

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

MARCH 29, 2005

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.

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 7 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]~~ *designated* for the use of any person to gather signatures
27 on a petition at any time that the building is open to the public. The
28 area must be reasonable and may be inside or outside of the
29 building. Each public officer or employee in control of the operation
30 of a building governed by this subsection shall designate and
31 approve the area 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 ~~H~~ *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 ~~H~~; *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~~ 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 ~~the~~ 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 the name of the person appears in the election board register of an election board at a different precinct.*

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 ~~24~~ **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 ~~33~~ **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. Keep each provisional ballot cast pursuant to NRS 293.3081 or 293.3083 separate from other ballots until it has been determined whether or not the voter was registered and eligible to vote in the election in that jurisdiction;



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

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

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

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

2. The county and city clerk shall not:

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

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

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

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

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

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

4. A provisional ballot must not be counted if the county or city clerk determines that the person who cast the provisional ballot cast the wrong ballot for the ~~[address-at]~~ *congressional district in* which he resides.

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

(b) Because he is suddenly hospitalized, becomes seriously ill or
is called away from home after the time has elapsed for requesting
an absent ballot as provided in NRS 293.315,

➔ may submit a written request to the county clerk for an absent
ballot. The request may be submitted at any time before 5 p.m. on
the day of the election.

2. If the county clerk determines that a request submitted
pursuant to subsection 1 includes the information required pursuant
to subsection 3, the county clerk shall, at the office of the county



1 clerk, deliver an absent ballot to the person designated in the request
2 to obtain the ballot for the registered voter.

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

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

7 (b) The name, address and signature of the person designated by
8 the registered voter to obtain, deliver and return the ballot for the
9 registered voter;

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

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

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

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

23 (a) Place it in the identification envelope;

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

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

26 5. ~~[A]~~ *If a registered voter submits to the county clerk a*
27 *statement designating a person to mark and sign an absent ballot,*
28 *the person designated in a request submitted pursuant to subsection*
29 *1 may, on behalf of and at the direction of the registered voter, mark*
30 *and sign the absent ballot. If the person marks and signs the ballot,*
31 *the person shall indicate next to his signature that the ballot has been*
32 *marked and signed on behalf of the registered voter. A person*
33 *providing assistance pursuant to this subsection to a voter in*
34 *casting his vote shall not disclose any information with respect to*
35 *the casting of that ballot and cannot be:*

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

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

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

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

44 7. The procedure authorized by this section is subject to all
45 other provisions of this chapter relating to voting by absent ballot to



1 the extent that those provisions are not inconsistent with the
2 provisions of this section.

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

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

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

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

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

12 293.323 1. Except as otherwise provided in subsection 2, if
13 the request for an absent ballot is made by mail or facsimile
14 machine, the county clerk shall, as soon as the official absent ballot
15 for the precinct or district in which the applicant resides has been
16 printed, send to the voter by first-class mail if the absent voter is
17 within the boundaries of the United States, its territories or
18 possessions or on a military base, or by air mail if the absent voter is
19 in a foreign country but not on a military base:

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

21 ~~— (1) An absent ballot;~~

22 ~~— (2) (b) A return envelope;~~

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

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

26 ~~— (5) Instructions.~~

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

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

31 ~~— (2) A return envelope;~~

32 ~~— (3) A punching instrument;~~

33 ~~— (4) A sample ballot;~~

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

36 ~~— (6) (d) Instructions.~~

37 2. If the county clerk fails to send an absent ballot pursuant to
38 subsection 1 to a voter who resides within the continental United
39 States, the county clerk may use a facsimile machine to send an
40 absent ballot and instructions to the voter. The voter shall mail his
41 absent ballot to the county clerk.

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



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

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

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

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

11 293.325 1. ~~[Except as otherwise provided in subsections 2~~
12 ~~and 3, when]~~ **When** an absent ballot is returned by a registered voter
13 to the county clerk through the mails and record thereof is made in
14 the absent ballot record book, the county clerk shall neatly stack,
15 unopened, the absent ballot with any other absent ballot received
16 that day in a container and deliver, or cause to be delivered, that
17 container to the precinct or district election board.

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

30 ~~—3.— If the county uses a mechanical voting system, the]~~ **The**
31 county clerk shall, upon receipt of each absent voter's ballot, make a
32 record of the return and check the signature on the return envelope
33 against the original signature of the county clerk's register. If the
34 county clerk determines that the absent voter is entitled to cast his
35 ballot, he shall deposit the ballot in the proper ballot box or place
36 the ballot, unopened, in a container that must be securely locked or
37 under the control of the county clerk at all times. At the end of each
38 day before election day, the county clerk may remove the ballots
39 from each ballot box, neatly stack the ballots in a container and seal
40 the container with a numbered seal. ~~[Except as otherwise provided~~
41 ~~in this subsection, on election day the]~~ **The** county clerk shall
42 deliver , ~~[the ballot box and each container, if applicable, to the~~
43 ~~central counting place. If the county uses a mechanical voting~~
44 ~~system and the county clerk has appointed an absent ballot central~~
45 ~~counting board, the county clerk may,]~~ not earlier than 4 working



1 days before the election, ~~[deliver]~~ the ballots to the absent ballot
2 central counting board to be processed and prepared for ~~[tabulation]~~
3 *counting* pursuant to the procedures established by the Secretary of
4 State ~~[]~~ *to ensure the confidentiality of the prepared ballots until*
5 *after the polls have closed pursuant to NRS 293.273 or 293.305.*

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

7 293.330 1. Except as otherwise provided in NRS 293.3157
8 and subsection 2 of NRS 293.323 and any regulations adopted
9 pursuant thereto, when an absent voter receives his ballot, he must
10 mark and fold it ~~[, if it is a paper ballot, or punch it, if the ballot is~~
11 ~~voted by punching a card,]~~ in accordance with the instructions,
12 deposit it in the return envelope, seal the envelope, affix his
13 signature on the back of the envelope in the space provided therefor
14 and mail the return envelope.

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

18 (a) The office of the county clerk, he must mark ~~[or punch]~~ the
19 ballot, seal it in the return envelope and affix his signature in the
20 same manner as provided in subsection 1, and deliver the envelope
21 to the clerk.

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

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

32 (a) Provides satisfactory identification;

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

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

37 4. Except as otherwise provided in NRS 293.316, it is unlawful
38 for any person to return an absent ballot other than the voter who
39 requested the absent ballot or, at the request of the voter, a member
40 of his family. A person who returns an absent ballot and who is a
41 member of the family of the voter who requested the absent ballot
42 shall, under penalty of perjury, indicate on a form prescribed by the
43 county clerk that he is a member of the family of the voter who
44 requested the absent ballot and that the voter requested that he return
45 the absent ballot. A person who violates the provisions of this



1 subsection is guilty of a category E felony and shall be punished as
2 provided in NRS 193.130.

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

4 293.333 On the day of an election, the precinct or district
5 election boards receiving the absent voters' ballots from the county
6 clerk shall, in the presence of a majority of the election board
7 officers, remove the ballots from the ballot box and the containers in
8 which the ballots were transported pursuant to NRS 293.325 and
9 deposit the ballots in the regular ballot box in the following manner:

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

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

14 3. If the board determines that the absent voter is entitled to
15 cast his ballot, the envelope must be opened, the numbers on the
16 ballot and envelope compared, the number strip or stub detached
17 from the ballot ~~{ }~~ and, if the numbers are the same, the ballot
18 deposited in the regular ballot box; and

19 4. The election board officers shall mark in the ~~{pollbook}~~
20 *roster* opposite the name of the voter the word "Voted."

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

22 293.350 1. The county clerk shall:

23 (a) Make certain of the names and addresses of all voters
24 registered to vote in mailing precincts and absent ballot mailing
25 precincts;

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

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

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

30 2. ~~{Except as otherwise provided in subsection 3, the}~~ *The*
31 ballot must be accompanied by:

32 (a) ~~{Supplies for marking the ballot;~~

33 ~~—(b)}~~ A return envelope;

34 ~~{(e)}~~ *(b)* An envelope or similar device into which the ballot is
35 inserted to ensure its secrecy;

36 ~~{(d)}~~ *(c)* A sample ballot; and

37 ~~{(e)}~~ *(d)* Instructions regarding the manner of marking and
38 returning the ballot.

