any person involved in the  
19 campaign of the candidate or group who makes an expenditure on  
20 behalf of the candidate or group which is not solicited or approved  
21 by the candidate or group.

22 (b) A person or group of persons organized formally or  
23 informally who advocates the passage or defeat of a question or  
24 group of questions on the ballot.

25 (c) A committee for political action, political party or committee  
26 sponsored by a political party which makes an expenditure on behalf  
27 of a candidate or group of candidates.

28 **Sec. 39.** NRS 294A.420 is hereby amended to read as follows:

29 294A.420 1. If the Secretary of State receives information  
30 that a person or entity that is subject to the provisions of NRS  
31 294A.120, 294A.140, 294A.150, 294A.200, 294A.210, 294A.220,  
32 294A.230, 294A.270, 294A.280 or 294A.360 *or section 27 of this*  
33 *act* has not filed a report or form for registration pursuant to the  
34 applicable provisions of those sections, the Secretary of State may,  
35 after giving notice to that person or entity, cause the appropriate  
36 proceedings to be instituted in the First Judicial District Court.

37 2. Except as otherwise provided in this section, a person or  
38 entity that violates an applicable provision of NRS 294A.112,  
39 294A.120, 294A.130, 294A.140, 294A.150, 294A.160, 294A.200,  
40 294A.210, 294A.220, 294A.230, 294A.270, 294A.280, 294A.300,  
41 294A.310, 294A.320 or 294A.360 *or section 27 of this act* is  
42 subject to a civil penalty of not more than \$5,000 for each violation  
43 and payment of court costs and attorney's fees. The civil penalty  
44 must be recovered in a civil action brought in the name of the State  
45 of Nevada by the Secretary of State in the First Judicial District



1 Court and deposited by the Secretary of State for credit to the State  
2 General Fund in the bank designated by the State Treasurer.

3 3. If a civil penalty is imposed because a person or entity has  
4 reported its contributions, expenses or expenditures after the date  
5 the report is due, except as otherwise provided in this subsection, the  
6 amount of the civil penalty is:

7 (a) If the report is not more than 7 days late, \$25 for each day  
8 the report is late.

9 (b) If the report is more than 7 days late but not more than 15  
10 days late, \$50 for each day the report is late.

11 (c) If the report is more than 15 days late, \$100 for each day the  
12 report is late.

13 ➤ A civil penalty imposed pursuant to this subsection against a  
14 public officer who by law is not entitled to receive compensation for  
15 his office or a candidate for such an office must not exceed a total of  
16 \$100 if the public officer or candidate received no contributions and  
17 made no expenditures during the relevant reporting periods.

18 4. For good cause shown, the Secretary of State may waive a  
19 civil penalty that would otherwise be imposed pursuant to this  
20 section. If the Secretary of State waives a civil penalty pursuant to  
21 this subsection, the Secretary of State shall:

22 (a) Create a record which sets forth that the civil penalty has  
23 been waived and describes the circumstances that constitute the  
24 good cause shown; and

25 (b) Ensure that the record created pursuant to paragraph (a) is  
26 available for review by the general public.

27 **Sec. 40.** NRS 218.2423 is hereby amended to read as follows:

28 218.2423 1. Each:

29 (a) Incumbent Assemblyman may request the drafting of not  
30 more than ~~[5]~~ 10 legislative measures submitted to the Legislative  
31 Counsel ~~{on or before September 1 preceding}~~ *before* the  
32 commencement of a regular session of the Legislature . ~~{and not~~  
33 ~~more than 5 legislative measures submitted to the}~~ *The* Legislative  
34 Counsel ~~{after September 1 but on or before December 15 preceding~~  
35 ~~the commencement of a regular session of the Legislature.}~~ *shall*  
36 *establish a schedule of dates for an incumbent Assemblyman to*  
37 *submit to the Legislative Counsel requests for the drafting of*  
38 *legislative measures.*

