

Amendment No. 885

Assembly Amendment to Assembly Bill No. 82 First Reprint (BDR 24-417)

Proposed by: Assembly Committee on Ways and Means**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date	
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____		Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold dashed underlining* is newly added transitory language.

HAC/MSM



Date: 5/21/2009

A.B. No. 82—Makes various changes relating to elections. (BDR 24-417)



ASSEMBLY BILL NO. 82—COMMITTEE ON ELECTIONS,
PROCEDURES, ETHICS, AND CONSTITUTIONAL AMENDMENTS

(ON BEHALF OF THE SECRETARY OF STATE)

PREFILED DECEMBER 15, 2008

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

SUMMARY—Makes various changes relating to elections. (BDR 24-417)

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

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

AN ACT relating to elections; making various changes relating to the
administration and conduct of elections; providing penalties; and
providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 1.5 of this bill sets forth requirements for and responsibilities of an organizer of a voter registration drive, including registering with the Secretary of State and attending training offered by the Secretary of State, and provides for penalties and the imposition of fines for violations.

Section 5 of this bill increases the deadline for filing written challenges of candidacy from 5 days to 10 days after the last day a person may withdraw his candidacy. (NRS 293.182)

Section 7 of this bill increases the maximum number of active and registered voters that election precincts may contain from 1,500 to 3,000 active and registered voters. (NRS 293.207)

Sections 8 and 15 of this bill provide that the creation of mailing precincts or absent ballot mailing precincts must be approved by the Secretary of State under certain circumstances. (NRS 293.213, 293.343)

Sections 1.9, 9, 11, 12, 14, 20 and 22 of this bill authorize the Secretary of State to establish a system for electors in the State to register to vote electronically. (NRS 293.1277, 293.250, 293.272, 293.2725, 293.506 and 293.517)

Section 10 of this bill provides that if two or more candidates in an election have the same given name and surname and one candidate is an incumbent, the word "Incumbent" must be written on the ballot next to name of the candidate who is the incumbent. (NRS 293.2565) **Section 13** of this bill requires the posting at polling places on election day of information concerning the eligibility of a candidate, question or other matter to appear on the ballot as a result of judicial determination or by operation of law. (NRS 293.3025)

Section 16 of this bill authorizes the Secretary of State to assess a charge, not to exceed the cost of printing the applications, against a political party or other entity that requests more than 50 applications to register to vote by mail in any 12-month period. (NRS 293.443)

Existing law requires county clerks to report to the Secretary of State certain information regarding primary and general elections. The Secretary of State is required to report this

information to the Legislature not later than 30 days before the start of a regular legislative session. **Section 17.2** of this bill changes the deadline for that report to within 10 days before or after the first day of each regular legislative session. (NRS 293.4695)

Section 17.4 of this bill requires that recruitment offices of the United States Armed Forces serve as voter registration agencies. (NRS 293.504)

Section 18 of this bill prohibits a voter registration agency from knowingly employing a person whose duties will include the registration of voters if the person has been convicted of a felony involving theft, fraud or dishonesty. (NRS 293.5045)

Section 19 of this bill prohibits a county clerk from knowingly appointing to be a field registrar any person who has been convicted of a felony involving theft, fraud or dishonesty. (NRS 293.505)

Section 22.2 of this bill changes the date on which a person who registers to vote by mail is deemed to be registered to the earlier of the date on which the application is postmarked or received by the county clerk. (NRS 293.5235)

Section 23 of this bill amends the deadlines for the county clerk to transmit the number of registered voters in the county to the Secretary of State for the primary and general elections. (NRS 293.567)

Section 24 of this bill increases the penalty for intimidating voters from a gross misdemeanor to a category E felony. (NRS 293.710)

Section 25 of this bill increases the penalty for interfering with the conduct of an election from a gross misdemeanor to a category C felony. (NRS 293.730)

Section 25.2 of this bill provides that polling information from a voter regarding whether the voter intends to vote for or against a particular political party, candidate or ballot question is not "electioneering." (NRS 293.740)

Section 26 of this bill increases the penalty for the removal or destruction of certain voting supplies and equipment from a gross misdemeanor to a category ~~B~~ **D** felony. (NRS 293.750)

Section 27 of this bill provides that if a person tampers or interferes with, or attempts to tamper or interfere with, a mechanical voting system, mechanical voting device or any computer program used to count ballots, such an act is punishable as: (1) a category ~~B~~ **C** felony, ~~punishable by imprisonment in the state prison for a minimum term of not less than 2 years or more than 10 years,~~ if the act was committed with the intent to prevent the proper operation of that system, device or program; and (2) a category ~~A~~ **B** felony, punishable by imprisonment in the state prison for a ~~fixed~~ **minimum** term of ~~40~~ **2** years, ~~with eligibility for parole beginning when a minimum of 15 years has been served,~~ **and a maximum term of 20 years,** if the act was committed with the intent to influence the outcome of an election. (NRS 293.755)

Section 28 of this bill makes certain unlawful acts relating to the registration of voters a category C felony rather than a category E felony. (NRS 293.800)

Section 29.3 of this bill requires certain persons to register with the Secretary of State before making an expenditure on behalf of a candidate or group of candidates which is not solicited or approved by the candidate or group.

Section 30 of this bill amends the definition of "committee for political action" to include a natural person. (NRS 294A.0055)

Sections 29.5, 29.7, 32.2-32.5, 33.1, 33.2, 34.2, 34.3, 35, 38.2, 40.5 and 41.5 of this bill provide that, except under certain circumstances, campaign contribution and expenditure reports related to candidates for state, county and district offices must be filed electronically with the Secretary of State. (NRS 294A.120, 294A.125, 294A.128, 294A.140, 294A.200, 294A.210, 294A.270, 294A.280, 294A.362, 294A.373, 294A.390)

Sections 32, 36 and 36.5 of this bill prohibit: (1) a person from committing to make certain campaign contributions; and (2) a candidate from accepting a commitment to make certain campaign contributions. (NRS 294A.100, 294A.287, 294A.300)

Sections 33 and 35 of this bill provide the acceptable methods for disposing of unspent campaign contributions or unspent money in a legal defense fund. (NRS 294A.200, 294A.286)

Section 34 of this bill requires committees for political action to file with the Secretary of State an updated form of registration on or before January 15 of each year. (NRS 294A.230)

Existing law requires the Secretary of State to design a universal form for campaign contribution and expenditure reports. **Section 40.5** of this bill requires the Secretary of State to design a form for each campaign contribution and expenditure report. (NRS 294A.373)

Sections ~~44.1, 44.2, 44.3~~ 44.1-44.3 and 44.5-45.5 of this bill provide that, except under certain circumstances, appointed and elected public officers must file electronically statements of financial disclosure with the Secretary of State rather than the Nevada Commission on Ethics. (NRS 281A.290, 281A.600-281A.650) ~~(Section 44.4 of this bill requires that all ethical acknowledgment forms be filed with the Commission on Ethics not later than 30 days after a public officer takes office and annually thereafter on or before January 15. (NRS 281A.500))~~

Section 46 repeals provisions governing the registration of and reporting of contributions and expenses by certain persons and groups relating to ballot questions. (NRS 294A.150, 294A.220, 294A.281-294A.284)

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 1.1, 1.3 and 1.5 of this act.

Sec. 1.1. *“Organizer of voter registration” means any person who organizes a voter registration drive pursuant to section 1.5 of this act.*

Sec. 1.3. *“Voter registration drive” means distributing and collecting 10 or more applications to register to vote pursuant to section 1.5 of this act.*

Sec. 1.5. 1. *Before commencing a voter registration drive, the organizer of voter registration shall:*

(a) File a statement of intent to conduct voter registration with the Secretary of State in the form prescribed by the Secretary of State; and

(b) Complete a training course offered by the Secretary of State for organizers of voter registration.

2. An organizer of voter registration:

(a) Shall maintain in the State a registered agent who resides or is located in this State upon whom all legal process and any demand or notice authorized by law to be served upon it may be served. The organizer of voter registration shall include the contact information for the registered agent with the statement of intent filed pursuant to subsection 1.

(b) May register voters in this State.

(c) May employ persons to assist the organizer of voter registration in registering voters in the State. The organizer of voter registration shall not provide compensation to any person hired pursuant to this paragraph that is based on the number of completed applications to register to vote that the person submits.

(d) Shall not knowingly employ a person to register voters in this State if the person has been convicted of a felony involving theft, fraud or dishonesty.

3. Except as otherwise provided in this subsection, a completed application to register to vote that is collected pursuant to a voter registration drive must be:

(a) Delivered personally to the county clerk not later than 10 calendar days after the elector signs the application; or

(b) Mailed to the county clerk and postmarked not later than 10 calendar days after the elector signs the application.

Any completed application to register to vote that is signed by an elector 14 calendar days or less before the date for the close of registration set forth in NRS

293.560 and 293C.527 must be delivered or postmarked on the day on which the elector signs the application.

4. A person who registers voters in this State pursuant to a voter registration drive shall not:

(a) Seek to influence an applicant's political preference or party registration; or

(b) Make any statement or take any action to discourage an applicant from registering to vote.

✎ A person who violates any of the provisions of this subsection is guilty of a category E felony and shall be punished as provided in NRS 193.130.

5. The Secretary of State shall impose the following fines for each violation:

(a) If an organizer of voter registration does not complete the training course offered by the Secretary of State pursuant to subsection 1, a fine of not more than \$1,000.

(b) If an organizer of voter registration does not file with the Secretary of State the contact information for its registered agent required pursuant to paragraph (a) of subsection 2, a fine of not more than \$1,000.

(c) If an organizer of voter registration employs a person in violation of paragraph (d) of subsection 2, a fine of not more than \$5,000 per person who is employed by the organizer of voter registration in violation of that paragraph.

(d) If an organizer of voter registration does not submit a completed application to register to vote within the applicable period set forth in subsection 3, a fine of not more than \$50 for each business day that the application is late.

6. If the Secretary of State has imposed a fine against an organizer of voter registration pursuant to paragraph (d) of subsection 5 three times or more, the Secretary of State may impose an additional fine of not more than \$1,000.

7. The Secretary of State may adopt regulations necessary to administer the provisions of this section.

Sec. 1.7. NRS 293.010 is hereby amended to read as follows:

293.010 As used in this title, unless the context otherwise requires, the words and terms defined in NRS 293.013 to 293.121, inclusive, *and sections 1.1 and 1.3 of this act* have the meanings ascribed to them in those sections.

Sec. 1.9. NRS 293.1277 is hereby amended to read as follows:

293.1277 1. If the Secretary of State finds that the total number of signatures submitted to all the county clerks is 100 percent or more of the number of registered voters needed to declare the petition sufficient, he shall immediately so notify the county clerks. Within 9 days, excluding Saturdays, Sundays and holidays, after notification, each of the county clerks shall determine the number of registered voters who have signed the documents submitted in his county.

2. If more than 500 names have been signed on the documents submitted to him, a county clerk shall examine the signatures by sampling them at random for verification. The random sample of signatures to be verified must be drawn in such a manner that every signature which has been submitted to the county clerk is given an equal opportunity to be included in the sample. The sample must include an examination of at least 500 or 5 percent of the signatures, whichever is greater.

3. In determining from the records of registration the number of registered voters who signed the documents, the county clerk may use the signatures contained in the file of applications to register to vote. If the county clerk uses that file, he shall ensure that every application in the file is examined, including any application in his possession which may not yet be entered into his records. ~~{The}~~ *Except as otherwise provided in this subsection, the* county clerk shall rely only on the appearance of the signature and the address and date included with each signature *in the file of applications to register to vote* in making his determination.

1 *If the Secretary of State establishes pursuant to NRS 293.506 a system to allow*
2 *persons to register electronically to vote in this State, the county clerk may rely on*
3 *such other indicia as prescribed by the Secretary of State in making his*
4 *determination.*

5 4. Except as otherwise provided in subsection 6, upon completing the
6 examination, the county clerk shall immediately attach to the documents a
7 certificate properly dated, showing the result of his examination and transmit the
8 documents with the certificate to the Secretary of State. A copy of this certificate
9 must be filed in the clerk's office. When the county clerk transmits the certificate to
10 the Secretary of State, the county clerk shall notify the Secretary of State of the
11 number of requests to remove a name received by the county clerk pursuant to NRS
12 295.055 or 306.015.

13 5. A person who submits a petition to the county clerk which is required to be
14 verified pursuant to NRS 293.128, 293.165, 293.172, 293.200, 295.056, 298.109,
15 306.035 or 306.110 must be allowed to witness the verification of the signatures. A
16 public officer who is the subject of a recall petition must also be allowed to witness
17 the verification of the signatures on the petition.

18 6. For any petition containing signatures which are required to be verified
19 pursuant to the provisions of NRS 293.165, 293.200, 306.035 or 306.110 for any
20 county, district or municipal office within one county, the county clerk shall not
21 transmit to the Secretary of State the documents containing the signatures of the
22 registered voters.