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

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

44 ~~—(b) A punching instrument;~~

45 ~~—(c) A return envelope;~~



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

3 ~~—(e) A sample ballot; and~~

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

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

7 293.353 Upon receipt of a mailing ballot from the county clerk,
8 the registered voter must:

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

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

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

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

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

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

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

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

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

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

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

22 293.356 If a request is made to vote early by a registered voter
23 in person, the election board shall issue a ballot for early voting to
24 the voter. Such a ballot must be voted on the premises of a polling
25 place for early voting established pursuant to NRS 293.3564 or
26 293.3572 . ~~[and returned to the election board. If the ballot is a~~
27 ~~paper ballot, a ballot which is voted by punching a card or a ballot~~
28 ~~which is voted by any other system authorized by state or federal~~
29 ~~law, the election board shall follow the same procedure as in the~~
30 ~~case of absent ballots received by mail.]~~

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

32 293.3568 1. The period for early voting by personal
33 appearance begins the third Saturday preceding a primary or general
34 election and extends through the Friday before election day,
35 Sundays and holidays excepted.

36 2. The county clerk may:

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

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

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

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

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

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

293.3625 The county clerk shall make a record of the receipt at the central counting place of each sealed container used to transport



1 official ballots pursuant to NRS 293.304, 293.325, ~~[293.3602,]~~
2 293B.330 and 293B.335. The record must include the numbers
3 indicated on the container and its seal pursuant to NRS 293.462.

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

5 293.363 When the polls are closed, the counting board shall
6 prepare to count the ballots voted. The counting procedure must be
7 public and continue without adjournment until completed. If the
8 ballots are paper ballots, ~~[for ballots which are voted by punching a~~
9 ~~card,]~~ the counting board shall prepare in the following manner:

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

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

24 ~~[3.]~~ 2. If the ballots in the container or box are found to exceed
25 in number the number of names *as are indicated* on the ~~[pollbooks,]~~
26 *roster as having voted*, the ballots must be replaced in the container
27 or box, and a counting board officer, with his back turned to the
28 container or box, shall draw out a number of ballots equal to the
29 excess. The excess ballots must be marked on the back thereof with
30 the words "Excess ballots not counted." The ballots when so marked
31 must be immediately sealed in an envelope and returned to the
32 county clerk with the other ballots rejected for any cause.

33 ~~[4.]~~ 3. When it has been ascertained that ~~[the pollbook and]~~ the
34 number of ballots ~~[agree]~~ *agrees* with the number of names of
35 registered voters shown to have voted, the board shall proceed to
36 count. If there is a discrepancy between the number of ballots and
37 the number of voters, a record of the discrepancy must be made.

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

39 293.367 1. The basic factor to be considered by an election
40 board when making a determination of whether a particular ballot
41 must be rejected is whether any identifying mark appears on the
42 ballot which, in the opinion of the election board, constitutes an
43 identifying mark such that there is a reasonable belief entertained in
44 good faith that the ballot has been tampered with and, as a result of
45 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.~~



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

21 293.370 1. When all the votes have been ~~[tallied,]~~ *counted*,
22 the counting board officers shall enter on the tally lists by the name
23 of each candidate the number of votes he received. The number
24 must be expressed in words and figures. The vote for and against
25 any question submitted to the electors must be entered in the same
26 manner.

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

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

31 (b) A general election.

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

33 293.373 If paper ballots ~~[or ballots which are voted by~~
34 ~~punching a card]~~ are used:

35 1. After the ~~[tally lists]~~ *ballots* have been ~~[completed,]~~
36 *counted*, the voted ballots, rejected ballots, tally lists for regular
37 ballots, tally list for rejected ballots, challenge list, stubs of used
38 ballots, spoiled ballots and unused ballots must be sealed under
39 cover by the counting board officers and addressed to the county
40 clerk.

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

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

44 293.384 1. ~~[Beginning at 8 a.m. on the day]~~ *Not earlier than*
45 *4 working days* before the ~~[day of an]~~ election, the counting board,



1 if it is responsible for counting absent ballots, or the absent ballot
2 central counting board shall withdraw all the ballots from each
3 ballot box or container that holds absent ballots received before that
4 day and ascertain that each box or container has the required number
5 of ballots according to the county clerk's absent voters' record.

6 2. The counting board or absent ballot central counting board
7 shall count the number of ballots in the same manner as election
8 boards.

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

10 293.385 1. ~~[After 8 a.m. on election day.]~~ *Not earlier than 4*
11 *working days before the election,* the counting board, if it is
12 responsible for counting absent ballots, or the absent ballot central
13 counting board shall withdraw from the appropriate ballot boxes or
14 containers all the ballots received the previous day and ascertain that
15 each box or container has the required number of ballots according
16 to the county clerk's absent voters' ballot record.

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

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

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

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

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

38 293.391 1. The *rosters*, voted ballots, rejected ballots, spoiled
39 ballots, challenge lists, voting receipts, records printed on paper of
40 voted ballots collected pursuant to NRS 293B.400, and stubs of the
41 ballots used, enclosed and sealed, must, after canvass of the votes by
42 the board of county commissioners, be deposited in the vaults of the
43 county clerk. The records of voted ballots that are maintained in
44 electronic form must, after canvass of the votes by the board of
45 county commissioners, be sealed and deposited in the vaults of the



1 county clerk. The tally lists ~~{and pollbooks}~~ collected pursuant to
2 NRS 293B.400 must, after canvass of the votes by the board of
3 county commissioners, be deposited in the vaults of the county clerk
4 without being sealed. All materials described by this subsection
5 must be preserved for at least 22 months, and all such sealed
6 materials must be destroyed immediately after the preservation
7 period. A notice of the destruction must be published by the clerk in
8 at least one newspaper of general circulation in the county not less
9 than 2 weeks before the destruction.

10 2. Unused ballots, enclosed and sealed, must, after canvass of
11 the votes by the board of county commissioners, be deposited in the
12 vaults of the county clerk and preserved for at least the period
13 during which the election may be contested and adjudicated, after
14 which the unused ballots may be destroyed.

15 3. The ~~{pollbooks}~~ *rosters* containing the signatures of those
16 persons who voted in the election and the tally lists deposited with
17 the board of county commissioners are subject to the inspection of
18 any elector who may wish to examine them at any time after their
19 deposit with the county clerk.

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

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

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

29 293.440 1. Any person who desires a copy of any list of the
30 persons who are registered to vote in any precinct, district or county
31 may obtain a copy by applying at the office of the county clerk and
32 paying therefor a sum of money equal to 1 cent per name on the list,
33 except that one copy of each original and supplemental list for each
34 precinct, district or county must be provided to the state or county
35 central committee of any major political party or to the executive
36 committee of any minor political party upon request, without
37 charge.

38 2. Except as otherwise provided in NRS 293.558, the copy of
39 the list provided pursuant to this section must indicate the address,
40 date of birth, telephone number and the serial number on each
41 application to register to vote. If the county maintains this
42 information in a computer database, the date of the most recent
43 addition or revision to an entry, if made on or after July 1, 1989,
44 must be included in the database and on any resulting list of the



1 information. The date must be expressed numerically in the order of
2 month, day and year.

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

5 4. A county which has a system of computers capable of
6 recording information on magnetic tape or diskette shall, upon
7 request of the state or county central committee of any major
8 political party or the executive committee of any minor political
9 party which has filed a certificate of existence with the Secretary of
10 State, record for that *state or county* central committee or *that*
11 executive committee on magnetic tape or diskette supplied by it:

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

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

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

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

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

26 6. Any state or county central committee of a major political
27 party, any executive committee of a minor political party or any
28 member or representative of such a central committee or executive
29 committee who receives without charge a list of the persons who are
30 registered to vote in any precinct, district or county pursuant to this
31 section shall not:

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

34 (b) Sell the list for compensation or other valuable
35 consideration.

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

37 293.443 1. Except as otherwise provided in subsection 3, the
38 expense of providing all ballots, forms and other supplies to be used
39 at any election regulated by this chapter or chapter 293C of NRS
40 and all expenses necessarily incurred in the preparation for, or the
41 conduct of, any such election is a charge upon the municipality,
42 county, district or State, as the case may be.

43 2. The county or city clerk may submit the printing of ballots
44 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.



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

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

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

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

20 8. A field registrar, employee of a voter registration agency or
21 person assisting a voter pursuant to subsection ~~H2~~ 13 of NRS
22 293.5235 shall not:

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

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

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

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

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

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

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

39 ↳ while he is registering an elector.

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

43 (a) The number of persons registered; and

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



1 12. A county clerk, field registrar, employee of a voter
2 registration agency or person assisting a voter pursuant to subsection
3 ~~12~~ 13 of NRS 293.5235 shall not:

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

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

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

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

17 14. A person who violates any of the provisions of subsection
18 8, 9, 10 or 12 is guilty of a
19 category E felony and shall be punished as provided in
20 NRS 193.130.

