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SENATE BILL NO. 386—COMMITTEE ON LEGISLATIVE  
OPERATIONS AND ELECTIONS

MARCH 29, 2005

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Referred to Committee on Legislative Operations and Elections

SUMMARY—Makes various changes to provisions governing elections. (BDR 24-311)

FISCAL NOTE: Effect on Local Government: Increases or Newly  
Provides for Term of Imprisonment in County or City  
Jail or Detention Facility.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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AN ACT relating to elections; eliminating various obsolete provisions; providing for when a candidate for the office of member of a town advisory board must be declared elected and no election held for the office; revising the requirements relating to voting systems providing a permanent paper record for the purposes of a recount; revising the provisions relating to the observation of voting by members of the general public and representatives of political parties; providing that a candidate or certain relative of a candidate shall not assist a voter in marking a ballot; providing that a voter registered to vote and eligible to vote in an election may not cast a provisional ballot in that election; providing that a voter issued an absent ballot may vote at a poll on election day in certain circumstances; providing that a voter requesting an emergency absent ballot shall provide a statement before being issued a ballot; making various changes to the provisions governing the processing of ballots in preparation of counting; requiring a county clerk to assign a unique identification number to a question placed on a ballot; revising the provisions governing persons who assist a voter in registering to vote or in voting; revising the filing requirements for reports



on campaign contributions and expenditures; providing penalties; 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 6, inclusive, of this act.

**Sec. 2.** *“Electioneering” means campaigning for or against a political party, candidate or ballot question by:*

*1. Posting signs relating to the support of or opposition to a political party, candidate or ballot question;*

*2. Distributing literature relating to the support of or opposition to a political party, candidate or ballot question;*

*3. Using loudspeakers to broadcast information relating to the support of or opposition to a political party, candidate or ballot question;*

*4. Buying, selling, wearing or displaying any badge, button or other insigne which is designed or tends to aid or promote the success or defeat of any political party or a candidate or ballot question to be voted upon at that election;*

*5. Polling or otherwise soliciting from a voter information as to whether the voter intends to vote or has voted for or against a particular political party, candidate or ballot question; or*

*6. Soliciting signatures to any kind of petition.*

**Sec. 3.** *“Provisional ballot” means a ballot voted by a person pursuant to NRS 293.3081 to 293.3086, inclusive.*

**Sec. 4.** *1. Any registered voter of this State may be appointed to observe the conduct of voting at a polling place as the representative of:*

*(a) Any candidate whose name appears on a ballot for the election for which the representative is appointed; or*

*(b) Any political party or committee sponsored by a political party.*

*2. A representative appointed pursuant to subsection 1:*

*(a) Shall present a written certificate of his appointment to the chairman of the election board upon his arrival at the polling place. The certificate must contain:*

*(1) The name and signature of the representative;*

*(2) The name of the candidate, political party or committee appointing the person; and*

*(3) The precinct, polling place and date of the election for which the representative is appointed.*



1       (b) Must be admitted to the polling place when the polling  
2 place opens for the conduct of voting pursuant to NRS 293.273.  
3 While at the polling place, the representative shall sit or stand at  
4 such a location designated by the chairman of the election board  
5 as to observe the activities conducted at the polling place for which  
6 he is appointed without interfering with the voting. The  
7 representative shall not leave such location and shall not move  
8 about the polling place.

9       (c) May remain in the polling place after the polling place  
10 closes to the conduct of voting pursuant to NRS 293.273 or  
11 293.305. The representative shall not interfere with the closing of  
12 the polling place.

13       3. No person may be appointed pursuant to this section to  
14 observe the conduct of voting at more than one polling place.

15       4. A candidate, political party or committee sponsored by a  
16 political party shall not appoint more than one representative to a  
17 polling place.

18       5. Any person who willfully violates the provisions of this  
19 section is guilty of a gross misdemeanor.

20       **Sec. 5.** 1. The county clerk shall make the form for an  
21 application to register to vote adopted pursuant to NRS 293.507  
22 and 293.508 available to individual candidates, political parties,  
23 civic groups, and groups organized for or against questions on a  
24 ballot.

25       2. Except as otherwise provided in subsection 3, an applicant  
26 may request such a form from the county clerk in person, by  
27 telephone, in writing or by electronic facsimile machine. The  
28 county clerk shall respond to each such request by mailing the  
29 requested form within 5 working days.

30       3. Each request for more than 50 such forms must be made  
31 on a request form prescribed by the Secretary of State. Each such  
32 request must include the name and phone number of the applicant  
33 requesting the forms and the names and address of any person  
34 authorized to request such forms on behalf of the applicant.

35       4. The county clerk shall record on the completed request  
36 form the control numbers assigned to the applications which he  
37 provided in response to the request. The county clerk shall  
38 maintain the request for multiple applications with his records.

39       5. The county clerk shall provide to a person requesting such  
40 forms a pamphlet or other handout containing instructions on the  
41 process of registering to vote by mail, including, without  
42 limitation, the provisions required pursuant to section 6 of this act.

43       **Sec. 6.** 1. A person assisting a voter to register to vote  
44 pursuant to subsection 13 of NRS 293.5235 shall:



1 (a) *If the person assisting the voter to register will be returning*  
2 *the form for an application to register to vote adopted pursuant to*  
3 *NRS 293.507 and 293.508 to the county clerk, provide the*  
4 *duplicate copy or receipt required to be on such a form pursuant*  
5 *to subsection 3 of NRS 293.507;*

6 (b) *Inform the voter that the voter will not be registered to vote*  
7 *until the form for an application to register to vote adopted*  
8 *pursuant to NRS 293.507 and 293.508 is received in the office of*  
9 *the county clerk pursuant to the provisions of NRS 293.5235; and*

10 (c) *On or before 5 days after a voter completes a form for an*  
11 *application to register to vote adopted pursuant to NRS 293.507*  
12 *and 293.508, deliver or mail the completed form to the county*  
13 *clerk.*

14 2. *A person assisting a voter to register to vote pursuant to*  
15 *subsection 13 of NRS 293.5235 shall not:*

16 (a) *Represent himself as an employee of the county clerk or*  
17 *the county;*

18 (b) *Attempt to influence the party registration of the voter on*  
19 *the form for an application to register to vote adopted pursuant to*  
20 *NRS 293.507 and 293.508;*

21 (c) *Make any statement or take any action in an attempt to*  
22 *discourage the voter from completing a form for an application to*  
23 *register to vote adopted pursuant to NRS 293.507 and 293.508;*

24 (d) *Except for affixing postage, alter or deface the form for an*  
25 *application to register to vote adopted pursuant to NRS 293.507*  
26 *and 293.508; and*

27 (e) *Accept any monetary compensation from a voter for*  
28 *assisting the voter in completing a form for an application to*  
29 *register to vote adopted pursuant to NRS 293.507 and 293.508.*

30 3. *A person who willfully violates any provision of this*  
31 *section is guilty of a category E felony and shall be punished as*  
32 *provided in NRS 193.130.*

33 **Sec. 7.** NRS 293.010 is hereby amended to read as follows:

34 293.010 As used in this title, unless the context otherwise  
35 requires, the words and terms defined in NRS 293.013 to 293.121,  
36 inclusive, *and sections 2 and 3 of this act* have the meanings  
37 ascribed to them in those sections.

38 **Sec. 8.** NRS 293.025 is hereby amended to read as follows:

39 293.025 "Ballot" means the record of a voter's preference of  
40 candidates and questions voted upon at an election. The term  
41 includes, without limitation, any paper given to a voter upon which  
42 he places his vote ~~[, a punch card which records the vote of a voter]~~  
43 and electronic storage tapes.



1     **Sec. 9.** NRS 293.040 is hereby amended to read as follows:  
2     293.040 "Clerk" means the election board officer designated or  
3 assigned to make the record of the election in the ~~[pollbook,]~~ *roster,*  
4 tally list and challenge list in the precinct or district in which such  
5 officer is appointed.

6     **Sec. 10.** NRS 293.093 is hereby amended to read as follows:  
7     293.093 "Regular votes" means the votes cast by registered  
8 voters, except votes cast by absent *ballot or provisional* ballot.

9     **Sec. 11.** NRS 293.097 is hereby amended to read as follows:  
10    293.097 "Sample ballot" means a document distributed by a  
11 county or city clerk upon which is printed a ~~[facsimile of a ballot.]~~  
12 *list of the offices, candidates and ballot questions that will appear*  
13 *on a ballot.* The term includes any such document which is printed  
14 by a computer.

15    **Sec. 12.** NRS 293.113 is hereby amended to read as follows:  
16    293.113 "Tally list" ~~for "tally book"~~ means the ~~[forms]~~ *form*  
17 furnished election board officers to be used in ~~[tallying or]~~ recording  
18 the number of votes cast for each candidate and question on the  
19 ballot. ~~[as such votes are called in counting.]~~

20    **Sec. 13.** NRS 293.127565 is hereby amended to read as  
21 follows:

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

32    2. Before a person may use an area designated pursuant to  
33 subsection 1, the person must notify, *at least 24 hours before using*  
34 *such area,* the public officer or employee in control of the operation  
35 of the building governed by subsection 1 of the dates and times that  
36 the person intends to use the area to gather signatures on a petition.  
37 The public officer or employee may not deny the person the use of  
38 the area.

39    3. A person aggrieved by a decision made by a public officer or  
40 employee pursuant to subsection 1 may appeal the decision to the  
41 Secretary of State. The Secretary of State shall review the decision  
42 to determine whether the public officer or employee designated a  
43 reasonable area as required by subsection 1.



1 4. The decision of the Secretary of State is a final decision for  
2 the purposes of judicial review. The decision of the Secretary of  
3 State may only be appealed in the First Judicial District Court.

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

6 **Sec. 14.** NRS 293.207 is hereby amended to read as follows:

7 293.207 1. Election precincts must be established on the  
8 basis of the number of registered voters therein, with a maximum  
9 ~~[of 600 registered voters per precinct in those precincts in which~~  
10 ~~paper ballots are used, or a maximum]~~ of 1,500 registered voters  
11 who are not designated inactive pursuant to NRS 293.530 per  
12 precinct in those precincts in which a mechanical voting system is  
13 used.

14 2. Except as otherwise provided in subsections 3 and 4, the  
15 county clerk may consolidate two or more contiguous election  
16 precincts into a single voting district to conduct a particular election  
17 as public convenience, necessity and economy may require.

18 3. If a county clerk proposes to consolidate two or more  
19 contiguous election precincts, in whole or in part, pursuant to  
20 subsection 2, the county clerk shall, at least 14 days before  
21 consolidating the precincts, cause notice of the proposed  
22 consolidation to be:

23 (a) Posted in the manner prescribed for a regular meeting of the  
24 board of county commissioners; and

25 (b) Mailed to each Assemblyman, State Senator, county  
26 commissioner and, if applicable, member of the governing body of a  
27 city who represents residents of a precinct affected by the  
28 consolidation.

29 4. A person may file a written objection to the proposed  
30 consolidation with the county clerk. The county clerk shall consider  
31 each written objection filed pursuant to this subsection before  
32 consolidating the precincts.

33 **Sec. 15.** NRS 293.213 is hereby amended to read as follows:

34 293.213 1. Whenever there were not more than 20 voters  
35 registered in a precinct for the last preceding general election, the  
36 county clerk may establish that precinct as a mailing precinct. ~~[-and~~  
37 ~~shall forthwith mail notification to the field registrar for that~~  
38 ~~precinct.]~~

39 2. Except as otherwise provided in NRS 293.208, the county  
40 clerk in any county where an absent ballot central counting board is  
41 appointed may abolish two or more existing mailing precincts and  
42 combine those mailing precincts into absent ballot precincts. Those  
43 mailing precincts must be designated absent ballot mailing  
44 precincts.



1        3. In any county where an absent ballot central counting board  
2 is appointed, any established precinct which had less than 200  
3 ballots cast at the last preceding general election, or any newly  
4 established precinct with less than 200 registered voters, may be  
5 designated an absent ballot mailing precinct.

6        4. The county clerk shall, at least 14 days before establishing  
7 or designating a precinct as a mailing precinct or absent ballot  
8 mailing precinct or before abolishing a mailing precinct pursuant to  
9 this section, cause notice of such action to be:

10        (a) Posted in the manner prescribed for a regular meeting of the  
11 board of county commissioners; and

12        (b) Mailed to each Assemblyman, State Senator, county  
13 commissioner and, if applicable, member of the governing body of a  
14 city who represents residents of a precinct affected by the action.

15        **Sec. 16.** NRS 293.217 is hereby amended to read as follows:

16        293.217 1. The county clerk of each county shall appoint and  
17 notify registered voters to act as election board officers for the  
18 various precincts and districts in the county as provided in NRS  
19 293.220 to ~~[293.245,]~~ **293.243**, inclusive, and 293.384 . ~~[, and shall~~  
20 ~~conclude those duties no later than 31 days before the election.]~~ The  
21 registered voters appointed as election board officers for any  
22 precinct or district must not all be of the same political party. No  
23 candidate for nomination or election or his relative within the  
24 second degree of consanguinity or affinity may be appointed as an  
25 election board officer. Immediately after election board officers are  
26 appointed, if requested by the county clerk, the sheriff shall:

27        (a) Appoint a deputy sheriff for each polling place in the county  
28 and for the central election board or the absent ballot central  
29 counting board; or

30        (b) Deputize as a deputy sheriff for the election an election  
31 board officer of each polling place in the county and for the central  
32 election board or the absent ballot central counting board. The  
33 deputized officer shall receive no additional compensation for his  
34 services rendered as a deputy sheriff during the election for which  
35 he is deputized.

36        ➤ Deputy sheriffs so appointed and deputized shall preserve order  
37 during hours of voting and attend closing of the polls.

38        2. The county clerk may appoint a trainee for the position of  
39 election board officer as set forth in NRS 293.2175.

40        **Sec. 17.** NRS 293.227 is hereby amended to read as follows:

41        293.227 1. Each election board ~~[consists of at least three~~  
42 ~~members, one of whom must be]~~ **must have one member** designated  
43 **as the** chairman by the county or city clerk. The **election** boards  
44 shall make the records of election required by this chapter.





2. The appointment of a trainee as set forth in NRS 293.2175 and 293C.222 may be used to determine the number of members on the election board, but under no circumstances may:

(a) The election board of any precinct include more than one trainee; or

(b) A trainee serve as chairman of the election board.

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

4. The board of county commissioners of any county or the city council of any city may reimburse the ~~[chairmen or their designees]~~ *members of an election board* who attend the school for their travel expenses at a rate not exceeding 10 cents per mile.

~~[5. Each chairman shall instruct his board before election day.]~~

**Sec. 18.** NRS 293.230 is hereby amended to read as follows:

293.230 ~~[1. In precincts or districts where there are less than 200 registered voters and paper ballots are used, the election board shall perform all duties required from the time of preparing for the opening of the polls through delivering the supplies and result of votes cast to the county clerk.~~

~~— 2. Except as otherwise provided in NRS 293.235, one]~~ *One* election board must be appointed by the county clerk for all mailing precincts within the county and must be designated the central election board. The county clerk shall deliver the mailed ballots to that board in his office, and the board shall count the votes on those ballots in the manner required by law.

**Sec. 19.** NRS 293.250 is hereby amended to read as follows:

293.250 1. The Secretary of State shall, in a manner consistent with the election laws of this State, prescribe:

(a) The form of all ballots, absent ballots, diagrams, sample ballots, certificates, notices, declarations, applications to register to vote, lists, applications, ~~[pollbooks,]~~ registers, rosters, statements and abstracts required by the election laws of this State.

(b) The procedure to be followed when a computer is used to register voters and to keep records of registration.

2. The Secretary of State shall prescribe with respect to the matter to be printed on every kind of ballot:





1 (a) The placement and listing of all offices, candidates and  
2 measures upon which voting is statewide, which must be uniform  
3 throughout the State.

4 (b) The listing of all other candidates required to file with him,  
5 and the order of listing all offices, candidates and measures upon  
6 which voting is not statewide, from which each county or city clerk  
7 shall prepare appropriate ballot forms for use in any election in his  
8 county.

9 3. The Secretary of State shall place the condensation of each  
10 proposed constitutional amendment or statewide measure near the  
11 spaces or devices for indicating the voter's choice.

12 4. The fiscal note for, explanation of, arguments for and  
13 against, and rebuttals to such arguments of each proposed  
14 constitutional amendment or statewide measure must be included on  
15 all sample ballots.

16 5. The condensations and explanations for constitutional  
17 amendments and statewide measures proposed by initiative or  
18 referendum must be prepared by the Secretary of State, upon  
19 consultation with the Attorney General. The arguments and rebuttals  
20 for or against constitutional amendments and statewide measures  
21 proposed by initiative or referendum must be prepared in the  
22 manner set forth in NRS 293.252. The fiscal notes for constitutional  
23 amendments and statewide measures proposed by initiative or  
24 referendum must be prepared by the Secretary of State, upon  
25 consultation with the Fiscal Analysis Division of the Legislative  
26 Counsel Bureau. The condensations, explanations, arguments,  
27 rebuttals and fiscal notes must be in easily understood language and  
28 of reasonable length, and whenever feasible must be completed by  
29 August 1 of the year in which the general election is to be held.

30 6. The names of candidates for township and legislative or  
31 special district offices must be printed only on the ballots furnished  
32 to voters of that township or district.

33 7. A county clerk:

34 (a) May divide paper ballots into two sheets in a manner which  
35 provides a clear understanding and grouping of all measures and  
36 candidates.

37 (b) Shall prescribe the color or colors of the ballots and voting  
38 receipts used in any election which the clerk is required to conduct.

39 **Sec. 20.** NRS 293.260 is hereby amended to read as follows:

40 293.260 1. Where there is no contest of election for  
41 nomination to a particular office, neither the title of the office nor  
42 the name of the candidate may appear on the ballot.

43 2. If more than one major political party has candidates for a  
44 particular office, the persons who receive the highest number of



1 votes at the primary elections must be declared the nominees of  
2 those parties for the office.

3 3. If only one major political party has candidates for a  
4 particular office and a minor political party has nominated a  
5 candidate for the office or an independent candidate has filed for the  
6 office, the candidate who receives the highest number of votes in the  
7 primary election of the major political party must be declared  
8 the nominee of that party and his name must be placed on the  
9 general election ballot with the name of the nominee of the minor  
10 political party for the office and the name of the independent  
11 candidate who has filed for the office.

12 4. If only one major political party has candidates for a  
13 particular office and no minor political party has nominated a  
14 candidate for the office and no independent candidate has filed for  
15 the office:

16 (a) If there are more candidates than twice the number to be  
17 elected to the office, the names of the candidates must appear on the  
18 ballot for a primary election. Except as otherwise provided in this  
19 paragraph, the candidates of that party who receive the highest  
20 number of votes in the primary election, not to exceed twice the  
21 number to be elected to that office at the general election, must be  
22 declared the nominees for the office. If only one candidate is to be  
23 elected to the office and a candidate receives a majority of the votes  
24 in the primary election for that office, that candidate must be  
25 declared the nominee for that office and his name must be placed on  
26 the ballot for the general election.

27 (b) If there are no more than twice the number of candidates to  
28 be elected to the office, the candidates must, without a primary  
29 election, be declared the nominees for the office.

30 5. Where no more than the number of candidates to be elected  
31 have filed for nomination for:

32 (a) Any partisan office or the office of justice of the Supreme  
33 Court, the names of those candidates must be omitted from all  
34 ballots for a primary election and placed on all ballots for a general  
35 election; ~~and~~

36 (b) Any nonpartisan office, other than the office of justice of the  
37 Supreme Court ~~and~~ *or the office of member of a town advisory*  
38 *board*, the names of those candidates must appear on the ballot for a  
39 primary election unless the candidates were nominated pursuant to  
40 subsection 2 of NRS 293.165. If a candidate receives one or more  
41 votes at the primary election, he must be declared elected to the  
42 office and his name must not be placed on the ballot for the general  
43 election. If a candidate does not receive one or more votes at the  
44 primary election, his name must be placed on the ballot for the  
45 general election ~~and~~ *;* *and*



1       (c) *The office of member of a town advisory board, the*  
2 *candidate must be declared elected to the office and no election*  
3 *must be held for that office.*

4       6. If there are more candidates than twice the number to be  
5 elected to a nonpartisan office, the names of the candidates must  
6 appear on the ballot for a primary election. Those candidates who  
7 receive the highest number of votes at that election, not to exceed  
8 twice the number to be elected, must be declared nominees for the  
9 office.

10       **Sec. 21.** NRS 293.262 is hereby amended to read as follows:

11       293.262 An absent ballot or a ballot voted by a voter who  
12 resides in a mailing precinct must be voted:

13       1. On a paper ballot ~~for~~;  
14 ~~—2. On a ballot which is voted by punching a card; or~~  
15 ~~—3.] ; or~~

16       2. By any other system authorized by state or federal law.

17       **Sec. 22.** NRS 293.265 is hereby amended to read as follows:

18       293.265 On nonpartisan primary ballots, there must appear at  
19 the top of the ballot the designation ~~["Candidates for nonpartisan~~  
20 ~~offices."]~~ *"Nonpartisan Offices."* Except as otherwise provided in  
21 NRS 293.2565, following this designation must appear the names of  
22 candidates grouped alphabetically under the title and length of term  
23 of the nonpartisan office for which those candidates filed.

24       **Sec. 23.** NRS 293.2693 is hereby amended to read as follows:

25       293.2693 If a county or city uses paper ballots ~~for punch cards~~  
26 in an election, including, without limitation, for absent ballots and  
27 ballots voted in a mailing precinct, the county or city clerk shall  
28 provide a voter education program specific to the voting system  
29 used by the county or city. The voter education program must  
30 include, without limitation, information concerning the effect of  
31 overvoting and the procedures for correcting a vote on a ballot  
32 before it is cast and counted and for obtaining a replacement ballot.