23 7. The Secretary of State may by regulation establish further procedures for
24 carrying out the provisions of this section.

25 **Sec. 2.** (Deleted by amendment.)

26 **Sec. 3.** (Deleted by amendment.)

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

28 **Sec. 5.** NRS 293.182 is hereby amended to read as follows:

29 293.182 1. After a person files a declaration of candidacy or an acceptance
30 of candidacy to be a candidate for an office, and not later than ~~15~~ **10 calendar** days
31 after the last day the person may withdraw his candidacy pursuant to NRS 293.202,
32 an elector may file with the filing officer for the office a written challenge of the
33 person on the grounds that the person fails to meet any qualification required for the
34 office pursuant to the Constitution or a statute of this State, including, without
35 limitation, a requirement concerning age or residency. Before accepting the
36 challenge from the elector, the filing officer shall notify the elector that if the
37 challenge is found by a court to be frivolous, the elector may be required to pay the
38 reasonable attorney's fees and court costs of the challenged person.

39 2. A challenge filed pursuant to subsection 1 must:

40 (a) Indicate each qualification the person fails to meet;

41 (b) Have attached all documentation and evidence supporting the challenge;
42 and

43 (c) Be in the form of an affidavit, signed by the elector under penalty of
44 perjury.

45 3. Upon receipt of a challenge pursuant to subsection 1:

46 (a) The Secretary of State shall immediately transmit the challenge to the
47 Attorney General.

48 (b) A filing officer other than the Secretary of State shall immediately transmit
49 the challenge to the district attorney.

50 4. If the Attorney General or district attorney determines that probable cause
51 exists to support the challenge, the Attorney General or district attorney shall, not
52 later than 5 working days after receiving the challenge, petition a court of
53 competent jurisdiction to order the person to appear before the court. Upon receipt

of such a petition, the court shall enter an order directing the person to appear before the court at a hearing, at a time and place to be fixed by the court in the order, to show cause why the challenge is not valid. A certified copy of the order must be served upon the person. The court shall give priority to such proceedings over all other matters pending with the court, except for criminal proceedings.

5. If, at the hearing, the court determines by a preponderance of the evidence that the challenge is valid or that the person otherwise fails to meet any qualification required for the office pursuant to the Constitution or a statute of this State, or if the person fails to appear at the hearing:

(a) The name of the person must not appear on any ballot for the election for the office for which he filed the declaration of candidacy or acceptance of candidacy; and

(b) The person is disqualified from entering upon the duties of the office for which he filed the declaration of candidacy or acceptance of candidacy.

6. If, at the hearing, the court determines that the challenge is frivolous, the court may order the elector who filed the challenge to pay the reasonable attorney's fees and court costs of the challenged person.

Sec. 6. (Deleted by amendment.)

Sec. 7. NRS 293.207 is hereby amended to read as follows:

293.207 1. Election precincts must be established on the basis of the number of registered voters therein, with a maximum of ~~1,500~~ 3,000 registered voters who are not designated inactive pursuant to NRS 293.530 per precinct in those precincts in which a mechanical voting system is used.

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

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

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

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

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

Sec. 8. NRS 293.213 is hereby amended to read as follows:

293.213 1. Whenever there were not more than 20 voters registered in a precinct for the last preceding general election, the county clerk may ~~[-, with the approval of the Secretary of State,]~~ establish that precinct as a mailing precinct.

2. Except as otherwise provided in NRS 293.208, the county clerk in any county ~~[where]~~ in which an absent ballot central counting board is appointed may abolish two or more existing mailing precincts and combine those mailing precincts into absent ballot precincts. Those mailing precincts must be designated absent ballot mailing precincts.

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

4. *If a county clerk wishes to establish a mailing precinct or an absent ballot mailing precinct that does not meet the requirements of subsection 1, 2 or 3, the county clerk must obtain approval from the Secretary of State before establishing the mailing precinct or absent ballot mailing precinct.*

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

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

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

Sec. 9. 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, registers, rosters, statements and abstracts required by the election laws of this State.

(b) The procedure to be followed ~~{when}~~:

(1) If the Secretary of State establishes pursuant to NRS 293.506 a system to allow persons to register electronically to vote in this State.

(2) 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:

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

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

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

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

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

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

7. A county clerk:

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

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

Sec. 10. NRS 293.2565 is hereby amended to read as follows:

293.2565 1. Except as otherwise provided in subsection 2, in any election regulated by this chapter, the name of a candidate printed on a ballot may be the given name and surname of the candidate or a contraction or familiar form of his given name followed by his surname. A nickname of not more than 10 letters may be incorporated into the name of a candidate. The nickname must be in quotation marks and appear immediately before the surname of the candidate. A nickname must not indicate any political, economic, social or religious view or affiliation and must not be the name of any person, living or dead, whose reputation is known on a statewide, nationwide or worldwide basis ~~{ }~~ or in any other manner deceive a voter regarding the person or principles for which he is voting.

2. ~~{Except as otherwise provided in subsection 3, in }~~ In any election regulated by this chapter, if two or more candidates have the same *given name and* surname ~~{or surnames so similar as to be likely to cause confusion}~~ and:

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

(b) One of the candidates is an incumbent, the name of the incumbent must be listed first and ~~{must be printed in bold type.}~~

~~3. Where a system of voting other than by paper ballot is used and the provisions of paragraph (b) of subsection 2 are applicable, the Secretary of State may distinguish a candidate who is an incumbent in a manner other than printing the name of the incumbent in bold type provided that the manner used clearly emphasizes the name of the incumbent in a manner similar to printing his name in bold type.} the word "Incumbent" must be written next to the name of the candidate who is the incumbent.~~

Sec. 11. NRS 293.272 is hereby amended to read as follows:

293.272 1. Except as otherwise provided in subsection 2 and in NRS 293.2725 and 293.3083, a person who registered *electronically or by mail* to vote ~~{pursuant to the provisions of NRS 293.5235}~~ shall, for the first election in which he votes at which that registration is valid, vote in person unless he has previously voted in the county in which he is registered to vote.

2. The provisions of subsection 1 do not apply to a person who:

(a) Is entitled to vote in the manner prescribed in NRS 293.343 to 293.355, inclusive;

(b) Is entitled to vote an absent ballot pursuant to federal law or NRS 293.316 or 293.3165;

(c) Is disabled;

(d) Submits or has previously submitted a written request for an absent ballot that is signed by the registered voter before a notary public or other person authorized to administer an oath; or

(e) Requests an absent ballot in person at the office of the county clerk.

Sec. 12. NRS 293.2725 is hereby amended to read as follows:

293.2725 1. Except as otherwise provided in subsection 2, in NRS 293.3081 and 293.3083 and in federal law, a person who registers *electronically or* by mail to vote in this State and who has not previously voted in an election for federal office in this State:

(a) May vote at a polling place only if the person presents to the election board officer at the polling place:

(1) A current and valid photo identification of the person; or

(2) A copy of a current utility bill, bank statement, paycheck ~~or~~ or document issued by a governmental entity, including a check which indicates the name and address of the person, but not including a voter registration card issued pursuant to NRS 293.517; and

(b) May vote by mail only if the person provides to the county or city clerk:

(1) A copy of a current and valid photo identification of the person; or

(2) A copy of a current utility bill, bank statement, paycheck ~~or~~ or document issued by a governmental entity, including a check which indicates the name and address of the person, but not including a voter registration card issued pursuant to NRS 293.517.

2. The provisions of this section do not apply to a person who:

(a) Registers to vote by mail and submits with his application to register to vote:

(1) A copy of a current and valid photo identification; or

(2) A copy of a current utility bill, bank statement, paycheck ~~or~~ or document issued by a governmental entity, including a check which indicates the name and address of the person, but not including a voter registration card issued pursuant to NRS 293.517;

(b) Registers to vote by mail and submits with his application to register to vote a driver's license number or at least the last four digits of his social security number, if a state or local election official has matched that information with an existing identification record bearing the same number, name and date of birth as provided by the person in his application;

(c) Is entitled to vote an absent ballot pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. §§ 1973ff et seq.;

(d) Is provided the right to vote otherwise than in person under the Voting Accessibility for the Elderly and Handicapped Act, 42 U.S.C. §§ 1973ee et seq.; or

(e) Is entitled to vote otherwise than in person under any other federal law.

Sec. 13. NRS 293.3025 is hereby amended to read as follows:

293.3025 The Secretary of State and each county and city clerk shall ensure that a copy of each of the following is posted in a conspicuous place at each polling place on election day:

1. A sample ballot;

2. Information concerning the date and hours of operation of the polling place;

3. Instructions for voting and casting a ballot, including a provisional ballot;

4. Instructions concerning the identification required for persons who registered by mail and are first-time voters for federal office in this State;

5. Information concerning the accessibility of polling places to persons with disabilities; ~~and~~

6. General information concerning federal and state laws which prohibit acts of fraud and misrepresentation ~~or~~; and

7. *Information concerning the eligibility of a candidate, a ballot question or any other matter appearing on the ballot as a result of judicial determination or by operation of law, if any.*

Sec. 14. NRS 293.3083 is hereby amended to read as follows:

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

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

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

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

Sec. 15. NRS 293.343 is hereby amended to read as follows:

293.343 1. A registered voter who resides in an election precinct in which there were not more than 200 voters registered for the last preceding general election, or in a precinct in which it appears to the satisfaction of the county clerk *and Secretary of State* that there are not more than 200 registered voters, may vote at any election regulated by this chapter in the manner provided in NRS 293.345 to 293.355, inclusive.

2. Whenever the county clerk has designated a precinct as a mailing precinct, registered voters residing in that precinct may vote at any election regulated by this chapter in the manner provided in NRS 293.345 to 293.355, inclusive.

3. In a county whose population is 100,000 or more, whenever a registered voter is entitled to vote in a mailing precinct or an absent ballot mailing precinct, the county clerk:

(a) Shall designate at least one polling place in the county as the polling place where such a voter may vote in person, pursuant to paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, on election day; and

(b) May designate certain polling places for early voting as the polling places where such a voter may vote in person, pursuant to paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, during the period for early voting, if it is impractical for the county clerk to provide at each polling place for early voting a ballot in every form required in the county.

4. In a county whose population is less than 100,000, whenever a registered voter is entitled to vote in a mailing precinct or an absent ballot mailing precinct, the county clerk:

(a) May designate one or more polling places in the county as the polling place where such a voter may vote in person, pursuant to paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, on election day; and

(b) May designate certain polling places for early voting as the polling places where such a voter may vote in person, pursuant to paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, during the period for early voting, if it is impractical for the county clerk to provide at each polling place for early voting a ballot in every form required in the county.

5. Polling places designated pursuant to subsection 3 or 4 may include, without limitation, polling places located as closely as practicable to the mailing precincts.

Sec. 16. NRS 293.443 is hereby amended to read as follows:

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

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

3. If a political party or other entity requests more than 50 applications to register to vote by mail in any 12-month period, the clerk *or the Secretary of State* may assess a charge, not to exceed the cost of printing the applications.

1 **Sec. 17.** NRS 293.4687 is hereby amended to read as follows:

2 293.4687 1. The Secretary of State shall maintain a website on the Internet
3 for public information maintained, collected or compiled by the Secretary of State
4 that relates to elections, which must include, without limitation:

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

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

9 (c) All reports on campaign contributions and expenditures submitted to the
10 Secretary of State pursuant to the provisions of NRS 294A.120, 294A.125,
11 294A.140, ~~294A.150,~~ 294A.200, 294A.210, ~~294A.220,~~ 294A.270, 294A.280,
12 ~~294A.283,~~ 294A.360 and 294A.362 and all reports on contributions received by
13 and expenditures made from a legal defense fund submitted to the Secretary of
14 State pursuant to NRS 294A.286.

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

18 3. If the information required to be maintained by the Secretary of State
19 pursuant to subsection 1 may be obtained by the public from a website on the
20 Internet maintained by a county clerk or city clerk, the Secretary of State may
21 provide a hyperlink to that website to comply with the provisions of subsection 1
22 with regard to that information.

23 **Sec. 17.2.** NRS 293.4695 is hereby amended to read as follows:

24 293.4695 1. Each county clerk shall collect the following information
25 regarding each primary and general election, on a form provided by the Secretary of
26 State and made available at each polling place in the county, each polling place for
27 early voting in the county, the office of the county clerk and any other location
28 deemed appropriate by the Secretary of State:

29 (a) The number of ballots that have been discarded or for any reason not
30 included in the final canvass of votes, along with an explanation for the exclusion
31 of each such ballot from the final canvass of votes.

32 (b) A report on each malfunction of any mechanical voting system, including,
33 without limitation:

34 (1) Any known reason for the malfunction;

35 (2) The length of time during which the mechanical voting system could
36 not be used;

37 (3) Any remedy for the malfunction which was used at the time of the
38 malfunction; and

39 (4) Any effect the malfunction had on the election process.