39 (b) Incumbent Senator may request the drafting of not more than  
40 ~~[10]~~ 20 legislative measures submitted to the Legislative Counsel  
41 ~~{on or before September 1 preceding}~~ *before* the commencement of  
42 a regular session of the Legislature . ~~{and not more than 10~~  
43 ~~legislative measures submitted to the}~~ *The* Legislative Counsel  
44 ~~{after September 1 but on or before December 15 preceding the~~  
45 ~~commencement of a regular session of the Legislature.}~~ *shall*



1 *establish a schedule of dates for an incumbent Senator to submit*  
2 *to the Legislative Counsel requests for the drafting of legislative*  
3 *measures.*

4 (c) Newly elected Assemblyman may request the drafting of not  
5 more than ~~[5]~~ 10 legislative measures submitted to the Legislative  
6 Counsel ~~[on or before December 15 preceding]~~ *before* the  
7 commencement of a regular session of the Legislature. *The*  
8 *Legislative Counsel shall establish a schedule of dates for a newly*  
9 *elected Assemblyman to submit to the Legislative Counsel requests*  
10 *for the drafting of legislative measures.*

11 (d) Newly elected Senator may request the drafting of not more  
12 than ~~[10]~~ 20 legislative measures submitted to the Legislative  
13 Counsel ~~[on or before December 15 preceding]~~ *before* the  
14 commencement of a regular session of the Legislature. *The*  
15 *Legislative Counsel shall establish a schedule of dates for a newly*  
16 *elected Senator to submit to the Legislative Counsel requests for*  
17 *the drafting of legislative measures.*

18 2. In addition to the number authorized pursuant to  
19 subsection 1:

20 (a) The chairman of each standing committee of the immediately  
21 preceding regular legislative session, or a person designated in the  
22 place of the chairman by the Speaker of the Assembly or the  
23 Majority Leader of the Senate, as the case may be, may request  
24 before the date of the general election preceding the commencement  
25 of the next regular legislative session the drafting of not more than 1  
26 legislative measure for introduction by the committee in a subject  
27 within the jurisdiction of the committee for every 15 legislative  
28 measures that were referred to the respective standing committee  
29 during the immediately preceding regular legislative session.

30 (b) A person designated after a general election as a chairman of  
31 a standing committee for the next regular legislative session, or a  
32 person designated in the place of a chairman by the person  
33 designated as the Speaker of the Assembly or the Majority Leader of  
34 the Senate for the next regular legislative session, may request on or  
35 before December 15 preceding the commencement of the next  
36 regular legislative session the drafting of the remaining number of  
37 the legislative measures allowed for the respective standing  
38 committee that were not requested by the previous chairman or  
39 designee.

40 **Sec. 41.** Chapter 281 of NRS is hereby amended by adding  
41 thereto the provisions set forth as sections 42 and 43 of this act.

42 **Sec. 42. 1. “Officer of a publicly funded entity” means a**  
43 **person who:**



1     (a) *Serves as an officer of a governing body of a corporation*  
2 *or any other entity that receives money directly from the State or a*  
3 *local government; and*

4     (b) *Receives compensation other than a per diem allowance*  
5 *and travel expenses for serving as such an officer.*

6     2. *The term does not include a person who is a public officer.*

7     **Sec. 43. 1.** *If a person is the officer of a publicly funded*  
8 *entity, he shall file with the Commission a statement of financial*  
9 *disclosure, as follows:*

10    (a) *Not later than 30 days after his appointment as officer of a*  
11 *publicly funded entity.*

12    (b) *On or before January 15 of each year that he serves as the*  
13 *officer of the publicly funded entity, including the year following*  
14 *the year in which he ceases to serve as the officer of the publicly*  
15 *funded entity.*

16    (c) *In addition to the statements of financial disclosure*  
17 *required pursuant to paragraphs (a) and (b), each officer of a*  
18 *publicly funded entity who is required to file a statement of*  
19 *financial disclosure pursuant to paragraph (a) or (b) shall file a*  
20 *statement of financial disclosure not later than 30 days after the*  
21 *officer of a publicly funded entity or a member of his household*  
22 *has a new source of income required to be reported pursuant to*  
23 *paragraph (b) of subsection 1 of NRS 281.571.*