33       **Sec. 24.** NRS 293.2696 is hereby amended to read as follows:

34       293.2696 The Secretary of State and each county and city clerk  
35 shall ensure that each voting system used in this State:

36       1. Secures to each voter privacy and independence in the act of  
37 voting, including, without limitation, confidentiality of the ballot of  
38 the voter;

39       2. Allows each voter to verify privately and independently the  
40 votes selected by the voter on the ballot before the ballot is cast and  
41 counted;

42       3. Provides each voter with the opportunity, in a private and  
43 independent manner, to change the ballot and to correct any error  
44 before the ballot is cast and counted, including, without limitation,  
45 the opportunity to correct an error through the issuance of a



1 replacement ballot if the voter is otherwise unable to change the  
2 ballot or correct the error;

3 4. Provides a permanent paper record with a manual audit  
4 capacity ; ~~{which must be available as an official record for a~~  
5 ~~recount;}~~ and

6 5. Meets or exceeds the standards for voting systems  
7 established by the Federal Election Commission, including, without  
8 limitation, the error rate standards.

9 **Sec. 25.** NRS 293.274 is hereby amended to read as follows:

10 293.274 1. The county clerk shall allow members of the  
11 general public to observe the conduct of voting at a polling place ~~{.}~~  
12 *during the hours the polling place is open. If voting continues past*  
13 *the hour of closing at the polls pursuant to NRS 293.305, a*  
14 *member of the general public observing the conduct of voting at*  
15 *the polling place may remain in the polling place if there is room*  
16 *within the polling place and if his presence will not interfere with*  
17 *the voting.*

18 2. A member of the general public shall not ~~{photograph}~~  
19 *interfere with the conduct of voting by talking to voters or officers*  
20 *of the election board, photographing* the conduct of voting at a  
21 polling place or ~~{record}~~ *recording* the conduct of voting on  
22 audiotape or any other means of sound or video reproduction.

23 3. For the purposes of this section, a member of the general  
24 public does not include any person who:

25 (a) Gathers information for communication to the public;

26 (b) Is employed or engaged by or has contracted with a  
27 newspaper, periodical, press association, or radio or television  
28 station; and

29 (c) Is acting solely within his professional capacity.

30 **Sec. 26.** NRS 293.285 is hereby amended to read as follows:

31 293.285 ~~{1.}~~ A registered voter applying to vote shall state  
32 his name to the election board officer in charge of the election board  
33 register , and the officer shall immediately announce the name and  
34 take the registered voter's signature. ~~{After a registered voter is~~  
35 ~~properly identified at a polling place where paper ballots are used,~~  
36 ~~one partisan ballot and, if required, one nonpartisan ballot, correctly~~  
37 ~~folded must be given to the voter and the number of the ballot or~~  
38 ~~ballots must be written by an election board officer upon the~~  
39 ~~pollbook, opposite the name of the registered voter receiving the~~  
40 ~~ballot or ballots.~~

41 ~~—2. In pollbooks in which voters' names have been entered,~~  
42 ~~election officers may indicate the application to vote without writing~~  
43 ~~the name.]~~



**Sec. 27.** NRS 293.296 is hereby amended to read as follows:

293.296 1. Any registered voter who by reason of a physical disability or an inability to read or write English is unable to mark a ballot or use any voting device without assistance is entitled to assistance from a consenting person of his own choice, except:

(a) The voter's employer or his agent; ~~or~~

(b) An officer or agent of the voter's labor organization ~~or~~; *or*

*(c) A candidate for nomination or election or a relative of such a candidate within the second degree of consanguinity or affinity.*

2. A person providing assistance pursuant to this section to a voter in casting his vote shall not disclose any information with respect to the casting of that ballot.

3. The right to assistance in casting a ballot may not be denied or impaired when the need for assistance is apparent or is known to the election board or any member thereof, but the election board may require a registered voter to sign a statement that he requires assistance in casting his vote by reason of a physical disability or an inability to read or write English when the need for assistance is not apparent or no member of the election board has knowledge thereof. The statement must be executed under penalty of perjury.

4. In addition to complying with the requirements of this section, the county clerk and election board officer shall, upon the request of a registered voter with a physical disability, make reasonable accommodations to allow the voter to vote at his polling place.

**Sec. 28.** NRS 293.297 is hereby amended to read as follows:

293.297 ~~1. Except as otherwise provided in subsection 2:~~

~~—(a) Any voter who spoils his ballot may return the spoiled ballot to the election board and receive another in its place.~~

~~—(b) The election board officers shall indicate in the pollbook that the ballot is spoiled and shall enter the number of the ballot issued in its place.~~

~~—(c) Each spoiled ballot returned must be cancelled by writing the word "Cancelled" across the back of the ballot. A spoiled paper ballot must be cancelled without unfolding it.~~

~~—(d) A record must be made of those cancelled ballots at the closing of the polls and before counting. The ballots must be placed in a separate envelope and returned to the appropriate county clerk with the election supplies.~~

~~2. If ballots which are voted on a~~ *A* mechanical recording device which directly records ~~the~~ votes electronically ~~are used,~~ *must allow* the voter ~~must be able~~ to change his vote before the mechanical recording device permanently records that vote.



**Sec. 29.** NRS 293.304 is hereby amended to read as follows:

293.304 1. If a person is successfully challenged on the ground set forth in paragraph (c) of subsection 2 of NRS 293.303 or if a person refuses to provide an affirmation pursuant to NRS 293.525, the election board shall instruct the voter that he may vote only at the special polling place in the manner set forth in this section.

2. The county clerk of each county shall maintain a special polling place in his office and at such other locations as he deems necessary during each election. The ballots voted at the special polling place must be kept separate from the ballots of voters who have not been so challenged or who have provided an affirmation pursuant to NRS 293.525 in ~~the~~:

~~—(a) A special ballot box if the ballots are paper ballots or ballots which are voted by punching a card; or~~

~~—(b) A~~ a special sealed container if the ballots are ballots which are voted on a mechanical recording device which directly records the votes electronically.

3. A person who votes at a special polling place may place his vote only for the following offices and questions:

(a) President and Vice President of the United States;

(b) United States Senator;

(c) All state officers for whom all voters in the State may vote;

(d) All officers for whom all voters in the county may vote; and

(e) Questions which have been submitted to all voters of the county or State.

4. The ballots voted at the special polling place must be counted when other ballots are counted and ~~the~~:

~~—(a) If the ballots are paper ballots or ballots which are voted by punching a card, maintained in a separate ballot box; or~~

~~—(b) If~~, ~~if~~ the ballots are ballots which are voted on a mechanical recording device which directly records the votes electronically, maintained in a separate sealed container ~~the~~:

~~—~~ until any contest of election is resolved or the date for filing a contest of election has passed, whichever is later.

**Sec. 30.** NRS 293.305 is hereby amended to read as follows:

293.305 ~~[1.]~~ If at the hour of closing the polls there are any registered voters waiting to vote, the doors of the polling place must be closed after all such voters have been admitted to the polling place. Voting must continue until those voters have voted.

~~[2. The deputy sheriff shall allow other persons to enter the polling place after the doors have been closed for the purpose of observing or any other legitimate purpose if there is room within the polling place and such admittance will not interfere unduly with the voting.]~~



**Sec. 31.** NRS 293.3081 is hereby amended to read as follows:

293.3081 **1.** A person at a polling place may cast a provisional ballot in an election to vote for a candidate for federal office if the person complies with the applicable provisions of NRS 293.3082 and:

~~(1)~~ **(a)** Declares that he has registered to vote and is eligible to vote at that election in that jurisdiction, but his name does not appear on a voter registration list as a voter eligible to vote in that election in that jurisdiction or an election official asserts that the person is not eligible to vote in that election in that jurisdiction;

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

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

**2.** *A person at a polling place shall not cast a provisional ballot in an election to vote for a candidate for federal office if the person is registered to vote and is eligible to vote at the election at a polling place in that jurisdiction by absent ballot pursuant to NRS 293.309 to 293.340, inclusive, or by early voting by personal appearance pursuant to NRS 293.356 to 293.361, inclusive.*

**Sec. 32.** NRS 293.3082 is hereby amended to read as follows:

293.3082 1. Before a person may cast a provisional ballot pursuant to NRS 293.3081, the person must complete a written affirmation on a form provided by an election board officer, as prescribed by the Secretary of State, at the polling place which includes:

(a) The name of the person casting the provisional ballot;

(b) The reason for casting the provisional ballot;

(c) A statement in which the person casting the provisional ballot affirms under penalty of perjury that he is a registered voter in the jurisdiction and is eligible to vote in the election;

(d) The date and type of election;

(e) The signature of the person casting the provisional ballot;

(f) The signature of the election board officer;

(g) A unique affirmation identification number assigned to the person casting the provisional ballot;

(h) If the person is casting the provisional ballot pursuant to **paragraph (a) of** subsection 1 of NRS 293.3081:





(1) An indication by the person as to whether or not he provided the required identification at the time he applied to register to vote;

(2) The address of the person as listed on his application to register to vote;

(3) Information concerning the place, manner and approximate date on which the person applied to register to vote;

(4) Any other information that the person believes may be useful in verifying that the person has registered to vote; and

(5) A statement informing the voter that if the voter does not provide identification at the time the voter casts the provisional ballot, the required identification must be provided to the county or city clerk not later than 5 p.m. on the Friday following election day and that failure to do so will result in the provisional ballot not being counted;

(i) If the person is casting the provisional ballot pursuant to *paragraph (b) of* subsection ~~(2)~~ **1** of NRS 293.3081:

(1) The address of the person as listed on his application to register to vote;

(2) The voter registration number, if any, issued to the person; and

(3) A statement informing the voter that the required identification must be provided to the county or city clerk not later than 5 p.m. on the Friday following election day and that failure to do so will result in the provisional ballot not being counted; and

(j) If the person is casting the provisional ballot pursuant to *paragraph (c) of* subsection ~~(3)~~ **1** of NRS 293.3081, the voter registration number, if any, issued to the person.

2. After a person completes a written affirmation pursuant to subsection 1:

(a) The election board officer shall provide the person with a receipt that includes the unique affirmation identification number described in subsection 1 and that explains how the person may use the free access system established pursuant to NRS 293.3086 to ascertain whether his vote was counted ~~(1)~~ and, if his vote was not counted, the reason why the vote was not counted;

(b) The voter's name and applicable information must be entered into the roster in a manner which indicates that the voter cast a provisional ballot; and

(c) The election board officer shall issue a provisional ballot to the person to vote only for candidates for federal offices.

**Sec. 33.** NRS 293.3084 is hereby amended to read as follows:

293.3084 Each county and city clerk shall establish procedures to:



1 1. Keep each provisional ballot cast pursuant to NRS 293.3081  
2 or 293.3083 separate from other ballots until it has been determined  
3 whether or not the voter was registered and eligible to vote in the  
4 election in that jurisdiction;

5 2. Keep each provisional ballot cast pursuant to *paragraph (c)*  
6 *of* subsection ~~3~~ 1 of NRS 293.3081 separate from all other  
7 provisional ballots; and

8 3. Inform a person whose name does not appear on a voter  
9 registration list as an eligible voter for a polling place or who an  
10 election official asserts is not eligible to vote at the polling place of  
11 the ability of the person to cast a provisional ballot.

12 **Sec. 34.** NRS 293.3085 is hereby amended to read as follows:

13 293.3085 1. Following each election, a canvass of the  
14 provisional ballots cast in the election must be conducted pursuant  
15 to NRS 293.387 and, if appropriate, pursuant to NRS 293C.387.

16 2. The county and city clerk shall not:

17 (a) Include any provisional ballot in the unofficial results  
18 reported on election night; or

19 (b) Open any envelope containing a provisional ballot before  
20 8 a.m. on the Wednesday following election day.

21 3. Except as otherwise provided in subsection 4, a provisional  
22 ballot must be counted if:

23 (a) The county or city clerk determines that the person who cast  
24 the provisional ballot was registered to vote in the election, eligible  
25 to vote in the election and issued the appropriate ballot for the  
26 address at which he resides;

27 (b) A voter who failed to provide required identification at the  
28 polling place or with his mailed ballot provides the required  
29 identification to the county or city clerk not later than 5 p.m. on the  
30 Friday following election day; or

31 (c) A court order has not been issued by 5 p.m. on the Friday  
32 following election day directing that provisional ballots cast  
33 pursuant to *paragraph (c) of* subsection ~~3~~ 1 of NRS 293.3081 not  
34 be counted ~~3~~ and the provisional ballot was cast pursuant to  
35 *paragraph (c) of* subsection ~~3~~ 1 of NRS 293.3081.

36 4. A provisional ballot must not be counted if the county or  
37 city clerk determines that the person who cast the provisional ballot  
38 cast ~~the~~ :

39 (a) *The* wrong ballot for the ~~address-at~~ *congressional district*  
40 *in* which he resides ~~3~~ ; or

41 (b) *Was registered to vote and was eligible to vote at the*  
42 *election at a polling place in that jurisdiction by absent ballot*  
43 *pursuant to NRS 293.309 to 293.340, inclusive, or by early voting*  
44 *by personal appearance pursuant to NRS 293.356 to 293.361,*  
45 *inclusive.*



**Sec. 35.** NRS 293.310 is hereby amended to read as follows:

293.310 ~~[1. Except as otherwise provided in NRS 293.330, a registered voter who requests and receives an absent voter's ballot may vote only by absent ballot at the election for which the absent ballot was issued.~~

~~—2.]~~ If a registered voter has requested an absent ballot and the ballot has been mailed or issued, the county clerk shall notify the precinct or district election board that the registered voter has requested an absent ballot.

**Sec. 36.** NRS 293.313 is hereby amended to read as follows:

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

2. A registered voter who:

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

(b) Has a physical disability or condition which substantially impairs his ability to go to the polling place,  
➤ may request an absent ballot for all elections held during the year he requests an absent ballot.

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

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

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

(c) Form provided by the Federal Government.

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

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

**Sec. 37.** NRS 293.316 is hereby amended to read as follows:

293.316 1. Any registered voter who is unable to go to the polls:

(a) Because of an illness or disability resulting in his confinement in a hospital, sanatorium, dwelling or nursing home; or



1 (b) Because he is suddenly hospitalized, becomes seriously ill or  
2 is called away from home after the time has elapsed for requesting  
3 an absent ballot as provided in NRS 293.315,  
4 ➡ may submit a written request to the county clerk for an absent  
5 ballot. The request may be submitted at any time before 5 p.m. on  
6 the day of the election.

7 2. If the county clerk determines that a request submitted  
8 pursuant to subsection 1 includes the information required pursuant  
9 to subsection 3, the county clerk shall, at the office of the county  
10 clerk, deliver an absent ballot to the person designated in the request  
11 to obtain the ballot for the registered voter.

12 3. A written request submitted pursuant to subsection 1 must  
13 include:

14 (a) The name, address and signature of the registered voter  
15 requesting the absent ballot;

16 (b) The name, address and signature of the person designated by  
17 the registered voter to obtain, deliver and return the ballot for the  
18 registered voter;

19 (c) A brief statement of the illness or disability of the registered  
20 voter or of facts sufficient to establish that the registered voter was  
21 called away from home after the time had elapsed for requesting an  
22 absent ballot;

23 (d) If the voter is confined in a hospital, sanatorium, dwelling or  
24 nursing home, a statement that he will be confined therein on the  
25 day of the election; and

26 (e) Unless the person designated pursuant to paragraph (b) will  
27 mark and sign an absent ballot on behalf of the registered voter  
28 pursuant to subsection 5, a statement signed under penalty of perjury  
29 that only the registered voter will mark and sign the ballot.

30 4. Except as otherwise provided in subsection 5, after marking  
31 his ballot, the voter must:

32 (a) Place it in the identification envelope;

33 (b) Affix his signature on the back of the envelope; and

34 (c) Return it to the office of the county clerk.

35 5. ~~[A]~~ *If a registered voter submits to the county clerk a*  
36 *statement designating a person to mark and sign an absent ballot,*  
37 *the* person designated in a request submitted pursuant to subsection  
38 1 may, on behalf of and at the direction of the registered voter, mark  
39 and sign the absent ballot. If the person marks and signs the ballot,  
40 the person shall indicate next to his signature that the ballot has been  
41 marked and signed on behalf of the registered voter. *A person*  
42 *providing assistance pursuant to this subsection to a voter in*  
43 *casting his vote shall not disclose any information with respect to*  
44 *the casting of that ballot and cannot be:*

45 (a) *The voter's employer or his agent; or*



*(b) An officer or agent of the voter's labor organization.*

6. A request for an absent ballot submitted pursuant to this section must be made, and the ballot delivered to the voter and returned to the county clerk, not later than the time the polls close on election day.

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

*8. As used in this section, "statement designating a person to mark and sign an absent ballot" means a statement that:*

*(a) States that the registered voter is unable to mark and sign the absent ballot;*

*(b) States that the registered voter is able to direct the person designated in a request submitted pursuant to subsection 1 to mark the ballot in accordance with his intentions; and*

*(c) Is signed by a physician.*

**Sec. 38.** NRS 293.323 is hereby amended to read as follows:

293.323 1. Except as otherwise provided in subsection 2, if the request for an absent ballot is made by mail or facsimile machine, the county clerk shall, as soon as the official absent ballot for the precinct or district in which the applicant resides has been printed, send to the voter by first-class mail if the absent voter is within the boundaries of the United States, its territories or possessions or on a military base, or by air mail if the absent voter is in a foreign country but not on a military base:

~~(a) Except as otherwise provided in paragraph (b):~~

~~— (1) An absent ballot;~~

~~— (2) (b) A return envelope;~~

~~— (3) Supplies for marking the ballot;~~

~~— (4) (c) An envelope or similar device into which the ballot is inserted to ensure its secrecy; and~~

~~— (5) Instructions:~~

~~— (b) In those counties using a mechanical voting system whereby a vote is cast by punching a card:~~

~~— (1) A card attached to a sheet of foam plastic or similar backing material;~~

~~— (2) A return envelope;~~

~~— (3) A punching instrument;~~

~~— (4) A sample ballot;~~

~~— (5) An envelope or similar device into which the card is inserted to ensure its secrecy; and~~

~~— (6) (d) Instructions.~~

2. If the county clerk fails to send an absent ballot pursuant to subsection 1 to a voter who resides within the continental United



1 States, the county clerk may use a facsimile machine to send an  
2 absent ballot and instructions to the voter. The voter shall mail his  
3 absent ballot to the county clerk.

4 3. The return envelope sent pursuant to subsection 1 must  
5 include postage prepaid by first-class mail if the absent voter is  
6 within the boundaries of the United States, its territories or  
7 possessions or on a military base.

8 4. Nothing may be enclosed or sent with an absent ballot  
9 except as required by subsection 1 or 2.

10 5. Before depositing a ballot in the mails or sending a ballot by  
11 facsimile machine, the county clerk shall record the date the ballot is  
12 issued, the name of the registered voter to whom it is issued, his  
13 precinct or district, his political affiliation, if any, the number of the  
14 ballot and any remarks he finds appropriate.

15 6. The Secretary of State shall adopt regulations to carry out  
16 the provisions of subsection 2.

17 **Sec. 39.** NRS 293.325 is hereby amended to read as follows:

18 293.325 1. ~~[Except as otherwise provided in subsections 2~~  
19 ~~and 3, when]~~ **When** an absent ballot is returned by a registered voter  
20 to the county clerk through the mails and record thereof is made in  
21 the absent ballot record book, the county clerk shall neatly stack,  
22 unopened, the absent ballot with any other absent ballot received  
23 that day in a container and deliver, or cause to be delivered, that  
24 container to the precinct or district election board.

25 2. ~~[If the county clerk has appointed an absent ballot central~~  
26 ~~counting board, the county clerk shall, upon receipt of each absent~~  
27 ~~voter's ballot, make a record of the return and check the signature~~  
28 ~~on the return envelope against the original signature of the voter on~~  
29 ~~the county clerk's register. If the county clerk determines that the~~  
30 ~~absent voter is entitled to cast his ballot, he shall deposit the ballot~~  
31 ~~in the proper ballot box. At the end of each day before election day,~~  
32 ~~the county clerk may remove the ballots from each ballot box and~~  
33 ~~neatly stack the ballots in a container. Except as otherwise provided~~  
34 ~~in subsection 3, on election day the county clerk shall deliver the~~  
35 ~~ballot box and, if applicable, each container to the absent ballot~~  
36 ~~counting board to be counted.~~

37 ~~—3.— If the county uses a mechanical voting system, the]~~ **The**  
38 county clerk shall, upon receipt of each absent voter's ballot, make a  
39 record of the return and check the signature on the return envelope  
40 against the original signature of the county clerk's register. If the  
41 county clerk determines that the absent voter is entitled to cast his  
42 ballot, he shall deposit the ballot in the proper ballot box or place  
43 the ballot, unopened, in a container that must be securely locked or  
44 under the control of the county clerk at all times. At the end of each  
45 day before election day, the county clerk may remove the ballots



1 from each ballot box, neatly stack the ballots in a container and seal  
2 the container with a numbered seal. ~~{Except as otherwise provided~~  
3 ~~in this subsection, on election day the}~~ The county clerk shall  
4 deliver , ~~{the ballot box and each container, if applicable, to the~~  
5 ~~central counting place. If the county uses a mechanical voting~~  
6 ~~system and the county clerk has appointed an absent ballot central~~  
7 ~~counting board, the county clerk may,}~~ not earlier than 4 working  
8 days before the election, ~~{deliver}~~ the ballots to the absent ballot  
9 central counting board to be processed and prepared for ~~{tabulation}~~  
10 *counting* pursuant to the procedures established by the Secretary of  
11 State ~~{}~~ *to ensure the confidentiality of the prepared ballots until*  
12 *after the polls have closed pursuant to NRS 293.273 or 293.305.*

13 **Sec. 40.** NRS 293.330 is hereby amended to read as follows:

14 293.330 1. Except as otherwise provided in NRS 293.3157  
15 and subsection 2 of NRS 293.323 and any regulations adopted  
16 pursuant thereto, when an absent voter receives his ballot, he must  
17 mark and fold it ~~{, if it is a paper ballot, or punch it, if the ballot is~~  
18 ~~voted by punching a card,}~~ in accordance with the instructions,  
19 deposit it in the return envelope, seal the envelope, affix his  
20 signature on the back of the envelope in the space provided therefor  
21 and mail the return envelope.