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

22 293.5235 1. Except as otherwise provided in NRS 293.502, a
23 person may register to vote by mailing an application to register to
24 vote to the county clerk of the county in which he resides. The
25 county clerk shall, upon request, mail an application to register to
26 vote to an applicant. The county clerk shall make the applications
27 available at various public places in the county. An application to
28 register to vote may be used to correct information in the registrar of
29 voters' register.

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

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

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

41 5. If he determines that the application is complete, he shall,
42 within 10 days after he receives the application, mail to the
43 applicant:



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

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

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

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

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

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

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

7. *If an application is returned by mail pursuant to subsection 5 or 6, the application must be received by the county clerk before the close of registration for the next election in order 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.] 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.



~~18-1~~ 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.

~~19-1~~ 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.

~~110-1~~ 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.

~~111-1~~ 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.

~~112-1~~ 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



1 mailing address and signature of the person who assisted the
2 applicant. The failure to provide the information required by this
3 subsection will not result in the application being deemed
4 incomplete.

5 ~~[H3.]~~ 14. An application to register to vote must be made
6 available to all persons, regardless of political party affiliation.

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

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

14 ~~[H6.]~~ 17. The Secretary of State shall adopt regulations to
15 carry out the provisions of this section.

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

17 293.740 1. Except as otherwise provided in subsection 2, it is
18 unlawful inside a polling place or within 100 feet from the entrance
19 to the building or other structure in which a polling place is located:

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

23 (b) For ~~[any]~~ a person, including an election board officer, to do
24 any electioneering on election day.

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

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

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

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



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

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

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

~~—(d) Buying, selling, wearing or displaying any badge, button or other insignia 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;~~

~~—(e) 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~~

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

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

293B.032 “Mechanical recording device” means a device ~~[-~~

~~1. Which] which~~ mechanically or electronically compiles a total of the number of votes cast for each candidate and for or against each measure voted on. ~~[- or~~

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

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

293B.033 “Mechanical voting system” means a system of voting whereby a voter may cast his vote:

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

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

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

293B.084 1. A mechanical recording device which directly 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 ~~[-~~

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

2. If any error is detected, the cause therefor must be ascertained and corrected and an errorless count must be made



1 before the mechanical recording device or the automatic tabulating
2 equipment and programs are approved.

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

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

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

19 293B.305 Unless a major political party allows a nonpartisan
20 voter to vote for its candidates:

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

24 2. If a mechanical voting system is used in a primary election
25 whereby votes are directly recorded electronically, a member of the
26 election board shall, in addition to the ballot described in subsection
27 1, issue the nonpartisan voter a voting receipt with a printed
28 designation identifying it as a nonpartisan ballot.

29 3. The member of the election board shall:

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

33 (b) Direct the nonpartisan voter to a mechanical recording
34 device containing a list of offices and candidates arranged for a
35 partisan ballot, instruct the voter to vote only the nonpartisan section
36 of the list and advise the voter that any votes he may cast in the
37 partisan section will not be counted. ~~}; or~~

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

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

44 293B.330 1. Upon closing of the polls, the election board
45 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.~~

~~(e)~~ 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



1 mechanical recording devices which directly record votes
2 electronically.

3 3. Register the numbers of ballots by precinct.

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

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

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

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

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

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

20 293B.375 ~~[If ballots which are voted by punching a card are~~
21 ~~used, the]~~ **The** ballot duplicating board shall:

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

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

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

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

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

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

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

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

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

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

40 ~~—5.]~~ 3. Record the serial number of the duplicate ballot on the
41 damaged original ballot and return the damaged and duplicate
42 ballots to the appropriate ballot inspection board.

43 ~~[6.]~~ 4. Hold aside the duplicated ballots for counting after all
44 other ballots are counted if this procedure is directed by the county
45 clerk.



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

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

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

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

10 2. A representative appointed pursuant to subsection 1:

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

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

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

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

19 (b) Must be admitted to the polling place when the polling
20 place opens for the conduct of voting pursuant to NRS 293C.267.
21 While at the polling place, the representative shall sit or stand at
22 such a location designated by the chairman of the election board
23 as to observe the activities conducted at the polling place for which
24 he is appointed without interfering with the voting. The
25 representative shall not leave such location and shall not move
26 about the polling place.

27 (c) May remain in the polling place after the polling place
28 closes to the conduct of voting pursuant to NRS 293C.267 or
29 293C.297. The representative shall not interfere with the closing
30 of the polling place.

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

33 4. A candidate, political party or committee sponsored by a
34 political party shall not appoint more than one representative to a
35 polling place.

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

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

39 293C.220 1. The city clerk shall appoint and notify registered
40 voters to act as election board officers for the various precincts and
41 districts in the city as provided in NRS 293.225, 293.227, 293C.227
42 to ~~[293C.250.] 293C.245,~~ inclusive, and 293C.382 . ~~[, and shall~~
43 ~~conclude those duties not later than 31 days before the election.]~~ No
44 candidate for nomination or election or his relative within the
45 second degree of consanguinity or affinity may be appointed as an



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

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

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

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

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

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

17 293C.230 ~~[1.—In precincts or districts in a city where there are
18 less than 200 registered voters and paper ballots are used, the
19 election board shall perform all duties required from the time of
20 preparing for the opening of the polls through delivering the
21 supplies and result of votes cast to the city clerk.~~

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

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

29 293C.256 An absent ballot for a city election or a ballot for a
30 city election voted by a voter who resides in a mailing precinct must
31 be voted on a paper ballot . ~~[for a ballot which is voted by punching a
32 card.]~~

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

34 293C.269 1. The city clerk shall allow members of the
35 general public to observe the conduct of voting at a polling place for
36 a city election ~~[.]~~ *during the hours the polling place is open. If
37 voting continues past the hour of closing at the polls pursuant to
38 NRS 293C.297, a member of the general public observing the
39 conduct of voting at the polling place may remain in the polling
40 place if there is room within the polling place and if his presence
41 will not interfere with the voting.*

42 2. A member of the general public shall not ~~[photograph]~~
43 *interfere with the conduct of voting by talking to voters or officers
44 of the election board, photographing* the conduct of voting at a
45 polling place for a city election or ~~[record]~~ *recording* the conduct of



1 voting on audiotape or any other means of sound or video
2 reproduction.

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

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

6 (b) Is employed or engaged by or has contracted with a
7 newspaper, periodical, press association, or radio or television
8 station; and

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

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

11 293C.275 ~~[H-]~~ A registered voter who applies to vote must
12 state his name to the election board officer in charge of the election
13 board register, and the officer shall immediately announce the name
14 and take the registered voter's signature. ~~[After a registered voter is~~
15 ~~properly identified at a polling place where paper ballots are used,~~
16 ~~one ballot correctly folded, must be given to the voter and the~~
17 ~~number of the ballot must be written by an election board officer~~
18 ~~upon the pollbook, opposite the name of the registered voter~~
19 ~~receiving the ballot.~~

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

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

24 293C.282 1. Any registered voter who, because of a physical
25 disability or an inability to read or write English, is unable to mark a
26 ballot or use any voting device without assistance is entitled to
27 assistance from a consenting person of his own choice, except:

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

29 (b) An officer or agent of the voter's labor organization ~~[H-]~~; *or*

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

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

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

43 4. In addition to complying with the requirements of this
44 section, the city clerk and election board officer shall, upon the



1 request of a registered voter with a physical disability, make
2 reasonable accommodations to allow the voter at his polling place.

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

4 293C.285 ~~[1.—Except as otherwise provided in subsection 2:~~

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

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

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

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

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

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

22 293C.295 1. If a person is successfully challenged on the
23 ground set forth in paragraph (a) of subsection 2 of NRS 293C.292
24 or if a person refuses to provide an affirmation pursuant to NRS
25 293C.525, the election board shall instruct the voter that he may
26 vote only at the special polling place in the manner set forth in this
27 section.

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

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

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

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

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

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

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

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



1 ~~—(b) If~~, if the ballots are ballots that are voted on a mechanical
2 recording device that directly records the votes electronically,
3 maintained in a separate sealed container ~~;~~
4 ~~—~~ until any contest of election is resolved or the date for filing a
5 contest of election has passed, whichever is later.

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

7 293C.297 ~~{1.}~~ If at the hour of closing the polls there are any
8 registered voters waiting to vote, the doors of the polling place must
9 be closed after all those voters have been admitted to the polling
10 place. Voting must continue until those voters have voted.

11 ~~{2. The officer appointed by the chief law enforcement officer~~
12 ~~of the city shall allow other persons to enter the polling place after~~
13 ~~the doors have been closed to observe or for any other lawful~~
14 ~~purpose if there is room within the polling place and their~~
15 ~~admittance will not interfere with the voting.}~~

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

17 293C.307 ~~{1. Except as otherwise provided in NRS~~
18 ~~293C.330, a registered voter who requests and receives an absent~~
19 ~~voter's ballot may vote only by absent ballot at the election for~~
20 ~~which the absent ballot was issued.~~

21 ~~—2.}~~ If a registered voter has requested an absent ballot and the
22 ballot has been mailed or issued, the city clerk shall notify the
23 precinct or district election board that the registered voter has
24 requested an absent ballot.