40 (c) A list of each polling place not open during the time prescribed pursuant to
41 NRS 293.273 and an account explaining why each such polling place was not open
42 during the time prescribed pursuant to NRS 293.273.

43 (d) A description of each challenge made to the eligibility of a voter pursuant
44 to NRS 293.303 and the result of each such challenge.

45 (e) A description of each complaint regarding a ballot cast by mail or facsimile
46 filed with the county clerk and the resolution, if any, of the complaint.

47 (f) The results of any audit of election procedures and practices conducted
48 pursuant to regulations adopted by the Secretary of State pursuant to this chapter.

49 (g) The number of provisional ballots cast and the reason for the casting of
50 each provisional ballot.

51 2. Each county clerk shall submit to the Secretary of State, on a form
52 provided by the Secretary of State, the information collected pursuant to subsection
53 1 not more than 60 days after each primary and general election.

3. The Secretary of State may contact any political party and request information to assist in the investigation of any allegation of voter intimidation.

4. The Secretary of State shall establish and maintain an Internet website pursuant to which he shall solicit and collect voter comments regarding election processes.

5. The Secretary of State shall compile the information and comments collected pursuant to this section into a report that he shall submit to the Director of the Legislative Counsel Bureau for transmission to the Legislature ~~not later than 30~~ *within 10* days before *or after* the ~~start~~ *first day* of each regular session of the Legislature.

6. The Secretary of State may make the report required pursuant to subsection 5 available on an Internet website established and maintained by the Secretary of State.

Sec. 17.4. NRS 293.504 is hereby amended to read as follows:

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

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

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

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

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

(e) Such other county and municipal facilities as a county clerk or city clerk may designate pursuant to NRS 293.5035 or 293C.520, as applicable; ~~and~~

(f) *Recruitment offices of the United States Armed Forces; and*

(g) Such other offices as the Secretary of State deems appropriate.

2. Each voter registration agency shall:

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

(b) ~~Make~~ *Except as otherwise provided in subsection 3, distribute* applications to register to vote which may be returned by mail ~~available to each person who applies for or receives~~ *with each application for* services or assistance from the agency ~~and~~ *and with each application for recertification, renewal or a change of address related to such services or assistance.*

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

(d) Accept completed applications to register to vote.

3. *A voter registration agency is not required to provide an application to register to vote pursuant to paragraph (b) of subsection 2 to a person who applies for or receives services or assistance from the agency if the person declines to register to vote and submits to the agency a written form that meets the requirements of 42 U.S.C. § 1973gg-5(6). No information related to the declination to register to vote may be used for any purpose other than voter registration.*

4. Except as otherwise provided in this subsection and NRS 293.524, any application to register to vote accepted by a voter registration agency must be transmitted to the county clerk not later than 10 days after the application is accepted. The applications must be forwarded daily during the 2 weeks immediately preceding the fifth Sunday preceding an election. The county clerk shall accept any application to register to vote which is obtained from a voter registration agency pursuant to this section and completed by the fifth Sunday preceding an election if he receives the application not later than 5 days after that date.

~~[4.]~~ 5. The Secretary of State shall cooperate with the Secretary of Defense to develop and carry out procedures to enable persons in this State to apply to register to vote at recruitment offices of the United States Armed Forces.

Sec. 18. NRS 293.5045 is hereby amended to read as follows:

293.5045 1. A person who works in a voter registration agency shall not:

- (a) Seek to influence an applicant's political preference or party registration;
- (b) Display a political preference or party allegiance in a place where it can be seen by an applicant;
- (c) Make any statement or take any action to discourage an applicant from registering to vote; or

(d) Make any statement or take any action which would lead the applicant to believe that a decision to register to vote has any effect on the availability of any services or benefits provided by the State or Federal Government.

2. A person who violates any of the provisions of ~~this section~~ *subsection 1* is guilty of a category E felony and shall be punished as provided in NRS 193.130.

3. A voter registration agency shall not knowingly employ a person whose duties will include the registration of voters if the person has been convicted of a felony involving theft, fraud or dishonesty. The Secretary of State may impose against a voter registration agency a fine of not more than \$5,000 per person who is employed by the voter registration agency in violation of this subsection.

Sec. 19. 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. *The county clerk shall not knowingly appoint any person to be a field registrar who has been convicted of a felony involving theft, fraud or dishonesty.*

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

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

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

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

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

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

- (a) Delegate any of his duties to another person; or
- (b) Refuse to register a person on account of that person's political party affiliation.

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

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

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

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

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

while he is registering an elector.

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

(a) The number of persons registered; and

(b) The political party of the persons registered.

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

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

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

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

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

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

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

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

Sec. 20. NRS 293.506 is hereby amended to read as follows:

293.506 1. A county clerk may, with approval of the board of county commissioners, establish a system for using a computer to ~~register voters and to~~ keep records of registration. ~~[The county clerk may, for that purpose, issue to a voter a card, bearing the signature of the voter, attesting to his registration.]~~

2. *The Secretary of State may establish a system to allow persons to submit applications electronically to register to vote and adopt any regulations necessary to carry out the provisions of this subsection.*

Sec. 21. NRS 293.510 is hereby amended to read as follows:

293.510 1. In counties ~~[where]~~ *in which* computers are not used to register voters, ~~[the]~~ *a* county clerk shall:

(a) Segregate original applications to register to vote according to the precinct in which the registered voters reside and arrange the applications in each precinct or district in alphabetical order. The applications for each precinct or district must be

1 kept in a separate binder which is marked with the number of the precinct or
2 district. This binder constitutes the election board register.

3 (b) Arrange the duplicate applications of registration in alphabetical order for
4 the entire county and keep them in binders or a suitable file which constitutes the
5 registrar of voters' register.

6 2. In any county ~~{where}~~ *in which* a computer is used to register voters, ~~{the}~~
7 *a* county clerk shall:

8 (a) Arrange the original applications to register to vote for the entire county in
9 a manner in which an original application may be quickly located. These original
10 applications constitute the registrar of voters' register.

11 (b) Segregate the applications to register to vote in a computer file according to
12 the precinct or district in which the registered voters reside ~~{}~~ and for each precinct
13 or district , have printed a computer listing which contains the applications to
14 register to vote in alphabetical order. These listings of applications to register to
15 vote must be placed in separate binders which are marked with the number of the
16 precinct or district. These binders constitute the election board registers.

17 **Sec. 22.** NRS 293.517 is hereby amended to read as follows:

18 293.517 1. Any elector residing within the county may register ~~{}~~ *to vote:*

19 (a) Except as otherwise provided in NRS 293.560 and 293C.527, by appearing
20 before the county clerk, a field registrar , ~~{or}~~ a voter registration agency ~~{}~~ *or a*
21 *person who registers voters pursuant to a voter registration drive*, completing the
22 application to register to vote, giving true and satisfactory answers to all questions
23 relevant to his identity and right to vote ~~{}~~ and providing proof of his residence and
24 identity;

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

27 (c) Pursuant to the provisions of NRS 293.501 or 293.524; ~~{or}~~

28 (d) At his residence with the assistance of a field registrar pursuant to NRS
29 293.5237 ~~{}~~ ; *or*

30 *(e) By submitting an application electronically to register to vote, if the*
31 *Secretary of State has established a system pursuant to NRS 293.506 to allow*
32 *persons to submit applications electronically to register to vote.*

33 *—* The county clerk shall require a person to submit official identification as proof
34 of residence and identity, such as a driver's license or other official document,
35 before registering him. If the applicant registers to vote pursuant to this subsection
36 and fails to provide proof of his residence and identity, the applicant must provide
37 proof of his residence and identity before casting a ballot in person or by mail or
38 after casting a provisional ballot pursuant to NRS 293.3081 or 293.3083. For the
39 purposes of this subsection, a voter registration card issued pursuant to subsection 6
40 does not provide proof of the residence or identity of a person.

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

43 3. Each elector who is or has been married must be registered under his own
44 given or first name ~~{}~~ and not under the given or first name or initials of his spouse.

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

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

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

50 (c) By submitting a written statement to the county clerk requesting the county
51 clerk to mail an application to register to vote; ~~{or}~~

52 (d) At any voter registration agency ~~{}~~ ; *or*

1 (e) *By submitting an application electronically to register to vote, if the*
2 *Secretary of State has established a system pursuant to NRS 293.506 to allow*
3 *persons to submit applications electronically to register to vote.*

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

7 5. Except as otherwise provided in subsection 7, an elector who registers to
8 vote pursuant to paragraph (a) of subsection 1 shall be deemed to be registered
9 upon the completion of his application to register to vote.

10 6. After the county clerk determines that the application to register to vote of
11 a person is complete and that the person is eligible to vote pursuant to NRS
12 293.485, he shall issue a voter registration card to the voter which contains:

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

14 (b) The date of issuance; and

15 (c) The signature of the county clerk.

16 7. If an elector submits an application to register to vote or an affidavit
17 described in paragraph (c) of subsection 1 of NRS 293.507 that contains any
18 handwritten additions, erasures or interlineations, the county clerk may object to the
19 application to register to vote if he believes that because of such handwritten
20 additions, erasures or interlineations, the application to register to vote of the
21 elector is incomplete or that the elector is not eligible to vote pursuant to NRS
22 293.485. If the county clerk objects pursuant to this subsection, he shall
23 immediately notify the elector and the district attorney of the county. Not later than
24 5 business days after the district attorney receives such notification, the district
25 attorney shall advise the county clerk as to whether:

26 (a) The application to register to vote of the elector is complete and the elector
27 is eligible to vote pursuant to NRS 293.485; and

28 (b) The county clerk should proceed to process the application to register to
29 vote.

30 ➤ If the district attorney advises the county clerk to process the application to
31 register to vote, the county clerk shall immediately issue a voter registration card to
32 the applicant pursuant to subsection 6.

33 **Sec. 22.2.** NRS 293.5235 is hereby amended to read as follows:

34 293.5235 1. Except as otherwise provided in NRS 293.502, a person may
35 register to vote by mailing an application to register to vote to the county clerk of
36 the county in which he resides. The county clerk shall, upon request, mail an
37 application to register to vote to an applicant. The county clerk shall make the
38 applications available at various public places in the county. An application to
39 register to vote may be used to correct information in the registrar of voters'
40 register.

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

46 3. The applicant must complete the application, including, without limitation,
47 checking the boxes described in paragraphs (b) and (c) of subsection 10 and signing
48 the application.

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

51 5. If he determines that the application is complete, he shall, within 10 days
52 after he receives the application, 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.

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.

➤ If the applicant does not provide the additional information within the prescribed period, the application is void.

7. The applicant shall be deemed to be registered or to have corrected the information in the register ~~if~~:

~~—(a) If the application is received by the county clerk or postmarked not more than 3 working days after the applicant completed the application, on the date the applicant completed the application; or~~

~~—(b) If the application is received by the county clerk or postmarked more than 3 working days after the applicant completed the application,] on the earlier of the date on which the application is postmarked or received by the county clerk.~~

8. If the applicant fails to check the box described in paragraph (b) of subsection 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.

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.

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

1 to avoid the requirements of subsection 1 of NRS 293.2725 upon voting for the first
2 time.

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

6 12. The county clerk shall mail, by postcard, the notices required pursuant to
7 subsections 5 and 6. If the postcard is returned to the county clerk by the United
8 States Postal Service because the address is fictitious or the person does not live at
9 that address, the county clerk shall attempt to determine whether the person's
10 current residence is other than that indicated on his application to register to vote in
11 the manner set forth in NRS 293.530.

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

17 14. An application to register to vote must be made available to all persons,
18 regardless of political party affiliation.

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

22 16. A person who willfully violates any of the provisions of subsection 13, 14
23 or 15 is guilty of a category E felony and shall be punished as provided in NRS
24 193.130.

25 17. The Secretary of State shall adopt regulations to carry out the provisions
26 of this section.

27 **Sec. 23.** NRS 293.567 is hereby amended to read as follows:

28 293.567 After the close of registration for each primary election but not later
29 than the ~~second Friday next~~ *Friday* preceding the primary election and after the
30 close of registration for each general election but not later than the ~~second Friday~~
31 ~~next~~ *Friday* preceding the general election, the county clerk shall ascertain by
32 precinct and district the number of registered voters in the county and their political
33 affiliation, if any, and shall transmit that information to the Secretary of State.

34 **Sec. 24.** NRS 293.710 is hereby amended to read as follows:

35 293.710 1. It is unlawful for any person, in connection with any election or
36 petition ~~to~~ *or the registration of voters*, whether acting himself or through another
37 person in his behalf, to:

38 (a) Use or threaten to use any force, *intimidation*, coercion, violence, restraint
39 or undue influence;

40 (b) Inflict or threaten to inflict any physical or mental injury, damage, harm or
41 loss upon the person or property of another;

42 (c) Expose or publish or threaten to expose or publish any fact concerning
43 another in order to induce or compel such other to vote or refrain from voting for
44 any candidate or any question;

45 (d) Impede or prevent, by abduction, duress or fraudulent contrivance, the free
46 exercise of the franchise by any voter, or thereby to compel, induce or prevail upon
47 any elector to give or refrain from giving his vote; or

48 (e) Discharge or change the place of employment of any employee with the
49 intent to impede or prevent the free exercise of the franchise by such employee.