24    2. *If a person is serving in a position as the officer of a*  
25 *publicly funded entity for which he is required to file a statement*  
26 *pursuant to subsection 1, he may use the statement he files for that*  
27 *initial position to satisfy the requirements of subsection 1 for every*  
28 *other public office or position to which he is appointed and in*  
29 *which he is also serving.*

30    3. *The Commission shall provide written notification to the*  
31 *Secretary of State of the officers of a publicly funded entity who*  
32 *failed to file the statements of financial disclosure required by*  
33 *subsection 1 or who failed to file those statements in a timely*  
34 *manner. The notice must be sent within 30 days after the deadlines*  
35 *set forth in subsection 1 and must include:*

36    (a) *The name of each officer of a publicly funded entity who*  
37 *failed to file a statement of financial disclosure within the period*  
38 *before the notice is sent;*

39    (b) *The name of each officer of a publicly funded entity who*  
40 *filed a statement of financial disclosure after the deadlines set*  
41 *forth in subsection 1 but within the period before the notice is*  
42 *sent;*

43    (c) *For the first notice sent after the officers of a publicly*  
44 *funded entity filed statements of financial disclosure, the name of*  
45 *each officer of a publicly funded entity who filed a statement of*



1 *financial disclosure after the deadlines set forth in subsection 1*  
2 *but within the period before the notice is sent; and*

3 *(d) For each officer of a publicly funded entity listed in*  
4 *paragraph (c), the date on which the statement of financial*  
5 *disclosure was due and the date on which the officer of a publicly*  
6 *funded entity filed the statement.*

7 **4.** *In addition to the notice provided pursuant to subsection 3,*  
8 *the Commission shall notify the Secretary of State of each officer*  
9 *of a publicly funded entity who files a statement of financial*  
10 *disclosure more than 30 days after the deadlines set forth in*  
11 *subsection 1. The notice must include the information described in*  
12 *paragraphs (c) and (d) of subsection 3.*

13 **5.** *A statement of financial disclosure shall be deemed to be*  
14 *filed with the Commission:*

15 *(a) On the date that it was mailed if it was sent by certified*  
16 *mail; or*

17 *(b) On the date that it was received by the Commission if the*  
18 *statement was sent by regular mail, transmitted by facsimile*  
19 *machine or electronic means, or delivered personally.*

20 **Sec. 44.** NRS 281.411 is hereby amended to read as follows:

21 281.411 NRS 281.411 to 281.581, inclusive, *and sections 42*  
22 *and 43 of this act* may be cited as the Nevada Ethics in Government  
23 Law.

24 **Sec. 45.** NRS 281.431 is hereby amended to read as follows:

25 281.431 As used in NRS 281.411 to 281.581, inclusive, *and*  
26 *sections 42 and 43 of this act*, unless the context otherwise requires,  
27 the words and terms defined in NRS 281.432 to 281.4375, inclusive,  
28 *and section 42 of this act*, have the meanings ascribed to them in  
29 those sections.

30 **Sec. 46.** NRS 281.559 is hereby amended to read as follows:

31 281.559 1. Except as otherwise provided in subsection 2, if a  
32 public officer who was appointed to the office for which he is  
33 serving is entitled to receive annual compensation of \$6,000 or more  
34 for serving in that office, he shall file with the Commission a  
35 statement of financial disclosure, as follows:

36 *(a) A public officer appointed to fill the unexpired term of an*  
37 *electd or appointed public officer shall file a statement of financial*  
38 *disclosure within 30 days after his appointment.*

39 *(b) Each public officer appointed to fill an office shall file a*  
40 *statement of financial disclosure on or before January 15 of each*  
41 *year of the term, including the year the term expires.*

42 *(c) In addition to the statements of financial disclosure*  
43 *required pursuant to paragraphs (a) and (b), each public officer*  
44 *who is required to file a statement of financial disclosure pursuant*  
45 *to paragraph (a) or (b) shall file a statement of financial*





1 *disclosure not later than 30 days after the public officer or a*  
2 *member of his household has a new source of income required to*  
3 *be reported pursuant to paragraph (b) of subsection 1 of*  
4 *NRS 281.571.*

5 2. If a person is serving in a public office for which he is  
6 required to file a statement pursuant to subsection 1, he may use the  
7 statement he files for that initial office to satisfy the requirements of  
8 subsection 1 for every other public office to which he is appointed  
9 and in which he is also serving.