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

26 293C.310 1. Except as otherwise provided in NRS 293.502 ,
27 ~~{and 293C.265.}~~ a registered voter who provides sufficient written
28 notice to the city clerk may vote an absent ballot as provided in this
29 chapter.

30 2. A registered voter who:

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

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

34 ➔ may request an absent ballot for all elections held during the year
35 he requests an absent ballot.

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

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

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

43 (c) Form provided by the Federal Government.



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

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

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

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

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

16 293C.317 1. Any registered voter who is unable to go to the
17 polls:

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

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

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

26 2. If the city clerk determines that a request submitted pursuant
27 to subsection 1 includes the information required pursuant to
28 subsection 3, the city clerk shall, at the office of the city clerk,
29 deliver an absent ballot to the person designated in the request to
30 obtain the ballot for the registered voter.

31 3. A written request submitted pursuant to subsection 1 must
32 include:

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

35 (b) The name, address and signature of the person designated by
36 the registered voter to obtain, deliver and return the ballot for the
37 registered voter;

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

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



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

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

(a) Place it in the identification envelope;

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

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

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

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

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

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

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 city 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 a 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. 86. NRS 293C.322 is hereby amended to read as follows:

293C.322 1. Except as otherwise provided in subsection 2, if the request for an absent ballot is made by mail or facsimile machine, the city 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



1 within the boundaries of the United States, its territories or
2 possessions or on a military base, or by air mail if the absent voter is
3 in a foreign country but not on a military base:

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

5 ~~— (1)] An absent ballot;~~

6 ~~[(2)] (b) A return envelope;~~

7 ~~[(3)] Supplies for marking the ballot;~~

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

10 ~~[(5)] Instructions.~~

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

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

15 ~~— (2) A return envelope;~~

16 ~~— (3) A punching instrument;~~

17 ~~— (4) A sample ballot;~~

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

20 ~~— (6)] (d) Instructions.~~

21 2. If the city clerk fails to send an absent ballot pursuant to
22 subsection 1 to a voter who resides within the continental United
23 States, the city clerk may use a facsimile machine to send an absent
24 ballot and instructions to the voter. The voter shall mail his absent
25 ballot to the city clerk.

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

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

32 5. Before depositing a ballot with the United States Postal
33 Service or sending a ballot by facsimile machine, the city clerk shall
34 record the date the ballot is issued, the name of the registered voter
35 to whom it is issued, his precinct or district, the number of the ballot
36 and any remarks he finds appropriate.

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

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

40 293C.325 1. ~~[(Except as otherwise provided in subsections 2~~
41 ~~and 3, when] When~~ an absent ballot is returned by a registered voter
42 to the city clerk through the mails ~~[.]~~ and record thereof is made in
43 the absent ballot record book, the city clerk shall neatly stack,
44 unopened, the absent ballot with any other absent ballot received



1 that day in a container and deliver, or cause to be delivered, that
2 container to the precinct or district election board.

3 2. ~~If the city clerk has appointed an absent ballot central~~
4 ~~counting board, the city clerk shall, upon receipt of each absent~~
5 ~~voter's ballot, make a record of the return and check the signature~~
6 ~~on the return envelope against the original signature of the voter on~~
7 ~~the county clerk's register. If the city clerk determines that the~~
8 ~~absent voter is entitled to cast his ballot, he shall deposit the ballot~~
9 ~~in the proper ballot box. At the end of each day before election day,~~
10 ~~the city clerk may remove the ballots from each ballot box and~~
11 ~~neatly stack the ballots in a container. Except as otherwise provided~~
12 ~~in subsection 3, on election day the city clerk shall deliver the ballot~~
13 ~~box and, if applicable, each container to the absent ballot counting~~
14 ~~board to be counted.~~

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

36 **Sec. 88.** NRS 293C.328 is hereby amended to read as follows:
37 293C.328 1. ~~During~~ *Except as otherwise provided in*
38 *subsection 4, during* the period specified in subsection 2 of NRS
39 293C.327 when the city clerk's office is maintained with suitable
40 equipment for voting an absent ballot in person ~~to~~

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



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

(a) For a person 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 specified in subsection 2 of NRS 293C.327 when the city clerk's office is maintained with suitable equipment for voting an absent ballot in person, the city clerk shall keep continuously posted ~~[-~~

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

~~—(2) 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 any entrance to the city clerk's office."

~~[2.]~~ 3. Ropes or other suitable objects may be used at the city clerk's office to ensure compliance with this section.

~~[3.]~~ 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 the city clerk's office 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 allow the voter to vote as expediently as possible and then assist the voter in exiting the city clerk's office as soon as is possible.

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

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

293C.330 1. Except as otherwise provided in NRS 293C.315 and subsection 2 of NRS 293C.322 and any regulations adopted pursuant thereto, when an absent voter receives his ballot, he must mark and fold it ~~[-, if it is a paper ballot, or punch it, if the ballot is voted by punching a card,]~~ in accordance with the instructions, deposit it in the return envelope, seal the envelope, affix his signature on the back of the envelope in the space provided therefor and mail the return envelope.



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

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

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

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

(a) Provides satisfactory identification;

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

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

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

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

293C.332 On the day of an election, the precinct or district election boards receiving the absent voters' ballots from the city clerk shall, in the presence of a majority of the election board officers, remove the ballots from the ballot box and the containers in which the ballots were transported pursuant to NRS 293C.325 and deposit the ballots in the regular ballot box in the following manner:

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

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



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

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

Sec. 91. NRS 293C.347 is hereby amended to read as follows:
293C.347 1. The city clerk shall:

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

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

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

(d) Mail the ballot to the registered voter.

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

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

~~—(b)]~~ A return envelope;

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

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

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

~~[3.—In those cities 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 concerning the manner of punching and returning the card.]~~

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

293C.350 Upon receipt of a mailing ballot from the city 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;

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

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



~~{2. In those cities 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 city clerk.]~~

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

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

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

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

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

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



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

3 293C.3585 1. Upon the appearance of a person to cast a
4 ballot for early voting, the deputy clerk for early voting shall:

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

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

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

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

14 3. The roster for early voting must contain:

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

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

18 (c) The date of voting early in person.

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

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

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

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

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

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

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

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

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

38 (d) Allow the voter to cast his vote.

39 ~~[7.]~~ 6. A voter applying to vote early by personal appearance
40 may be challenged pursuant to NRS 293C.292.

41 **Sec. 96.** NRS 293C.361 is hereby amended to read as follows:

42 293C.361 1. ~~[During]~~ *Except as otherwise provided in*
43 *subsection 4, during* the time a polling place for early voting is
44 open for voting, *it is unlawful inside the polling place or within*



1 *100 feet from the entrance to the building or other structure in*
2 *which a polling place is located:*

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

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

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

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

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

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

23 4. *The provisions of subsection 1 do not apply to the conduct*
24 *of a person in a private residence or on commercial or residential*
25 *property that is within 100 feet from the entrance to a building or*
26 *other structure in which a polling place is located. The provisions*
27 *of subsection 1 are not intended to prohibit a person from voting*
28 *solely because he is wearing a prohibited political insignia and is*
29 *reasonably unable to remove the insignia or cover it. In such a*
30 *case, the election board officer shall take such action as is*
31 *necessary to allow the voter to vote as expediently as possible and*
32 *then assist the voter in exiting the polling place as soon as is*
33 *possible.*

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

36 **Sec. 97.** NRS 293C.3615 is hereby amended to read as
37 follows:

38 293C.3615 The city clerk shall make a record of the receipt at
39 the central counting place of each sealed container used to transport
40 official ballots pursuant to NRS 293C.295, 293C.325, ~~[293C.3602,]~~
41 293C.630 and 293C.635. The record must include the numbers
42 indicated on the container and its seal pursuant to NRS 293C.700.

43 **Sec. 98.** NRS 293C.362 is hereby amended to read as follows:

44 293C.362 When the polls are closed, the counting board shall
45 prepare to count the ballots voted. The counting procedure must be



public and continue without adjournment until completed. If the ballots are paper ballots , ~~for ballots that are voted by punching a card.~~ the counting board shall prepare in the following manner:

1. ~~{The pollbooks must be compared and errors corrected until the books agree.~~

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

~~{3.}~~ 2. If the ballots in the container or box are found to exceed the number of names *as are indicated* on the ~~{pollbooks,}~~ *roster as having voted*, the ballots must be replaced in the container or box and a counting board officer shall, with his back turned to the container or box, draw out a number of ballots equal to the excess. The excess ballots must be marked on the back thereof with the words “Excess ballots not counted.” The ballots when so marked must be immediately sealed in an envelope and returned to the city clerk with the other ballots rejected for any cause.