22 2. Except as otherwise provided in subsection 3, if an absent  
23 voter who has requested a ballot by mail applies to vote the ballot in  
24 person at:

25 (a) The office of the county clerk, he must mark ~~{or punch}~~ the  
26 ballot, seal it in the return envelope and affix his signature in the  
27 same manner as provided in subsection 1, and deliver the envelope  
28 to the clerk.

29 (b) A polling place, including, without limitation, a polling place  
30 for early voting, he must surrender the absent ballot and provide  
31 satisfactory identification before being issued a ballot to vote at the  
32 polling place. A person who receives a surrendered absent ballot  
33 shall mark it "Cancelled."

34 3. If an absent voter who has requested a ballot by mail applies  
35 to vote in person at the office of the county clerk or a polling place,  
36 including, without limitation, a polling place for early voting, and  
37 the voter does not have the absent ballot to deliver or surrender, the  
38 voter must be issued a ballot to vote if the voter:

39 (a) Provides satisfactory identification;

40 (b) Is a registered voter who is otherwise entitled to vote; and

41 (c) Signs an affirmation under penalty of perjury on a form  
42 prepared by the Secretary of State declaring that the voter has not  
43 voted during the election.

44 4. Except as otherwise provided in NRS 293.316, it is unlawful  
45 for any person to return an absent ballot other than the voter who





1 requested the absent ballot or, at the request of the voter, a member  
2 of his family. A person who returns an absent ballot and who is a  
3 member of the family of the voter who requested the absent ballot  
4 shall, under penalty of perjury, indicate on a form prescribed by the  
5 county clerk that he is a member of the family of the voter who  
6 requested the absent ballot and that the voter requested that he return  
7 the absent ballot. A person who violates the provisions of this  
8 subsection is guilty of a category E felony and shall be punished as  
9 provided in NRS 193.130.

10 **Sec. 41.** NRS 293.333 is hereby amended to read as follows:

11 293.333 On the day of an election, the precinct or district  
12 election boards receiving the absent voters' ballots from the county  
13 clerk shall, in the presence of a majority of the election board  
14 officers, remove the ballots from the ballot box and the containers in  
15 which the ballots were transported pursuant to NRS 293.325 and  
16 deposit the ballots in the regular ballot box in the following manner:

17 1. The name of the voter, as shown on the return envelope,  
18 must be called and checked as if the voter were voting in person;

19 2. The signature on the back of the return envelope must be  
20 compared with that on the original application to register to vote;

21 3. If the board determines that the absent voter is entitled to  
22 cast his ballot, the envelope must be opened, the numbers on the  
23 ballot and envelope compared, the number strip or stub detached  
24 from the ballot ~~[H]~~ and, if the numbers are the same, the ballot  
25 deposited in the regular ballot box; and

26 4. The election board officers shall mark in the ~~[pollbook]~~  
27 *roster* opposite the name of the voter the word "Voted."

28 **Sec. 42.** NRS 293.350 is hereby amended to read as follows:

29 293.350 1. The county clerk shall:

30 (a) Make certain of the names and addresses of all voters  
31 registered to vote in mailing precincts and absent ballot mailing  
32 precincts;

33 (b) Enroll the name and address of each voter found eligible to  
34 vote in those precincts in the mailing precinct record book;

35 (c) Mark the number of the ballot on the return envelope; and

36 (d) Mail the ballot to the registered voter.

37 2. ~~[Except as otherwise provided in subsection 3, the]~~ *The*  
38 ballot must be accompanied by:

39 (a) ~~[Supplies for marking the ballot;~~

40 ~~—(b)]~~ A return envelope;

41 ~~[(e)]~~ (b) An envelope or similar device into which the ballot is  
42 inserted to ensure its secrecy;

43 ~~[(d)]~~ (c) A sample ballot; and

44 ~~[(e)]~~ (d) Instructions regarding the manner of marking and  
45 returning the ballot.



~~[3. In those counties using a mechanical voting system whereby a vote is cast by punching a card, the ballot must be accompanied by:~~

~~—(a) A sheet of foam plastic or similar backing material attached to the card;~~

~~—(b) A punching instrument;~~

~~—(c) A return envelope;~~

~~—(d) An envelope or similar device into which the card is inserted to ensure its secrecy;~~

~~—(e) A sample ballot; and~~

~~—(f) Instructions regarding the manner of punching and returning the card.]~~

**Sec. 43.** NRS 293.353 is hereby amended to read as follows:

293.353 Upon receipt of a mailing ballot from the county clerk, the registered voter must:

1. ~~[Except as otherwise provided in subsection 2:~~

~~—(a)]~~ Immediately after opening the envelope, mark and fold the ballot;

~~[(b)]~~ 2. Place the ballot in the return envelope;

~~[(c)]~~ 3. Affix his signature on the back of the envelope; and

~~[(d)]~~ 4. Mail or deliver the envelope to the county clerk.

~~[2. In those counties using a mechanical voting system whereby a vote is cast by punching a card:~~

~~—(a) Immediately after opening the envelope, punch the card;~~

~~—(b) Place the unfolded card in the return envelope;~~

~~—(c) Affix his signature on the back of the envelope; and~~

~~—(d) Mail or deliver the envelope to the county clerk.]~~

**Sec. 44.** NRS 293.356 is hereby amended to read as follows:

293.356 If a request is made to vote early by a registered voter in person, the election board shall issue a ballot for early voting to the voter. Such a ballot must be voted on the premises of a polling place for early voting established pursuant to NRS 293.3564 or 293.3572 . ~~[and returned to the election board. If the ballot is a paper ballot, a ballot which is voted by punching a card or a ballot which is voted by any other system authorized by state or federal law, the election board shall follow the same procedure as in the case of absent ballots received by mail.]~~

**Sec. 45.** NRS 293.3568 is hereby amended to read as follows:

293.3568 1. The period for early voting by personal appearance begins the third Saturday preceding a primary or general election and extends through the Friday before election day, Sundays and holidays excepted.

2. The county clerk may:

(a) Include any Sunday or holiday that falls within the period for early voting by personal appearance.



(b) Require a permanent polling place for early voting to remain open until 8 p.m. on any Saturday that falls within the period for early voting.

3. A permanent polling place for early voting must remain open:

(a) On Monday through Friday:

(1) During the first week of early voting, from 8 a.m. until 6 p.m.

(2) During the second week of early voting, from 8 a.m. until 6 p.m., or until 8 p.m. if the county clerk so requires.

(b) On any Saturday that falls within the period for early voting, ~~from~~ *for at least 4 hours between* 10 a.m. ~~until~~ *and* 6 p.m.

(c) If the county clerk includes a Sunday that falls within the period for early voting pursuant to subsection 2, during such hours as he may establish.

**Sec. 46.** NRS 293.3585 is hereby amended to read as follows:

293.3585 1. Upon the appearance of a person to cast a ballot for early voting, the deputy clerk for early voting shall:

(a) Determine that the person is a registered voter in the county;

(b) Instruct the voter to sign the roster for early voting; and

(c) Verify the signature of the voter against that contained on the original application to register to vote or facsimile thereof, the card issued to the voter at the time of registration or some other piece of official identification.

2. The county clerk shall prescribe a procedure, approved by the Secretary of State, to determine that the voter has not already voted pursuant to this section.

3. The roster for early voting must contain:

(a) The voter's name, the address where he is registered to vote, his voter identification number and a place for the voter's signature;

(b) The voter's precinct or voting district number; and

(c) The date of voting early in person.

4. When a voter is entitled to cast his ballot and has identified himself to the satisfaction of the deputy clerk for early voting, he is entitled to receive the appropriate ballot or ballots, but only for his own use at the polling place for early voting.

~~5. If the ballot is voted by punching a card, the deputy clerk for early voting shall:~~

~~—(a) Ensure that the voter's precinct or voting district and the form of ballot are indicated on the card;~~

~~—(b) Direct the voter to the appropriate mechanical recording device for his form of ballot; and~~

~~—(c) Allow the voter to place his voted ballot in the ballot box.~~



~~6. If the ballot is voted on a mechanical recording device which directly records the votes electronically, the~~ *The* deputy clerk for early voting shall:

- (a) Prepare the mechanical recording device for the voter;
- (b) Ensure that the voter's precinct or voting district and the form of ballot are indicated on each part of the voting receipt;
- (c) Retain one part of the voting receipt for the election board and return the other part of the voting receipt to the voter; and
- (d) Allow the voter to cast his vote.

~~[7.]~~ *6.* A voter applying to vote early by personal appearance may be challenged pursuant to NRS 293.303.

**Sec. 47.** NRS 293.361 is hereby amended to read as follows:

293.361 1. ~~[During]~~ *Except as otherwise provided in subsection 4, during* the time a polling place for early voting is open for voting, *it is unlawful inside the polling place or within 100 feet from the entrance to the building or other structure in which a polling place is located:*

(a) ~~For a person [may not electioneer for or against any candidate, measure or political party in or within 100 feet from the entrance to the voting area.] to solicit a vote, offer assistance or speak to a voter on the subject of voting or any other subject relating to the election.~~

(b) *For a person, including an election board officer, to do any electioneering.*

2. During the period of early voting, the county clerk shall keep continuously posted ~~[-~~

~~(a) At the entrance to the room or area, as applicable, in which the polling place for early voting is located a sign on which is printed in large letters "Polling Place for Early Voting"; and~~

~~(b) At] at~~ the outer limits of the area within which electioneering is prohibited, a sign on which is printed in large letters "Distance Marker: No electioneering between this point and the entrance to the polling place."

3. Ropes or other suitable objects may be used at the polling place to ensure compliance with this section. Persons who are not expressly permitted by law to be in a polling place must be excluded from the polling place to the extent practicable.

4. *The provisions of subsection 1 do not apply to the conduct of a person in a private residence or on commercial or residential property that is within 100 feet from the entrance to a building or other structure in which a polling place is located. The provisions of subsection 1 are not intended to prohibit a person from voting solely because he is wearing a prohibited political insignia and is reasonably unable to remove the insignia or cover it. In such a case, the election board officer shall take such action as is*



1 *necessary to allow the voter to vote as expediently as possible and*  
2 *then assist the voter in exiting the polling place as soon as is*  
3 *possible.*

4 5. Any person who willfully violates the provisions of this  
5 section is guilty of a gross misdemeanor.

6 **Sec. 48.** NRS 293.3625 is hereby amended to read as follows:

7 293.3625 The county clerk shall make a record of the receipt at  
8 the central counting place of each sealed container used to transport  
9 official ballots pursuant to NRS 293.304, 293.325, ~~[293.3602,]~~  
10 293B.330 and 293B.335. The record must include the numbers  
11 indicated on the container and its seal pursuant to NRS 293.462.

12 **Sec. 49.** NRS 293.363 is hereby amended to read as follows:

13 293.363 When the polls are closed, the counting board shall  
14 prepare to count the ballots voted. The counting procedure must be  
15 public and continue without adjournment until completed. If the  
16 ballots are paper ballots, ~~[or ballots which are voted by punching a~~  
17 ~~card.]~~ the counting board shall prepare in the following manner:

18 1. ~~[The pollbooks must be compared and errors corrected until~~  
19 ~~the books agree.~~

20 ~~—2.]~~ The container that holds the ballots, or the ballot box, must  
21 be opened and the ballots contained therein counted by the counting  
22 board and opened far enough to ascertain whether each ballot is  
23 single. If two or more ballots are found folded together to present  
24 the appearance of a single ballot, they must be laid aside until the  
25 count of the ballots is completed. If ~~[, on comparison of the count~~  
26 ~~with the pollbook,]~~ a majority of the inspectors are of the opinion  
27 that the ballots folded together were voted by one person, the ballots  
28 must be rejected and placed in an envelope, upon which must be  
29 written the reason for their rejection. The envelope must be signed  
30 by the counting board officers and placed in the container or ballot  
31 box after the count is completed.

32 ~~[3-]~~ 2. If the ballots in the container or box are found to exceed  
33 in number the number of names *as are indicated* on the ~~[pollbooks,]~~  
34 *roster as having voted*, the ballots must be replaced in the container  
35 or box, and a counting board officer, with his back turned to the  
36 container or box, shall draw out a number of ballots equal to the  
37 excess. The excess ballots must be marked on the back thereof with  
38 the words "Excess ballots not counted." The ballots when so marked  
39 must be immediately sealed in an envelope and returned to the  
40 county clerk with the other ballots rejected for any cause.

41 ~~[4-]~~ 3. When it has been ascertained that ~~[the pollbook and]~~ the  
42 number of ballots ~~[agree]~~ *agrees* with the number of names of  
43 registered voters shown to have voted, the board shall proceed to  
44 count. If there is a discrepancy between the number of ballots and  
45 the number of voters, a record of the discrepancy must be made.



**Sec. 50.** NRS 293.367 is hereby amended to read as follows:

293.367 1. The basic factor to be considered by an election board when making a determination of whether a particular ballot must be rejected is whether any identifying mark appears on the ballot which, in the opinion of the election board, constitutes an identifying mark such that there is a reasonable belief entertained in good faith that the ballot has been tampered with and, as a result of the tampering, the outcome of the election would be affected.

2. The regulations for counting ballots must include provisions that:

(a) An error in marking one or more votes on a ballot does not invalidate any votes properly marked on that ballot.

(b) A soiled or defaced ballot may not be rejected if it appears that the soiling or defacing was inadvertent and was not done purposely to identify the ballot.

(c) Only devices provided for in this chapter or chapter 293B of NRS may be used in marking ballots.

(d) It is unlawful for any election board officer to place any mark upon any ballot other than a spoiled ballot.

(e) When an election board officer rejects a ballot for any alleged defect or illegality, the officer shall seal the ballot in an envelope and write upon the envelope a statement that it was rejected and the reason for rejecting it. Each election board officer shall sign the envelope.

~~[(f) In counties where mechanical voting systems are used whereby a vote is cast by punching a card, a superfluous punch into any card does not constitute grounds for rejection of the ballot unless the election board determines that the condition of the ballot justifies its exclusion pursuant to subsection 1.]~~

**Sec. 51.** NRS 293.3677 is hereby amended to read as follows:

293.3677 1. When counting a vote in an election, if more choices than permitted by the instructions for a ballot are marked for any office or question, the vote for that office or question may not be counted.

2. ~~[Except as otherwise provided in subsection 1, in an election in which a paper ballot is used whereby a vote is cast by placing a cross in the designated square on the paper ballot, a vote on the ballot must not be counted unless indicated by a cross in the designated square.~~

~~3. Except as otherwise provided in subsection 1, in an election in which a mechanical voting system is used whereby a vote is cast by punching a card:~~

~~(a) A chip on the card must be counted as a vote if:~~

~~(1) The chip has at least one corner that is detached from the card; or~~



~~—— (2) The fibers of paper on at least one edge of the chip are broken in a way that permits unimpeded light to be seen through the card.~~

~~—— (b) A writing or other mark on the card, including, without limitation, a cross, check, tear or scratch, may not be counted as a vote. The remaining votes on such a card must be counted unless the ballot is otherwise disqualified.~~

~~—— 4.]~~ Except as otherwise provided in subsection 1, in an election in which a mechanical voting system is used whereby a vote is cast by darkening a designated space on the ballot:

(a) A vote must be counted if the designated space is darkened or there is a writing in the designated space, including, without limitation, a cross or check; and

(b) Except as otherwise provided in paragraph (a), a writing or other mark on the ballot, including, without limitation, a cross, check, tear or scratch may not be counted as a vote.

~~[5.]~~ 3. The Secretary of State:

(a) May adopt regulations establishing additional uniform, statewide standards, not inconsistent with this section, for counting a vote cast by a method of voting described in subsection 2 ; ~~[3 or 4.]~~ and

(b) Shall adopt regulations establishing uniform, statewide standards for counting a vote cast by each method of voting used in this State that is not described in subsection 2, ~~[3 or 4.]~~ including, without limitation, a vote cast on a mechanical recording device which directly records the votes electronically.

**Sec. 52.** NRS 293.370 is hereby amended to read as follows:

293.370 1. When all the votes have been ~~[tallied.]~~ **counted**, the counting board officers shall enter on the tally lists by the name of each candidate the number of votes he received. The number must be expressed in words and figures. The vote for and against any question submitted to the electors must be entered in the same manner.

2. The tally lists must show the number of votes, other than absentee votes and votes in a mailing precinct, which each candidate received in each precinct at:

(a) A primary election held in an even-numbered year; or

(b) A general election.

**Sec. 53.** NRS 293.373 is hereby amended to read as follows:

293.373 If paper ballots ~~[or ballots which are voted by punching a card]~~ are used:

1. After the ~~[tally lists]~~ **ballots** have been ~~[completed.]~~ **counted**, the voted ballots, rejected ballots, tally lists for regular ballots, tally list for rejected ballots, challenge list, stubs of used ballots, spoiled ballots and unused ballots must be sealed under





1 cover by the counting board officers and addressed to the county  
2 clerk.

3 2. The other ~~[pollbooks,]~~ *rosters*, tally lists and election board  
4 register must be returned to the county clerk.

5 **Sec. 54.** NRS 293.384 is hereby amended to read as follows:

6 293.384 1. ~~[Beginning at 8 a.m. on the day]~~ *Not earlier than*  
7 *4 working days* before the ~~[day of an]~~ election, the counting board,  
8 if it is responsible for counting absent ballots, or the absent ballot  
9 central counting board shall withdraw all the ballots from each  
10 ballot box or container that holds absent ballots received before that  
11 day and ascertain that each box or container has the required number  
12 of ballots according to the county clerk's absent voters' record.

13 2. The counting board or absent ballot central counting board  
14 shall count the number of ballots in the same manner as election  
15 boards.

16 **Sec. 55.** NRS 293.385 is hereby amended to read as follows:

17 293.385 1. ~~[After 8 a.m. on election day,]~~ *Not earlier than 4*  
18 *working days before the election*, the counting board, if it is  
19 responsible for counting absent ballots, or the absent ballot central  
20 counting board shall withdraw from the appropriate ballot boxes or  
21 containers all the ballots received the previous day and ascertain that  
22 each box or container has the required number of ballots according  
23 to the county clerk's absent voters' ballot record.

24 2. If any absent ballots are received by the county clerk on  
25 election day pursuant to NRS 293.316, the county clerk shall deposit  
26 the absent ballots in the appropriate ballot boxes or containers.

27 3. ~~[After 8 a.m. on election day,]~~ *Not earlier than 4 working*  
28 *days before the election*, the appropriate board shall , ~~[count]~~  
29 public , *prepare to count* the votes cast on the absent ballots.

30 4. If paper ballots are used, the results of the absent ballot vote  
31 in each precinct must be certified and submitted to the county clerk  
32 who shall have the results added to the regular votes of the precinct.  
33 ~~[If a mechanical voting system is used in which a voter casts his~~  
34 ~~ballot by punching a card which is counted by a computer, the~~  
35 ~~absent ballots may be counted with the regular votes of the~~  
36 ~~precinct.]~~ The returns of absent ballots must be reported separately  
37 from the regular votes of the precinct, unless reporting the returns  
38 separately would violate the secrecy of a voter's ballot. The county  
39 clerks shall develop a procedure to ensure that each ballot is kept  
40 secret.

41 5. Any person who disseminates to the public in any way  
42 information pertaining to the count of absent ballots before the polls  
43 close is guilty of a misdemeanor.



1     **Sec. 56.** NRS 293.391 is hereby amended to read as follows:

2     293.391 1. The *rosters*, voted ballots, rejected ballots, spoiled  
3 ballots, challenge lists, voting receipts, records printed on paper of  
4 voted ballots collected pursuant to NRS 293B.400, and stubs of the  
5 ballots used, enclosed and sealed, must, after canvass of the votes by  
6 the board of county commissioners, be deposited in the vaults of the  
7 county clerk. The records of voted ballots that are maintained in  
8 electronic form must, after canvass of the votes by the board of  
9 county commissioners, be sealed and deposited in the vaults of the  
10 county clerk. The tally lists ~~[and pollbooks]~~ collected pursuant to  
11 NRS 293B.400 must, after canvass of the votes by the board of  
12 county commissioners, be deposited in the vaults of the county clerk  
13 without being sealed. All materials described by this subsection  
14 must be preserved for at least 22 months, and all such sealed  
15 materials must be destroyed immediately after the preservation  
16 period. A notice of the destruction must be published by the clerk in  
17 at least one newspaper of general circulation in the county not less  
18 than 2 weeks before the destruction.

19     2. Unused ballots, enclosed and sealed, must, after canvass of  
20 the votes by the board of county commissioners, be deposited in the  
21 vaults of the county clerk and preserved for at least the period  
22 during which the election may be contested and adjudicated, after  
23 which the unused ballots may be destroyed.

24     3. The ~~[pollbooks]~~ *rosters* containing the signatures of those  
25 persons who voted in the election and the tally lists deposited with  
26 the board of county commissioners are subject to the inspection of  
27 any elector who may wish to examine them at any time after their  
28 deposit with the county clerk.

29     4. A contestant of an election may inspect all of the material  
30 regarding that election which is preserved pursuant to subsection 1  
31 or 2, except the voted ballots.

32     5. The voted ballots deposited with the county clerk are not  
33 subject to the inspection of anyone, except in cases of *a* contested  
34 election, and then only by the judge, body or board before whom the  
35 election is being contested, or by the parties to the contest, jointly,  
36 pursuant to an order of such judge, body or board.