10 3. A judicial officer who is appointed to fill the unexpired term  
11 of a predecessor or to fill a newly created judgeship shall file a  
12 statement of financial disclosure pursuant to the requirements of  
13 Canon 4I of the Nevada Code of Judicial Conduct. Such a statement  
14 of financial disclosure must include, without limitation, all  
15 information required to be included in a statement of financial  
16 disclosure pursuant to NRS 281.571.

17 4. The Commission shall provide written notification to the  
18 Secretary of State of the public officers who failed to file the  
19 statements of financial disclosure required by subsection 1 or who  
20 failed to file those statements in a timely manner. The notice must  
21 be sent within 30 days after the deadlines set forth in subsection 1  
22 and must include:

23 (a) The name of each public officer who failed to file his  
24 statement of financial disclosure within the period before the notice  
25 is sent;

26 (b) The name of each public officer who filed his statement of  
27 financial disclosure after the deadlines set forth in subsection 1 but  
28 within the period before the notice is sent;

29 (c) For the first notice sent after the public officer filed his  
30 statement of financial disclosure, the name of each public officer  
31 who filed his statement of financial disclosure after the deadlines set  
32 forth in subsection 1 but within the period before the notice is sent;  
33 and

34 (d) For each public officer listed in paragraph (c), the date on  
35 which the statement of financial disclosure was due and the date on  
36 which the public officer filed the statement.

37 5. In addition to the notice provided pursuant to subsection 4,  
38 the Commission shall notify the Secretary of State of each public  
39 officer who files a statement of financial disclosure more than 30  
40 days after the deadlines set forth in subsection 1. The notice must  
41 include the information described in paragraphs (c) and (d) of  
42 subsection 4.

43 6. A statement of financial disclosure shall be deemed to be  
44 filed with the Commission:





(a) On the date that it was mailed if it was sent by certified mail;  
or

(b) On the date that it was received by the Commission if the statement was sent by regular mail, transmitted by facsimile machine or electronic means, or delivered personally.

**Sec. 47.** NRS 281.561 is hereby amended to read as follows:

281.561 1. Each candidate for public office who will be entitled to receive annual compensation of \$6,000 or more for serving in the office that he is seeking and each public officer who was elected to the office for which he is serving shall file with the Secretary of State a statement of financial disclosure, as follows:

(a) A candidate for nomination, election or reelection to public office shall file a statement of financial disclosure no later than the 10th day after the last day to qualify as a candidate for the office;  
~~and~~

(b) Each public officer shall file a statement of financial disclosure on or before January 15 of each year of the term, including the year the term expires ~~[-]~~; and

*(c) In addition to the statements of financial disclosure required pursuant to paragraphs (a) and (b), each person who is required to file a statement of financial disclosure pursuant to paragraph (a) or (b) shall file a statement of financial disclosure not later than 30 days after the public officer or a member of his household has a new source of income required to be reported pursuant to paragraph (b) of subsection 1 of NRS 281.571.*

2. A candidate for judicial office or a judicial officer shall file a statement of financial disclosure pursuant to the requirements of Canon 4I of the Nevada Code of Judicial Conduct. Such a statement of financial disclosure must include, without limitation, all information required to be included in a statement of financial disclosure pursuant to NRS 281.571.

3. A statement of financial disclosure shall be deemed to be filed with the Secretary of State:

(a) On the date that it was mailed if it was sent by certified mail;  
or

(b) On the date that it was received by the Secretary of State if the statement was sent by regular mail, transmitted by facsimile machine or electronic means, or delivered personally.

4. The statement of financial disclosure filed pursuant to this section must be filed on the form prescribed by the Commission pursuant to NRS 281.471.

5. The Secretary of State shall prescribe, by regulation, procedures for the submission of statements of financial disclosure filed pursuant to this section, maintain files of such statements and make the statements available for public inspection.