~~{4.}~~ 3. When it has been determined that the ~~{pollbook and the}~~ number of ballots ~~{agree}~~ *agrees* with the number of names of registered voters shown to have voted, the board shall proceed to count. If there is a discrepancy between the number of ballots and the number of voters, a record of the discrepancy must be made.

Sec. 99. NRS 293C.367 is hereby amended to read as follows:

293C.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. 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.~~

~~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. 101. NRS 293C.372 is hereby amended to read as follows:

293C.372 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.

Sec. 102. NRS 293C.375 is hereby amended to read as follows:

293C.375 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 cover by the counting board officers and addressed to the city clerk.

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

Sec. 103. NRS 293C.382 is hereby amended to read as follows:

293C.382 1. ~~[Beginning at 8 a.m. on the day before the day of an]~~ *Not earlier than 4 working days before the* election, the counting board, if it is responsible for counting absent ballots, or the absent ballot central counting board shall withdraw the ballots from each ballot box or container that holds absent ballots received before that day and determine whether each box or container has the required number of ballots according to the city clerk's absent voters' record.



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

Sec. 104. NRS 293C.385 is hereby amended to read as follows:

293C.385 1. ~~[After 8 a.m. on election day,]~~ *Not earlier than 4 working days before the election*, the counting board, if it is responsible for counting absent ballots, or the absent ballot central counting board shall withdraw from the appropriate ballot boxes or containers all the ballots received the previous day and determine whether each box or container has the required number of ballots according to the city clerk's absent voters' ballot record.

2. If any absent ballots are received by the city clerk on election day pursuant to NRS 293C.317, the city clerk shall deposit the absent ballots in the appropriate ballot boxes or containers.

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

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

5. Any person who disseminates to the public information relating to the count of absent ballots before the polls close is guilty of a misdemeanor.

Sec. 105. NRS 293C.390 is hereby amended to read as follows:

293C.390 1. The *rosters*, voted ballots, rejected ballots, spoiled ballots, challenge lists, voting receipts, records printed on paper of voted ballots collected pursuant to NRS 293B.400, and stubs of the ballots used, enclosed and sealed, must, after canvass of the votes by the governing body of the city, be deposited in the vaults of the city clerk. The records of voted ballots that are maintained in electronic form must, after canvass of the votes by the governing body of the city, be sealed and deposited in the vaults of the city clerk. The tally lists ~~[and pollbooks]~~ collected pursuant to NRS 293B.400 must, after canvass of the votes by the governing body of the city, be deposited in the vaults of the city clerk without being sealed. All materials described by this subsection must be



1 preserved for at least 22 months, and all such sealed materials must
2 be destroyed immediately after that period. A notice of the
3 destruction must be published by the city clerk in at least one
4 newspaper of general circulation in the city, or if no newspaper is of
5 general circulation in that city, in a newspaper of general circulation
6 in the nearest city, not less than 2 weeks before the destruction of
7 the materials.

8 2. Unused ballots, enclosed and sealed, must, after canvass of
9 the votes by the governing body of the city, be deposited in the
10 vaults of the city clerk and preserved for at least the period during
11 which the election may be contested and adjudicated, after which
12 the unused ballots may be destroyed.

13 3. The ~~{pollbooks}~~ *rosters* containing the signatures of those
14 persons who voted in the election and the tally lists deposited with
15 the governing body of the city are subject to the inspection of any
16 elector who may wish to examine them at any time after their
17 deposit with the city clerk.

18 4. A contestant of an election may inspect all of the material
19 relating to that election which is preserved pursuant to subsection 1
20 or 2, except the voted ballots.

21 5. The voted ballots deposited with the city clerk are not
22 subject to the inspection of any person, except in *cases of* a
23 contested election, and only by the judge, body or board before
24 whom the election is being contested, or by the parties to the
25 contest, jointly, pursuant to an order of the judge, body or board.

26 **Sec. 106.** NRS 293C.620 is hereby amended to read as
27 follows:

28 293C.620 1. At each election a member of the election board
29 for a precinct shall issue each voter a ballot.

30 2. If a mechanical voting system is used in a primary city
31 election whereby votes are directly recorded electronically, a
32 member of the election board shall, in addition to the ballot
33 described in subsection 1, issue the voter a voting receipt.

34 3. The member of the election board shall ~~{~~
35 ~~—(a) Direct}~~ *direct* the voter to a mechanical recording device
36 containing a list of offices and candidates. ~~{; or~~
37 ~~—(b) Issue a ballot attached to a sheet of foam plastic or similar~~
38 ~~backing material, a punching instrument, a sample ballot and an~~
39 ~~instruction sheet to the voter and instruct him to punch his ballot by~~
40 ~~reference to the sample ballot.]~~

41 **Sec. 107.** NRS 293C.630 is hereby amended to read as
42 follows:

43 293C.630 1. Upon closing of the polls, the election board
44 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.

Sec. 108. NRS 293C.645 is hereby amended to read as follows:

293C.645 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



1 ballots or storage devices that store the ballots voted on mechanical
2 recording devices that directly record votes electronically.

3 3. Register the numbers of ballots by precinct.

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

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

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

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

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

19 **Sec. 109.** NRS 293C.655 is hereby amended to read as
20 follows:

21 293C.655 ~~[If ballots that are voted by punching a card are~~
22 ~~used, the]~~ **The** ballot duplicating board shall:

23 1. Receive damaged ballots, including ballots that have been
24 torn, bent or mutilated.

25 2. ~~[Receive cards with incompletely punched chips.~~
26 ~~—3.]~~ Prepare on a distinctly colored, serially numbered ballot
27 marked "duplicate" an exact copy of each damaged ballot.

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

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

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

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

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

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

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

41 ~~—5.]~~ **3.** Record the serial number of the duplicate ballot on the
42 damaged original ballot and return the damaged and duplicate
43 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 ~~[12]~~ *19* days before the primary election;

(b) ~~[Seven]~~ *Fourteen* days before the general election for that office, for the period from ~~[11]~~ *18* days before the primary election through ~~[12]~~ *19* days before the general election; and

(c) July 15 of the year of the general election for that office, for the period from ~~[11]~~ *18* days before the general election through June 30 of that year,

➔ report each campaign contribution in excess of \$100 he receives during the period and contributions received during the period from a contributor which cumulatively exceed \$100. The report must be completed 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.



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

6 (a) ~~Seven~~ *Fourteen* days before the primary election for that
7 office, for the period from the January 1 immediately preceding the
8 primary election through ~~12~~ *19* days before the primary election;
9 and

10 (b) ~~Seven~~ *Fourteen* days before the general election for that
11 office, for the period from ~~11~~ *18* days before the primary election
12 through ~~12~~ *19* days before the general election,

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

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

22 (a) ~~Seven~~ *Fourteen* days before the special election, for the
23 period from his nomination through ~~12~~ *19* days before the special
24 election; and

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

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

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

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

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



6. Reports of campaign contributions 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. Every county clerk who receives from candidates for legislative or judicial office, except the office of justice of the peace or municipal judge, reports of campaign contributions 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.

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

Sec. 112. NRS 294A.140 is hereby amended to read as follows:

294A.140 1. Every person who is not under the direction or control of a candidate for 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 and 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 campaign contribution in excess of \$100 he or it 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 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 the candidate



1 for office at a primary election, primary city election, general
2 election or general city election or on behalf of a group of such
3 candidates shall, if the general election or general city election for
4 the office for which the candidate or a candidate in the group of
5 candidates seeks election is held on or after January 1 and before the
6 July 1 immediately following that January 1, not later than:

7 (a) ~~Seven~~ *Fourteen* days before the primary election or
8 primary city election for that office, for the period from the
9 January 1 immediately preceding the primary election or primary
10 city election through ~~12~~ *19* days before the primary election or
11 primary city election;

12 (b) ~~Seven~~ *Fourteen* days before the general election or general
13 city election for that office, for the period from ~~14~~ *18* days before
14 the primary election or primary city election through ~~12~~ *19* days
15 before the general election or general city election; and

16 (c) July 15 of the year of the general election or general city
17 election for that office, for the period from ~~14~~ *18* days before the
18 general election or general city election through June 30 of that
19 year,

20 ➤ report each campaign contribution in excess of \$100 received
21 during the period and contributions received during the period from
22 a contributor which cumulatively exceed \$100. The report must be
23 completed on the form designed and provided by the Secretary of
24 State pursuant to NRS 294A.373. The form must be signed by the
25 person or a representative of the committee or political party under
26 penalty of perjury.