50 2. ~~Unless a greater penalty is provided by law, any violation~~ *A person who*
51 *violates a provision* of this section is ~~a gross misdemeanor~~ *guilty of a category E*
52 *felony and shall be punished as provided in NRS 193.130.*

1 **Sec. 25.** NRS 293.730 is hereby amended to read as follows:

2 293.730 1. A person shall not:

3 (a) Remain in or outside of any polling place so as to interfere with the conduct
4 of the election.

5 (b) Except an election board officer, receive from any voter a ballot prepared
6 by the voter.

7 (c) Remove a ballot from any polling place before the closing of the polls.

8 (d) Apply for or receive a ballot at any election precinct or district other than
9 the one at which he is entitled to vote.

10 (e) Show his ballot to any person, after voting, so as to reveal any of the names
11 voted for.

12 (f) Inside a polling place, ask another person for whom he intends to vote.

13 (g) Except an election board officer, deliver a ballot to a voter.

14 (h) Except an election board officer in the course of his official duties, inside a
15 polling place, ask another person his name, address or political affiliation.

16 2. A voter shall not:

17 (a) Receive a ballot from any person other than an election board officer.

18 (b) Deliver to an election board or to any member thereof any ballot other than
19 the one received.

20 (c) Place any mark upon his ballot by which it may afterward be identified as
21 the one voted by him.

22 3. Any person who violates any provision of this section is guilty of a ~~gross~~
23 ~~misdemeanor~~ *category C felony and shall be punished as provided in NRS*
24 *193.130.*

25 **Sec. 25.2.** NRS 293.740 is hereby amended to read as follows:

26 293.740 1. Except as otherwise provided in subsection 2, it is unlawful
27 inside a polling place or within 100 feet from the entrance to the building or other
28 structure in which a polling place is located:

29 (a) For any person to solicit a vote or speak to a voter on the subject of
30 marking his ballot.

31 (b) For any person, including an election board officer, to do any
32 electioneering on election day.

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

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

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

47 4. As used in this section, "electioneering" means campaigning for or against
48 a candidate, ballot question or political party by:

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

51 (b) Distributing literature relating to the support of or opposition to a
52 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; *or*

(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. 26. NRS 293.750 is hereby amended to read as follows:

293.750 Any person who, during an election, removes or destroys any of the supplies or equipment placed in the booths or compartments ~~[(f)]~~ or removes or defaces the cards of instruction posted as prescribed by this chapter ~~[(f)]~~ is guilty of a ~~[(gross misdemeanor)]~~ category ~~[(B)]~~ D felony and shall be punished [by imprisonment in the state prison for a minimum term of not less than 2 years and a maximum term of not more than 10 years.] as provided in NRS 193.130.

Sec. 27. NRS 293.755 is hereby amended to read as follows:

293.755 1. A person who tampers or interferes with, or attempts to tamper or interfere with, a mechanical voting system, mechanical voting device or any computer program used to count ballots with the intent to prevent the proper operation of that device, system or program is guilty of a category ~~[(D)]~~ ~~[(B)]~~ C felony and shall be punished as provided in NRS 193.130. [by imprisonment in the state prison for a minimum term of not less than 2 years and a maximum term of not more than 10 years.]

2. A person who tampers or interferes with, or attempts to tamper or interfere with, a mechanical voting system, mechanical voting device or any computer program used to count ballots with the intent to influence the outcome of an election is guilty of a category [A] B felony and shall be punished by imprisonment in the state prison for a [definite] minimum term of [40] not less than 2 years [with eligibility for parole beginning when a minimum of 15 years has been served.] and a maximum term of not more than 20 years.

3. The county or city clerk shall report any alleged violation of this section to the district attorney who shall cause appropriate proceedings to be instituted and prosecuted in a court of competent jurisdiction without delay.

Sec. 28. NRS 293.800 is hereby amended to read as follows:

293.800 1. A person who, for himself or another person, willfully gives a false answer or answers to questions propounded to him by the registrar or field registrar of voters relating to the information called for by the application to register to vote, or who willfully falsifies his application in any particular, or who violates any of the provisions of the election laws of this State ~~[(f)]~~ or knowingly encourages another person to violate those laws is guilty of a category E felony and shall be punished as provided in NRS 193.130.

2. A public officer or other person, upon whom any duty is imposed by this title, who willfully neglects his duty ~~[(f)]~~ or willfully performs it in such a way as to hinder the objects and purposes of the election laws of this State, except where another penalty is provided, is guilty of a category E felony and shall be punished as provided in NRS 193.130.

3. If the person is a public officer, his office is forfeited upon conviction of any offense provided for in subsection 2.

4. A person who causes or endeavors to cause his name to be registered, knowing that he is not an elector or will not be an elector on or before the day of the next ensuing election in the precinct or district in which he causes or endeavors to cause the registration to be made, and any other person who induces, aids or

abets the person in the commission of either of the acts is guilty of a category E felony and shall be punished as provided in NRS 193.130.

5. A field registrar or other person who ~~is~~ *provides to an elector an application to register to vote and:*

(a) Knowingly falsifies an application ~~to register to vote~~ or knowingly causes an application to be falsified; ~~or~~

(b) Knowingly provides money or other compensation to another for a falsified application ~~to register to vote.~~; *or*

(c) *Intentionally fails to submit to the county clerk a completed application on account of the elector's political party affiliation,*

is guilty of a category ~~E~~ *C* felony and shall be punished as provided in NRS 193.130.

Sec. 29. NRS 293C.715 is hereby amended to read as follows:

293C.715 1. If a city clerk maintains a website on the Internet for information relating to *candidates and* elections, the website must contain public information maintained, collected or compiled by the city clerk that relates to elections, which must include, without limitation:

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

(b) The abstract of votes required to be posted on a website pursuant to the provisions of NRS 293C.387 ~~;~~ *and*

(c) *The reports that the city clerk receives pursuant to chapter 294A of NRS from candidates for city office.*

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

3. If the information required to be maintained by a city clerk pursuant to subsection 1 may be obtained by the public from a website on the Internet maintained by the Secretary of State, a county clerk or another city clerk, the city clerk may provide a hyperlink to that website to comply with the provisions of subsection 1 with regard to that information.

Sec. 29.2. Chapter 294A of NRS is hereby amended by adding thereto the provisions set forth as sections 29.3, ~~and~~ 29.5 *and 29.7* of this act.

Sec. 29.3. 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 and who intends to make an expenditure in excess of \$100 on behalf of the candidate or group which is not solicited or approved by the candidate or group shall register with the Secretary of State before making any such expenditure.*

2. *The Secretary of State may adopt any regulations necessary to carry out the provisions of this section.*

Sec. 29.5. 1. ~~A candidate ~~person, committee, political party, group or business entity~~ that is required to file a report described in subsection 1 of NRS 294A.373 is not required to file the report electronically if the candidate ~~is~~ ~~person, committee, political party, group or business entity~~~~

(a) ~~Did not receive or expend money in excess of \$10,000~~ *in the previous calendar year; and*

(b) ~~Submits to~~ *Has on file with* the Secretary of State an affidavit stating that:

(1) ~~The candidate, person, committee, political party, group or business entity,~~ does not own or have the ability to access the technology necessary to file electronically the report described in subsection 1 of NRS 294A.373; and

(2) ~~The candidate, person, committee, political party, group or business entity,~~ does not have the financial ability to purchase or acquire access to the technology necessary to file electronically the report described in subsection 1 of NRS 294A.373.

2. ~~Each~~ To excuse the electronic filing of the report, the affidavit submitted pursuant to described in subsection 1 must be ~~filed~~ :

(a) In the form prescribed by the Secretary of State and signed under penalty of perjury.

(b) Filed within 10 days after the person becomes a candidate pursuant to NRS 294A.005.

3. A candidate that is excused from filing the report electronically may file the report by transmitting the forms by regular mail, certified mail, facsimile machine or personal delivery. A report transmitted pursuant to this subsection shall be deemed to be filed on the date that it was received by the Secretary of State.

Sec. 29.7. 1. A person, committee, political party, group or business entity that is required to file a report described in subsection 1 of NRS 294A.373 is excused from filing the report electronically if the person, committee, political party, group or business entity:

(a) Did not receive or expend money in excess of \$10,000 in the previous calendar year; and

(b) Has on file with the Secretary of State an affidavit stating that:

(1) The person, committee, political party, group or business entity does not own or have the ability to access the technology necessary to file electronically the report described in subsection 1 of NRS 294A.373; and

(2) The person, committee, political party, group or business entity does not have the financial ability to purchase or acquire access to the technology necessary to file electronically the report described in subsection 1 of NRS 294A.373.

2. To excuse the electronic filing of the report, the affidavit described in subsection 1 must be:

(a) In the form prescribed by the Secretary of State and signed under penalty of perjury.

(b) Filed:

(1) At least 10 days before any report described in subsection 1 of NRS 294A.373 is required to be filed by the person, committee, political party, group or business entity.

(2) Not earlier than January 1 and not later than January 15 of each year, regardless of whether or not the person, committee, political party, group or business entity was required to file any report described in subsection 1 of NRS 294A.373 in the previous year.

3. A person, committee, political party, group or business entity that has properly filed the affidavit pursuant to this section may file the relevant report with the Secretary of State by transmitting the forms by regular mail, certified mail, facsimile machine or personal delivery. A report transmitted pursuant to this subsection shall be deemed to be filed on the date that it was received by the Secretary of State.

1 **Sec. 30.** NRS 294A.0055 is hereby amended to read as follows:

2 294A.0055 1. "Committee for political action" means any *individual*
3 *natural person* or group of natural persons or entities that solicits or receives
4 contributions from any other person, group or entity and:

5 (a) Makes or intends to make contributions to candidates or other persons; or

6 (b) Makes or intends to make expenditures,

7 ↳ designed to affect the outcome of any primary, general or special election or
8 question on the ballot.

9 2. "Committee for political action" does not include:

10 (a) An organization made up of legislative members of a political party whose
11 primary purpose is to provide support for their political efforts.

12 (b) An entity solely because it provides goods or services to a candidate or
13 committee in the regular course of its business at the same price that would be
14 provided to the general public.

15 (c) ~~[An individual natural person.~~

16 ~~—(d)—~~ An individual corporation or other business organization who has filed
17 articles of incorporation or other documentation of organization with the Secretary
18 of State pursuant to title 7 of NRS.

19 ~~[(e)]~~ (d) A labor union.

20 ~~[(f)]~~ (e) A personal campaign committee or the personal representative of a
21 candidate who receives contributions or makes expenditures that are reported as
22 campaign contributions or expenditures by the candidate.

23 ~~[(g)]~~ (f) A committee for the recall of a public officer.

24 **Sec. 31.** ~~[NRS 294A.007 is hereby amended to read as follows:~~

25 ~~—294A.007 1. "Contribution" means a gift, loan, conveyance, deposit,~~
26 ~~payment, transfer or distribution of money or of anything of value other than the~~
27 ~~services of a volunteer, and includes:~~

28 ~~—(a) The payment by any person, other than a candidate, of compensation for the~~
29 ~~personal services of another person which are rendered to a:~~

30 ~~—(1) Candidate;~~

31 ~~—(2) Person who is not under the direction or control of a candidate or group~~
32 ~~of candidates or of any person involved in the campaign of the candidate or group~~
33 ~~who makes an expenditure on behalf of the candidate or group which is not~~
34 ~~solicited or approved by the candidate or group; or~~

35 ~~—(3) Committee for political action, political party, committee sponsored by~~
36 ~~a political party or business entity which makes an expenditure on behalf of a~~
37 ~~candidate or group of candidates, [, or~~

38 ~~—(4) Person or group of persons organized formally or informally, including~~
39 ~~a business entity, who advocates the passage or defeat of a question or group of~~
40 ~~questions on the ballot,]~~

41 ~~↳ without charge to the candidate, person, committee or political party.~~

42 ~~—(b) The value of services provided in kind for which money would have~~
43 ~~otherwise been paid, such as paid polling and resulting data, paid direct mail, paid~~
44 ~~solicitation by telephone, any paid paraphernalia that was printed or otherwise~~
45 ~~produced to promote a campaign and the use of paid personnel to assist in a~~
46 ~~campaign.~~

47 ~~—2. As used in this section, "volunteer" means a person who does not receive~~
48 ~~compensation of any kind, directly or indirectly, for the services he provides to a~~
49 ~~campaign.] (Deleted by amendment.)~~

50 **Sec. 32.** NRS 294A.100 is hereby amended to read as follows:

51 294A.100 1. A person shall not make *or commit to make* a contribution or
52 contributions to a candidate for any office, except a federal office, in an amount
53 which exceeds \$5,000 for the primary election or primary city election, regardless

of the number of candidates for the office, and \$5,000 for the general election or general city election, regardless of the number of candidates for the office. ~~during the period:~~

~~—(a) Beginning from 30 days before the regular session of the Legislature immediately following the last election for the office and ending 30 days before the regular session of the Legislature immediately following the next election for the office, if that office is a state, district, county or township office; or~~

~~—(b) Beginning from 30 days after the last election for the office and ending 30 days before the next general city election for the office, if that office is a city office.~~

2. A candidate shall not accept a contribution *or commitment to make a contribution* made in violation of subsection 1.

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

Sec. 32.2. 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 days before the primary election for that office, for the period from the January 1 immediately preceding the primary election through 12 days before the primary election;

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

(c) July 15 of the year of the general election for that office, for the period from 11 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.