1     **Sec. 48.** NRS 281.571 is hereby amended to read as follows:

2     281.571 1. Statements of financial disclosure, as approved  
3 pursuant to NRS 281.541 or in such form as the Commission  
4 otherwise prescribes, must contain the following information  
5 concerning the candidate for public office , ~~for~~ public officer ~~or~~  
6 *officer of a publicly funded entity*:

7     (a) His length of residence in the State of Nevada and the district  
8 in which he is registered to vote.

9     (b) Each source of his income, or that of any member of his  
10 household who is 18 years of age or older ~~or~~ , *during the*  
11 *immediately preceding taxable year. If a source of income is*  
12 *employment, the employer providing the source of income and the*  
13 *title of the position of the person receiving the income must be*  
14 *listed.* No listing of individual clients, customers or patients is  
15 required, but if that is the case, a general source such as  
16 "professional services" must be disclosed.

17     (c) A list of the specific location and particular use of real estate,  
18 other than a personal residence:

19         (1) In which he or a member of his household *currently* has a  
20 legal or beneficial interest ~~or~~ *or had a legal or beneficial interest*  
21 *during the immediately preceding taxable year*;

22         (2) Whose fair market value is \$2,500 or more; and

23         (3) That is located in this State or an adjacent state.

24     (d) The name of each creditor to whom he or a member of his  
25 household *currently* owes , *or owed during the immediately*  
26 *preceding taxable year*, \$5,000 or more, except for:

27         (1) A debt secured by a mortgage or deed of trust of real  
28 property which is not required to be listed pursuant to paragraph (c);  
29 and

30         (2) A debt for which a security interest in a motor vehicle for  
31 personal use was retained by the seller.

32     (e) If the candidate for public office , ~~for~~ public officer *or*  
33 *officer of a publicly funded entity* has received gifts in excess of an  
34 aggregate value of \$200 from a donor during the preceding taxable  
35 year, a list of all such gifts, including the identity of the donor and  
36 value of each gift, except:

37         (1) A gift received from a person who is related to the  
38 candidate for public office , ~~for~~ public officer *or officer of a*  
39 *publicly funded entity* within the third degree of consanguinity or  
40 affinity.

41         (2) Ceremonial gifts received for a birthday, wedding,  
42 anniversary, holiday or other ceremonial occasion if the donor does  
43 not have a substantial interest in the legislative, administrative or  
44 political action of the candidate for public office , ~~for~~ public officer  
45 ~~or~~ *or officer of a publicly funded entity.*



(f) *If a member of the household of the candidate for public office, public officer or officer of a publicly funded entity has received gifts in excess of an aggregate value of \$200 during the preceding taxable year, a list of all such gifts, including the identity of the donor, identity of the recipient and value of each gift, if the donor of the gift was:*

(1) *A candidate for public office, public officer or officer of a publicly funded entity; or*

(2) *A person with a substantial interest in the legislative, administrative or political action of the candidate for public office, public officer or officer of a publicly funded entity.*

(g) *If an expense relating to a duty of the office held by a public officer or officer of a publicly funded entity was paid by a person other than a governmental entity during the immediately preceding taxable year, a list of all such expenses paid, including the identity of the person who paid the expense and the fair market value of the expense.*

(h) A list of each business entity with which he or a member of his household is *currently* involved *or was involved during the immediately preceding taxable year* as a trustee, beneficiary of a trust, director, officer, owner in whole or in part, limited or general partner, or holder of a class of stock or security representing 1 percent or more of the total outstanding stock or securities issued by the business entity.

~~[(g)]~~ (i) A list of all public offices presently held by him for which this statement of financial disclosure is required.

2. The Commission shall distribute or cause to be distributed the forms required for such a statement to each candidate for public office , ~~[and]~~ public officer *or officer of a publicly funded entity* who is required to file one. The Commission is not responsible for the costs of producing or distributing a form for filing statements of financial disclosure which is prescribed pursuant to subsection 1 of NRS 281.541.

3. As used in this section:

(a) "Business entity" means an organization or enterprise operated for economic gain, including a proprietorship, partnership, firm, business, trust, joint venture, syndicate, corporation or association.