27 3. The name and address of the contributor and the date on
28 which the contribution was received must be included on the report
29 for each contribution in excess of \$100 and contributions which a
30 contributor has made cumulatively in excess of \$100 since the
31 beginning of the current reporting period.

32 4. Every person, committee or political party described in
33 subsection 1 which makes an expenditure on behalf of a candidate
34 for office at a primary election, primary city election, general
35 election or general city election or on behalf of a group of such
36 candidates shall, if the general election or general city election for
37 the office for which the candidate or a candidate in the group of
38 candidates seeks election is held on or after July 1 and before the
39 January 1 immediately following that July 1, not later than:

40 (a) ~~Seven~~ *Fourteen* days before the primary election or
41 primary city election for that office, for the period from the
42 January 1 immediately preceding the primary election or primary
43 city election through ~~12~~ *19* days before the primary election or
44 primary city election; and



(b) ~~Seven~~ *Fourteen* days before the general election or general city election for that office, for the period from ~~14~~ *18* days before the primary election or primary city election through ~~12~~ *19* days before the general election or general city election,

➤ report each campaign contribution in excess of \$100 received during the period and contributions received during the period from a contributor which cumulatively exceed \$100. The report must be completed 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. Except as otherwise provided in subsection 6, 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 or on behalf of a group of such candidates shall, not later than:

(a) ~~Seven~~ *Fourteen* days before the special election for the office for which the candidate or a candidate in the group of candidates seeks election, for the period from the nomination of the candidate 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 campaign contribution in excess of \$100 received during the period and contributions received during the period from a contributor which cumulatively exceed \$100. The report must be completed 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.

6. 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 candidates for offices at such special elections shall report each contribution in excess of \$100 received during the period and contributions received during the period from a contributor which cumulatively exceed \$100. The report must be completed 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



1 to subsection 5 of NRS 306.040, for the period from the filing of the
2 notice of intent to circulate the petition for recall through the date of
3 the district court's decision.

4 7. The reports of contributions required pursuant to this section
5 must be filed with:

6 (a) If the candidate is elected from one county, the county clerk
7 of that county;

8 (b) If the candidate is elected from one city, the city clerk of that
9 city; or

10 (c) If the candidate is elected from more than one county or city,
11 the Secretary of State.

12 8. A person or entity may file the report with the appropriate
13 officer by regular mail, certified mail, facsimile machine or
14 electronic means. A report shall be deemed to be filed with the
15 officer:

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

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

21 9. Each county clerk or city clerk who receives a report
22 pursuant to this section shall file a copy of the report with the
23 Secretary of State within 10 working days after he receives the
24 report.

25 10. Every person, committee or political party described in
26 subsection 1 shall file a report required by this section even if he or
27 it receives no contributions.

28 **Sec. 113.** NRS 294A.150 is hereby amended to read as
29 follows:

30 294A.150 1. Every person or group of persons organized
31 formally or informally who advocates the passage or defeat of a
32 question or group of questions on the ballot at a primary election,
33 primary city election, general election or general city election shall,
34 not later than January 15 of each year that the provisions of this
35 subsection apply to the person or group of persons, for the period
36 from January 1 of the previous year through December 31 of the
37 previous year, report each campaign contribution in excess of \$100
38 received during that period and contributions received during the
39 period from a contributor which cumulatively exceed \$100. The
40 report must be completed on the form designed and provided by the
41 Secretary of State pursuant to NRS 294A.373. The form must be
42 signed by the person or a representative of the group under penalty
43 of perjury. The provisions of this subsection apply to the person or
44 group of persons:



(a) Each year in which an election or city election is held for each 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 person or group of persons described in this subsection shall, not later than:

(a) ~~Seven~~ *Fourteen* days before the primary election or primary city election, 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 the period from ~~14~~ *18* days before the primary election or primary city election through ~~12~~ *19* days before the general election or general city election; and

(c) July 15 of the year of the general election or general city election, for the period from ~~14~~ *18* days before the general election or general city election through June 30 of that year,

→ report each campaign contribution in excess of \$100 received during the period and contributions received during the period from a contributor which cumulatively exceed \$100. The report must be completed 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 group under penalty of perjury.

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

4. 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



1 is held on or after July 1 and before the January 1 immediately
2 following that July 1, every person or group of persons organized
3 formally or informally who advocates the passage or defeat of the
4 question or a group of questions that includes the question shall
5 comply with the requirements of this subsection. If a question is on
6 the ballot at a general election or general city election held on or
7 after July 1 and before the January 1 immediately following that
8 July 1, every person or group of persons organized formally or
9 informally who advocates the passage or defeat of the question or a
10 group of questions that includes the question shall comply with the
11 requirements of this subsection. A person or group of persons
12 described in this subsection shall, not later than:

13 (a) ~~Seven~~ *Fourteen* days before the primary election or
14 primary city election, for the period from the January 1 immediately
15 preceding the primary election or primary city election through ~~12~~
16 *19* days before the primary election or primary city election; and

17 (b) ~~Seven~~ *Fourteen* days before the general election or general
18 city election, for the period from ~~11~~ *18* days before the primary
19 election or primary city election through ~~12~~ *19* days before the
20 general election or general city election,

21 ➤ report each campaign contribution in excess of \$100 received
22 during the period and contributions received during the period from
23 a contributor which cumulatively exceed \$100. The report must be
24 completed on the form designed and provided by the Secretary of
25 State pursuant to NRS 294A.373. The form must be signed by the
26 person or a representative of the group under penalty of perjury.

27 5. Except as otherwise provided in subsection 6, every person
28 or group of persons organized formally or informally who advocates
29 the passage or defeat of a question or group of questions on the
30 ballot at a special election shall, not later than:

31 (a) ~~Seven~~ *Fourteen* days before the special election, for the
32 period from the date that the question qualified for the ballot
33 through ~~12~~ *19* days before the special election; and

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

36 ➤ report each campaign contribution in excess of \$100 received
37 during the period and contributions received during the period from
38 a contributor which cumulatively exceed \$100. The report must be
39 completed on the form designed and provided by the Secretary of
40 State pursuant to NRS 294A.373. The form must be signed by the
41 person or a representative of the group under penalty of perjury.

42 6. Every person or group of persons organized formally or
43 informally who advocates the passage or defeat of a question or
44 group of questions on the ballot at a special election to determine
45 whether a public officer will be recalled shall report each of



1 the contributions received on the form designed and provided by the
2 Secretary of State pursuant to NRS 294A.373 and signed by the
3 person or a representative of the group under penalty of perjury, 30
4 days after:

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

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

13 7. The reports required pursuant to this section must be filed
14 with:

15 (a) If the question is submitted to the voters of one county, the
16 county clerk of that county;

17 (b) If the question is submitted to the voters of one city, the city
18 clerk of that city; or

19 (c) If the question is submitted to the voters of more than one
20 county or city, the Secretary of State.

21 8. A person may mail or transmit his report to the appropriate
22 officer by regular mail, certified mail, facsimile machine or
23 electronic means. A report shall be deemed to be filed with the
24 officer:

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

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

30 9. If the person or group of persons is advocating passage or
31 defeat of a group of questions, the reports must be itemized by
32 question.

33 10. Each county clerk or city clerk who receives a report
34 pursuant to this section shall file a copy of the report with the
35 Secretary of State within 10 working days after he receives the
36 report.

37 **Sec. 114.** NRS 294A.200 is hereby amended to read as
38 follows:

39 294A.200 1. Every candidate for state, district, county or
40 township office at a primary or general election shall, not later than
41 January 15 of each year, for the period from January 1 of the
42 previous year through December 31 of the previous year, report
43 each of the campaign expenses in excess of \$100 that he incurs and
44 each amount in excess of \$100 that he disposes of pursuant to NRS
45 294A.160 during the period on the form designed and provided by



1 the Secretary of State pursuant to NRS 294A.373. The form must be
2 signed by the candidate under penalty of perjury. The provisions of
3 this subsection apply to the candidate:

4 (a) Beginning the year of the general election for that office
5 through the year immediately preceding the next general election for
6 that office; and

7 (b) Each year immediately succeeding a calendar year during
8 which the candidate disposes of contributions pursuant to
9 NRS 294A.160.