37     **Sec. 57.** NRS 293.440 is hereby amended to read as follows:

38     293.440 1. Any person who desires a copy of any list of the  
39 persons who are registered to vote in any precinct, district or county  
40 may obtain a copy by applying at the office of the county clerk and  
41 paying therefor a sum of money equal to 1 cent per name on the list,  
42 except that one copy of each original and supplemental list for each  
43 precinct, district or county must be provided to the state or county  
44 central committee of any major political party or to the executive



1 committee of any minor political party upon request, without  
2 charge.

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

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

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

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

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

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

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

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

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

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

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



**Sec. 58.** NRS 293.443 is hereby amended to read as follows:

293.443 1. Except as otherwise provided in subsection 3, the expense of providing all ballots, forms and other supplies to be used at any election regulated by this chapter or chapter 293C of NRS and all expenses necessarily incurred in the preparation for, or the conduct of, any such election is a charge upon the municipality, county, district or State, as the case may be.

2. The county or city clerk may submit the printing of ballots for competitive bidding.

3. If a political party or other entity requests more than 50 applications to register to vote by mail ~~[ ]~~ *in any 12-month period*, the clerk may assess a charge, not to exceed the cost of printing the applications. ~~[ ] for each application requested in excess of 50.~~

**Sec. 59.** NRS 293.462 is hereby amended to read as follows:

293.462 1. Each container used to transport official ballots pursuant to NRS 293.304, 293.325, ~~[293.3602,]~~ 293B.330 and 293B.335 must:

(a) Be constructed of metal or any other rigid material; and

(b) Contain a seal which is placed on the container to ensure detection of any opening of the container.

2. The container and seal must be separately numbered for identification.

**Sec. 60.** NRS 293.481 is hereby amended to read as follows:

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

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

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

(2) Arguments for and against the question; and

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

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

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

(2) Arguments for and against the question; and



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

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

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

(2) Arguments for and against the question; and

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

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

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

(2) Arguments for and against the question; and

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

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

3. A county or city clerk ~~may~~:

*(a) Shall assign a unique identification number to a question submitted pursuant to this section; and*

*(b) May* charge any political subdivision, public or quasi-public corporation, or other local agency which submits a question a reasonable fee sufficient to pay for the increased costs incurred in including the question, explanation, arguments and fiscal note on the ballot.

**Sec. 61.** NRS 293.505 is hereby amended to read as follows:

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



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

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

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

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

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

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

8. A field registrar, employee of a voter registration agency or person assisting a voter pursuant to subsection ~~H2~~ 13 of NRS 293.5235 shall not:

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

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

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

10. A county clerk, field registrar, employee of a voter registration agency or person assisting a voter pursuant to subsection ~~H2~~ 13 of NRS 293.5235 shall not:

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

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



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

↳ while he is registering an elector.

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

(a) The number of persons registered; and

(b) The political party of the persons registered.

12. A county clerk, field registrar, employee of a voter registration agency or person assisting a voter pursuant to subsection ~~H24~~ 13 of NRS 293.5235 shall not:

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

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

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

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

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

**Sec. 62.** NRS 293.5235 is hereby amended to read as follows:

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

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





1       3. The applicant must complete the application, including,  
2 without limitation, checking the boxes described in paragraphs (b)  
3 and (c) of subsection ~~9~~ 10 and signing the application.

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

6       5. If he determines that the application is complete, he shall,  
7 within 10 days after he receives the application, mail to the  
8 applicant:

9       (a) A notice informing him that he is registered to vote and a  
10 voter registration card as required by subsection 6 of NRS 293.517;  
11 or

12       (b) A notice informing him that the registrar of voters' register  
13 has been corrected to reflect any changes indicated on the  
14 application.

15       ➤ ~~The~~ *Except as otherwise provided in subsection 7, the*  
16 applicant shall be deemed to be registered or to have corrected the  
17 information in the register as of the date the application is  
18 postmarked, *if returned by mail*, or ~~personally-delivered.~~ *received*  
19 *at the office of the county clerk, if hand-delivered.*

20       6. Except as otherwise provided in subsection 5 of NRS  
21 293.518, if the county clerk determines that the application is not  
22 complete, he shall, as soon as possible, mail a notice to the applicant  
23 informing him that additional information is required to complete  
24 the application. If the applicant provides the information requested  
25 by the county clerk within 15 days after the county clerk mails the  
26 notice, the county clerk shall, within 10 days after he receives the  
27 information, mail to the applicant:

28       (a) A notice informing him that he is registered to vote and a  
29 voter registration card as required by subsection 6 of NRS 293.517;  
30 or

31       (b) A notice informing him that the registrar of voters' register  
32 has been corrected to reflect any changes indicated on the  
33 application.

34       ➤ ~~The~~ *Except as otherwise provided in subsection 7, the*  
35 applicant shall be deemed to be registered or to have corrected the  
36 information in the register as of the date the application is  
37 postmarked, *if returned by mail*, or ~~personally-delivered.~~ *received*  
38 *at the office of the county clerk, if hand-delivered.* If the applicant  
39 does not provide the additional information within the prescribed  
40 period, the application is void.

41       7. *If an application is returned by mail pursuant to*  
42 *subsection 5 or 6, the application must be received by the county*  
43 *clerk before the close of registration for the next election in order*  
44 *for the applicant to be registered for that election. An application*



*received after the close of registration will apply to registration for the next election for which registration remains open.*

8. If the applicant fails to check the box described in paragraph (b) of subsection ~~9.1~~ 10, the application shall not be considered invalid and the county clerk shall provide a means for the applicant to correct the omission at the time the applicant appears to vote in person at his assigned polling place.

~~8.1~~ 9. The Secretary of State shall prescribe the form for an application to register to vote by mail which must be used to register to vote by mail in this State.

~~9.1~~ 10. The application to register to vote by mail must include:

(a) A notice in at least 10-point type which states:

NOTICE: You are urged to return your application to register to vote to the County Clerk in person or by mail. If you choose to give your completed application to another person to return to the County Clerk on your behalf, and the person fails to deliver the application to the County Clerk, you will not be registered to vote. Please retain the duplicate copy or receipt from your application to register to vote.

(b) The question, "Are you a citizen of the United States?" and boxes for the applicant to check to indicate whether or not the applicant is a citizen of the United States.

(c) The question, "Will you be at least 18 years of age on or before election day?" and boxes for the applicant to check to indicate whether or not the applicant will be at least 18 years of age or older on election day.

(d) A statement instructing the applicant not to complete the application if the applicant checked "no" in response to the question set forth in paragraph (b) or (c).

(e) A statement informing the applicant that if the application is submitted by mail and the applicant is registering to vote for the first time, the applicant must submit the information set forth in paragraph (a) of subsection 2 of NRS 293.2725 to avoid the requirements of subsection 1 of NRS 293.2725 upon voting for the first time.

~~10.1~~ 11. Except as otherwise provided in subsection 5 of NRS 293.518, the county clerk shall not register a person to vote pursuant to this section unless that person has provided all of the information required by the application.

~~11.1~~ 12. The county clerk shall mail, by postcard, the notices required pursuant to subsections 5 and 6. If the postcard is returned to the county clerk by the United States Postal Service because the



address is fictitious or the person does not live at that address, the county clerk shall attempt to determine whether the person's current residence is other than that indicated on his application to register to vote in the manner set forth in NRS 293.530.

~~{H2.}~~ **13.** A person who, by mail, registers to vote pursuant to this section may be assisted in completing the application to register to vote by any other person. The application must include the mailing address and signature of the person who assisted the applicant. The failure to provide the information required by this subsection will not result in the application being deemed incomplete.

~~{H3.}~~ **14.** An application to register to vote must be made available to all persons, regardless of political party affiliation.

~~{H4.}~~ **15.** An application must not be altered or otherwise defaced after the applicant has completed and signed it. An application must be mailed or delivered in person to the office of the county clerk within 10 days after it is completed.

~~{H5.}~~ **16.** A person who willfully violates any of the provisions of subsection ~~{H2, H3 or}~~ **13, 14 or 15** is guilty of a category E felony and shall be punished as provided in NRS 193.130.

~~{H6.}~~ **17.** The Secretary of State shall adopt regulations to carry out the provisions of this section.

**Sec. 63.** NRS 293.740 is hereby amended to read as follows:

293.740 1. Except as otherwise provided in subsection 2, it is unlawful inside a polling place or within 100 feet from the entrance to the building or other structure in which a polling place is located:

(a) For ~~{any}~~ **a** person to solicit a vote, *offer assistance* or speak to a voter on the subject of ~~{marking his ballot.}~~ *voting or any other subject relating to the election.*

(b) For ~~{any}~~ **a** person, including an election board officer, to do any electioneering on election day.

➡ The county clerk or registrar of voters shall ensure that, at the outer limits of the area within which electioneering is prohibited, notices are continuously posted on which are printed in large letters "Distance Marker: No electioneering between this point and the entrance to the polling place."

2. The provisions of subsection 1 do not apply to the conduct of a person in a private residence or on commercial or residential property that is within 100 feet from the entrance to a building or other structure in which a polling place is located. The provisions of subsection 1 are not intended to prohibit a person from voting solely because he is wearing a prohibited political insignia and is reasonably unable to remove the insignia or cover it. In such a case, the election board officer shall take such action as is necessary to



1 allow the voter to vote as expediently as possible and then assist the  
2 voter in exiting the polling place as soon as is possible.

3 3. Any person who violates any provision of this section is  
4 guilty of a gross misdemeanor.

5 ~~[4. As used in this section, "electioneering" means~~  
6 ~~campaigning for or against a candidate, ballot question or political~~  
7 ~~party by:~~

8 ~~—(a) Posting signs relating to the support of or opposition to a~~  
9 ~~candidate, ballot question or political party;~~

10 ~~—(b) Distributing literature relating to the support of or opposition~~  
11 ~~to a candidate, ballot question or political party;~~

12 ~~—(c) Using loudspeakers to broadcast information relating to the~~  
13 ~~support of or opposition to a candidate, ballot question or political~~  
14 ~~party;~~

15 ~~—(d) Buying, selling, wearing or displaying any badge, button or~~  
16 ~~other insignia which is designed or tends to aid or promote the~~  
17 ~~success or defeat of any political party or a candidate or ballot~~  
18 ~~question to be voted upon at that election;~~

19 ~~—(e) Polling or otherwise soliciting from a voter information as to~~  
20 ~~whether the voter intends to vote or has voted for or against a~~  
21 ~~particular political party, candidate or ballot question; or~~

22 ~~—(f) Soliciting signatures to any kind of petition.]~~

23 **Sec. 64.** NRS 293B.032 is hereby amended to read as follows:

24 293B.032 "Mechanical recording device" means a device ~~;~~

25 ~~1. Which~~ **which** mechanically or electronically compiles a  
26 total of the number of votes cast for each candidate and for or  
27 against each measure voted on. ~~;~~ **or**

28 ~~2. To which a list of offices and candidates and the statements~~  
29 ~~of measures to be voted on may be affixed and into which a card~~  
30 ~~may be inserted so that the votes cast for each candidate and for or~~  
31 ~~against each measure may be indicated by punching the card with~~  
32 ~~reference to the list.]~~

33 **Sec. 65.** NRS 293B.033 is hereby amended to read as follows:

34 293B.033 "Mechanical voting system" means a system of  
35 voting whereby a voter may cast his vote:

36 1. On a device which mechanically or electronically compiles a  
37 total of the number of votes cast for each candidate and for or  
38 against each measure voted on; or

39 2. By ~~[punching a card or]~~ marking a paper ballot which is  
40 subsequently counted on an electronic tabulator, counting device or  
41 computer.

42 **Sec. 66.** NRS 293B.084 is hereby amended to read as follows:

43 293B.084 1. A mechanical recording device which directly  
44 records votes electronically must:



(a) Bear a number which identifies that mechanical recording device.

(b) Be equipped with a storage device which:

(1) Stores the ballots voted on the mechanical recording device;

(2) Can be removed from the mechanical recording device for the purpose of transporting the ballots stored therein to a central counting place; and

(3) Bears the same number as the mechanical recording device.

(c) Be designed in such a manner that voted ballots may be stored within the mechanical recording device and the storage device required pursuant to paragraph (b) at the same time.

(d) Be capable of providing a record printed on paper of:

(1) Each ballot voted on the mechanical recording device; and

(2) The total number of votes recorded on the mechanical recording device for each candidate and for or against each measure.

2. The paper record described in paragraph (d) of subsection 1 must ~~f:~~

~~—(a) Be~~ **be** printed and made available for a manual audit, as ~~{necessary; and~~

~~—(b) Be printed and serve as an official record for a recount, as}~~ necessary.

**Sec. 67.** NRS 293B.103 is hereby amended to read as follows:

293B.103 ~~{1.—If a mechanical voting system is used whereby votes are cast by punching a card:~~

~~—(a) The cards to be used must have two detachable stubs.~~

~~—(b) Each of the stubs attached to a particular card must bear the number of that card.~~

~~—(c) One of the stubs must be detached and given to the voter when he returns his voted ballot, and the other stub must be retained by the election board.~~

~~—2.}~~ If a mechanical voting system is used whereby votes are directly recorded electronically:

~~{(a)}~~ **1.** A voting receipt which has two parts must be used.

~~{(b)}~~ **2.** Each part of the voting receipt must bear the same number for identification.

~~{(c)}~~ **3.** One part of the voting receipt must be given to the voter when he votes and the other part of the voting receipt must be retained by the election board.

**Sec. 68.** NRS 293B.155 is hereby amended to read as follows:

293B.155 1. The tests prescribed by NRS 293B.150 and 293B.165 must be conducted by processing a preaudited group of logic and accuracy test ballots so ~~{punched,}~~ voted or marked as to



1 record a predetermined number of valid votes for each candidate  
2 and on each measure, and must include for each office one or more  
3 ballots which have votes in excess of the number allowed by law in  
4 order to test the ability of the mechanical recording device or the  
5 automatic tabulating equipment and programs to reject those votes.

6 2. If any error is detected, the cause therefor must be  
7 ascertained and corrected and an errorless count must be made  
8 before the mechanical recording device or the automatic tabulating  
9 equipment and programs are approved.

10 3. When satisfied with the accuracy of the mechanical  
11 recording device or automatic tabulating equipment and computer  
12 program, the accuracy certification board and the county or city  
13 clerk shall date and sign all reports, and seal the program, if any,  
14 and the reports and all test material in an appropriate container. The  
15 container must be kept sealed by the clerk.

16 4. Except as otherwise provided in this subsection, the contents  
17 of such a sealed container are not subject to the inspection of anyone  
18 except in the case of a contested election, and then only by the  
19 judge, body or board before whom the election is being contested, or  
20 by the parties to the contest, jointly, pursuant to an order of that  
21 judge, body or board. For the period set forth in NRS 293.413  
22 during which a candidate may file a statement of contest, the results  
23 of the test must be made available in the clerk's office for public  
24 inspection.

25 **Sec. 69.** NRS 293B.305 is hereby amended to read as follows:

26 293B.305 Unless a major political party allows a nonpartisan  
27 voter to vote for its candidates:

28 1. In a primary election, a member of the election board for a  
29 precinct shall issue each nonpartisan voter a ballot with a distinctive  
30 code and printed designation identifying it as a nonpartisan ballot.

31 2. If a mechanical voting system is used in a primary election  
32 whereby votes are directly recorded electronically, a member of the  
33 election board shall, in addition to the ballot described in subsection  
34 1, issue the nonpartisan voter a voting receipt with a printed  
35 designation identifying it as a nonpartisan ballot.

36 3. The member of the election board shall:

37 (a) Direct the nonpartisan voter to a mechanical recording  
38 device containing a list of offices and candidates setting forth only  
39 the nonpartisan ballot; *or*

40 (b) Direct the nonpartisan voter to a mechanical recording  
41 device containing a list of offices and candidates arranged for a  
42 partisan ballot, instruct the voter to vote only the nonpartisan section  
43 of the list and advise the voter that any votes he may cast in the  
44 partisan section will not be counted. ~~§ 69~~



~~(c) Issue a nonpartisan ballot attached to a sheet of foam plastic or similar backing material, a punching instrument, a sample nonpartisan ballot and an instruction sheet to the nonpartisan voter and instruct him to punch his ballot by reference to the sample ballot.]~~

**Sec. 70.** NRS 293B.330 is hereby amended to read as follows:

293B.330 1. Upon closing of the polls, the election board shall:

(a) Secure all mechanical recording devices against further voting.

(b) ~~[[If a mechanical voting system is used whereby votes are cast by punching a card:~~

~~—— (1) Count the number of ballots in the ballot boxes.~~

~~—— (2) Account for all ballots on the statement of ballots.~~

~~—— (3) Place all official ballots, the ballot statement and any other records, reports and materials as directed by the county clerk into the container provided by him to transport those items to a central counting place and seal the container.~~

~~—— (c)]~~ If a mechanical voting system is used whereby votes are directly recorded electronically:

(1) Ensure that each mechanical recording device:

(I) Provides a record printed on paper of the total number of votes recorded on the device for each candidate and for or against each measure; and

(II) Transfers the ballots voted on that device to the storage device required pursuant to NRS 293B.084.

(2) Count the number of ballots voted at the polling place.

(3) Account for all ballots on the statement of ballots.

(4) Place all records printed on paper provided by the mechanical recording devices, all storage devices which store the ballots voted on the mechanical recording devices, and any other records, reports and materials as directed by the county clerk into the container provided by him to transport those items to a central counting place and seal the container.

~~[(d)]~~ (c) Record the number of voters on a form provided by the county clerk.

2. If a difference exists between the number of voters and the number of ballots voted, the election board shall report the difference and any known reasons for the difference, in writing, to the county clerk.

3. After closing the polls, the election board shall:

(a) Compare the quantity of the supplies furnished by the county clerk with the inventory of those supplies; and

(b) Note any shortages.



4. The county clerk shall allow members of the general public to observe the handling of the ballots pursuant to subsection 1 if those members do not interfere with the handling of the ballots.

**Sec. 71.** NRS 293B.365 is hereby amended to read as follows:

293B.365 The central ballot inspection board shall:

1. Receive the ballots in sealed containers.

2. Inspect the containers, record the number indicated on each container and its seal pursuant to NRS 293.462 and remove the ballots or storage devices which store the ballots voted on mechanical recording devices which directly record votes electronically.

3. Register the numbers of ballots by precinct.

4. Deliver any damaged ballots to the ballot duplicating board . ~~[, if the ballots were voted by punching a card.]~~

5. Receive duplicates of damaged ballots from the ballot duplicating board and place the duplicates with the voted ballots of the appropriate precinct . ~~[, if the ballots were voted by punching a card.]~~

6. Place each damaged original ballot in a separate envelope and note on the outside of the envelope the appropriate number of the precinct . ~~[, if the ballot was voted by punching a card.]~~

7. Reject any ballot that has been marked in a way that identifies the voter.

8. Place each rejected ballot in a separate envelope and note on the outside of the envelope the appropriate number of the precinct and the reason for the board's rejection of the ballot . ~~[, if the ballot was voted by punching a card.]~~

**Sec. 72.** NRS 293B.375 is hereby amended to read as follows:

293B.375 ~~[If ballots which are voted by punching a card are used, the]~~ **The** ballot duplicating board shall:

1. Receive damaged ballots, including ballots which have been torn, bent or mutilated.

2. ~~[Receive cards with incompletely punched chips.~~

~~—3.]~~ Prepare on a distinctly colored, serially numbered ballot marked “duplicate” an exact copy of each damaged ballot.

~~[4. In the case of a card with an incompletely punched chip:~~

~~—(a) Remove the incompletely punched chip if:~~

~~—(1) The chip has at least one corner that is detached from the card; or~~

~~—(2) The fibers of paper on at least one edge of the chip are broken in a way that permits unimpeded light to be seen through the card; or~~

~~—(b) Duplicate the card without punching the location of the incompletely punched chip if:~~





~~1 (1) The chip does not have at least one corner that is~~  
~~2 detached from the card; and~~

~~3 (2) The fibers of paper on no edge of the chip are broken in a~~  
~~4 way that permits unimpeded light to be seen through the card.~~

~~5 5.] 3.~~ Record the serial number of the duplicate ballot on the  
6 damaged original ballot and return the damaged and duplicate  
7 ballots to the appropriate ballot inspection board.

~~8 6.] 4.~~ Hold aside the duplicated ballots for counting after all  
9 other ballots are counted if this procedure is directed by the county  
10 clerk.

**Sec. 73.** Chapter 293C of NRS is hereby amended by adding  
12 thereto a new section to read as follows:

*13 1. Any registered voter of this State may be appointed to*  
*14 observe the conduct of voting at a polling place as the*  
*15 representative of:*

*16 (a) Any candidate whose name appears on a ballot for the*  
*17 election for which the representative is appointed; or*

*18 (b) Any political party or committee sponsored by a political*  
*19 party.*

*20 2. A representative appointed pursuant to subsection 1:*

*21 (a) Shall present a written certificate of his appointment to the*  
*22 chairman of the election board upon his arrival at the polling*  
*23 place. The certificate must contain:*

*24 (1) The name and signature of the representative;*

*25 (2) The name of the candidate, political party or committee*  
*26 appointing the person; and*

*27 (3) The precinct, polling place and date of the election for*  
*28 which the representative is appointed.*

*29 (b) Must be admitted to the polling place when the polling*  
*30 place opens for the conduct of voting pursuant to NRS 293C.267.*  
*31 While at the polling place, the representative shall sit or stand at*  
*32 such a location designated by the chairman of the election board*  
*33 as to observe the activities conducted at the polling place for which*  
*34 he is appointed without interfering with the voting. The*  
*35 representative shall not leave such location and shall not move*  
*36 about the polling place.*

*37 (c) May remain in the polling place after the polling place*  
*38 closes to the conduct of voting pursuant to NRS 293C.267 or*  
*39 293C.297. The representative shall not interfere with the closing*  
*40 of the polling place.*

*41 3. No person may be appointed pursuant to this section to*  
*42 observe the conduct of voting at more than one polling place.*

*43 4. A candidate, political party or committee sponsored by a*  
*44 political party shall not appoint more than one representative to a*  
*45 polling place.*



1     **5. Any person who willfully violates the provisions of this**  
2 **section is guilty of a gross misdemeanor.**

3     **Sec. 74.** NRS 293C.220 is hereby amended to read as follows:

4     293C.220 1. The city clerk shall appoint and notify registered  
5 voters to act as election board officers for the various precincts and  
6 districts in the city as provided in NRS 293.225, 293.227, 293C.227  
7 to ~~293C.250,~~ **293C.245**, inclusive, and 293C.382 . ~~[-, and shall~~  
8 ~~conclude those duties not later than 31 days before the election.]~~ No  
9 candidate for nomination or election or his relative within the  
10 second degree of consanguinity or affinity may be appointed as an  
11 election board officer. Immediately after election board officers are  
12 appointed, if requested by the city clerk, the chief law enforcement  
13 officer of the city shall:

14     (a) Appoint an officer for each polling place in the city and for  
15 the central election board or the absent ballot central counting  
16 board; or

17     (b) Deputize, as an officer for the election, an election board  
18 officer for each polling place and for the central election board or  
19 the absent ballot central counting board. The deputized officer may  
20 not receive any additional compensation for the services he provides  
21 as an officer during the election for which he is deputized.