(b) *"Gift" means a payment, subscription, advance, forbearance, rendering or deposit of money, services or anything of value unless consideration of equal or greater value is received.*

(c) "Household" includes:

(1) The spouse of a candidate for public office , ~~[or]~~ public officer ~~[(i)]~~ *or officer of a publicly funded entity;*



(2) A person who does not live in the same home or dwelling, but who is dependent on and receiving substantial support from the candidate for public office , ~~or~~ public officer ~~or~~ *or officer of a publicly funded entity*; and

(3) A person who lived in the home or dwelling of the candidate for public office , ~~or~~ public officer *or officer of a publicly funded entity* for 6 months or more in the year immediately preceding the year in which the candidate for public office , ~~or~~ public officer *or officer of a publicly funded entity* files the statement of financial disclosure.

**Sec. 49.** NRS 281.573 is hereby amended to read as follows:

281.573 1. Except as otherwise provided in subsection 2, statements of financial disclosure required by the provisions of NRS 281.559, 281.561 and 281.571 *and section 43 of this act* must be retained by the Commission or Secretary of State for 6 years after the date of filing.

2. For public officers who serve more than one term in either the same public office or more than one public office, the period prescribed in subsection 1 begins on the date of the filing of the last statement of financial disclosure for the last public office held.

**Sec. 50.** NRS 281.574 is hereby amended to read as follows:

281.574 1. A list of each public officer *or officer of a publicly funded entity* who is required to file a statement of financial disclosure must be submitted electronically to the Commission and to the Secretary of State, in a form prescribed by the Commission, on or before December 1 of each year by:

(a) Each county clerk for all public officers of the county and other local governments within the county other than cities ~~or~~ *or officers of the publicly funded entities within the county*;

(b) Each city clerk for all public officers of the city;

(c) The Director of the Legislative Counsel Bureau for all public officers of the Legislative Branch; and

(d) The Chief of the Budget Division of the Department of Administration for all public officers of the Executive Branch.

2. The Secretary of State, each county clerk, or the registrar of voters of the county if one was appointed pursuant to NRS 244.164, and each city clerk shall submit electronically to the Commission, and each county clerk, or the registrar of voters of the county if one was appointed pursuant to NRS 244.164, and each city clerk shall submit electronically to the Secretary of State, in a form prescribed by the Commission, a list of each candidate for public office who filed a declaration of candidacy or acceptance of candidacy with that officer within 10 days after the last day to qualify as a candidate for the applicable office.



**Sec. 51.** NRS 281.581 is hereby amended to read as follows:

281.581 1. If the Secretary of State receives information that a candidate for public office or public officer willfully fails to file his statement of financial disclosure or willfully fails to file his statement of financial disclosure in a timely manner pursuant to NRS 281.559 or 281.561 ~~or~~ *or section 43 of this act*, the Secretary of State may, after giving notice to that person or entity, cause the appropriate proceedings to be instituted in the First Judicial District Court.

2. Except as otherwise provided in this section, a candidate for public office or public officer who willfully fails to file his statement of financial disclosure or willfully fails to file his statement of financial disclosure in a timely manner pursuant to NRS 281.559 or 281.561 *or section 43 of this act* is subject to a civil penalty and payment of court costs and attorney's fees. The civil penalty must be recovered in a civil action brought in the name of the State of Nevada by the Secretary of State in the First Judicial District Court and deposited by the Secretary of State for credit to the State General Fund in the bank designated by the State Treasurer.

3. The amount of the civil penalty is:

(a) If the statement is filed not more than 10 days after the applicable deadline set forth in subsection 1 of NRS 281.559 or subsection 1 of NRS 281.561, *or subsection 1 of section 43 of this act*, \$25.

(b) If the statement is filed more than 10 days but not more than 20 days after the applicable deadline set forth in subsection 1 of NRS 281.559 or subsection 1 of NRS 281.561, *or subsection 1 of section 43 of this act*, \$50.

(c) If the statement is filed more than 20 days but not more than 30 days after the applicable deadline set forth in subsection 1 of NRS 281.559 or subsection 1 of NRS 281.561, *or subsection 1 of section 43 of this act*, \$100.