3. 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 July 1 and before the January 1 immediately following that July 1, not later than:

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

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

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 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.

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

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

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

report each campaign contribution in excess of \$100 he received during the period and contributions received during the reporting 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.

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

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

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

6. Reports of campaign contributions must be ~~filed~~:

~~(a) If the candidate is a candidate for city office, filed with the officer with whom the candidate filed the declaration of candidacy or acceptance of candidacy. A city clerk. The candidate may mail or transmit~~ by transmitting the report to ~~that officer~~ the city clerk by regular mail, certified mail, facsimile machine, ~~or~~ electronic means ~~or personal delivery.~~

~~(b) Except as otherwise provided in section 29.5 of this act, if the candidate is a candidate for state, district or county office, filed electronically with the Secretary of State.~~

7. 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] 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, including, without limitation, 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.] Secretary of State or city clerk, as the case may be.~~

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. 32.3. NRS 294A.125 is hereby amended to read as follows:

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

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

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

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

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

4. The report must be : ~~filed;~~

(a) ~~[With the officer with whom the candidate will file the declaration of candidacy or acceptance of candidacy for the public office the candidate intends to seek. A] If the candidate is a candidate for city office, filed with the city clerk. The candidate may mail or transmit~~ *by transmitting* the report to ~~[that officer]~~ *the city clerk* by regular mail, certified mail, facsimile machine, ~~for~~ *or personal delivery.*

(b) *Except as otherwise provided in section 29.5 of this act, if the candidate is a candidate for state, district or county office, filed electronically with the Secretary of State.*

5. A report shall be deemed to be filed ~~[with the officer:~~

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

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

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

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

Sec. 32.4. NRS 294A.128 is hereby amended to read as follows:

294A.128 1. In addition to complying with the requirements set forth in NRS 294A.120, 294A.200 and 294A.360, a candidate who receives a loan which is guaranteed by a third party, forgiveness of a loan previously made to the candidate or a written commitment for a contribution shall, for the period covered by the report filed pursuant to NRS 294A.120, 294A.200 or 294A.360, report:

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

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

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

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

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

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

Sec. 32.5. 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~~ and every committee for political action, political party, committee sponsored by a political party and business entity which makes an expenditure on behalf of such a candidate or group of candidates and every person or group of persons who advocates the passage or defeat of a question or group of questions on the ballot at a primary election, primary city election, general election or city general election shall, not later than January 15 of each year that the provisions of this subsection apply to the person, group of persons, committee, political party or business entity, 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, group of persons, committee, political party or business entity 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, ~~or, as pertains to persons who advocate the passage or defeat of a question or group of questions on a ballot, each year in which a general election or general city election is held for each question for which the person or group of persons advocates passage or defeat.~~

2. Every person, group of persons, committee, political party or business entity described in subsection 1 which makes an expenditure on behalf of the candidate for office at a primary election, primary city election, general election or general city election or on behalf of a group of such candidates and every person or group of persons who advocates the passage or defeat of a question or group of questions on the ballot at a primary election, primary city election, general election or general city election shall, if the general election or general city election for the office for which the candidate or a candidate in the group of candidates seeks election or on which the ballot question or group of questions appears is held on or after January 1 and before the July 1 immediately following that January 1, not later than:

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

(b) Seven days before the general election or general city election, ~~for that office,~~ for the period from 11 days before the primary election or primary city election through 12 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 that office,~~ for the period from 11 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. The form must be signed by the person or a representative of the group of persons, committee, political party or business entity 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 \$100 since the beginning of the current reporting period.

4. Every person, committee, political party or business entity described in subsection 1 which makes an expenditure on behalf of a candidate for office at a primary election, primary city election, general election or general city election or on behalf of a group of such candidates and every person or group of persons who advocates the passage or defeat of a question or group of questions on the ballot at a primary election, primary city election, general election or general city election shall, if the general election or general city election for the office for which the candidate or a candidate in the group of candidates seeks election or on which the ballot question or group of questions appears is held on or after July 1 and before the January 1 immediately following that July 1, not later than:

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

(b) Seven days before the general election or general city election, ~~for that office,~~ for the period from 11 days before the primary election or primary city election through 12 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 group of persons, committee, political party or business entity under penalty of perjury.

5. Except as otherwise provided in subsection 6, every person, committee, political party or business entity 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 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 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, political party or business entity under penalty of perjury.

6. Every person, committee, political party or business entity 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, political party or business entity under penalty of perjury, 30 days after:

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

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

7. The reports of contributions required pursuant to this section must be :
~~{filed with:}~~

~~(a) If the candidate is elected from one county, the county clerk of that county;~~
~~—(b)—~~ If the candidate is ~~{elected from one city:}~~ a candidate for city office {,} or if the question or group of questions is submitted to the voters of one city, filed with the city clerk {,} of that city {,} or

~~—(c) If {A person, committee, political party or business entity may file} by transmitting the report {with} to the city clerk by regular mail, certified mail, facsimile machine, {or} electronic means {,} or personal delivery.~~

~~(b) Except as otherwise provided in section {29.5} 29.7 of this act, if the candidate is {elected from more than one county or city:}~~ a candidate for state, district or county office {,} or if the question or group of questions is submitted to more than one city or to one or more counties, filed electronically with the Secretary of State.

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

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

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

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

~~—10.} Secretary of State or city clerk, as the case may be.~~

9. Every person, group of persons, committee, political party or business entity described in subsection 1 shall file a report required by this section even if he or it receives no contributions.

Sec. 33. NRS 294A.200 is hereby amended to read as follows:

294A.200 1. Every candidate for state, district, county or township office at a primary or general election shall, not later than January 15 of each year, for the period from January 1 of the previous year through December 31 of the previous year, report each of the campaign expenses in excess of \$100 that he incurs and each amount in excess of \$100 that he disposes of pursuant to NRS 294A.160 or subsection 4 of NRS 294A.286 during the period on the form designed and provided by the Secretary of State pursuant to NRS 294A.373. The form must be signed by the candidate under penalty of perjury. The provisions of this subsection apply to the candidate:

(a) Beginning the year of the general election for that office through the year immediately preceding the next general 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 ~~or 294A.286~~.

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 days before the primary election for that office, for the period from the January 1 immediately preceding the primary election through 12 days before the primary election;

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

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

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

3. 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 July 1 and before the January 1 immediately following that July 1, not later than:

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

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

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

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

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

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

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

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

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

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

6. Reports of campaign expenses must be filed with the officer with whom the candidate filed the declaration of candidacy or acceptance of candidacy. A

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

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

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

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

13 **Sec. 33.1.** NRS 294A.200 is hereby amended to read as follows:

14 294A.200 1. Every candidate for state, district, county or township office at
15 a primary or general election shall, not later than January 15 of each year, for the
16 period from January 1 of the previous year through December 31 of the previous
17 year, report each of the campaign expenses in excess of \$100 that he incurs and
18 each amount in excess of \$100 that he disposes of pursuant to NRS 294A.160 or
19 subsection 4 of NRS 294A.286 during the period on the form designed and
20 provided by the Secretary of State pursuant to NRS 294A.373. The form must be
21 signed by the candidate under penalty of perjury. The provisions of this subsection
22 apply to the candidate:

23 (a) Beginning the year of the general election for that office through the year
24 immediately preceding the next general election for that office; and

25 (b) Each year immediately succeeding a calendar year during which the
26 candidate disposes of contributions pursuant to NRS 294A.160 or 294A.286.

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

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

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

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

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

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

47 (a) Seven days before the primary election for that office, for the period from
48 the January 1 immediately preceding the primary election through 12 days before
49 the primary election; and

50 (b) Seven days before the general election for that office, for the period from
51 11 days before the primary election through 12 days before the general election,

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

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

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

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

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

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

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

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

25 6. Reports of campaign expenses must be :

26 (a) *If the candidate is a candidate for city office, filed with the [officer with*
27 *whom the candidate filed the declaration of candidacy or acceptance of candidacy.]*
28 *city clerk [A candidate may mail or transmit] by transmitting the report to [that*
29 *officer] the city clerk by regular mail, certified mail, facsimile machine [or]*
30 *electronic means [or personal delivery].*

31 (b) *Except as otherwise provided in section 29.5 of this act, if the candidate is*
32 *a candidate for state, county or district office, filed electronically with the*
33 *Secretary of State.*

34 7. A report shall be deemed to be filed ~~[with the officer:~~

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

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

39 — 7. ~~County clerks who receive from candidates for legislative or judicial office,~~
40 ~~including, without limitation, the office of justice of the peace or municipal judge,~~
41 ~~reports of campaign expenses pursuant to this section shall file a copy of each~~
42 ~~report with the] Secretary of State [within 10 working days after receipt of the~~
43 ~~report.] or city clerk, as the case may be.~~

44 Sec. 33.2. NRS 294A.210 is hereby amended to read as follows:

45 294A.210 1. Every person who is not under the direction or control of a
46 candidate for an office at a primary election, primary city election, general election
47 or general city election, of a group of such candidates or of any person involved in
48 the campaign of that candidate or group who makes an expenditure on behalf of the
49 candidate or group which is not solicited or approved by the candidate or group, ~~or~~
50 and every committee for political action, political party, committee sponsored by a
51 political party or business entity which makes an expenditure on behalf of such a
52 candidate or group of candidates and every person or group of persons who
53 advocates the passage or defeat of a question or group of questions on the ballot

1 at a primary election, primary city election, general election or general city
2 election shall, not later than January 15 of each year that the provisions of this
3 subsection apply to the person, group of persons, committee, political party or
4 business entity, for the period from January 1 of the previous year through
5 December 31 of the previous year, report each expenditure made during the period
6 on behalf of the candidate, the group of candidates, ~~for~~ a candidate in the group of
7 candidates or to advocate the passage or defeat of a question or group of
8 questions in excess of \$100 on the form designed and provided by the Secretary of
9 State pursuant to NRS 294A.373. The form must be signed by the person or a
10 representative of the group of persons, committee, political party or business entity
11 under penalty of perjury. The provisions of this subsection apply to the person,
12 group of persons, committee, political party or business entity beginning the year
13 of the general election or general city election for that office through the year
14 immediately preceding the next general election or general city election for that
15 office ~~or~~ as pertains to persons who advocate the passage or defeat of a
16 question or group of questions on a ballot, each year in which a general election
17 or general city election is held for each question for which the person or group of
18 persons advocates passage or defeat.

19 2. Every person, group of persons, committee, political party or business
20 entity described in subsection 1 which makes an expenditure on behalf of a
21 candidate for office at a primary election, primary city election, general election or
22 general city election or a group of such candidates and every person or group of
23 persons who advocates the passage or defeat of a question or group of questions
24 on the ballot at a primary election, primary city election, general election or
25 general city election shall, if the general election or general city election for the
26 office for which the candidate or a candidate in the group of candidates seeks
27 election or on which the ballot question or group of questions appears is held on
28 or after January 1 and before the July 1 immediately following that January 1, not
29 later than:

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

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

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

40 report each expenditure made during the period on behalf of the candidate, the
41 group of candidates, ~~for~~ a candidate in the group of candidates or to advocate the
42 passage or defeat of a question or group of questions in excess of \$100 on the
43 form designed and provided by the Secretary of State pursuant to NRS 294A.373.
44 The form must be signed by the person or a representative of the group of persons,
45 committee, political party or business entity under penalty of perjury.

46 3. Every person, committee, political party or business entity described in
47 subsection 1 which makes an expenditure on behalf of a candidate for office at a
48 primary election, primary city election, general election or general city election or
49 on behalf of a group of such candidates and every person or group of persons who
50 advocates the passage or defeat of a question or group of questions on the ballot
51 at a primary election, primary city election, general election or general city
52 election shall, if the general election or general city election for the office for which
53 the candidate or a candidate in the group of candidates seeks election or on which

1 the ballot question or group of questions appears is held on or after July 1 and
2 before the January 1 immediately following that July 1, not later than:

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

7 (b) Seven days before the general election or general city election ~~for that~~
8 ~~office,~~ for the period from 11 days before the primary election or primary city
9 election through 12 days before the general election or general city election.