22     ➤ Officers so appointed and deputized shall preserve order during  
23 hours of voting and attend the closing of the polls.

24     2. The city clerk may appoint a trainee for the position of  
25 election board officer as set forth in NRS 293C.222.

26     **Sec. 75.** NRS 293C.230 is hereby amended to read as follows:

27     293C.230 ~~[1.—In precincts or districts in a city where there are~~  
28 ~~less than 200 registered voters and paper ballots are used, the~~  
29 ~~election board shall perform all duties required from the time of~~  
30 ~~preparing for the opening of the polls through delivering the~~  
31 ~~supplies and result of votes cast to the city clerk.~~

32     ~~—2.—Except as otherwise provided in NRS 293C.240, one]~~ **One**  
33 election board must be appointed by the city clerk for all mailing  
34 precincts within the city and must be designated the central election  
35 board. The city clerk shall deliver the mailed ballots to that board in  
36 his office and the board shall count the votes on those ballots in the  
37 manner required by law.

38     **Sec. 76.** NRS 293C.256 is hereby amended to read as follows:

39     293C.256 An absent ballot for a city election or a ballot for a  
40 city election voted by a voter who resides in a mailing precinct must  
41 be voted on a paper ballot . ~~[for a ballot which is voted by punching a~~  
42 ~~card.]~~

43     **Sec. 77.** NRS 293C.269 is hereby amended to read as follows:

44     293C.269 1. The city clerk shall allow members of the  
45 general public to observe the conduct of voting at a polling place for



1 a city election ~~[ ]~~ *during the hours the polling place is open. If*  
2 *voting continues past the hour of closing at the polls pursuant to*  
3 *NRS 293C.297, a member of the general public observing the*  
4 *conduct of voting at the polling place may remain in the polling*  
5 *place if there is room within the polling place and if his presence*  
6 *will not interfere with the voting.*

7 2. A member of the general public shall not ~~[photograph]~~  
8 *interfere with the conduct of voting by talking to voters or officers*  
9 *of the election board, photographing* the conduct of voting at a  
10 polling place for a city election or ~~[record]~~ *recording* the conduct of  
11 voting on audiotape or any other means of sound or video  
12 reproduction.

13 3. For the purposes of this section, a member of the general  
14 public does not include any person who:

15 (a) Gathers information for communication to the public;

16 (b) Is employed or engaged by or has contracted with a  
17 newspaper, periodical, press association, or radio or television  
18 station; and

19 (c) Is acting solely within his professional capacity.

20 **Sec. 78.** NRS 293C.275 is hereby amended to read as follows:

21 293C.275 ~~[ ]~~ A registered voter who applies to vote must  
22 state his name to the election board officer in charge of the election  
23 board register, and the officer shall immediately announce the name  
24 and take the registered voter's signature. ~~[After a registered voter is~~  
25 ~~properly identified at a polling place where paper ballots are used,~~  
26 ~~one ballot correctly folded, must be given to the voter and the~~  
27 ~~number of the ballot must be written by an election board officer~~  
28 ~~upon the pollbook, opposite the name of the registered voter~~  
29 ~~receiving the ballot.]~~

30 ~~—2. In pollbooks in which the names of the voters have been~~  
31 ~~entered, election officers may indicate the application to vote~~  
32 ~~without writing the name.]~~

33 **Sec. 79.** NRS 293C.282 is hereby amended to read as follows:

34 293C.282 1. Any registered voter who, because of a physical  
35 disability or an inability to read or write English, is unable to mark a  
36 ballot or use any voting device without assistance is entitled to  
37 assistance from a consenting person of his own choice, except:

38 (a) The voter's employer or his agent; ~~[or]~~

39 (b) An officer or agent of the voter's labor organization ~~[ ]~~; or

40 *(c) A candidate for nomination or election or a relative of such*  
41 *a candidate within the second degree of consanguinity or affinity.*

42 2. A person providing assistance pursuant to this section to a  
43 voter in casting his vote shall not disclose any information with  
44 respect to the casting of that ballot.



3. The right to assistance in casting a ballot may not be denied or impaired when the need for assistance is apparent or is known to the election board or any member thereof, but the election board may require a registered voter to sign a statement that he requires assistance in casting his vote because of a physical disability or an inability to read or write English when the need for assistance is not apparent or no member of the election board has knowledge thereof. The statement must be executed under penalty of perjury.

4. In addition to complying with the requirements of this section, the city clerk and election board officer shall, upon the request of a registered voter with a physical disability, make reasonable accommodations to allow the voter at his polling place.

**Sec. 80.** NRS 293C.285 is hereby amended to read as follows:

293C.285 ~~1. Except as otherwise provided in subsection 2:~~

~~—(a) Any voter who spoils his ballot may return the spoiled ballot to the election board and receive another in its place.~~

~~—(b) The election board officers shall indicate in the pollbook that the ballot is spoiled and shall enter the number of the ballot issued in its place.~~

~~—(c) Each spoiled ballot returned must be cancelled by writing the word “Cancelled” across the back of the ballot. A spoiled paper ballot must be cancelled without unfolding it.~~

~~—(d) A record must be made of those cancelled ballots at the closing of the polls and before counting. The ballots must be placed in a separate envelope and returned to the city clerk with the election supplies.~~

~~2. If ballots that are voted on a] A~~ mechanical recording device which directly records ~~{the}~~ votes electronically ~~{are used,}~~ **must allow** the voter ~~{must be able}~~ to change his vote before the mechanical recording device permanently records that vote.

**Sec. 81.** NRS 293C.295 is hereby amended to read as follows:

293C.295 1. If a person is successfully challenged on the ground set forth in paragraph (a) of subsection 2 of NRS 293C.292 or if a person refuses to provide an affirmation pursuant to NRS 293C.525, the election board shall instruct the voter that he may vote only at the special polling place in the manner set forth in this section.

2. The city clerk shall maintain at least one special polling place at such locations as he deems necessary during each election. The ballots voted at the special polling place must be kept separate from the ballots of voters who have not been so challenged or who have provided an affirmation pursuant to NRS 293C.525 in **[-**

~~—(a) A special ballot box if the ballots are paper ballots or ballots that are voted by punching a card; or~~



1 ~~—(b) A]~~ a special sealed container if the ballots are ballots that are  
2 voted on a mechanical recording device which directly records the  
3 votes electronically.

4 3. A person who votes at a special polling place may place his  
5 vote only for the following offices and questions:

6 (a) All officers for whom all voters in the city may vote; and

7 (b) Questions that have been submitted to all voters of the city.

8 4. The ballots voted at the special polling place must be  
9 counted when other ballots are counted and ~~[-~~

10 ~~—(a) If the ballots are paper ballots or ballots that are voted by~~  
11 ~~punching a card, maintained in a separate ballot box; or~~

12 ~~—(b) If], if~~ the ballots are ballots that are voted on a mechanical  
13 recording device that directly records the votes electronically,  
14 maintained in a separate sealed container ~~[-~~

15 ~~→]~~ until any contest of election is resolved or the date for filing a  
16 contest of election has passed, whichever is later.

17 **Sec. 82.** NRS 293C.297 is hereby amended to read as follows:

18 293C.297 ~~[1.]~~ If at the hour of closing the polls there are any  
19 registered voters waiting to vote, the doors of the polling place must  
20 be closed after all those voters have been admitted to the polling  
21 place. Voting must continue until those voters have voted.

22 ~~[2. The officer appointed by the chief law enforcement officer~~  
23 ~~of the city shall allow other persons to enter the polling place after~~  
24 ~~the doors have been closed to observe or for any other lawful~~  
25 ~~purpose if there is room within the polling place and their~~  
26 ~~admittance will not interfere with the voting.]~~

27 **Sec. 83.** NRS 293C.307 is hereby amended to read as follows:

28 293C.307 ~~[1. Except as otherwise provided in NRS~~  
29 ~~293C.330, a registered voter who requests and receives an absent~~  
30 ~~voter's ballot may vote only by absent ballot at the election for~~  
31 ~~which the absent ballot was issued.~~

32 ~~—2.]~~ If a registered voter has requested an absent ballot and the  
33 ballot has been mailed or issued, the city clerk shall notify the  
34 precinct or district election board that the registered voter has  
35 requested an absent ballot.

36 **Sec. 84.** NRS 293C.310 is hereby amended to read as follows:

37 293C.310 1. Except as otherwise provided in NRS 293.502 ,  
38 ~~[and 293C.265.]~~ a registered voter who provides sufficient written  
39 notice to the city clerk may vote an absent ballot as provided in this  
40 chapter.

41 2. A registered voter who:

42 (a) Is at least 65 years of age; or

43 (b) Has a physical disability or condition that substantially  
44 impairs his ability to go to the polling place,



1    ➤ may request an absent ballot for all elections held during the year  
2 he requests an absent ballot.

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

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

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

10        (c) Form provided by the Federal Government.

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

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

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

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

25        **Sec. 85.** NRS 293C.317 is hereby amended to read as follows:

26        293C.317 1. Any registered voter who is unable to go to the  
27 polls:

28        (a) Because of an illness or disability resulting in his  
29 confinement in a hospital, sanatorium, dwelling or nursing home; or

30        (b) Because he is suddenly hospitalized, becomes seriously ill or  
31 is called away from home after the time has elapsed for requesting  
32 an absent ballot as provided in NRS 293C.312,

33        ➤ may submit a written request to the city clerk for an absent ballot.  
34 The request may be submitted at any time before 5 p.m. on the day  
35 of the election.

36        2. If the city clerk determines that a request submitted pursuant  
37 to subsection 1 includes the information required pursuant to  
38 subsection 3, the city clerk shall, at the office of the city clerk,  
39 deliver an absent ballot to the person designated in the request to  
40 obtain the ballot for the registered voter.

41        3. A written request submitted pursuant to subsection 1 must  
42 include:

43        (a) The name, address and signature of the registered voter  
44 requesting the absent ballot;



1 (b) The name, address and signature of the person designated by  
2 the registered voter to obtain, deliver and return the ballot for the  
3 registered voter;

4 (c) A brief statement of the illness or disability of the registered  
5 voter or of facts sufficient to establish that the registered voter was  
6 called away from home after the time had elapsed for requesting an  
7 absent ballot;

8 (d) If the voter is confined in a hospital, sanatorium, dwelling or  
9 nursing home, a statement that he will be confined therein on the  
10 day of the election; and

11 (e) Unless the person designated pursuant to paragraph (b) will  
12 mark and sign an absent ballot on behalf of the registered voter  
13 pursuant to subsection 5, a statement signed under penalty of perjury  
14 that only the registered voter will mark and sign the ballot.

15 4. Except as otherwise provided in subsection 5, after marking  
16 his ballot the voter must:

17 (a) Place it in the identification envelope;

18 (b) Affix his signature on the back of the envelope; and

19 (c) Return it to the office of the city clerk.

20 5. ~~IA~~ *If a registered voter submits to the city clerk a*  
21 *statement designating a person to mark and sign an absent ballot,*  
22 *the* person designated in a request submitted pursuant to subsection  
23 1 may, on behalf of and at the direction of the registered voter, mark  
24 and sign the absent ballot. If the person marks and signs the ballot,  
25 the person shall indicate next to his signature that the ballot has been  
26 marked and signed on behalf of the registered voter. *A person*  
27 *providing assistance pursuant to this subsection to a voter in*  
28 *casting his vote shall not disclose any information with respect to*  
29 *the casting of that ballot and cannot be:*

30 (a) *The voter's employer or his agent; or*

31 (b) *An officer or agent of the voter's labor organization.*

32 6. A request for an absent ballot submitted pursuant to this  
33 section must be made, and the ballot delivered to the voter and  
34 returned to the city clerk, not later than the time the polls close on  
35 election day.

36 7. The procedure authorized by this section is subject to all  
37 other provisions of this chapter relating to voting by absent ballot to  
38 the extent that those provisions are not inconsistent with the  
39 provisions of this section.

40 8. *As used in this section, "statement designating a person to*  
41 *mark and sign a absent ballot" means a statement that:*

42 (a) *States that the registered voter is unable to mark and sign*  
43 *the absent ballot;*



1       ***(b) States that the registered voter is able to direct the person***  
2 ***designated in a request submitted pursuant to subsection 1 to mark***  
3 ***the ballot in accordance with his intentions; and***

4       ***(c) Is signed by a physician.***

5       **Sec. 86.** NRS 293C.322 is hereby amended to read as follows:

6       293C.322 1. Except as otherwise provided in subsection 2, if  
7 the request for an absent ballot is made by mail or facsimile  
8 machine, the city clerk shall, as soon as the official absent ballot for  
9 the precinct or district in which the applicant resides has been  
10 printed, send to the voter by first-class mail if the absent voter is  
11 within the boundaries of the United States, its territories or  
12 possessions or on a military base, or by air mail if the absent voter is  
13 in a foreign country but not on a military base:

14       (a) ~~Except as otherwise provided in paragraph (b):~~

15       ~~— (1) An absent ballot;~~

16       ~~— (2) (b) A return envelope;~~

17       ~~— (3) Supplies for marking the ballot;~~

18       ~~— (4) (c) An envelope or similar device into which the ballot~~  
19 ~~is inserted to ensure its secrecy; and~~

20       ~~— (5) Instructions.~~

21       ~~— (b) In those cities using a mechanical voting system whereby a~~  
22 ~~vote is cast by punching a card:~~

23       ~~— (1) A card attached to a sheet of foam plastic or similar~~  
24 ~~backing material;~~

25       ~~— (2) A return envelope;~~

26       ~~— (3) A punching instrument;~~

27       ~~— (4) A sample ballot;~~

28       ~~— (5) An envelope or similar device into which the card is~~  
29 ~~inserted to ensure its secrecy; and~~

30       ~~— (6) (d) Instructions.~~

31       2. If the city clerk fails to send an absent ballot pursuant to  
32 subsection 1 to a voter who resides within the continental United  
33 States, the city clerk may use a facsimile machine to send an absent  
34 ballot and instructions to the voter. The voter shall mail his absent  
35 ballot to the city clerk.

36       3. The return envelope sent pursuant to subsection 1 must  
37 include postage prepaid by first-class mail if the absent voter is  
38 within the boundaries of the United States, its territories or  
39 possessions or on a military base.

40       4. Nothing may be enclosed or sent with an absent ballot  
41 except as required by subsection 1 or 2.

42       5. Before depositing a ballot with the United States Postal  
43 Service or sending a ballot by facsimile machine, the city clerk shall  
44 record the date the ballot is issued, the name of the registered voter





1 to whom it is issued, his precinct or district, the number of the ballot  
2 and any remarks he finds appropriate.

3 6. The Secretary of State shall adopt regulations to carry out  
4 the provisions of subsection 2.

5 **Sec. 87.** NRS 293C.325 is hereby amended to read as follows:

6 293C.325 1. ~~{Except as otherwise provided in subsections 2~~  
7 ~~and 3, when}~~ *When* an absent ballot is returned by a registered voter  
8 to the city clerk through the mails ~~{,}~~ and record thereof is made in  
9 the absent ballot record book, the city clerk shall neatly stack,  
10 unopened, the absent ballot with any other absent ballot received  
11 that day in a container and deliver, or cause to be delivered, that  
12 container to the precinct or district election board.

13 2. ~~{If the city clerk has appointed an absent ballot central~~  
14 ~~counting board, the city clerk shall, upon receipt of each absent~~  
15 ~~voter's ballot, make a record of the return and check the signature~~  
16 ~~on the return envelope against the original signature of the voter on~~  
17 ~~the county clerk's register. If the city clerk determines that the~~  
18 ~~absent voter is entitled to cast his ballot, he shall deposit the ballot~~  
19 ~~in the proper ballot box. At the end of each day before election day,~~  
20 ~~the city clerk may remove the ballots from each ballot box and~~  
21 ~~neatly stack the ballots in a container. Except as otherwise provided~~  
22 ~~in subsection 3, on election day the city clerk shall deliver the ballot~~  
23 ~~box and, if applicable, each container to the absent ballot counting~~  
24 ~~board to be counted.~~

25 ~~— 3. — If the city uses a mechanical voting system, the}~~ *The* city  
26 clerk shall, upon receipt of each absent voter's ballot, make a record  
27 of the return and check the signature on the return envelope against  
28 the original signature of the county clerk's register. If the city clerk  
29 determines that the absent voter is entitled to cast his ballot, he shall  
30 deposit the ballot in the proper ballot box or place the ballot,  
31 unopened, in a container that must be securely locked or under the  
32 control of the city clerk at all times. At the end of each day before  
33 election day, the city clerk may remove the ballots from each ballot  
34 box, neatly stack the ballots in a container and seal the container  
35 with a numbered seal. ~~{Except as otherwise provided in this~~  
36 ~~subsection, on election day the}~~ *The* city clerk shall deliver , ~~{the~~  
37 ~~ballot box and each container, if applicable, to the central counting~~  
38 ~~place. If the city uses a mechanical voting system and the city clerk~~  
39 ~~has appointed an absent ballot central counting board, the city clerk~~  
40 ~~may,}~~ not earlier than 4 working days before the election, ~~{deliver}~~  
41 the ballots to the absent ballot central counting board to be  
42 processed and prepared for ~~{tabulation}~~ *counting* pursuant to the  
43 procedures established by the Secretary of State ~~{,}~~ *to ensure the*  
44 *confidentiality of the prepared ballots until after the polls have*  
45 *closed pursuant to NRS 293C.267 or 293C.297.*



1       **Sec. 88.** NRS 293C.328 is hereby amended to read as follows:

2       293C.328 1. ~~{During}~~ *Except as otherwise provided in*  
3 *subsection 4, during* the period specified in subsection 2 of NRS  
4 293C.327 when the city clerk's office is maintained with suitable  
5 equipment for voting an absent ballot in person ~~[-~~:

6 ~~—(a) A person may not electioneer for or against any candidate,~~  
7 ~~measure or political party in or within 100 feet from the entrance to~~  
8 ~~the city clerk's office.~~

9 ~~—(b) The]~~ *, it is unlawful inside the city clerk's office or within*  
10 *100 feet from the entrance to the building in which the city clerk's*  
11 *office is located:*

12       (a) *For a person to solicit a vote, offer assistance or speak to a*  
13 *voter on the subject of voting or any other subject relating to the*  
14 *election.*

15       (b) *For a person, including an election board officer, to do any*  
16 *electioneering.*

17       2. *During the period specified in subsection 2 of NRS*  
18 *293C.327 when the city clerk's office is maintained with suitable*  
19 *equipment for voting an absent ballot in person, the* city clerk shall  
20 keep continuously posted ~~[-~~:

21 ~~—(1) At each entrance to the city clerk's office, a sign on~~  
22 ~~which is printed in large letters "Polling Place for Voting Absent~~  
23 ~~Ballots"; and~~

24 ~~—(2) At]~~ *at* the outer limits of the area within which  
25 electioneering is prohibited, a sign on which is printed in large  
26 letters "Distance Marker: No electioneering between this point and  
27 any entrance to the city clerk's office."

28       ~~{2-}~~ 3. Ropes or other suitable objects may be used at the city  
29 clerk's office to ensure compliance with this section.

30       ~~{3-}~~ 4. *The provisions of subsection 1 do not apply to the*  
31 *conduct of a person in a private residence or on commercial or*  
32 *residential property that is within 100 feet from the entrance to a*  
33 *building or other structure in which the city clerk's office is*  
34 *located. The provisions of subsection 1 are not intended to prohibit*  
35 *a person from voting solely because he is wearing a prohibited*  
36 *political insignia and is reasonably unable to remove the insignia or*  
37 *cover it. In such a case, the election board officer shall take such*  
38 *action as is necessary to allow the voter to vote as expediently as*  
39 *possible and then assist the voter in exiting the city clerk's office*  
40 *as soon as is possible.*

41       5. Any person who willfully violates the provisions of this  
42 section is guilty of a gross misdemeanor.

43       **Sec. 89.** NRS 293C.330 is hereby amended to read as follows:

44       293C.330 1. Except as otherwise provided in NRS 293C.315  
45 and subsection 2 of NRS 293C.322 and any regulations adopted



1 pursuant thereto, when an absent voter receives his ballot, he must  
2 mark and fold it ~~[, if it is a paper ballot, or punch it, if the ballot is~~  
3 ~~voted by punching a card,]~~ in accordance with the instructions,  
4 deposit it in the return envelope, seal the envelope, affix his  
5 signature on the back of the envelope in the space provided therefor  
6 and mail the return envelope.