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

15 (a) ~~Seven~~ *Fourteen* days before the primary election for that
16 office, for the period from the January 1 immediately preceding the
17 primary election through ~~12~~ *19* days before the primary election;

18 (b) ~~Seven~~ *Fourteen* days before the general election for that
19 office, for the period from ~~14~~ *18* days before the primary election
20 through ~~12~~ *19* days before the general election; and

21 (c) July 15 of the year of the general election for that office, for
22 the period from ~~14~~ *18* days before the general election through
23 June 30 of that year,

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

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

33 (a) ~~Seven~~ *Fourteen* days before the primary election for that
34 office, for the period from the January 1 immediately preceding the
35 primary election through ~~12~~ *19* days before the primary election;
36 and

37 (b) ~~Seven~~ *Fourteen* days before the general election for that
38 office, for the period from ~~14~~ *18* days before the primary election
39 through ~~12~~ *19* days before the general election,

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



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

4 (a) ~~[Seven]~~ *Fourteen* days before the special election, for the
5 period from his nomination through ~~[+2]~~ *19* days before the special
6 election; and

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

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

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

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

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

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

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

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

38 7. County clerks who receive from candidates for legislative or
39 judicial office, except the office of justice of the peace or municipal
40 judge, reports of campaign expenses pursuant to this section shall
41 file a copy of each report with the Secretary of State within 10
42 working days after he receives the report.



1 **Sec. 115.** NRS 294A.210 is hereby amended to read as
2 follows:

3 294A.210 1. Every person who is not under the direction or
4 control of a candidate for an office at a primary election, primary
5 city election, general election or general city election, of a group of
6 such candidates or of any person involved in the campaign of
7 that candidate or group who makes an expenditure on behalf of the
8 candidate or group which is not solicited or approved by the
9 candidate or group, and every committee for political action,
10 political party or committee sponsored by a political party which
11 makes an expenditure on behalf of such a candidate or group of
12 candidates shall, not later than January 15 of each year that the
13 provisions of this subsection apply to the person, committee or
14 political party, for the period from January 1 of the previous year
15 through December 31 of the previous year, report each expenditure
16 made during the period on behalf of the candidate, the group of
17 candidates or a candidate in the group of candidates in excess of
18 \$100 on the form designed and provided by the Secretary of State
19 pursuant to NRS 294A.373. The form must be signed by the person
20 or a representative of the committee or political party under penalty
21 of perjury. The provisions of this subsection apply to the person,
22 committee or political party beginning the year of the general
23 election or general city election for that office through the year
24 immediately preceding the next general election or general city
25 election for that office.

26 2. Every person, committee or political party described in
27 subsection 1 which makes an expenditure on behalf of a candidate
28 for office at a primary election, primary city election, general
29 election or general city election or a group of such candidates shall,
30 if the general election or general city election for the office for
31 which the candidate or a candidate in the group of candidates seeks
32 election is held on or after January 1 and before the July 1
33 immediately following that January 1, not later than:

34 (a) ~~Seven~~ **Fourteen** days before the primary election or
35 primary city election for that office, for the period from the
36 January 1 immediately preceding the primary election or primary
37 city election through ~~12~~ **19** days before the primary election or
38 primary city election;

39 (b) ~~Seven~~ **Fourteen** days before the general election or general
40 city election for that office, for the period from ~~14~~ **18** days before
41 the primary election or primary city election through ~~12~~ **19** days
42 before the general election or general city election; and

43 (c) July 15 of the year of the general election or general city
44 election for that office, for the period from ~~14~~ **18** days before the



1 general election or general city election through the June 30 of that
2 year,

3 ↪ report each expenditure made during the period on behalf of the
4 candidate, the group of candidates or a candidate in the group of
5 candidates in excess of \$100 on the form designed and provided by
6 the Secretary of State pursuant to NRS 294A.373. The form must be
7 signed by the person or a representative of the committee or political
8 party under penalty of perjury.

9 3. Every person, committee or political party described in
10 subsection 1 which makes an expenditure on behalf of a candidate
11 for office at a primary election, primary city election, general
12 election or general city election or on behalf of a group of such
13 candidates shall, if the general election or general city election for
14 the office for which the candidate or a candidate in the group of
15 candidates seeks election is held on or after July 1 and before the
16 January 1 immediately following that July 1, not later than:

17 (a) ~~Seven~~ *Fourteen* days before the primary election or
18 primary city election for that office, for the period from the
19 January 1 immediately preceding the primary election or primary
20 city election through ~~12~~ *19* days before the primary election or
21 primary city election; and

22 (b) ~~Seven~~ *Fourteen* days before the general election or general
23 city election for that office, for the period from ~~11~~ *18* days before
24 the primary election or primary city election through ~~12~~ *19* days
25 before the general election or general city election,

26 ↪ report each expenditure made during the period on behalf of the
27 candidate, the group of candidates or a candidate in the group of
28 candidates in excess of \$100 on the form designed and provided by
29 the Secretary of State pursuant to NRS 294A.373. The form must be
30 signed by the person or a representative of the committee or political
31 party under penalty of perjury.

32 4. Except as otherwise provided in subsection 5, every person,
33 committee or political party described in subsection 1 which makes
34 an expenditure on behalf of a candidate for office at a special
35 election or on behalf of a group of such candidates shall, not later
36 than:

37 (a) ~~Seven~~ *Fourteen* days before the special election for the
38 office for which the candidate or a candidate in the group of
39 candidates seeks election, for the period from the nomination of the
40 candidate through ~~12~~ *19* days before the special election; and

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

43 ↪ report each expenditure made during the period on behalf of the
44 candidate, the group of candidates or a candidate in the group of
45 candidates in excess of \$100 on the form designed and provided by



1 the Secretary of State pursuant to NRS 294A.373. The form must be
2 signed by the person or a representative of the committee or political
3 party under penalty of perjury.

4 5. Every person, committee or political party described in
5 subsection 1 which makes an expenditure on behalf of a candidate
6 for office at a special election to determine whether a public officer
7 will be recalled or on behalf of a group of such candidates shall list
8 each expenditure made on behalf of the candidate, the group of
9 candidates or a candidate in the group of candidates in excess of
10 \$100 on the form designed and provided by the Secretary of State
11 pursuant to NRS 294A.373 and signed by the person or a
12 representative of the committee or political party under penalty of
13 perjury, 30 days after:

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

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

22 6. Expenditures made within the State or made elsewhere but
23 for use within the State, including expenditures made outside the
24 State for printing, television and radio broadcasting or other
25 production of the media, must be included in the report.

26 7. The reports must be filed with:

27 (a) If the candidate is elected from one county, the county clerk
28 of that county;

29 (b) If the candidate is elected from one city, the city clerk of that
30 city; or

31 (c) If the candidate is elected from more than one county or city,
32 the Secretary of State.

33 8. If an expenditure is made on behalf of a group of candidates,
34 the reports must be itemized by the candidate. A person may mail or
35 transmit his report to the appropriate officer by regular mail,
36 certified mail, facsimile machine or electronic means. A report shall
37 be deemed to be filed with the officer:

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

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

43 9. Each county clerk or city clerk who receives a report
44 pursuant to this section shall file a copy of the report with the



1 Secretary of State within 10 working days after he receives the
2 report.

3 10. Every person, committee or political party described in
4 subsection 1 shall file a report required by this section even if he or
5 it receives no contributions.

6 **Sec. 116.** NRS 294A.220 is hereby amended to read as
7 follows:

8 294A.220 1. Every person or group of persons organized
9 formally or informally who advocates the passage or defeat of a
10 question or group of questions on the ballot at a primary election,
11 primary city election, general election or general city election shall,
12 not later than January 15 of each year that the provisions of this
13 subsection apply to the person or group of persons, for the period
14 from January 1 of the previous year through December 31 of the
15 previous year, report each expenditure made during the period on
16 behalf of or against the question, the group of questions or a
17 question in the group of questions on the ballot in excess of \$100 on
18 the form designed and provided by the Secretary of State pursuant to
19 NRS 294A.373. The form must be signed by the person or a
20 representative of the group under penalty of perjury. The provisions
21 of this subsection apply to the person or group of persons:

22 (a) Each year in which an election or city election is held for a
23 question for which the person or group advocates passage or defeat;
24 and

25 (b) The year after each year described in paragraph (a).

26 2. If a question is on the ballot at a primary election or primary
27 city election and the general election or general city election
28 immediately following that primary election or primary city election
29 is held on or after January 1 and before the July 1 immediately
30 following that January 1, every person or group of persons
31 organized formally or informally who advocates the passage or
32 defeat of the question or a group of questions that includes the
33 question shall comply with the requirements of this subsection. If a
34 question is on the ballot at a general election or general city election
35 held on or after January 1 and before the July 1 immediately
36 following that January 1, every person or group of persons
37 organized formally or informally who advocates the passage or
38 defeat of the question or a group of questions that includes the
39 question shall comply with the requirements of this subsection. A
40 person or group of persons described in this subsection shall, not
41 later than:

42 (a) ~~Seven~~ *Fourteen* days before the primary election or
43 primary city election, for the period from the January 1 immediately
44 preceding the primary election or primary city election through ~~12~~
45 *19* days before the primary election or primary city election;



(b) ~~Seven~~ *Fourteen* days before the general election or general city election, for the period from ~~11~~ *18* days before the primary election or primary city election through ~~12~~ *19* days before the general election or general city election; and

(c) July 15 of the year of the general election or general city election, for the period from ~~11~~ *18* days before the general election or general city election through the June 30 immediately preceding that July 15,

➔ 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 and signed by the person or a representative of the group under penalty of perjury.