(d) If the statement is filed more than 30 days but not more than 45 days after the applicable deadline set forth in subsection 1 of NRS 281.559 or subsection 1 of NRS 281.561, *or subsection 1 of section 43 of this act*, \$250.

(e) If the statement is not filed or is filed more than 45 days after the applicable deadline set forth in subsection 1 of NRS 281.559 or subsection 1 of NRS 281.561, *or subsection 1 of section 43 of this act*, \$2,000.

4. For good cause shown, the Secretary of State may waive a civil penalty that would otherwise be imposed pursuant to this section. If the Secretary of State waives a civil penalty pursuant to this subsection, the Secretary of State shall:



(a) Create a record which sets forth that the civil penalty has been waived and describes the circumstances that constitute the good cause shown; and

(b) Ensure that the record created pursuant to paragraph (a) is available for review by the general public.

5. As used in this section, "willfully" means deliberately, intentionally and knowingly.

**Sec. 52.** Section 5.070 of the Charter of the City of Caliente, being Chapter 31, Statutes of Nevada 1971, as amended by Chapter 581, Statutes of Nevada 2001, at page 2970, is hereby amended to read as follows:

Sec. 5.070 Availability of lists of registered voters. If, for any purpose relating to a municipal election or to candidates or issues involved in such an election, any organization, group or person requests a list of registered voters of the City, the department, office or agency which has custody of the official register of voters shall, except as otherwise provided in NRS ~~293.558,~~ 293.5002, either permit the organization, group or person to copy the voters' names and addresses from the official register of voters or furnish such a list.

**Sec. 53.** Section 5.060 of the Charter of the City of Carlin, being Chapter 344, Statutes of Nevada 1971, as amended by Chapter 581, Statutes of Nevada 2001, at page 2971, is hereby amended to read as follows:

Sec. 5.060 Availability of lists of registered voters. If, for any purpose relating to a municipal election or to candidates or issues involved in such an election, any organization, group or person requests a list of registered voters of the City, the department, office or agency which has custody of the official register of voters shall, except as otherwise provided in NRS ~~293.558,~~ 293.5002, either permit the organization, group or person to copy the voters' names and addresses from the official register of voters or furnish such a list.

**Sec. 54.** Section 5.070 of the Charter of Carson City, being Chapter 213, Statutes of Nevada 1969, as last amended by Chapter 581, Statutes of Nevada 2001, at page 2971, is hereby amended to read as follows:

Sec. 5.070 Availability of list of registered voters. If, for any purpose relating to a municipal election or to the candidates or issues involved in that election, any organization, group or person requests a list of the registered voters of Carson City, the department, office or agency which



has custody of the official register of voters shall, except as otherwise provided in NRS ~~[293.558,]~~ **293.5002:**

1. Permit the organization, group or person to copy the voters' names and addresses from the official register of voters; or

2. Furnish the list upon payment of the fee which is prescribed in chapter 293 of NRS.

**Sec. 55.** Section 5.060 of the Charter of the City of Elko, being Chapter 276, Statutes of Nevada 1971, as amended by Chapter 581, Statutes of Nevada 2001, at page 2971, is hereby amended to read as follows:

Sec. 5.060 Availability of lists of registered voters. If, for any purpose relating to a municipal election or to candidates or issues involved in such an election, any organization, group or person requests a list of registered voters of the City, the department, office or agency which has custody of the official register of voters shall, except as otherwise provided in NRS ~~[293.558,]~~ **293.5002**, either permit the organization, group or person to copy the voters' names and addresses from the official register of voters or furnish such a list.

**Sec. 56.** Section 5.070 of the Charter of the City of Las Vegas, being Chapter 517, Statutes of Nevada 1983, as amended by Chapter 581, Statutes of Nevada 2001, at page 2971, is hereby amended to read as follows:

Sec. 5.070 Availability of lists of registered voters. If, for any purpose which relates to a municipal election or to the candidates or issues which are involved in that election, any organization, group or person requests a list of the registered voters of the City, the department, office or agency which has custody of the official register of voters shall, except as otherwise provided in NRS ~~[293.558,]~~ **293.5002**, either permit that organization, group or person to copy the voters' names and addresses from the official register of voters or furnish the list upon payment of the fee which is prescribed in chapter 293 of NRS.