7 2. Except as otherwise provided in subsection 3, if an absent  
8 voter who has requested a ballot by mail applies to vote the ballot in  
9 person at:

10 (a) The office of the city clerk, he must mark ~~[or punch]~~ the  
11 ballot, seal it in the return envelope and affix his signature in the  
12 same manner as provided in subsection 1, and deliver the envelope  
13 to the city clerk.

14 (b) A polling place, including, without limitation, a polling place  
15 for early voting, he must surrender the absent ballot and provide  
16 satisfactory identification before being issued a ballot to vote at the  
17 polling place. A person who receives a surrendered absent ballot  
18 shall mark it "Cancelled."

19 3. If an absent voter who has requested a ballot by mail applies  
20 to vote in person at the office of the city clerk or a polling place,  
21 including, without limitation, a polling place for early voting, and  
22 the voter does not have the absent ballot to deliver or surrender, the  
23 voter must be issued a ballot to vote if the voter:

24 (a) Provides satisfactory identification;

25 (b) Is a registered voter who is otherwise entitled to vote; and

26 (c) Signs an affirmation under penalty of perjury on a form  
27 prepared by the Secretary of State declaring that the voter has not  
28 voted during the election.

29 4. Except as otherwise provided in NRS 293C.317, it is  
30 unlawful for any person to return an absent ballot other than the  
31 voter who requested the absent ballot or, at the request of the voter,  
32 a member of his family. A person who returns an absent ballot and  
33 who is a member of the family of the voter who requested the absent  
34 ballot shall, under penalty of perjury, indicate on a form prescribed  
35 by the city clerk that he is a member of the family of the voter who  
36 requested the absent ballot and that the voter requested that he return  
37 the absent ballot. A person who violates the provisions of this  
38 subsection is guilty of a category E felony and shall be punished as  
39 provided in NRS 193.130.

40 **Sec. 90.** NRS 293C.332 is hereby amended to read as follows:

41 293C.332 On the day of an election, the precinct or district  
42 election boards receiving the absent voters' ballots from the city  
43 clerk shall, in the presence of a majority of the election board  
44 officers, remove the ballots from the ballot box and the containers in



1 which the ballots were transported pursuant to NRS 293C.325 and  
2 deposit the ballots in the regular ballot box in the following manner:

3 1. The name of the voter, as shown on the return envelope,  
4 must be called and checked as if the voter were voting in person;

5 2. The signature on the back of the return envelope must be  
6 compared with that on the original application to register to vote;

7 3. If the board determines that the absent voter is entitled to  
8 cast his ballot, the envelope must be opened, the numbers on the  
9 ballot and envelope compared, the number strip or stub detached  
10 from the ballot and ~~if~~ if , the numbers are the same, the ballot  
11 deposited in the regular ballot box; and

12 4. The election board officers shall mark in the ~~pollbook~~  
13 *roster* opposite the name of the voter the word "Voted."

14 **Sec. 91.** NRS 293C.347 is hereby amended to read as follows:

15 293C.347 1. The city clerk shall:

16 (a) Make certain of the names and addresses of all voters  
17 registered to vote in mailing precincts and absent ballot mailing  
18 precincts;

19 (b) Enroll the name and address of each voter found eligible to  
20 vote in those precincts in the mailing precinct record book;

21 (c) Mark the number of the ballot on the return envelope; and

22 (d) Mail the ballot to the registered voter.

23 2. ~~Except as otherwise provided in subsection 3, the~~ *The*  
24 ballot must be accompanied by:

25 (a) ~~Supplies for marking the ballot;~~

26 ~~(b)~~ A return envelope;

27 ~~(c)~~ *(b)* An envelope or similar device into which the ballot is  
28 inserted to ensure its secrecy;

29 ~~(d)~~ *(c)* A sample ballot; and

30 ~~(e)~~ *(d)* Instructions regarding the manner of marking and  
31 returning the ballot.

32 ~~[3. In those cities using a mechanical voting system whereby a~~  
33 ~~vote is cast by punching a card, the ballot must be accompanied by:~~

34 ~~(a) A sheet of foam plastic or similar backing material attached~~  
35 ~~to the card;~~

36 ~~(b) A punching instrument;~~

37 ~~(c) A return envelope;~~

38 ~~(d) An envelope or similar device into which the card is inserted~~  
39 ~~to ensure its secrecy;~~

40 ~~(e) A sample ballot; and~~

41 ~~(f) Instructions concerning the manner of punching and~~  
42 ~~returning the card.]~~

43 **Sec. 92.** NRS 293C.350 is hereby amended to read as follows:

44 293C.350 Upon receipt of a mailing ballot from the city clerk,  
45 the registered voter must:



- 1        1. ~~Except as otherwise provided in subsection 2:~~  
2        ~~—(a) Immediately after opening the envelope, mark and fold the~~  
3        ballot;  
4        ~~[(b)] 2. Place the ballot in the return envelope;~~  
5        ~~[(e)] 3. Affix his signature on the back of the envelope; and~~  
6        ~~[(d)] 4. Mail or deliver the envelope to the city clerk.~~  
7        ~~[2. In those cities using a mechanical voting system whereby a~~  
8        ~~vote is cast by punching a card:~~  
9        ~~—(a) Immediately after opening the envelope, punch the card;~~  
10       ~~—(b) Place the unfolded card in the return envelope;~~  
11       ~~—(c) Affix his signature on the back of the envelope; and~~  
12       ~~—(d) Mail or deliver the envelope to the city clerk.]~~

13       **Sec. 93.** NRS 293C.356 is hereby amended to read as follows:

14       293C.356 1. If a request is made to vote early by a registered  
15       voter in person, the city clerk shall issue a ballot for early voting to  
16       the voter. Such a ballot must be voted on the premises of the clerk's  
17       office and returned to the clerk. ~~[If the ballot is a paper ballot or a~~  
18       ~~ballot which is voted by punching a card, the clerk shall follow the~~  
19       ~~same procedure as in the case of absent ballots received by mail.]~~

20       2. On the dates for early voting prescribed in NRS 293C.3568,  
21       each city clerk shall provide a voting booth, with suitable equipment  
22       for voting, on the premises of his office for use by registered voters  
23       who are issued ballots for early voting in accordance with this  
24       section.

25       **Sec. 94.** NRS 293C.3568 is hereby amended to read as  
26       follows:

27       293C.3568 1. The period for early voting by personal  
28       appearance begins the third Saturday preceding a primary city  
29       election or general city election, and extends through the Friday  
30       before election day, Sundays and holidays excepted.

31       2. The city clerk may:

32       (a) Include any Sunday or holiday that falls within the period for  
33       early voting by personal appearance.

34       (b) Require a permanent polling place for early voting to remain  
35       open until 8 p.m. on any Saturday that falls within the period for  
36       early voting.

37       3. A permanent polling place for early voting must remain  
38       open:

39       (a) On Monday through Friday:

40       (1) During the first week of early voting, from 8 a.m. until  
41       6 p.m.

42       (2) During the second week of early voting, from 8 a.m. until  
43       6 p.m., or until 8 p.m. if the city clerk so requires.

44       (b) On any Saturday that falls within the period for early voting,  
45       ~~[from]~~ *for at least 4 hours between* 10 a.m. ~~[until]~~ *and* 6 p.m.



(c) If the city clerk includes a Sunday that falls within the period for early voting pursuant to subsection 2, during such hours as he may establish.

**Sec. 95.** NRS 293C.3585 is hereby amended to read as follows:

293C.3585 1. Upon the appearance of a person to cast a ballot for early voting, the deputy clerk for early voting shall:

(a) Determine that the person is a registered voter in the county;

(b) Instruct the voter to sign the roster for early voting; and

(c) Verify the signature of the voter against that contained on the original application to register to vote or facsimile thereof, the card issued to the voter at the time of registration or some other piece of official identification.

2. The city clerk shall prescribe a procedure, approved by the Secretary of State, to determine that the voter has not already voted pursuant to this section.

3. The roster for early voting must contain:

(a) The voter's name, the address where he is registered to vote, his voter identification number and a place for the voter's signature;

(b) The voter's precinct or voting district number; and

(c) The date of voting early in person.

4. When a voter is entitled to cast his ballot and has identified himself to the satisfaction of the deputy clerk for early voting, he is entitled to receive the appropriate ballot or ballots, but only for his own use at the polling place for early voting.

~~5. If the ballot is voted by punching a card, the deputy clerk for early voting shall:~~

~~—(a) Ensure that the voter's precinct or voting district and the form of ballot are indicated on the card;~~

~~—(b) Direct the voter to the appropriate mechanical recording device for his form of ballot; and~~

~~—(c) Allow the voter to place his voted ballot in the ballot box.~~

~~6. If the ballot is voted on a mechanical recording device which directly records the votes electronically, the~~ **The** deputy clerk for early voting shall:

(a) Prepare the mechanical recording device for the voter;

(b) Ensure that the voter's precinct or voting district and the form of ballot are indicated on each part of the voting receipt;

(c) Retain one part of the voting receipt for the election board and return the other part of the voting receipt to the voter; and

(d) Allow the voter to cast his vote.

~~[7]~~ **6.** A voter applying to vote early by personal appearance may be challenged pursuant to NRS 293C.292.



1     **Sec. 96.** NRS 293C.361 is hereby amended to read as follows:

2     293C.361 1. ~~{During}~~ *Except as otherwise provided in*  
3 *subsection 4, during* the time a polling place for early voting is  
4 open for voting, *it is unlawful inside the polling place or within*  
5 *100 feet from the entrance to the building or other structure in*  
6 *which a polling place is located:*

7     (a) ~~For a person {may not electioneer for or against any~~  
8 ~~candidate, measure or political party in or within 100 feet from the~~  
9 ~~entrance to the voting area.}~~ *to solicit a vote, offer assistance or*  
10 *speak to a voter on the subject of voting or any other subject*  
11 *relating to the election.*

12     (b) *For a person, including an election board officer, to do any*  
13 *electioneering.*

14     2. During the period of early voting, the city clerk shall keep  
15 continuously posted ~~{~~

16 ~~—(a) At the entrance to the room or area, as applicable, in which~~  
17 ~~the polling place for early voting is located, a sign on which is~~  
18 ~~printed in large letters “Polling Place for Early Voting”; and~~

19 ~~—(b) At}~~ *at* the outer limits of the area within which  
20 electioneering is prohibited, a sign on which is printed in large  
21 letters “Distance Marker: No electioneering between this point and  
22 the entrance to the polling place.”

23     3. Ropes or other suitable objects may be used at the polling  
24 place to ensure compliance with this section. Persons who are not  
25 expressly permitted by law to be in a polling place must be excluded  
26 from the polling place to the extent practicable.

27     4. *The provisions of subsection 1 do not apply to the conduct*  
28 *of a person in a private residence or on commercial or residential*  
29 *property that is within 100 feet from the entrance to a building or*  
30 *other structure in which a polling place is located. The provisions*  
31 *of subsection 1 are not intended to prohibit a person from voting*  
32 *solely because he is wearing a prohibited political insigne and is*  
33 *reasonably unable to remove the insigne or cover it. In such a*  
34 *case, the election board officer shall take such action as is*  
35 *necessary to allow the voter to vote as expediently as possible and*  
36 *then assist the voter in exiting the polling place as soon as is*  
37 *possible.*

38     5. Any person who willfully violates the provisions of this  
39 section is guilty of a gross misdemeanor.

40     **Sec. 97.** NRS 293C.3615 is hereby amended to read as  
41 follows:

42     293C.3615 The city clerk shall make a record of the receipt at  
43 the central counting place of each sealed container used to transport  
44 official ballots pursuant to NRS 293C.295, 293C.325, ~~{293C.3602,}~~





1 293C.630 and 293C.635. The record must include the numbers  
2 indicated on the container and its seal pursuant to NRS 293C.700.

3 **Sec. 98.** NRS 293C.362 is hereby amended to read as follows:

4 293C.362 When the polls are closed, the counting board shall  
5 prepare to count the ballots voted. The counting procedure must be  
6 public and continue without adjournment until completed. If the  
7 ballots are paper ballots, ~~for ballots that are voted by punching a~~  
8 ~~card,~~ the counting board shall prepare in the following manner:

9 1. ~~The pollbooks must be compared and errors corrected until~~  
10 ~~the books agree.~~

11 ~~—2.~~ The container that holds the ballots, or the ballot box, must  
12 be opened and the ballots contained therein counted by the counting  
13 board and opened far enough to determine whether each ballot is  
14 single. If two or more ballots are found folded together to present  
15 the appearance of a single ballot, they must be laid aside until the  
16 count of the ballots is completed. If ~~on comparison of the count~~  
17 ~~with the pollbook,~~ a majority of the inspectors are of the opinion  
18 that the ballots folded together were voted by one person, the ballots  
19 must be rejected and placed in an envelope, upon which must be  
20 written the reason for their rejection. The envelope must be signed  
21 by the counting board officers and placed in the container or ballot  
22 box after the count is completed.

23 ~~[3.]~~ 2. If the ballots in the container or box are found to exceed  
24 the number of names *as are indicated* on the ~~pollbooks,~~ *roster as*  
25 *having voted,* the ballots must be replaced in the container or box  
26 and a counting board officer shall, with his back turned to the  
27 container or box, draw out a number of ballots equal to the excess.  
28 The excess ballots must be marked on the back thereof with the  
29 words “Excess ballots not counted.” The ballots when so marked  
30 must be immediately sealed in an envelope and returned to the city  
31 clerk with the other ballots rejected for any cause.

32 ~~[4.]~~ 3. When it has been determined that the ~~pollbook and the~~  
33 number of ballots ~~agree~~ *agrees* with the number of names of  
34 registered voters shown to have voted, the board shall proceed to  
35 count. If there is a discrepancy between the number of ballots and  
36 the number of voters, a record of the discrepancy must be made.

37 **Sec. 99.** NRS 293C.367 is hereby amended to read as follows:

38 293C.367 1. The basic factor to be considered by an election  
39 board when making a determination of whether a particular ballot  
40 must be rejected is whether any identifying mark appears on the  
41 ballot which, in the opinion of the election board, constitutes an  
42 identifying mark such that there is a reasonable belief entertained in  
43 good faith that the ballot has been tampered with and, as a result of  
44 the tampering, the outcome of the election would be affected.





2. Regulations for counting ballots must include provisions that:

(a) An error in marking one or more votes on a ballot does not invalidate any votes properly marked on that ballot.

(b) A soiled or defaced ballot may not be rejected if it appears that the soiling or defacing was inadvertent and was not done purposely to identify the ballot.

(c) Only devices provided for in this chapter, chapter 293 or 293B of NRS may be used in marking ballots.

(d) It is unlawful for any election board officer to place any mark upon any ballot other than a spoiled ballot.

(e) When an election board officer rejects a ballot for any alleged defect or illegality, the officer shall seal the ballot in an envelope and write upon the envelope a statement that it was rejected and the reason for rejecting it. Each election board officer shall sign the envelope.

~~[(f) In cities where mechanical voting systems are used whereby a vote is cast by punching a card, a superfluous punch into any card does not constitute grounds for rejection of the ballot unless the election board determines that the condition of the ballot justifies its exclusion pursuant to subsection 1.]~~

**Sec. 100.** NRS 293C.369 is hereby amended to read as follows:

293C.369 1. When counting a vote in an election, if more choices than permitted by the instructions for a ballot are marked for any office or question, the vote for that office or question may not be counted.

2. ~~Except as otherwise provided in subsection 1, in an election in which a paper ballot is used whereby a vote is cast by placing a cross in the designated square on the paper ballot, a cross in the designated square must be counted as a vote.~~

~~3. Except as otherwise provided in subsection 1, in an election in which a mechanical voting system is used whereby a vote is cast by punching a card:~~

~~(a) A chip on the card must be counted as a vote if:~~

~~(1) The chip has at least one corner that is detached from the card; or~~

~~(2) The fibers of paper on at least one edge of the chip are broken in a way that permits unimpeded light to be seen through the card.~~

~~(b) A writing or other mark on the card, including, without limitation, a cross, check, tear or scratch, may not be counted as a vote. The remaining votes on such a card must be counted unless the ballot is otherwise disqualified.~~



1 ~~—4.]~~ Except as otherwise provided in subsection 1, in an election  
2 in which a mechanical voting system is used whereby a vote is cast  
3 by darkening a designated space on the ballot:

4 (a) A vote must be counted if the designated space is darkened  
5 or there is a writing in the designated space, including, without  
6 limitation, a cross or check; and

7 (b) Except as otherwise provided in paragraph (a), a writing or  
8 other mark on the ballot, including, without limitation, a cross,  
9 check, tear or scratch may not be counted as a vote.

10 ~~[5.]~~ 3. The Secretary of State:

11 (a) May adopt regulations establishing additional uniform,  
12 statewide standards, not inconsistent with this section, for counting  
13 a vote cast by a method of voting described in subsection 2 ; ~~[, 3 or~~  
14 ~~4.]~~ and

15 (b) Shall adopt regulations establishing uniform, statewide  
16 standards for counting a vote cast by each method of voting used in  
17 this State that is not described in subsection 2, ~~[3 or 4,]~~ including,  
18 without limitation, a vote cast on a mechanical recording device  
19 which directly records the votes electronically.

20 **Sec. 101.** NRS 293C.372 is hereby amended to read as  
21 follows:

22 293C.372 When all the votes have been ~~[tallied,]~~ *counted*, the  
23 counting board officers shall enter on the tally lists by the name of  
24 each candidate the number of votes he received. The number must  
25 be expressed in words and figures. The vote for and against any  
26 question submitted to the electors must be entered in the same  
27 manner.

28 **Sec. 102.** NRS 293C.375 is hereby amended to read as  
29 follows:

30 293C.375 If paper ballots ~~[or ballots which are voted by~~  
31 ~~punching a card]~~ are used:

32 1. After the ~~[tally lists]~~ *ballots* have been ~~[completed,]~~  
33 *counted*, the voted ballots, rejected ballots, tally lists for regular  
34 ballots, tally list for rejected ballots, challenge list, stubs of used  
35 ballots, spoiled ballots and unused ballots must be sealed under  
36 cover by the counting board officers and addressed to the city clerk.

37 2. The other ~~[pollbooks,]~~ *rosters*, tally lists and election board  
38 register must be returned to the city clerk.

39 **Sec. 103.** NRS 293C.382 is hereby amended to read as  
40 follows:

41 293C.382 1. ~~[Beginning at 8 a.m. on the day before the day~~  
42 ~~of an]~~ *Not earlier than 4 working days before the* election, the  
43 counting board, if it is responsible for counting absent ballots, or the  
44 absent ballot central counting board shall withdraw the ballots from  
45 each ballot box or container that holds absent ballots received before



1 that day and determine whether each box or container has the  
2 required number of ballots according to the city clerk's absent  
3 voters' record.

4 2. The counting board or absent ballot central counting board  
5 shall count the number of ballots in the same manner as election  
6 boards.

7 **Sec. 104.** NRS 293C.385 is hereby amended to read as  
8 follows:

9 293C.385 1. ~~{After 8 a.m. on election day,}~~ *Not earlier than*  
10 *4 working days before the election,* the counting board, if it is  
11 responsible for counting absent ballots, or the absent ballot central  
12 counting board shall withdraw from the appropriate ballot boxes or  
13 containers all the ballots received the previous day and determine  
14 whether each box or container has the required number of ballots  
15 according to the city clerk's absent voters' ballot record.

16 2. If any absent ballots are received by the city clerk on  
17 election day pursuant to NRS 293C.317, the city clerk shall deposit  
18 the absent ballots in the appropriate ballot boxes or containers.

19 3. ~~{After 8 a.m. on election day,}~~ *Not earlier than 4 working*  
20 *days before the election,* the appropriate board shall , ~~{count}~~ in  
21 public , *prepare to count* the votes cast on the absent ballots.

22 4. If paper ballots are used, the results of the absent ballot vote  
23 in each precinct must be certified and submitted to the city clerk,  
24 who shall have the results added to the regular votes of the precinct.  
25 ~~{If a mechanical voting system is used in which a voter casts his~~  
26 ~~ballot by punching a card that is counted by a computer, the absent~~  
27 ~~ballots may be counted with the regular votes of the precinct.}~~ The  
28 returns of absent ballots must be reported separately from the  
29 regular votes of the precinct, unless reporting the returns separately  
30 would violate the secrecy of a voter's ballot. The city clerks shall  
31 develop a procedure to ensure that each ballot is kept secret.

32 5. Any person who disseminates to the public information  
33 relating to the count of absent ballots before the polls close is guilty  
34 of a misdemeanor.

35 **Sec. 105.** NRS 293C.390 is hereby amended to read as  
36 follows:

37 293C.390 1. The *rosters,* voted ballots, rejected ballots,  
38 spoiled ballots, challenge lists, voting receipts, records printed on  
39 paper of voted ballots collected pursuant to NRS 293B.400, and  
40 stubs of the ballots used, enclosed and sealed, must, after canvass of  
41 the votes by the governing body of the city, be deposited in the  
42 vaults of the city clerk. The records of voted ballots that are  
43 maintained in electronic form must, after canvass of the votes by the  
44 governing body of the city, be sealed and deposited in the vaults of  
45 the city clerk. The tally lists ~~{and pollbooks}~~ collected pursuant to



1 NRS 293B.400 must, after canvass of the votes by the governing  
2 body of the city, be deposited in the vaults of the city clerk without  
3 being sealed. All materials described by this subsection must be  
4 preserved for at least 22 months, and all such sealed materials must  
5 be destroyed immediately after that period. A notice of the  
6 destruction must be published by the city clerk in at least one  
7 newspaper of general circulation in the city, or if no newspaper is of  
8 general circulation in that city, in a newspaper of general circulation  
9 in the nearest city, not less than 2 weeks before the destruction of  
10 the materials.

11 2. Unused ballots, enclosed and sealed, must, after canvass of  
12 the votes by the governing body of the city, be deposited in the  
13 vaults of the city clerk and preserved for at least the period during  
14 which the election may be contested and adjudicated, after which  
15 the unused ballots may be destroyed.