10 ➤ report each expenditure made during the period on behalf of the candidate, the
11 group of candidates ~~for~~ a candidate in the group of candidates or to advocate the
12 passage or defeat of the question or group of questions in excess of \$100 on the
13 form designed and provided by the Secretary of State pursuant to NRS 294A.373.
14 The form must be signed by the person or a representative of the group, committee,
15 political party or business entity under penalty of perjury.

16 4. Except as otherwise provided in subsection 5, every person, committee,
17 political party or business entity described in subsection 1 which makes an
18 expenditure on behalf of a candidate for office at a special election or on behalf of a
19 group of such candidates shall, not later than:

20 (a) Seven days before the special election for the office for which the candidate
21 or a candidate in the group of candidates seeks election, for the period from the
22 nomination of the candidate through 12 days before the special election; and

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

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

30 5. Every person, committee, political party or business entity described in
31 subsection 1 which makes an expenditure on behalf of a candidate for office at a
32 special election to determine whether a public officer will be recalled or on behalf
33 of a group of such candidates shall list each expenditure made on behalf of the
34 candidate, the group of candidates or a candidate in the group of candidates in
35 excess of \$100 on the form designed and provided by the Secretary of State
36 pursuant to NRS 294A.373 and signed by the person or a representative of the
37 committee, political party or business entity under penalty of perjury, 30 days after:

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

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

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

47 7. The reports must be ~~filed with:~~

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

49 ~~—(b)—~~ If the candidate is ~~elected from one city,~~ a candidate for city office ~~or~~
50 if the question or group of questions is submitted to the voters of one city, filed
51 with the city clerk of that city ~~or~~ by transmitting the report to the city clerk by
52 regular mail, certified mail, facsimile machine, electronic means or personal
53 delivery.

~~[(e)] (b) ~~[[~~ Except as otherwise provided in section 29.7 of this act, if the~~
candidate is ~~[elected from more than one county or city.] a candidate for state,~~
~~district or county office ~~[[~~ or if the question or group of questions is submitted to~~
~~more than one city or to one or more counties, filed electronically with the~~
Secretary of State.

8. If an expenditure is made on behalf of a group of candidates, the reports
must be itemized by the candidate. ~~[A person may mail or transmit his report to the~~
~~appropriate officer by regular mail, certified mail, facsimile machine or electronic~~
~~means.]~~

9. 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] on the date that it was received by the [officer if the report was sent by~~
~~regular mail, transmitted by facsimile machine or electronic means, or delivered~~
~~personally.~~

~~—9. Each county clerk or city clerk who receives a report pursuant to this~~
~~section shall file a copy of the report with the Secretary of State within 10 working~~
~~days after he receives the report.] Secretary of State or city clerk, as the case may~~
~~be.~~

10. Every person, group of persons, committee, political party or business
entity described in subsection 1 shall file a report required by this section even if he
or it receives no contributions.

Sec. 34. NRS 294A.230 is hereby amended to read as follows:

294A.230 1. Each committee for political action shall, before it engages in
any activity in this State, register with the Secretary of State on forms supplied by
him.

2. The form must require:

(a) The name of the committee;

(b) The purpose for which it was organized;

(c) The names, addresses and telephone numbers of its officers;

(d) If the committee for political action is affiliated with any other
organizations, the name, address and telephone number of each organization;

(e) The name, address and telephone number of its registered agent; and

(f) Any other information deemed necessary by the Secretary of State.

3. A committee for political action shall file with the Secretary of State ~~[[an]]~~ :

(a) An amended form for registration within 30 days after any change in the
information contained in the form for registration.

(b) A form for registration on or before January 15 of each year, regardless
of whether there is a change in the information contained in the most recent form
for registration filed by the committee for political action with the Secretary of
State.

4. The Secretary of State shall include on his Internet website the information
required pursuant to subsection 2.

Sec. 34.2. NRS 294A.270 is hereby amended to read as follows:

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

(a) Seven 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 days before the special election; and

(b) Thirty days after the election, for the remaining period through the election,
➤ report each contribution received or 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 contribution received by the committee, and each contribution 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 contribution received by the committee, and each contribution made by the committee in excess of \$100.

4. ~~Each~~ Except as otherwise provided in section ~~29.5~~ 29.7 of this act, each report of contributions must be filed electronically with the Secretary of State. ~~[The committee may mail or transmit the report 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] 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. 34.3. 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 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 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~~ Except as otherwise provided in section ~~29.5~~ 29.7 of this act, each report of expenditures must be filed electronically 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~~

1 ~~—(b) On~~ on the date that it was received by the Secretary of State . ~~[if the report~~
2 ~~was sent by regular mail, transmitted by facsimile machine or electronic means, or~~
3 ~~delivered personally.]~~

4 **Sec. 35.** NRS 294A.286 is hereby amended to read as follows:

5 294A.286 1. A person who administers a legal defense fund shall:

6 (a) Within 5 days after the creation of the legal defense fund, notify the
7 Secretary of State of the creation of the fund on a form provided by the Secretary of
8 State; and

9 (b) For the same period covered by the report filed pursuant to NRS 294A.120,
10 294A.200 or 294A.360, report any contribution received by or expenditure made
11 from the legal defense fund.

12 2. The reports required by paragraph (b) of subsection 1 must be submitted on
13 the form designed and provided by the Secretary of State pursuant to NRS
14 294A.373. Each form must be signed by the administrator of the legal defense fund
15 under penalty of perjury.

16 3. The reports required by paragraph (b) of subsection 1 must be filed in the
17 same manner and at the same time as the report filed pursuant to NRS 294A.120,
18 294A.200 or 294A.360.

19 *4. Not later than the 15th day of the second month after the conclusion of*
20 *all civil, criminal or administrative claims or proceedings for which a candidate*
21 *or public officer established a legal defense fund, the candidate or public officer*
22 *shall:*

23 (a) *Return the unspent money to contributors;*

24 (b) *Donate the money to any tax-exempt nonprofit entity; or*

25 (c) *Dispose of the money in any combination of the methods provided in*
26 *paragraphs (a) and (b).*

27 **Sec. 36.** NRS 294A.287 is hereby amended to read as follows:

28 294A.287 1. A person shall not make a contribution or contributions to the
29 legal defense fund of a candidate or public officer in an amount which exceeds
30 \$10,000 . ~~[during the applicable period prescribed in NRS 294A.100 pertaining to~~
31 ~~the office the candidate is seeking or that the public officer holds.]~~

32 2. A candidate or public officer shall not accept a contribution to his legal
33 defense fund that is made in violation of subsection 1.

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

36 **Sec. 36.5.** NRS 294A.300 is hereby amended to read as follows:

37 294A.300 1. It is unlawful for a member of the Legislature, the Lieutenant
38 Governor, the Lieutenant Governor-Elect, the Governor or the Governor-Elect to
39 solicit or accept any monetary contribution, or solicit or accept a commitment to
40 make such a contribution for any political purpose during the period beginning:

41 (a) Thirty days before a regular session of the Legislature and ending 30 days
42 after the final adjournment of a regular session of the Legislature;

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

48 (c) The day after the Governor issues a proclamation calling for a special
49 session of the Legislature and ending 15 days after the final adjournment of a
50 special session of the Legislature if the Governor sets a specific date for the
51 commencement of the special session that is 15 or fewer days after the Governor
52 issues the proclamation calling for the special session.

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

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

~~[3-]~~ 4. As used in this section, "political purpose" includes, without limitation, the establishment of, or the addition of money to, a legal defense fund.

Sec. 37. NRS 294A.347 is hereby amended to read as follows:

294A.347 1. A statement which:

(a) Is published within 60 days before a general election, general city election or special election or 30 days before a primary election or primary city election;

(b) Expressly advocates the election or defeat of a clearly identified candidate for a state or local office; and

(c) Is published by a person who receives compensation from the candidate, an opponent of the candidate ~~[]~~ or a ~~[person, party, committee or business entity required to report expenditures pursuant to NRS 294A.210.]~~ *committee for political action,*

↪ must contain a disclosure of the fact that the person receives compensation pursuant to paragraph (c) and the name of the person ~~[, party, committee or business entity]~~ *or committee for political action* providing that compensation.

2. A statement which:

(a) Is published by a candidate within 60 days before a general election, general city election or special election or 30 days before a primary election or primary city election; and

(b) Contains the name of the candidate,

↪ shall be deemed to comply with the provisions of this section.

3. As used in this section, "publish" means the act of:

(a) Printing, posting, broadcasting, mailing or otherwise disseminating; or

(b) Causing to be printed, posted, broadcasted, mailed or otherwise disseminated.

Sec. 38. 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, 294A.128 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 ~~[]~~ *or subsection 4 of NRS 294A.286.*

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, 294A.128 and 294A.200 for other offices not later than:

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

(b) Seven days before the general city election for that office, for the period from 11 days before the primary city election through 12 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 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, 294A.128 and 294A.200 for other offices not later than:

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

(b) Seven days before the general city election for that office, for the period from 11 days before the primary city election through 12 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 days before the special election, for the period from his nomination through 12 days before the special election; and

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

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. 38.2. NRS 294A.362 is hereby amended to read as follows:

294A.362 1. In addition to reporting information pursuant to NRS 294A.120, 294A.125, 294A.128, 294A.200 and 294A.360, each candidate who is required to file a report of campaign contributions and expenses pursuant to NRS 294A.120, 294A.125, 294A.128, 294A.200 or 294A.360 shall report on the form designed and provided by the Secretary of State pursuant to NRS 294A.373 goods and services provided in kind for which money would otherwise have been paid. The candidate shall list on the form each such campaign contribution in excess of \$100 that he receives during the reporting period, each such campaign contribution from a contributor received during the reporting period which cumulatively exceeds \$100, and each such expense in excess of \$100 he incurs during the reporting period.

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

3. The report of campaign contributions and expenses described in this section must be filed in the same manner and at the same time as the candidate files the reports required pursuant to NRS 294A.120, 294A.125, 294A.128, 294A.200 and 294A.360.

Sec. 39. NRS 294A.365 is hereby amended to read as follows:

294A.365 1. Each report of expenditures required pursuant to NRS 294A.210 ~~[, 294A.220,]~~ and 294A.280 ~~[and 294A.283]~~ must consist of a list of

each expenditure in excess of \$100 or \$1,000, as is appropriate, that was made during the periods for reporting. Each report of expenses required pursuant to NRS 294A.125 and 294A.200 must consist of a list of each expense in excess of \$100 that was incurred during the periods for reporting. The list in each report must state the category and amount of the expense or expenditure and the date on which the expense was incurred or the expenditure was made.

2. The categories of expense or expenditure for use on the report of expenses or expenditures are:

- (a) Office expenses;
- (b) Expenses related to volunteers;
- (c) Expenses related to travel;
- (d) Expenses related to advertising;
- (e) Expenses related to paid staff;
- (f) Expenses related to consultants;
- (g) Expenses related to polling;
- (h) Expenses related to special events;
- (i) Except as otherwise provided in NRS 294A.362, goods and services provided in kind for which money would otherwise have been paid; and
- (j) Other miscellaneous expenses.

3. Each report of expenses or expenditures described in subsection 1 must list the disposition of any unspent campaign contributions using the categories set forth in subsection 2 of NRS 294A.160 ~~or subsection 4 of NRS 294A.286.~~

Sec. 40. NRS 294A.373 is hereby amended to read as follows:

294A.373 1. The Secretary of State shall design a single form to be used for all reports of campaign contributions and expenses or expenditures that are required to be filed pursuant to NRS 294A.120, 294A.125, 294A.128, 294A.140, ~~294A.150,~~ 294A.200, 294A.210, ~~294A.220,~~ 294A.270, 294A.280, ~~294A.283,~~ 294A.360 and 294A.362 and reports of contributions received by and expenditures made from a legal defense fund that are required to be filed pursuant to NRS 294A.286.

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

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

4. The Secretary of State must obtain the advice and consent of the Legislative Commission before providing a copy of a form designed or revised by the Secretary of State pursuant to this section to a person, committee, political party, group or business entity that is required to use the form.

Sec. 40.5. NRS 294A.373 is hereby amended to read as follows:

294A.373 1. The Secretary of State shall design ~~a single form~~ **forms** to be used for all reports of campaign contributions and expenses or expenditures that are required to be filed pursuant to NRS 294A.120, 294A.125, 294A.128, 294A.140, 294A.200, 294A.210, 294A.270, 294A.280, 294A.360 and 294A.362 and reports of contributions received by and expenditures made from a legal defense fund that are required to be filed pursuant to NRS 294A.286.

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

3. ~~Upon request, the~~ **The** Secretary of State shall provide ~~a~~ **to each person, committee, political party, group and business entity that is required to file a report described in subsection 1:**

(a) If the person, committee, political party, group or business entity is required to submit the report to a city clerk, a copy of the form ; ~~designed~~

~~pursuant to this section to each person, committee, political party, group and business entity that is required to file a report described in subsection 1.~~

(b) If the person, committee, political party, group or business entity is required to submit the report electronically to the Secretary of State, access through a secure website to the form; or

(c) If the person, committee, political party, group or business entity is required to submit the report electronically to the Secretary of State and has submitted an affidavit to the Secretary of State pursuant to section 29.5 or 29.7 of this act, a copy of the form.