3. 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 July 1 and before the January 1 immediately following that July 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 July 1 and before the January 1 immediately following that July 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 person or group of persons described in this subsection shall, not later than:

(a) ~~Seven~~ *Fourteen* days before the primary election or primary city election, 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; and

(b) ~~Seven~~ *Fourteen* days before the general election or general city election, for the period from ~~11~~ *18* days before the primary election or primary city election through ~~12~~ *19* days before the general election or general city election,

➔ 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.

4. Except as otherwise provided in subsection 5, every person or group of persons organized formally or informally who advocates



1 the passage or defeat of a question or group of questions on the
2 ballot at a special election shall, not later than:

3 (a) ~~Seven~~ *Fourteen* days before the special election, for the
4 period from the date the question qualified for the ballot through
5 ~~12~~ *19* days before the special election; and

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

8 ➔ report each expenditure made during the period on behalf of or
9 against the question, the group of questions or a question in the
10 group of questions on the ballot in excess of \$100 on the form
11 designed and provided by the Secretary of State pursuant to NRS
12 294A.373. The form must be signed by the person or a
13 representative of the group under penalty of perjury.

14 5. Every person or group of persons organized formally or
15 informally who advocates the passage or defeat of a question or
16 group of questions on the ballot at a special election to determine
17 whether a public officer will be recalled shall list each expenditure
18 made during the period on behalf of or against the question, the
19 group of questions or a question in the group of questions on
20 the ballot in excess of \$100 on the form designed and provided by
21 the Secretary of State pursuant to NRS 294A.373 and signed by the
22 person or a representative of the group under penalty of perjury, 30
23 days after:

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

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

32 6. Expenditures made within the State or made elsewhere but
33 for use within the State, including expenditures made outside the
34 State for printing, television and radio broadcasting or other
35 production of the media, must be included in the report.

36 7. The reports required pursuant to this section must be filed
37 with:

38 (a) If the question is submitted to the voters of one county, the
39 county clerk of that county;

40 (b) If the question is submitted to the voters of one city, the city
41 clerk of that city; or

42 (c) If the question is submitted to the voters of more than one
43 county or city, the Secretary of State.

44 8. If an expenditure is made on behalf of a group of questions,
45 the reports must be itemized by question. A person may mail or



1 transmit his report to the appropriate filing officer by regular mail,
2 certified mail, facsimile machine or electronic means. A report shall
3 be deemed to be filed with the filing officer:

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

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

9 9. Each county clerk or city clerk who receives a report
10 pursuant to this section shall file a copy of the report with the
11 Secretary of State within 10 working days after he receives the
12 report.

13 **Sec. 117.** NRS 294A.270 is hereby amended to read as
14 follows:

15 294A.270 1. Except as otherwise provided in subsection 3,
16 each committee for the recall of a public officer shall, not later than:

17 (a) ~~Seven~~ **Fourteen** days before the special election to recall a
18 public officer, for the period from the filing of the notice of intent to
19 circulate the petition for recall through ~~12~~ **19** days before the
20 special election; and

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

23 ➤ report each contribution received or made by the committee in
24 excess of \$100 on the form designed and provided by the Secretary
25 of State pursuant to NRS 294A.373. The form must be signed by a
26 representative of the committee under penalty of perjury.

27 2. If a petition for the purpose of recalling a public officer is
28 not filed before the expiration of the notice of intent, the committee
29 for the recall of a public officer shall, not later than 30 days after the
30 expiration of the notice of intent, report each contribution received
31 by the committee, and each contribution made by the committee in
32 excess of \$100.

33 3. If a court does not order a special election for the recall of
34 the public officer, the committee for the recall of a public officer
35 shall, not later than 30 days after the court determines that an
36 election will not be held, for the period from the filing of the notice
37 of intent to circulate the petition for recall through the day the court
38 determines that an election will not be held, report each contribution
39 received by the committee, and each contribution made by the
40 committee in excess of \$100.

41 4. Each report of contributions must be filed with the Secretary
42 of State. The committee may mail or transmit the report by regular
43 mail, certified mail, facsimile machine or electronic means. A report
44 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.

5. The name and address of the contributor and the date on which the contribution was received must be included on the report for each contribution, whether from or to a natural person, association or corporation, in excess of \$100 and contributions which a contributor or the committee has made cumulatively in excess of that amount since the beginning of the current reporting period.

Sec. 118. NRS 294A.280 is hereby amended to read as follows:

294A.280 1. Except as otherwise provided in subsection 3, each committee for the recall of a public officer shall, not later than:

(a) ~~Seven~~ **Fourteen** days before the special election to recall a public officer, for the period from the filing of the notice of intent to circulate the petition for recall through ~~12~~ **19** days before the special election; and

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

→ report each expenditure made by the committee 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 a representative of the committee under penalty of perjury.

2. If a petition for the purpose of recalling a public officer is not filed before the expiration of the notice of intent, the committee for the recall of a public officer shall, not later than 30 days after the expiration of the notice of intent, report each expenditure made by the committee in excess of \$100.

3. If a court does not order a special election for the recall of the public officer, the committee for the recall of a public officer shall, not later than 30 days after the court determines that an election will not be held, for the period from the filing of the notice of intent to circulate the petition for recall through the day the court determines that an election will not be held, report each expenditure 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 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; and



(b) ~~Seven~~ *Fourteen* days before the general city election for that office, for the period from ~~Four~~ *18* days before the primary city election through ~~Four~~ *19* days before the general city election.

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

(a) ~~Seven~~ *Fourteen* days before the special election, for the period from his nomination through ~~Four~~ *19* days before the special election; and

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

5. Every candidate for city office at a special election to determine whether a public officer will be recalled shall so file those reports 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.

Sec. 120. NRS 353.264 is hereby amended to read as follows:

353.264 1. The Reserve for Statutory Contingency Account is hereby created in the State General Fund.

2. The State Board of Examiners shall administer the Reserve for Statutory Contingency Account. The money in the Account must be expended only for:

(a) The payment of claims which are obligations of the State pursuant to NRS 41.03435, 41.0347, 621.050, 176.485, 179.310, 212.040, 212.050, 212.070, 281.174, 282.290, 282.315, 288.203, 293.253, 293.405, 353.120, 353.262, 412.154 and 475.235;

(b) The payment of claims which are obligations of the State pursuant to:

(1) Chapter 472 of NRS arising from operations of the Division of Forestry of the State Department of Conservation and Natural Resources directly involving the protection of life and 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



1 money in the Fund for Insurance Premiums is insufficient to pay the
2 claims; and

3 (d) The payment of claims which are obligations of the State
4 pursuant to NRS 535.030 arising from remedial actions taken by the
5 State Engineer when the condition of a dam becomes dangerous to
6 the safety of life or property.

7 3. The State Board of Examiners may authorize its Clerk,
8 under such circumstances as it deems appropriate, to approve, on
9 behalf of the Board, the payment of claims from the Reserve for
10 Statutory Contingency Account. For the purpose of exercising any
11 authority granted to the Clerk of the State Board of Examiners
12 pursuant to this subsection, any statutory reference to the State
13 Board of Examiners relating to such a claim shall be deemed to refer
14 to the Clerk of the Board.

15 **Sec. 121.** NRS 539.143 is hereby amended to read as follows:

16 539.143 In all ~~[pollbooks]~~ *rosters* and lists of registered
17 electors prepared for any election under this chapter, the names of
18 electors who have registered or reregistered for such election shall
19 be distinguished from the names of those who voted at the last
20 preceding district election but who have not so registered or
21 reregistered, by the letter “R” enclosed in parentheses placed before
22 each of the names of the former and the omission thereof in
23 connection with the names of the latter.

24 **Sec. 122.** NRS 293.075, 293.233, 293.245, 293.272, 293.293,
25 293.300, 293.359, 293.3598, 293.3602, 293.447, 293B.160,
26 293B.210, 293B.325, 293C.235, 293C.250, 293C.265, 293C.280,
27 293C.287, 293C.359, 293C.3598 and 293C.3602 are hereby
28 repealed.

LEADLINES OF REPEALED SECTIONS

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.