16 3. The ~~[pollbooks]~~ *rosters* containing the signatures of those  
17 persons who voted in the election and the tally lists deposited with  
18 the governing body of the city are subject to the inspection of any  
19 elector who may wish to examine them at any time after their  
20 deposit with the city clerk.

21 4. A contestant of an election may inspect all of the material  
22 relating to that election which is preserved pursuant to subsection 1  
23 or 2, except the voted ballots.

24 5. The voted ballots deposited with the city clerk are not  
25 subject to the inspection of any person, except in *cases of* a  
26 contested election, and only by the judge, body or board before  
27 whom the election is being contested, or by the parties to the  
28 contest, jointly, pursuant to an order of the judge, body or board.

29 **Sec. 106.** NRS 293C.620 is hereby amended to read as  
30 follows:

31 293C.620 1. At each election a member of the election board  
32 for a precinct shall issue each voter a ballot.

33 2. If a mechanical voting system is used in a primary city  
34 election whereby votes are directly recorded electronically, a  
35 member of the election board shall, in addition to the ballot  
36 described in subsection 1, issue the voter a voting receipt.

37 3. The member of the election board shall ~~[-~~

38 ~~—(a) Direct]~~ *direct* the voter to a mechanical recording device  
39 containing a list of offices and candidates. ~~[-or~~

40 ~~—(b) Issue a ballot attached to a sheet of foam plastic or similar~~  
41 ~~backing material, a punching instrument, a sample ballot and an~~  
42 ~~instruction sheet to the voter and instruct him to punch his ballot by~~  
43 ~~reference to the sample ballot.]~~



**Sec. 107.** NRS 293C.630 is hereby amended to read as follows:

293C.630 1. Upon closing of the polls, the election board shall:

(a) Secure all mechanical recording devices against further voting.

~~(b) If a mechanical voting system is used whereby votes are cast by punching a card:~~

~~— (1) Count the number of ballots in the ballot boxes.~~

~~— (2) Account for all ballots on the statement of ballots.~~

~~— (3) Place all official ballots, the ballot statement and any other records, reports and materials as directed by the city clerk into the container provided by him to transport those items to a central counting place and seal the container.~~

~~(c)~~ If a mechanical voting system is used whereby votes are directly recorded electronically:

(1) Ensure that each mechanical recording device:

(I) Provides a record printed on paper of the total number of votes recorded on the device for each candidate and for or against each measure; and

(II) Transfers the ballots voted on that device to the storage device required pursuant to NRS 293B.084.

(2) Count the number of ballots voted at the polling place.

(3) Account for all ballots on the statement of ballots.

(4) Place all records printed on paper provided by the mechanical recording devices, all storage devices which store the ballots voted on the mechanical recording devices, and any other records, reports and materials as directed by the city clerk into the container provided by him to transport those items to a central counting place and seal the container.

~~(d)~~ (c) Record the number of voters on a form provided by the city clerk.

2. If a difference exists between the number of voters and the number of ballots voted, the election board shall report the difference and any known reasons for the difference, in writing, to the city clerk.

3. After closing the polls, the election board shall:

(a) Compare the quantity of the supplies furnished by the city clerk with the inventory of those supplies; and

(b) Note any shortages.

4. The city clerk shall allow members of the general public to observe the handling of the ballots pursuant to subsection 1 if those members do not interfere with the handling of the ballots.



1     **Sec. 108.** NRS 293C.645 is hereby amended to read as  
2 follows:

3     293C.645 The central ballot inspection board shall:

4     1. Receive the ballots in sealed containers.

5     2. Inspect the containers, record the number indicated on each  
6 container and its seal pursuant to NRS 293.462 and remove the  
7 ballots or storage devices that store the ballots voted on mechanical  
8 recording devices that directly record votes electronically.

9     3. Register the numbers of ballots by precinct.

10    4. Deliver any damaged ballots to the ballot duplicating board .  
11 ~~[, if the ballots were voted by punching a card.]~~

12    5. Receive duplicates of damaged ballots from the ballot  
13 duplicating board and place the duplicates with the voted ballots of  
14 the appropriate precinct . ~~[, if the ballots were voted by punching a~~  
15 ~~card.]~~

16    6. Place each damaged original ballot in a separate envelope  
17 and note on the outside of the envelope the appropriate number of  
18 the precinct . ~~[, if the ballot was voted by punching a card.]~~

19    7. Reject any ballot that has been marked in a way that  
20 identifies the voter.

21    8. Place each rejected ballot in a separate envelope and note on  
22 the outside of the envelope the appropriate number of the precinct  
23 and the reason for the board's rejection of the ballot . ~~[, if the ballot~~  
24 ~~was voted by punching a card.]~~

25     **Sec. 109.** NRS 293C.655 is hereby amended to read as  
26 follows:

27     293C.655 ~~[If ballots that are voted by punching a card are~~  
28 ~~used, the]~~ *The* ballot duplicating board shall:

29     1. Receive damaged ballots, including ballots that have been  
30 torn, bent or mutilated.

31     2. ~~[Receive cards with incompletely punched chips.~~  
32 ~~—3.]~~ Prepare on a distinctly colored, serially numbered ballot  
33 marked "duplicate" an exact copy of each damaged ballot.

34     ~~[4. —In the case of a card with an incompletely punched chip:~~

35     ~~—(a) Remove the incompletely punched chip if:~~

36     ~~—(1) The chip has at least one corner that is detached from the~~  
37 ~~card; or~~

38     ~~—(2) The fibers of paper on at least one edge of the chip are~~  
39 ~~broken in a way that permits unimpeded light to be seen through the~~  
40 ~~card; or~~

41     ~~—(b) Duplicate the card without punching the location of the~~  
42 ~~incompletely punched chip if:~~

43     ~~—(1) The chip does not have at least one corner that is~~  
44 ~~detached from the card; and~~



~~—— (2) The fibers of paper on no edge of the chip are broken in a way that permits unimpeded light to be seen through the card.~~

~~5.]~~ 3. Record the serial number of the duplicate ballot on the damaged original ballot and return the damaged and duplicate ballots to the appropriate ballot inspection board.

~~6.]~~ 4. Hold aside the duplicated ballots for counting after all other ballots are counted if this procedure is directed by the city clerk.

**Sec. 110.** NRS 293C.700 is hereby amended to read as follows:

293C.700 1. Each container used to transport official ballots pursuant to NRS 293C.295, 293C.325, ~~293C.3602,~~ 293C.630 and 293C.635 must:

(a) Be constructed of metal or any other rigid material; and

(b) Contain a seal which is placed on the container to ensure detection of any opening of the container.

2. The container and seal must be separately numbered for identification.

**Sec. 111.** NRS 294A.120 is hereby amended to read as follows:

294A.120 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 campaign contribution in excess of \$100 he received during the period and contributions received during the period from a contributor which cumulatively exceed \$100. The provisions of this subsection apply to the candidate beginning the year of the general election for that office through the year immediately preceding the next general election for that office.

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

(a) ~~Seven]~~ **Fourteen** days before the primary election for that office, for the period from the January 1 immediately preceding the primary election through ~~H2]~~ **19** days before the primary election;

(b) ~~Seven]~~ **Fourteen** days before the general election for that office, for the period from ~~H4]~~ **18** days before the primary election through ~~H2]~~ **19** days before the general election; and

(c) July 15 of the year of the general election for that office, for the period from ~~H4]~~ **18** days before the general election through June 30 of that year,



1    ➤ report each campaign contribution in excess of \$100 he receives  
2 during the period and contributions received during the period from  
3 a contributor which cumulatively exceed \$100. The report must be  
4 completed on the form designed and provided by the Secretary of  
5 State pursuant to NRS 294A.373. Each form must be signed by the  
6 candidate under penalty of perjury.

7    3. 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 July 1 and  
10 before the January 1 immediately following that July 1, not later  
11 than:

12    (a) ~~Seven~~ **Fourteen** days before the primary election for that  
13 office, for the period from the January 1 immediately preceding the  
14 primary election through ~~12~~ **19** days before the primary election;  
15 and

16    (b) ~~Seven~~ **Fourteen** days before the general election for that  
17 office, for the period from ~~11~~ **18** days before the primary election  
18 through ~~12~~ **19** days before the general election,

19    ➤ report each campaign contribution in excess of \$100 he received  
20 during the period and contributions received during the period from  
21 a contributor which cumulatively exceed \$100. The report must be  
22 completed on the form designed and provided by the Secretary of  
23 State pursuant to NRS 294A.373. Each form must be signed by the  
24 candidate under penalty of perjury.

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

28    (a) ~~Seven~~ **Fourteen** days before the special election, for the  
29 period from his nomination through ~~12~~ **19** days before the special  
30 election; and

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

33    ➤ report each campaign contribution in excess of \$100 he received  
34 during the period and contributions received during the reporting  
35 period from a contributor which cumulatively exceed \$100. The  
36 report must be completed on the form designed and provided by the  
37 Secretary of State pursuant to NRS 294A.373. Each form must be  
38 signed by the candidate under penalty of perjury.

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





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

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

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

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

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

19 7. Every county clerk who receives from candidates for  
20 legislative or judicial office, except the office of justice of the peace  
21 or municipal judge, reports of campaign contributions pursuant to  
22 this section shall file a copy of each report with the Secretary of  
23 State within 10 working days after he receives the report.

24 8. The name and address of the contributor and the date on  
25 which the contribution was received must be included on the report  
26 for each contribution in excess of \$100 and contributions which a  
27 contributor has made cumulatively in excess of that amount since  
28 the beginning of the current reporting period.

29 **Sec. 112.** NRS 294A.140 is hereby amended to read as  
30 follows:

31 294A.140 1. Every person who is not under the direction or  
32 control of a candidate for office at a primary election, primary city  
33 election, general election or general city election, of a group of such  
34 candidates or of any person involved in the campaign of that  
35 candidate or group who makes an expenditure on behalf of  
36 the candidate or group which is not solicited or approved by the  
37 candidate or group, and every committee for political action,  
38 political party and committee sponsored by a political party which  
39 makes an expenditure on behalf of such a candidate or group of  
40 candidates shall, not later than January 15 of each year that the  
41 provisions of this subsection apply to the person, committee or  
42 political party, for the period from January 1 of the previous year  
43 through December 31 of the previous year, report each campaign  
44 contribution in excess of \$100 he or it received during the period  
45 and contributions received during the period from a contributor



1 which cumulatively exceed \$100. The provisions of this subsection  
2 apply to the person, committee or political party beginning the year  
3 of the general election or general city election for that office through  
4 the year immediately preceding the next general election or general  
5 city election for that office.

6 2. Every person, committee or political party described in  
7 subsection 1 which makes an expenditure on behalf of the candidate  
8 for office at a primary election, primary city election, general  
9 election or general city election or on behalf of a group of such  
10 candidates shall, if the general election or general city election for  
11 the office for which the candidate or a candidate in the group of  
12 candidates seeks election is held on or after January 1 and before the  
13 July 1 immediately following that January 1, not later than:

14 (a) ~~Seven~~ *Fourteen* days before the primary election or  
15 primary city election for that office, for the period from the  
16 January 1 immediately preceding the primary election or primary  
17 city election through ~~12~~ *19* days before the primary election or  
18 primary city election;

19 (b) ~~Seven~~ *Fourteen* days before the general election or general  
20 city election for that office, for the period from ~~14~~ *18* days before  
21 the primary election or primary city election through ~~12~~ *19* days  
22 before the general election or general city election; and

23 (c) July 15 of the year of the general election or general city  
24 election for that office, for the period from ~~14~~ *18* days before the  
25 general election or general city election through June 30 of that  
26 year,

27 ➔ report each campaign contribution in excess of \$100 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. The form must be signed by the  
32 person or a representative of the committee or political party under  
33 penalty of perjury.

34 3. The name and address of the contributor and the date on  
35 which the contribution was received must be included on the report  
36 for each contribution in excess of \$100 and contributions which a  
37 contributor has made cumulatively in excess of \$100 since the  
38 beginning of the current reporting period.

39 4. Every person, committee or political party described in  
40 subsection 1 which makes an expenditure on behalf of a candidate  
41 for office at a primary election, primary city election, general  
42 election or general city election or on behalf of a group of such  
43 candidates shall, if the general election or general city election for  
44 the office for which the candidate or a candidate in the group of



1 candidates seeks election is held on or after July 1 and before the  
2 January 1 immediately following that July 1, not later than:

3 (a) ~~Seven~~ *Fourteen* days before the primary election or  
4 primary city election for that office, for the period from the  
5 January 1 immediately preceding the primary election or primary  
6 city election through ~~12~~ *19* days before the primary election or  
7 primary city election; and

8 (b) ~~Seven~~ *Fourteen* days before the general election or general  
9 city election for that office, for the period from ~~11~~ *18* days before  
10 the primary election or primary city election through ~~12~~ *19* days  
11 before the general election or general city election,

12 ➤ report each campaign contribution in excess of \$100 received  
13 during the period and contributions received during the period from  
14 a contributor which cumulatively exceed \$100. The report must be  
15 completed on the form designed and provided by the Secretary of  
16 State pursuant to NRS 294A.373. The form must be signed by the  
17 person or a representative of the committee or political party under  
18 penalty of perjury.

19 5. Except as otherwise provided in subsection 6, every person,  
20 committee or political party described in subsection 1 which makes  
21 an expenditure on behalf of a candidate for office at a special  
22 election or on behalf of a group of such candidates shall, not later  
23 than:

24 (a) ~~Seven~~ *Fourteen* days before the special election for the  
25 office for which the candidate or a candidate in the group of  
26 candidates seeks election, for the period from the nomination of the  
27 candidate through ~~12~~ *19* days before the special election; and

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

30 ➤ report each campaign contribution in excess of \$100 received  
31 during the period and contributions received during the period from  
32 a contributor which cumulatively exceed \$100. The report must be  
33 completed on the form designed and provided by the Secretary of  
34 State pursuant to NRS 294A.373. The form must be signed by the  
35 person or a representative of the committee or political party under  
36 penalty of perjury.

37 6. Every person, committee or political party described in  
38 subsection 1 which makes an expenditure on behalf of a candidate  
39 for office at a special election to determine whether a public officer  
40 will be recalled or on behalf of a group of candidates for offices at  
41 such special elections shall report each contribution in excess of  
42 \$100 received during the period and contributions received during  
43 the period from a contributor which cumulatively exceed \$100. The  
44 report must be completed on the form designed and provided by  
45 the Secretary of State pursuant to NRS 294A.373 and signed by the



1 person or a representative of the committee or political party under  
2 penalty of perjury, 30 days after:

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

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

11 7. The reports of contributions required pursuant to this section  
12 must be filed with:

13 (a) If the candidate is elected from one county, the county clerk  
14 of that county;

15 (b) If the candidate is elected from one city, the city clerk of that  
16 city; or

17 (c) If the candidate is elected from more than one county or city,  
18 the Secretary of State.

19 8. A person or entity may file the report with the appropriate  
20 officer by regular mail, certified mail, facsimile machine or  
21 electronic means. A report shall be deemed to be filed with the  
22 officer:

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

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

28 9. Each county clerk or city clerk who receives a report  
29 pursuant to this section shall file a copy of the report with the  
30 Secretary of State within 10 working days after he receives the  
31 report.

32 10. Every person, committee or political party described in  
33 subsection 1 shall file a report required by this section even if he or  
34 it receives no contributions.

35 **Sec. 113.** NRS 294A.150 is hereby amended to read as  
36 follows:

37 294A.150 1. Every person or group of persons organized  
38 formally or informally who advocates the passage or defeat of a  
39 question or group of questions on the ballot at a primary election,  
40 primary city election, general election or general city election shall,  
41 not later than January 15 of each year that the provisions of this  
42 subsection apply to the person or group of persons, for the period  
43 from January 1 of the previous year through December 31 of the  
44 previous year, report each campaign contribution in excess of \$100  
45 received during that period and contributions received during the



1 period from a contributor which cumulatively exceed \$100. The  
2 report must be completed on the form designed and provided by the  
3 Secretary of State pursuant to NRS 294A.373. The form must be  
4 signed by the person or a representative of the group under penalty  
5 of perjury. The provisions of this subsection apply to the person or  
6 group of persons:

7 (a) Each year in which an election or city election is held for  
8 each question for which the person or group advocates passage or  
9 defeat; and

10 (b) The year after each year described in paragraph (a).

11 2. If a question is on the ballot at a primary election or primary  
12 city election and the general election or general city election  
13 immediately following that primary election or primary city election  
14 is held on or after January 1 and before the July 1 immediately  
15 following that January 1, every person or group of persons  
16 organized formally or informally who advocates the passage or  
17 defeat of the question or a group of questions that includes the  
18 question shall comply with the requirements of this subsection. If a  
19 question is on the ballot at a general election or general city election  
20 held on or after January 1 and before the July 1 immediately  
21 following that January 1, every person or group of persons  
22 organized formally or informally who advocates the passage or  
23 defeat of the question or a group of questions that includes the  
24 question shall comply with the requirements of this subsection. A  
25 person or group of persons described in this subsection shall, not  
26 later than:

27 (a) ~~Seven~~ *Fourteen* days before the primary election or  
28 primary city election, for the period from the January 1 immediately  
29 preceding the primary election or primary city election through ~~12~~  
30 *19* days before the primary election or primary city election;

31 (b) ~~Seven~~ *Fourteen* days before the general election or general  
32 city election, for the period from ~~14~~ *18* days before the primary  
33 election or primary city election through ~~12~~ *19* days before the  
34 general election or general city election; and

35 (c) July 15 of the year of the general election or general city  
36 election, for the period from ~~14~~ *18* days before the general election  
37 or general city election through June 30 of that year,

38 ➤ report each campaign contribution in excess of \$100 received  
39 during the period and contributions received during the period from  
40 a contributor which cumulatively exceed \$100. The report must be  
41 completed on the form designed and provided by the Secretary of  
42 State pursuant to NRS 294A.373 and signed by the person or a  
43 representative of the group under penalty of perjury.

44 3. The name and address of the contributor and the date on  
45 which the contribution was received must be included on the report



1 for each contribution in excess of \$100 and contributions which a  
2 contributor has made cumulatively in excess of that amount since  
3 the beginning of the current reporting period.

4 4. If a question is on the ballot at a primary election or primary  
5 city election and the general election or general city election  
6 immediately following that primary election or primary city election  
7 is held on or after July 1 and before the January 1 immediately  
8 following that July 1, every person or group of persons organized  
9 formally or informally who advocates the passage or defeat of the  
10 question or a group of questions that includes the question shall  
11 comply with the requirements of this subsection. If a question is on  
12 the ballot at a general election or general city election held on or  
13 after July 1 and before the January 1 immediately following that  
14 July 1, every person or group of persons organized formally or  
15 informally who advocates the passage or defeat of the question or a  
16 group of questions that includes the question shall comply with the  
17 requirements of this subsection. A person or group of persons  
18 described in this subsection shall, not later than:

19 (a) ~~[Seven]~~ *Fourteen* days before the primary election or  
20 primary city election, for the period from the January 1 immediately  
21 preceding the primary election or primary city election through ~~[+2]~~  
22 *19* days before the primary election or primary city election; and

23 (b) ~~[Seven]~~ *Fourteen* days before the general election or general  
24 city election, for the period from ~~[+4]~~ *18* days before the primary  
25 election or primary city election through ~~[+2]~~ *19* days before the  
26 general election or general city election,

27 ➤ report each campaign contribution in excess of \$100 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. The form must be signed by the  
32 person or a representative of the group under penalty of perjury.

33 5. Except as otherwise provided in subsection 6, every person  
34 or group of persons organized formally or informally who advocates  
35 the passage or defeat of a question or group of questions on the  
36 ballot at a special election shall, not later than:

37 (a) ~~[Seven]~~ *Fourteen* days before the special election, for the  
38 period from the date that the question qualified for the ballot  
39 through ~~[+2]~~ *19* days before the special election; and

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

42 ➤ report each campaign contribution in excess of \$100 received  
43 during the period and contributions received during the period from  
44 a contributor which cumulatively exceed \$100. The report must be  
45 completed on the form designed and provided by the Secretary of



1 State pursuant to NRS 294A.373. The form must be signed by the  
2 person or a representative of the group under penalty of perjury.

3 6. Every person or group of persons organized formally or  
4 informally who advocates the passage or defeat of a question or  
5 group of questions on the ballot at a special election to determine  
6 whether a public officer will be recalled shall report each of  
7 the contributions received on the form designed and provided by the  
8 Secretary of State pursuant to NRS 294A.373 and signed by the  
9 person or a representative of the group under penalty of perjury, 30  
10 days after:

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

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

19 7. The reports required pursuant to this section must be filed  
20 with:

21 (a) If the question is submitted to the voters of one county, the  
22 county clerk of that county;

23 (b) If the question is submitted to the voters of one city, the city  
24 clerk of that city; or

25 (c) If the question is submitted to the voters of more than one  
26 county or city, the Secretary of State.

27 8. A person may mail or transmit his report to the appropriate  
28 officer by regular mail, certified mail, facsimile machine or  
29 electronic means. A report shall be deemed to be filed with the  
30 officer:

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

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

36 9. If the person or group of persons is advocating passage or  
37 defeat of a group of questions, the reports must be itemized by  
38 question.

39 10. Each county clerk or city clerk who receives a report  
40 pursuant to this section shall file a copy of the report with the  
41 Secretary of State within 10 working days after he receives the  
42 report.



1     **Sec. 114.** NRS 294A.200 is hereby amended to read as  
2 follows:

3     294A.200 1. Every candidate for state, district, county or  
4 township office at a primary or general election shall, not later than  
5 January 15 of each year, for the period from January 1 of the  
6 previous year through December 31 of the previous year, report  
7 each of the campaign expenses in excess of \$100 that he incurs and  
8 each amount in excess of \$100 that he disposes of pursuant to NRS  
9 294A.160 during the period on the form designed and provided by  
10 the Secretary of State pursuant to NRS 294A.373. The form must be  
11 signed by the candidate under penalty of perjury. The provisions of  
12 this subsection apply to the candidate:

13     (a) Beginning the year of the general election for that office  
14 through the year immediately preceding the next general election for  
15 that office; and

16     (b) Each year immediately succeeding a calendar year during  
17 which the candidate disposes of contributions pursuant to  
18 NRS 294A.160.