4. If a person, committee, political party, group or business entity is required to submit electronically a report described in subsection 1, the form must be signed electronically under penalty of perjury.

5. The Secretary of State must obtain the advice and consent of the Legislative Commission before providing a copy of, or access to, a form designed or revised by the Secretary of State pursuant to this section to a person, committee, political party, group or business entity. ~~{that is required to use the form.}~~

6. The Secretary of State may adopt any regulations necessary to carry out of the provisions of this section.

Sec. 41. NRS 294A.390 is hereby amended to read as follows:

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

1. A declaration of candidacy;

2. An acceptance of candidacy;

3. The registration of a committee for political action pursuant to NRS 294A.230, a committee for the recall of a public officer pursuant to NRS 294A.250 or a business entity that wishes to engage in certain political activity pursuant to NRS 294A.377;

4. The reporting of the creation of a legal defense fund pursuant to NRS 294A.286; or

5. The reporting of campaign contributions, expenses or expenditures pursuant to NRS 294A.120, 294A.128, 294A.140, ~~{294A.150.}~~ 294A.200, 294A.210, ~~{294A.220.}~~ 294A.270, 294A.280 ~~{, 294A.283}~~ or 294A.360 and the reporting of contributions received by and expenditures made from a legal defense fund pursuant to NRS 294A.286,

shall furnish the candidate with the necessary forms for reporting and copies of the regulations adopted by the Secretary of State pursuant to this chapter. An explanation of the applicable provisions of NRS 294A.100, 294A.120, 294A.128, 294A.140, ~~{294A.150.}~~ 294A.200, 294A.210, ~~{294A.220.}~~ 294A.270, 294A.280 ~~{, 294A.283}~~ or 294A.360 relating to the making, accepting or reporting of campaign contributions, expenses or expenditures and the penalties for a violation of those provisions as set forth in NRS 294A.100 or 294A.420, and an explanation of NRS 294A.286 and 294A.287 relating to the accepting or reporting of contributions received by and expenditures made from a legal defense fund and the penalties for a violation of those provisions as set forth in NRS 294A.287 and 294A.420, must be developed by the Secretary of State and provided upon request. The candidate or entity shall acknowledge receipt of the material.

Sec. 41.5. NRS 294A.390 is hereby amended to read as follows:

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

1. A declaration of candidacy;

2. An acceptance of candidacy; *or*

3. The registration of a committee for political action pursuant to NRS 294A.230, a committee for the recall of a public officer pursuant to NRS 294A.250 or a business entity that wishes to engage in certain political activity pursuant to NRS 294A.377, ~~{, }~~

~~4. The reporting of the creation of a legal defense fund pursuant to NRS 294A.286; or~~

~~5. The reporting of campaign contributions, expenses or expenditures pursuant to NRS 294A.120, 294A.128, 294A.140, 294A.200, 294A.210, 294A.270, 294A.280 or 294A.360 and the reporting of contributions received by and expenditures made from a legal defense fund pursuant to NRS 294A.286;]~~

~~shall furnish the candidate or entity with [the necessary forms for reporting and copies of the regulations adopted by the Secretary of State pursuant to this chapter.~~

~~And an~~ explanation of the applicable provisions of NRS 294A.100, 294A.120, 294A.128, 294A.140, 294A.200, 294A.210, 294A.270, 294A.280 or 294A.360 relating to the making, accepting or reporting of campaign contributions, expenses or expenditures and the penalties for a violation of those provisions as set forth in NRS 294A.100 or 294A.420, and an explanation of NRS 294A.286 and 294A.287 relating to the accepting or reporting of contributions received by and expenditures made from a legal defense fund and the penalties for a violation of those provisions as set forth in NRS 294A.287 and 294A.420, must be developed by the Secretary of State and provided upon request. The candidate or entity shall acknowledge receipt of the material.

Sec. 42. NRS 294A.400 is hereby amended to read as follows:

294A.400 The Secretary of State shall, within 30 days after receipt of the reports required by NRS 294A.120, 294A.125, 294A.128, 294A.140, ~~[294A.150,]~~ 294A.200, 294A.210, ~~[294A.220,]~~ 294A.270, 294A.280 ~~[-, 294A.283]~~ and 294A.286, prepare and make available for public inspection a compilation of:

1. The total campaign contributions, the contributions which are in excess of \$100 and the total campaign expenses of each of the candidates from whom reports of those contributions and expenses are required.

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

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

4. The expenditures exceeding \$100 made by a:

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

(b) Group of persons or business entity advocating the election or defeat of a candidate.

(c) *Person or group of persons who advocates the passage or defeat of a question or group of questions on a ballot.*

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

5. The contributions in excess of \$100 made to:

(a) A person who is not under the direction or control of a candidate or group of candidates or of any person involved in the campaign of the 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.

(b) A committee for political action, political party, committee sponsored by a political party or business entity which makes an expenditure on behalf of a candidate or group of candidates.

(c) *A person or group of persons who advocates the passage or defeat of a question or group of questions on a ballot.*

~~6. [The contributions in excess of \$1,000 made to and the expenditures exceeding \$1,000 made by a:~~

~~—(a) Person or group of persons organized formally or informally, including a business entity who advocates the passage or defeat of a question or group of~~

questions on the ballot and who receives or expends money in an amount in excess of \$10,000 for such advocacy, except as otherwise provided in paragraph (b):

—(b) Person or group of persons organized formally or informally, including a business entity, who advocates the passage or defeat of a constitutional amendment or statewide measure proposed by an initiative or referendum, including, without limitation, the initiation or circulation thereof, and who receives or expends money in an amount in excess of \$10,000 for such advocacy;

—7.] The total contributions received by and expenditures made from a legal defense fund.

Sec. 43. NRS 294A.420 is hereby amended to read as follows:

294A.420 1. If the Secretary of State receives information that a person or entity that is subject to the provisions of NRS 294A.120, 294A.128, 294A.140, ~~294A.150,~~ 294A.200, 294A.210, ~~294A.220,~~ 294A.230, **294A.250**, 294A.270, 294A.280, ~~294A.283,~~ 294A.286, **294A.350**, 294A.360 or 294A.377 has not filed a report or form for registration pursuant to the applicable provisions of those sections, the Secretary of State may, after giving notice to that person or entity, cause the appropriate proceedings to be instituted in the First Judicial District Court.

2. Except as otherwise provided in this section, a person or entity that violates an applicable provision of NRS 294A.112, 294A.120, 294A.128, 294A.130, 294A.140, ~~294A.150,~~ 294A.160, 294A.200, 294A.210, ~~294A.220,~~ 294A.230, **294A.250**, 294A.270, 294A.280, ~~294A.283,~~ 294A.286, 294A.300, 294A.310, **294A.350**, 294A.360 or 294A.377 is subject to a civil penalty of not more than \$5,000 for each violation and payment of court costs and attorney's fees. The civil penalty must be recovered in a civil action brought in the name of the State of Nevada by the Secretary of State in the First Judicial District Court and deposited by the Secretary of State for credit to the State General Fund in the bank designated by the State Treasurer.

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

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

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

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

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

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

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

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

Sec. 44. NRS 306.040 is hereby amended to read as follows:

306.040 1. Upon determining that the number of signatures on a petition to recall is sufficient pursuant to NRS 293.1276 to 293.1279, inclusive, the Secretary of State shall notify the county clerk, the officer with whom the petition is to be filed pursuant to subsection 4 of NRS 306.015 and the public officer who is the subject of the petition.

2. After the verification of signatures is complete ~~and~~ but not later than the date a complaint is filed pursuant to subsection 5 or the date the call for a special election is issued, whichever is earlier, a person who signs a petition to recall may request the Secretary of State to strike his name from the petition. If the person demonstrates good cause therefor and the number of such requests received by the Secretary of State could affect the sufficiency of the petition, the Secretary of State shall strike the name of the person from the petition.

3. Not sooner than 10 days ~~not~~ or more than 20 days after the Secretary of State completes the notification required by subsection 1, if a complaint is not filed pursuant to subsection 5, the officer with whom the petition is filed shall issue a call for a special election in the jurisdiction in which the public officer who is the subject of the petition was elected to determine whether the people will recall him.

4. The call for a special election pursuant to subsection 3 or 6 must include, without limitation:

(a) The last day on which a person may register to vote to qualify to vote in the special election; ~~and~~

(b) The last day on which a petition to nominate other candidates for the office may be filed ~~and~~ ; and

(c) *Whether any person is entitled to vote in the special election pursuant to 293.343 to 293.355, inclusive.*

5. The legal sufficiency of the petition may be challenged by filing a complaint in district court not later than 5 days, Saturdays, Sundays and holidays excluded, after the Secretary of State completes the notification required by subsection 1. All affidavits and documents in support of the challenge must be filed with the complaint. The court shall set the matter for hearing not later than 30 days after the complaint is filed and shall give priority to such a complaint over all other matters pending with the court, except for criminal proceedings.

6. Upon the conclusion of the hearing, if the court determines that the petition is sufficient, it shall order the officer with whom the petition is filed to issue a call for a special election in the jurisdiction in which the public officer who is the subject of the petition was elected to determine whether the people will recall him. If the court determines that the petition is not sufficient, it shall order the officer with whom the petition is filed to cease any further proceedings regarding the petition.

Sec. 44.1. Chapter 281A of NRS is hereby amended by adding thereto a new section to read as follows:

1. A candidate or public officer who is required to file ~~electronically~~ a statement of financial disclosure with the Secretary of State pursuant to NRS 281A.600 or 281A.610 is not required to file the statement electronically if the candidate or public officer ~~submits to~~ has on file with the Secretary of State an affidavit stating that:

(a) The candidate or public officer does not own or have the ability to access the technology necessary to file electronically the statement of financial disclosure; and

(b) The candidate or public officer does not have the financial ability to purchase or acquire access to the technology necessary to file electronically the statement of financial disclosure.

2. ~~Each~~ To excuse the electronic filing of the report, the affidavit ~~submitted pursuant to~~ described in subsection 1 must be ~~in~~ :

(a) In the form prescribed by the Secretary of State and signed under penalty of perjury.

(b) Except as otherwise provided in subsection 4, filed not less than 45 days before the statement is required to be filed.

3. A candidate or public officer that is excused from filing the statement electronically may file the statement by transmitting the statement by regular mail, certified mail, facsimile machine or personal delivery. A report transmitted in one of these manners shall be deemed to be filed on the date that it was received by the Secretary of State.

4. To excuse the electronic filing of a report concerning a person who is appointed to fill the unexpired term of an elected or appointed public officer, the affidavit described in subsection 1 must be filed within 15 days after his appointment.

Sec. 44.15. NRS 281A.240 is hereby amended to read as follows:

281A.240 1. In addition to any other duties imposed upon him, the Executive Director shall:

(a) Maintain complete and accurate records of all transactions and proceedings of the Commission.

(b) Receive requests for opinions pursuant to NRS 281A.440.

(c) Gather information and conduct investigations regarding requests for opinions received by the Commission and submit recommendations to the panel appointed pursuant to NRS 281A.220 regarding whether there is just and sufficient cause to render an opinion in response to a particular request.

(d) Recommend to the Commission any regulations or legislation that he considers desirable or necessary to improve the operation of the Commission and maintain high standards of ethical conduct in government.

(e) Upon the request of any public officer or the employer of a public employee, conduct training on the requirements of this chapter, the rules and regulations adopted by the Commission and previous opinions of the Commission. In any such training, the Executive Director shall emphasize that he is not a member of the Commission and that only the Commission may issue opinions concerning the application of the statutory ethical standards to any given set of facts and circumstances. The Commission may charge a reasonable fee to cover the costs of training provided by the Executive Director pursuant to this subsection.

(f) Perform such other duties, not inconsistent with law, as may be required by the Commission.

2. The Executive Director shall, within the limits of legislative appropriation, employ such persons as are necessary to carry out any of his duties relating to:

(a) The administration of the affairs of the Commission; and

~~(b) [The review of statements of financial disclosure; and~~

~~(c)] The investigation of matters under the jurisdiction of the Commission.~~

Sec. 44.2. NRS 281A.290 is hereby amended to read as follows:

281A.290 The Commission shall:

1. Adopt procedural regulations:

(a) To facilitate the receipt of inquiries by the Commission;

(b) For the filing of a request for an opinion with the Commission;

(c) For the withdrawal of a request for an opinion by the person who filed the request; and

(d) To facilitate the prompt rendition of opinions by the Commission.

2. Prescribe, by regulation, ~~Forms for the submission of statements of financial disclosure and procedures for the submission of statements of financial disclosure filed pursuant to NRS 281A.600 and~~ forms and procedures for the submission of statements of acknowledgment filed by public officers pursuant to NRS 281A.500, maintain files of such statements and make the statements available for public inspection.