**Sec. 57.** Section 5.070 of the Charter of the City of Reno, being Chapter 662, Statutes of Nevada 1971, as last amended by Chapter 581, Statutes of Nevada 2001, at page 2972, is hereby amended to read as follows:

Sec. 5.070 Availability of lists of registered voters. If, for any purpose relating to an election or to candidates or issues involved in that election, any organization, group or person requests a list of registered voters of the City, the department, office or agency which has custody of the official





1 register of voters shall, except as otherwise provided in NRS  
2 ~~[293.558,]~~ **293.5002**, permit the organization, group or person  
3 to copy the voters' names and addresses from the official  
4 register of voters or furnish such a list upon payment of the  
5 cost established by state election law.

6 **Sec. 58.** Section 5.070 of the Charter of the City of Sparks,  
7 being Chapter 470, Statutes of Nevada 1975, as last amended by  
8 Chapter 581, Statutes of Nevada 2001, at page 2972, is hereby  
9 amended to read as follows:

10 Sec. 5.070 Availability of lists of registered voters. If,  
11 for any purpose relating to an election or to candidates or  
12 issues involved in an election, any organization, group or  
13 person requests a list of registered voters of the City,  
14 the department, office or agency which has custody of the  
15 official register of voters shall, except as otherwise provided  
16 in NRS ~~[293.558,]~~ **293.5002**:

17 1. Permit the organization, group or person to copy the  
18 names and addresses of voters from the official register of  
19 voters; or

20 2. Furnish such a list upon payment of the cost  
21 established by state election law.

22 **Sec. 59.** Section 5.060 of the Charter of the City of Wells,  
23 being Chapter 275, Statutes of Nevada 1971, as amended by  
24 Chapter 581, Statutes of Nevada 2001, at page 2972, is hereby  
25 amended to read as follows:

26 Sec. 5.060 Availability of lists of registered voters. If,  
27 for any purpose relating to a municipal election or to  
28 candidates or issues involved in such an election, any  
29 organization, group or person requests a list of registered  
30 voters of the City, the department, office or agency which has  
31 custody of the official register of voters shall, except as  
32 otherwise provided in NRS ~~[293.558,]~~ **293.5002**, either  
33 permit the organization, group or person to copy the voters'  
34 names and addresses from the official register of voters or  
35 furnish such a list.

36 **Sec. 60.** Section 5.060 of the Charter of the City of Yerington,  
37 being Chapter 465, Statutes of Nevada 1971, as amended by  
38 Chapter 581, Statutes of Nevada 2001, at page 2972, is hereby  
39 amended to read as follows:

40 Sec. 5.060 Availability of lists of registered voters. If,  
41 for any purpose relating to a municipal election or to  
42 candidates or issues involved in such an election, any  
43 organization, group or person requests a list of registered  
44 voters of the City, the department, office or agency which has  
45 custody of the official register of voters shall, except as





otherwise provided in NRS ~~[293.558,]~~ 293.5002, furnish such a list at a fee to be established by the City Council.

**Sec. 61.** 1. On or before October 1, 2005, the Secretary of State shall submit to the Fiscal Analysis Division of the Legislative Counsel Bureau for transmittal to the next regular meeting of the Interim Finance Committee a written report concerning the establishment and maintenance of the website required pursuant to section 4 of this act including, without limitation, the anticipated cost of establishing and maintaining the website.

2. The Secretary of State may, with the approval of the Interim Finance Committee, pay for the cost of establishing and maintaining the website required pursuant to section 4 of this act from the Account for Special Services of the Secretary of State in the State General Fund created pursuant to NRS 225.140.

**Sec. 62.** The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

**Sec. 63.** 1. This section and section 61 of this act become effective upon passage and approval.

2. Sections 1, 2, 3, 6 to 19, inclusive, 21 to 60, inclusive, and 62 of this act become effective on October 1, 2005.

3. Sections 4, 5 and 20 of this act become effective on January 1, 2006.