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

24     (a) ~~Seven~~ **Fourteen** days before the primary election for that  
25 office, for the period from the January 1 immediately preceding the  
26 primary election through ~~12~~ **19** days before the primary election;

27     (b) ~~Seven~~ **Fourteen** days before the general election for that  
28 office, for the period from ~~11~~ **18** days before the primary election  
29 through ~~12~~ **19** days before the general election; and

30     (c) July 15 of the year of the general election for that office, for  
31 the period from ~~11~~ **18** days before the general election through  
32 June 30 of that year,

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

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

42     (a) ~~Seven~~ **Fourteen** days before the primary election for that  
43 office, for the period from the January 1 immediately preceding the  
44 primary election through ~~12~~ **19** days before the primary election;  
45 and





(b) ~~Seven~~ *Fourteen* days before the general election for that office, for the period from ~~14~~ *18* days before the primary election through ~~12~~ *19* days before the general 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. The form must be signed by the candidate under penalty of perjury.

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

(a) ~~Seven~~ *Fourteen* days before the special election, for the period from his nomination through ~~12~~ *19* 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 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. 115.** NRS 294A.210 is hereby amended to read as follows:

294A.210 1. Every person who is not under the direction or control of a candidate for an office at a primary election, primary city election, general election or general city election, of a group of such candidates or of any person involved in the campaign of that candidate or group who makes an expenditure on behalf of the candidate or group which is not solicited or approved by the candidate or group, and every committee for political action, political party or committee sponsored by a political party which makes an expenditure on behalf of such a candidate or group of candidates shall, not later than January 15 of each year that the provisions of this subsection apply to the person, committee or political party, for the period from January 1 of the previous year through December 31 of the previous year, report each expenditure made during the period on behalf of the candidate, the group of candidates or a candidate in the group of candidates in excess of \$100 on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. The form must be signed by the person or a representative of the committee or political party under penalty of perjury. The provisions of this subsection apply to the person, committee or political party beginning the year of the general election or general city election for that office through the year immediately preceding the next general election or general city election for that office.

2. Every person, committee or political party described in subsection 1 which makes an expenditure on behalf of a candidate for office at a primary election, primary city election, general election or general city election or a group of such candidates shall, if the general election or general city election for the office for which the candidate or a candidate in the group of candidates seeks election is held on or after January 1 and before the July 1 immediately following that January 1, not later than:

(a) ~~Seven~~ **Fourteen** days before the primary election or primary city election for that office, for the period from the January 1 immediately preceding the primary election or primary city election through ~~12~~ **19** days before the primary election or primary city election;

(b) ~~Seven~~ **Fourteen** days before the general election or general city election for that office, for the period from ~~14~~ **18** days before



1 the primary election or primary city election through ~~[H2]~~ 19 days  
2 before the general election or general city election; and

3 (c) July 15 of the year of the general election or general city  
4 election for that office, for the period from ~~[H4]~~ 18 days before the  
5 general election or general city election through the June 30 of that  
6 year,

7 ↪ report each expenditure made during the period on behalf of the  
8 candidate, the group of candidates or a candidate in the group of  
9 candidates in excess of \$100 on the form designed and provided by  
10 the Secretary of State pursuant to NRS 294A.373. The form must be  
11 signed by the person or a representative of the committee or political  
12 party under penalty of perjury.

13 3. Every person, committee or political party described in  
14 subsection 1 which makes an expenditure on behalf of a candidate  
15 for office at a primary election, primary city election, general  
16 election or general city election or on behalf of a group of such  
17 candidates shall, if the general election or general city election for  
18 the office for which the candidate or a candidate in the group of  
19 candidates seeks election is held on or after July 1 and before the  
20 January 1 immediately following that July 1, not later than:

21 (a) ~~[Seven]~~ Fourteen days before the primary election or  
22 primary city election for that office, for the period from the  
23 January 1 immediately preceding the primary election or primary  
24 city election through ~~[H2]~~ 19 days before the primary election or  
25 primary city election; and

26 (b) ~~[Seven]~~ Fourteen days before the general election or general  
27 city election for that office, for the period from ~~[H4]~~ 18 days before  
28 the primary election or primary city election through ~~[H2]~~ 19 days  
29 before the general election or general city election,

30 ↪ report each expenditure made during the period on behalf of the  
31 candidate, the group of candidates or a candidate in the group of  
32 candidates in excess of \$100 on the form designed and provided by  
33 the Secretary of State pursuant to NRS 294A.373. The form must be  
34 signed by the person or a representative of the committee or political  
35 party under penalty of perjury.

36 4. Except as otherwise provided in subsection 5, every person,  
37 committee or political party described in subsection 1 which makes  
38 an expenditure on behalf of a candidate for office at a special  
39 election or on behalf of a group of such candidates shall, not later  
40 than:

41 (a) ~~[Seven]~~ Fourteen days before the special election for the  
42 office for which the candidate or a candidate in the group of  
43 candidates seeks election, for the period from the nomination of the  
44 candidate through ~~[H2]~~ 19 days before the special election; and



(b) Thirty days after the special election, for the remaining period through the special election, report each expenditure made during the period on behalf of the candidate, the group of candidates or a candidate in the group of candidates in excess of \$100 on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. The form must be signed by the person or a representative of the committee or political party under penalty of perjury.

5. Every person, committee or political party described in subsection 1 which makes an expenditure on behalf of a candidate for office at a special election to determine whether a public officer will be recalled or on behalf of a group of such candidates shall list each expenditure made on behalf of the candidate, the group of candidates or a candidate in the group of candidates in excess of \$100 on the form designed and provided by the Secretary of State pursuant to NRS 294A.373 and signed by the person or a representative of the committee or political party 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. Expenditures made within the State or made elsewhere but for use within the State, including expenditures made outside the State for printing, television and radio broadcasting or other production of the media, must be included in the report.

7. The reports must be filed with:

(a) If the candidate is elected from one county, the county clerk of that county;

(b) If the candidate is elected from one city, the city clerk of that city; or

(c) If the candidate is elected from more than one county or city, the Secretary of State.

8. If an expenditure is made on behalf of a group of candidates, the reports must be itemized by the candidate. A person may mail or transmit his report to the appropriate 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.

9. Each county clerk or city clerk who receives a report pursuant to this section shall file a copy of the report with the Secretary of State within 10 working days after he receives the report.

10. Every person, committee or political party described in subsection 1 shall file a report required by this section even if he or it receives no contributions.

**Sec. 116.** NRS 294A.220 is hereby amended to read as follows:

294A.220 1. Every person or group of persons organized formally or informally who advocates the passage or defeat of a question or group of questions on the ballot at a primary election, primary city election, general election or general city election shall, not later than January 15 of each year that the provisions of this subsection apply to the person or group of persons, for the period from January 1 of the previous year through December 31 of the previous year, report each expenditure made during the period on behalf of or against the question, the group of questions or a question in the group of questions on the ballot in excess of \$100 on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. The form must be signed by the person or a representative of the group under penalty of perjury. The provisions of this subsection apply to the person or group of persons:

(a) Each year in which an election or city election is held for a question for which the person or group advocates passage or defeat; and

(b) The year after each year described in paragraph (a).

2. If a question is on the ballot at a primary election or primary city election and the general election or general city election immediately following that primary election or primary city election is held on or after January 1 and before the July 1 immediately following that January 1, every person or group of persons organized formally or informally who advocates the passage or defeat of the question or a group of questions that includes the question shall comply with the requirements of this subsection. If a question is on the ballot at a general election or general city election held on or after January 1 and before the July 1 immediately following that January 1, every person or group of persons organized formally or informally who advocates the passage or defeat of the question or a group of questions that includes the question shall comply with the requirements of this subsection. A



1 person or group of persons described in this subsection shall, not  
2 later than:

3 (a) ~~Seven~~ *Fourteen* days before the primary election or  
4 primary city election, for the period from the January 1 immediately  
5 preceding the primary election or primary city election through ~~12~~  
6 *19* days before the primary election or primary city election;

7 (b) ~~Seven~~ *Fourteen* days before the general election or general  
8 city election, for the period from ~~11~~ *18* days before the primary  
9 election or primary city election through ~~12~~ *19* days before the  
10 general election or general city election; and

11 (c) July 15 of the year of the general election or general city  
12 election, for the period from ~~11~~ *18* days before the general election  
13 or general city election through the June 30 immediately preceding  
14 that July 15,

15 ➔ report each expenditure made during the period on behalf of or  
16 against the question, the group of questions or a question in the  
17 group of questions on the ballot in excess of \$100 on the form  
18 designed and provided by the Secretary of State pursuant to NRS  
19 294A.373 and signed by the person or a representative of the group  
20 under penalty of perjury.

21 3. If a question is on the ballot at a primary election or primary  
22 city election and the general election or general city election  
23 immediately following that primary election or primary city election  
24 is held on or after July 1 and before the January 1 immediately  
25 following that July 1, every person or group of persons organized  
26 formally or informally who advocates the passage or defeat of the  
27 question or a group of questions that includes the question shall  
28 comply with the requirements of this subsection. If a question is on  
29 the ballot at a general election or general city election held on or  
30 after July 1 and before the January 1 immediately following that  
31 July 1, every person or group of persons organized formally or  
32 informally who advocates the passage or defeat of the question or a  
33 group of questions that includes the question shall comply with the  
34 requirements of this subsection. A person or group of persons  
35 described in this subsection shall, not later than:

36 (a) ~~Seven~~ *Fourteen* days before the primary election or  
37 primary city election, for the period from the January 1 immediately  
38 preceding the primary election or primary city election through ~~12~~  
39 *19* days before the primary election or primary city election; and

40 (b) ~~Seven~~ *Fourteen* days before the general election or general  
41 city election, for the period from ~~11~~ *18* days before the primary  
42 election or primary city election through ~~12~~ *19* days before the  
43 general election or general city election,

44 ➔ report each expenditure made during the period on behalf of or  
45 against the question, the group of questions or a question in the



1 group of questions on the ballot in excess of \$100 on the form  
2 designed and provided by the Secretary of State pursuant to NRS  
3 294A.373. The form must be signed by the person or a  
4 representative of the group under penalty of perjury.

5 4. Except as otherwise provided in subsection 5, every person  
6 or group of persons organized formally or informally who advocates  
7 the passage or defeat of a question or group of questions on the  
8 ballot at a special election shall, not later than:

9 (a) ~~Seven~~ *Fourteen* days before the special election, for the  
10 period from the date the question qualified for the ballot through  
11 ~~12~~ *19* days before the special election; and

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

14 ➔ report each expenditure made during the period on behalf of or  
15 against the question, the group of questions or a question in the  
16 group of questions on the ballot in excess of \$100 on the form  
17 designed and provided by the Secretary of State pursuant to NRS  
18 294A.373. The form must be signed by the person or a  
19 representative of the group under penalty of perjury.

20 5. Every person or group of persons organized formally or  
21 informally who advocates the passage or defeat of a question or  
22 group of questions on the ballot at a special election to determine  
23 whether a public officer will be recalled shall list each expenditure  
24 made during the period on behalf of or against the question, the  
25 group of questions or a question in the group of questions on  
26 the ballot in excess of \$100 on the form designed and provided by  
27 the Secretary of State pursuant to NRS 294A.373 and signed by the  
28 person or a representative of the group under penalty of perjury, 30  
29 days after:

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

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

38 6. Expenditures made within the State or made elsewhere but  
39 for use within the State, including expenditures made outside the  
40 State for printing, television and radio broadcasting or other  
41 production of the media, must be included in the report.

42 7. The reports required pursuant to this section must be filed  
43 with:

44 (a) If the question is submitted to the voters of one county, the  
45 county clerk of that county;



1 (b) If the question is submitted to the voters of one city, the city  
2 clerk of that city; or

3 (c) If the question is submitted to the voters of more than one  
4 county or city, the Secretary of State.

5 8. If an expenditure is made on behalf of a group of questions,  
6 the reports must be itemized by question. A person may mail or  
7 transmit his report to the appropriate filing officer by regular mail,  
8 certified mail, facsimile machine or electronic means. A report shall  
9 be deemed to be filed with the filing officer:

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

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

15 9. Each county clerk or city clerk who receives a report  
16 pursuant to this section shall file a copy of the report with the  
17 Secretary of State within 10 working days after he receives the  
18 report.

19 **Sec. 117.** NRS 294A.270 is hereby amended to read as  
20 follows:

21 294A.270 1. Except as otherwise provided in subsection 3,  
22 each committee for the recall of a public officer shall, not later than:

23 (a) ~~Seven~~ *Fourteen* days before the special election to recall a  
24 public officer, for the period from the filing of the notice of intent to  
25 circulate the petition for recall through ~~12~~ *19* days before the  
26 special election; and

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

29 ➔ report each contribution received or made by the committee in  
30 excess of \$100 on the form designed and provided by the Secretary  
31 of State pursuant to NRS 294A.373. The form must be signed by a  
32 representative of the committee under penalty of perjury.

33 2. If a petition for the purpose of recalling a public officer is  
34 not filed before the expiration of the notice of intent, the committee  
35 for the recall of a public officer shall, not later than 30 days after the  
36 expiration of the notice of intent, report each contribution received  
37 by the committee, and each contribution made by the committee in  
38 excess of \$100.

39 3. If a court does not order a special election for the recall of  
40 the public officer, the committee for the recall of a public officer  
41 shall, not later than 30 days after the court determines that an  
42 election will not be held, for the period from the filing of the notice  
43 of intent to circulate the petition for recall through the day the court  
44 determines that an election will not be held, report each contribution





1 received by the committee, and each contribution made by the  
2 committee in excess of \$100.

3 4. Each report of contributions must be filed with the Secretary  
4 of State. The committee may mail or transmit the report by regular  
5 mail, certified mail, facsimile machine or electronic means. A report  
6 shall be deemed to be filed with the Secretary of State:

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

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

12 5. The name and address of the contributor and the date on  
13 which the contribution was received must be included on the report  
14 for each contribution, whether from or to a natural person,  
15 association or corporation, in excess of \$100 and contributions  
16 which a contributor or the committee has made cumulatively in  
17 excess of that amount since the beginning of the current reporting  
18 period.

19 **Sec. 118.** NRS 294A.280 is hereby amended to read as  
20 follows:

21 294A.280 1. Except as otherwise provided in subsection 3,  
22 each committee for the recall of a public officer shall, not later than:

23 (a) ~~Seven~~ *Fourteen* days before the special election to recall a  
24 public officer, for the period from the filing of the notice of intent to  
25 circulate the petition for recall through ~~12~~ *19* days before the  
26 special election; and

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

29 ➔ report each expenditure made by the committee in excess of \$100  
30 on the form designed and provided by the Secretary of State  
31 pursuant to NRS 294A.373. The form must be signed by a  
32 representative of the committee under penalty of perjury.

33 2. If a petition for the purpose of recalling a public officer is  
34 not filed before the expiration of the notice of intent, the committee  
35 for the recall of a public officer shall, not later than 30 days after the  
36 expiration of the notice of intent, report each expenditure made by  
37 the committee in excess of \$100.

38 3. If a court does not order a special election for the recall of  
39 the public officer, the committee for the recall of a public officer  
40 shall, not later than 30 days after the court determines that an  
41 election will not be held, for the period from the filing of the notice  
42 of intent to circulate the petition for recall through the day the court  
43 determines that an election will not be held, report each expenditure  
44 made by the committee in excess of \$100.



4. Each report of expenditures must be filed with the Secretary of State. The committee may mail or transmit the report to the Secretary of State by regular mail, certified mail, facsimile machine or electronic means. A report 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 report was sent by regular mail, transmitted by facsimile machine or electronic means, or delivered personally.

**Sec. 119.** NRS 294A.360 is hereby amended to read as follows:

294A.360 1. Every candidate for city office at a primary city election or general city election shall file the reports in the manner required by NRS 294A.120 and 294A.200 for other offices 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. The provisions of this subsection apply to the candidate:

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

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

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

(a) ~~Seven~~ *Fourteen* days before the primary city election for that office, for the period from the January 1 immediately preceding the primary city election through ~~12~~ *19* days before the primary city election;

(b) ~~Seven~~ *Fourteen* days before the general city election for that office, for the period from ~~11~~ *18* days before the primary city election through ~~12~~ *19* days before the general city election; and

(c) July 15 of the year of the general city election for that office, for the period from ~~11~~ *18* days before the general city election through the June 30 of that year.

3. Every candidate for city office at a primary city election or general city election, if the general city election for the office for which he is a candidate is held on or after July 1 and before the January 1 immediately following that July 1, shall file the reports in



1 the manner required by NRS 294A.120 and 294A.200 for other  
2 offices not later than:

3 (a) ~~Seven~~ *Fourteen* days before the primary city election for  
4 that office, for the period from the January 1 immediately preceding  
5 the primary city election through ~~12~~ *19* days before the primary  
6 city election; and

7 (b) ~~Seven~~ *Fourteen* days before the general city election for  
8 that office, for the period from ~~11~~ *18* days before the primary city  
9 election through ~~12~~ *19* days before the general city election.

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

13 (a) ~~Seven~~ *Fourteen* days before the special election, for the  
14 period from his nomination through ~~12~~ *19* days before the special  
15 election; and

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

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

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

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

29 **Sec. 120.** NRS 353.264 is hereby amended to read as follows:

30 353.264 1. The Reserve for Statutory Contingency Account  
31 is hereby created in the State General Fund.

32 2. The State Board of Examiners shall administer the Reserve  
33 for Statutory Contingency Account. The money in the Account must  
34 be expended only for:

35 (a) The payment of claims which are obligations of the State  
36 pursuant to NRS 41.03435, 41.0347, 621.050, 176.485, 179.310,  
37 212.040, 212.050, 212.070, 281.174, 282.290, 282.315, 288.203,  
38 293.253, 293.405, 353.120, 353.262, 412.154 and 475.235;

39 (b) The payment of claims which are obligations of the State  
40 pursuant to:

41 (1) Chapter 472 of NRS arising from operations of the  
42 Division of Forestry of the State Department of Conservation and  
43 Natural Resources directly involving the protection of life and  
44 property; and



(2) NRS 7.155, 34.750, 176A.640, 179.225 ~~[-213.153 and 293B.210,]~~ **and 213.153,**

↳ except that claims may be approved for the respective purposes listed in this paragraph only when the money otherwise appropriated for those purposes has been exhausted;

(c) The payment of claims which are obligations of the State pursuant to NRS 41.0349 and 41.037, but only to the extent that the money in the Fund for Insurance Premiums is insufficient to pay the claims; and

(d) The payment of claims which are obligations of the State pursuant to NRS 535.030 arising from remedial actions taken by the State Engineer when the condition of a dam becomes dangerous to the safety of life or property.

3. The State Board of Examiners may authorize its Clerk, under such circumstances as it deems appropriate, to approve, on behalf of the Board, the payment of claims from the Reserve for Statutory Contingency Account. For the purpose of exercising any authority granted to the Clerk of the State Board of Examiners pursuant to this subsection, any statutory reference to the State Board of Examiners relating to such a claim shall be deemed to refer to the Clerk of the Board.

**Sec. 121.** NRS 539.143 is hereby amended to read as follows:

539.143 In all ~~[-pollbooks]~~ **rosters** and lists of registered electors prepared for any election under this chapter, the names of electors who have registered or reregistered for such election shall be distinguished from the names of those who voted at the last preceding district election but who have not so registered or reregistered, by the letter "R" enclosed in parentheses placed before each of the names of the former and the omission thereof in connection with the names of the latter.

**Sec. 122.** NRS 293.075, 293.233, 293.245, 293.272, 293.293, 293.300, 293.359, 293.3598, 293.3602, 293.447, 293B.160, 293B.210, 293B.325, 293C.235, 293C.250, 293C.265, 293C.280, 293C.287, 293C.359, 293C.3598 and 293C.3602 are hereby repealed.

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## LEADLINES OF REPEALED SECTIONS

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**293.075 "Pollbook" defined.**

**293.233 Appointment and duties of voting board and counting board in precinct or district where there are 200 or more registered voters and paper ballots are used.**



- 293.245 Placing of absent ballots in ballot box.
- 293.272 Voting in person required for voter who registered to vote by mail; exceptions.
- 293.293 Procedure for voting by paper ballot; duties of election board officer upon receipt of voted ballot.
- 293.300 Return of ballot not voted; cancellation.
- 293.359 Ballot boxes for paper ballots or ballots voted by punching card; seals.
- 293.3598 Ballot board.
- 293.3602 Custody of paper ballots or ballots voted by punching card; observation by general public of handling of ballots.
- 293.447 Employment of messenger to convey election returns to Secretary of State; compensation.
- 293B.160 Test program and card deck to be used for certain mechanical voting systems at election.
- 293B.210 Clerk to furnish lists of candidates and measures to be voted on at election; Secretary of State to provide to or reimburse county for cards used in elections.
- 293B.325 Pickup and delivery; processing before polls close.
- 293C.235 Appointment and duties of voting board and counting board in precinct or district where 200 or more registered voters and paper ballots used.
- 293C.250 Absent ballot central counting board or central election board responsible for placing absent ballots in ballot boxes in absent ballot mailing precinct.
- 293C.265 Voting in person required for voter who registered to vote by mail; exceptions.
- 293C.280 Procedure for voting by paper ballot; duties of election board officer upon receipt of voted ballot.
- 293C.287 Return and cancellation of ballot not voted.
- 293C.359 Ballot boxes for paper ballots or ballots voted by punching card; seals.
- 293C.3598 Ballot board.
- 293C.3602 Custody of paper ballots or ballots voted by punching card; observation by general public of handling of ballots.