3. Cause the making of such investigations as are reasonable and necessary for the rendition of its opinions pursuant to this chapter.

4. ~~[Except as otherwise provided in NRS 281A.600, inform]~~ **Inform** the Attorney General or district attorney of all cases of noncompliance with the requirements of this chapter.

5. Recommend to the Legislature such further legislation as the Commission considers desirable or necessary to promote and maintain high standards of ethical conduct in government.

6. Publish a manual for the use of public officers and employees that contains:

(a) Hypothetical opinions which are abstracted from opinions rendered pursuant to subsection 1 of NRS 281A.440, for the future guidance of all persons concerned with ethical standards in government;

(b) Abstracts of selected opinions rendered pursuant to subsection 2 of NRS 281A.440; and

(c) An abstract of the requirements of this chapter.

➤ The Legislative Counsel shall prepare annotations to this chapter for inclusion in the Nevada Revised Statutes based on the abstracts and published opinions of the Commission.

Sec. 44.3. NRS 281A.470 is hereby amended to read as follows:

281A.470 1. Any department, board, commission or other agency of the State or the governing body of a county or an incorporated city may establish a specialized or local ethics committee to complement the functions of the Commission. A specialized or local ethics committee may:

(a) Establish a code of ethical standards suitable for the particular ethical problems encountered in its sphere of activity. The standards may not be less restrictive than the statutory ethical standards.

(b) Render an opinion upon the request of any public officer or employee of its own organization or level seeking an interpretation of its ethical standards on questions directly related to the propriety of his own future official conduct or refer the request to the Commission. Any public officer or employee subject to the jurisdiction of the committee shall direct his inquiry to that committee instead of the Commission.

(c) Require the filing of statements of financial disclosure by public officers on forms prescribed by the committee or the city clerk if the form has been:

(1) Submitted, at least 60 days before its anticipated distribution, to the ~~{Commission}~~ **Secretary of State** for review; and

(2) Upon review, approved by the ~~{Commission.}~~ **Secretary of State.**

2. A specialized or local ethics committee shall not attempt to interpret or render an opinion regarding the statutory ethical standards.

3. Each request for an opinion submitted to a specialized or local ethics committee, each hearing held to obtain information on which to base an opinion, all deliberations relating to an opinion, each opinion rendered by a committee and any motion relating to the opinion are confidential unless:

(a) The public officer or employee acts in contravention of the opinion; or

(b) The requester discloses the content of the opinion.

Sec. 44.4. ~~[NRS 281A.500 is hereby amended to read as follows:~~

~~281A.500 1. Every public officer shall acknowledge that he has received, read and understands the statutory ethical standards. The acknowledgment must be on a form prescribed by the Commission and must [accompany the first statement of financial disclosure that the public officer is required to file] be filed with the Commission [pursuant to NRS 281A.600 or the Secretary of State pursuant to NRS 281A.610.] not later than 30 days after he takes office and on or before January 15 of each year thereafter.~~

~~2. The Commission [and the Secretary of State] shall retain an acknowledgment filed pursuant to this section for 6 years after the date on which the acknowledgment was filed.~~

~~3. Willful refusal to execute and file the acknowledgment required by this section constitutes nonfeasance in office and is a ground for removal pursuant to NRS 283.440.] (Deleted by amendment.)~~

Sec. 44.5. NRS 281A.600 is hereby amended to read as follows:

281A.600 1. Except as otherwise provided in ~~subsection 2,~~ **subsections 2 and 3 and section 44.1 of this act**, if a public officer who was appointed to the office for which he is serving is entitled to receive annual compensation of \$6,000 or more for serving in that office, he shall file **electronically** with the ~~[Commission]~~ **Secretary of State** a statement of financial disclosure, as follows:

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

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

— The statement must disclose the required information for the full calendar year immediately preceding the date of filing.

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

3. A judicial officer who is appointed to fill the unexpired term of a predecessor or to fill a newly created judgeship shall file a statement of financial disclosure pursuant to the requirements of Canon 4I of the Nevada Code of Judicial Conduct. Such a statement of financial disclosure must include, without limitation, all information required to be included in a statement of financial disclosure pursuant to NRS 281A.620.

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

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

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

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

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

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

1 ~~—(6)—~~ A statement of financial disclosure shall be deemed to be filed ~~[with the~~
2 ~~Commission;~~

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

4 ~~—(b) On] on~~ the date that it was received by the ~~[Commission if the statement~~
5 ~~was sent by regular mail, transmitted by facsimile machine or electronic means, or~~
6 ~~delivered personally.] Secretary of State.~~

7 *5. Except as otherwise provided in section 44.1 of this act, the Secretary of*
8 *State shall provide access through a secure website to the statement of financial*
9 *disclosure to each person who is required to file the statement with the Secretary*
10 *of State pursuant to this section. The Secretary of State may adopt any*
11 *regulations necessary to carry out the provisions of this section.*

12 **Sec. 45.** NRS 281A.610 is hereby amended to read as follows:

13 281A.610 1. Except as otherwise provided in ~~[subsection 2.] subsections 2~~
14 *and 4 and section 44.1 of this act*, each candidate for public office who will be
15 entitled to receive annual compensation of \$6,000 or more for serving in the office
16 that he is seeking and, except as otherwise provided in subsection 3, each public
17 officer who was elected to the office for which he is serving shall file *electronically*
18 with the Secretary of State a statement of financial disclosure, as follows:

19 (a) A candidate for nomination, election or reelection to public office shall file
20 a statement of financial disclosure no later than the 10th day after the last day to
21 qualify as a candidate for the office. The statement must disclose the required
22 information for the full calendar year immediately preceding the date of filing and
23 for the period between January 1 of the year in which the election for the office will
24 be held and the last day to qualify as a candidate for the office. The filing of a
25 statement of financial disclosure for a portion of a calendar year pursuant to this
26 paragraph does not relieve the candidate of the requirement of filing a statement of
27 financial disclosure for the full calendar year pursuant to paragraph (b) in the
28 immediately succeeding year, if he is elected to the office.

29 (b) Each public officer shall file a statement of financial disclosure on or
30 before January 15 of each year of the term, including the year the term expires. The
31 statement must disclose the required information for the full calendar year
32 immediately preceding the date of filing.

33 2. Except as otherwise provided in this subsection, if a candidate for public
34 office is serving in a public office for which he is required to file a statement
35 pursuant to paragraph (b) of subsection 1 or subsection 1 of NRS 281A.600, he
36 need not file the statement required by subsection 1 for the full calendar year for
37 which he previously filed a statement. The provisions of this subsection do not
38 relieve the candidate of the requirement pursuant to paragraph (a) of subsection 1 to
39 file a statement of financial disclosure for the period between January 1 of the year
40 in which the election for the office will be held and the last day to qualify as a
41 candidate for the office.

42 3. A person elected pursuant to NRS 548.285 to the office of supervisor of a
43 conservation district is not required to file a statement of financial disclosure
44 relative to that office pursuant to subsection 1.

45 4. A candidate for judicial office or a judicial officer shall file a statement of
46 financial disclosure pursuant to the requirements of Canon 4I of the Nevada Code
47 of Judicial Conduct. Such a statement of financial disclosure must include, without
48 limitation, all information required to be included in a statement of financial
49 disclosure pursuant to NRS 281A.620.

50 5. A statement of financial disclosure shall be deemed to be filed ~~[with the~~
51 ~~Secretary of State;~~

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

~~1 (b) On~~ *on* the date that it was received by the Secretary of State . ~~2 {if the statement was sent by regular mail, transmitted by facsimile machine or electronic means, or delivered personally.}~~

~~3 6. The statement of financial disclosure filed pursuant to this section must be~~
~~4 filed on the form prescribed by the Commission pursuant to NRS 281A.290.~~

~~5 7. The~~

6 6. Except as otherwise provided in section 44.1 of this act, the Secretary of
7 State shall ~~{prescribe, by regulation, procedures for the submission of statements of~~
~~8 financial disclosure filed pursuant to this section, maintain files of such statements~~
~~9 and make the statements available for public inspection.}~~ *provide access through a*
10 secure website to the statement of financial disclosure to each person who is
11 required to file the statement with the Secretary of State pursuant to this section.
12 The Secretary of State may adopt any regulations necessary to carry out the
13 provisions of this section.

14 **Sec. 45.2.** NRS 281A.620 is hereby amended to read as follows:

15 281A.620 1. Statements of financial disclosure, as approved pursuant to
16 NRS 281A.470 or in such *electronic* form as the ~~{Commission}~~ *Secretary of State*
17 otherwise prescribes, must contain the following information concerning the
18 candidate for public office or public officer:

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

21 (b) Each source of his income, or that of any member of his household who is
22 18 years of age or older. No listing of individual clients, customers or patients is
23 required, but if that is the case, a general source such as “professional services”
24 must be disclosed.

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

27 (1) In which he or a member of his household has a legal or beneficial
28 interest;

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

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

31 (d) The name of each creditor to whom he or a member of his household owes
32 \$5,000 or more, except for:

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

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

37 (e) If the candidate for public office or public officer has received gifts in
38 excess of an aggregate value of \$200 from a donor during the preceding taxable
39 year, a list of all such gifts, including the identity of the donor and value of each
40 gift, except:

41 (1) A gift received from a person who is related to the candidate for public
42 office or public officer within the third degree of consanguinity or affinity.

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

47 (f) A list of each business entity with which he or a member of his household is
48 involved as a trustee, beneficiary of a trust, director, officer, owner in whole or in
49 part, limited or general partner, or holder of a class of stock or security representing
50 1 percent or more of the total outstanding stock or securities issued by the business
51 entity.
52

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

2. The ~~{Commission shall distribute or cause to be distributed the forms required for such a statement to each candidate for public office and public officer who is required to file one. The Commission is not responsible for the costs of producing or distributing a form for filing statements of financial disclosure which is prescribed pursuant to subsection 1 of NRS 281A.470.}~~ *Secretary of State may adopt any regulations necessary to carry out the provisions of this section.*

3. As used in this section:

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

(b) "Household" includes:

(1) The spouse of a candidate for public office or public officer;

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

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

Sec. 45.3. NRS 281A.630 is hereby amended to read as follows:

281A.630 1. Except as otherwise provided in subsection 2, statements of financial disclosure required by the provisions of NRS 281A.600, 281A.610 and 281A.620 must be retained by the ~~{Commission or}~~ Secretary of State for 6 years after the date of filing.

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

Sec. 45.4. NRS 281A.640 is hereby amended to read as follows:

281A.640 1. A list of each public officer who is required to file a statement of financial disclosure must be submitted electronically to the ~~{Commission and to the}~~ Secretary of State, in a form prescribed by the ~~{Commission.}~~ *Secretary of State*, on or before December 1 of each year by:

(a) Each county clerk for all public officers of the county and other local governments within the county other than cities;

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

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

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

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

Sec. 45.5. NRS 281A.650 is hereby amended to read as follows:

281A.650 The Secretary of State and each county clerk, or the registrar of voters of the county if one was appointed pursuant to NRS 244.164, or city clerk who receives from a candidate for public office a declaration of candidacy, acceptance of candidacy or certificate of candidacy shall give to the candidate :

1. If the candidate is a candidate for judicial office, the form prescribed by the ~~{Commission}~~ *Administrative Office of the Courts* for the making of a statement of financial disclosure ~~{H}~~ ;

2. If the candidate is not a candidate for judicial office and is required to file electronically the statement of financial disclosure, access to the electronic form prescribed by the Secretary of State; or

3. If the candidate is not a candidate for judicial office, is required to submit the statement of financial disclosure electronically and has submitted an affidavit to the Secretary of State pursuant to section 44.1 of this act, the form prescribed by the Secretary of State,

accompanied by instructions on how to complete the form ~~{, where it must be filed}~~ and the time by which it must be filed.

Sec. 46. NRS 294A.150, 294A.220, 294A.281, 294A.282, 294A.283 and 294A.284 are hereby repealed.

Sec. 47. 1. This section and sections 1 to 29.3, inclusive, 30, 31, 32, 33, 34, 35 to 38, inclusive, 39, 40, 41, 42, 43, 44 and 46 of this act become effective on July 1, 2009.

2. Sections 29.5, ~~29.7~~, 32.2 to 32.5, inclusive, 33.1, 33.2, 34.2, 34.3, 38.2, 40.5, 41.5 and 44.1 to 45.5, inclusive, of this act become effective on January 16, 2011.

LEADLINES OF REPEALED SECTIONS

294A.150 Person or group of persons, including business entities, advocating passage or defeat of question on ballot who receives or expends money in excess of \$10,000 to report contributions received; period covered; form; filing.

294A.220 Person or group of persons, including business entities, advocating passage or defeat of question on ballot who receives or expends money in excess of \$10,000 to report expenditures; deadline; period covered; form; filing.

294A.281 Registration.

294A.282 Registered agent.

294A.283 Reporting of contributions and expenditures; period covered; deadline; form; filing.

294A.284 Reporting of certain information concerning compensation of persons to circulate petitions.