

ASSEMBLY BILL NO. 132—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

FEBRUARY 11, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing the dates for certain elections. (BDR 24-684)

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; revising provisions governing the dates for certain city elections; revising deadlines for the submission of certain campaign contribution and expenditure reports relating to city elections; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the governing body of a city incorporated pursuant to general law to choose by ordinance whether to: (1) hold city elections on the statewide election cycle; or (2) hold a primary city election on the first Tuesday after the first Monday in April and hold a general city election on the first Tuesday after the first Monday in June of odd-numbered years. (NRS 293C.115, 293C.140, 293C.145, 293C.175) **Sections 4-7 and 50** of this bill require that cities be on the statewide election cycle as of the year 2014. **Sections 1, 3, 6-12, 18 and 19** of this bill amend various other dates relating to city elections, such as the date for filing declarations of candidacy. **Section 48** of this bill provides that officials of affected cities who are elected in 2011 will hold office until the city elections are held in 2014, and that officials of such cities who are elected in 2013 will hold office until the city elections are held in 2016.

Certain cities that are created by charters hold general municipal elections in June of odd-numbered years (Boulder City, Caliente, Elko, Henderson, Las Vegas, North Las Vegas and Yerington). **Sections 20-47** of this bill amend the charters of those cities to require that the cities hold primary and general city elections on the same dates as the statewide primary and general elections. The terms of office of officials of such cities who were elected in 2009 or who will be elected in 2011 (and the terms of office of municipal judges who were elected to 6-year terms in 2007) will be extended by 1 year to allow for the transition to the statewide election cycle.

Sections 13-17 of this bill make conforming changes to provisions relating to reporting campaign contributions and expenditures for city elections so that those



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24 reports are required to be submitted on the same dates as are required for statewide
25 primary and general elections.

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

1 **Section 1.** NRS 293.059 is hereby amended to read as follows:
2 293.059 “General city election” means an election held
3 pursuant to NRS ~~[293C.115,]~~ 293C.140 or 293C.145. The term
4 includes a general municipal election held pursuant to the provisions
5 of a special charter of an incorporated city.

6 **Sec. 2.** NRS 293.079 is hereby amended to read as follows:
7 293.079 “Primary city election” means an election held
8 pursuant to NRS ~~[293C.115 or]~~ 293C.175. The term includes a
9 primary municipal election held pursuant to the provisions of a
10 special charter of an incorporated city.

11 **Sec. 3.** NRS 293B.354 is hereby amended to read as follows:
12 293B.354 1. The county clerk shall, not later than April 15 of
13 each year in which a general election is held, submit to the Secretary
14 of State for approval a written plan for the accommodation of
15 members of the general public who observe the delivery, counting,
16 handling and processing of ballots at a polling place, receiving
17 center or central counting place.

18 2. The city clerk shall, not later than ~~January 1~~ **April 15** of
19 each year in which a general city election is held, submit to the
20 Secretary of State for approval a written plan for
21 the accommodation of members of the general public who observe
22 the delivery, counting, handling and processing of the ballots at a
23 polling place, receiving center or central counting place.

24 3. Each plan must include:

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

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

31 (c) The requirements concerning the conduct of the members of
32 the general public who observe the activities set forth in subsections
33 1 and 2; and

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



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Sec. 4. NRS 293C.115 is hereby amended to read as follows:

293C.115 ~~{H-}~~ The governing body of a city incorporated pursuant to general law ~~{may}~~ *shall* by ordinance provide for a primary city election and a general city election on ~~{:~~

~~—(a) The dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS; or~~

~~—(b) The} *the* dates set forth for primary city elections and general city elections pursuant to the provisions of this chapter.~~

~~{2. If a governing body of a city adopts an ordinance pursuant to paragraph (a) of subsection 1, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165, and in NRS 293.175, 293.177, 293.345 and 293.368 apply for purposes of conducting the primary city elections and general city elections of the city.~~

~~—3. If a governing body of a city adopts an ordinance pursuant to subsection 1:~~

~~—(a) The term of office of any elected city official may not be shortened as a result of the ordinance; and~~

~~—(b) Each elected city official holds office until the end of his term and until his successor has been elected and qualified.]~~

Sec. 5. NRS 293C.140 is hereby amended to read as follows:

293C.140 1. ~~{Except as otherwise provided in NRS 293C.115, a}~~ A general city election must be held in each city of population categories one and two on the first Tuesday after the first Monday in ~~{June}~~ *November* of the first ~~{odd-numbered}~~ *even-numbered* year after incorporation, and ~~{on the same day every}~~ *at each successive interval of* 2 years , ~~{thereafter as determined by law, ordinance or resolution,}~~ at which time there must be elected the elective city officers, the offices of which are required next to be filled by election. All candidates, except as otherwise provided in NRS 266.220, at the general city election must be voted upon by the electors of the city at large.

2. ~~{Unless the terms of office of city council members are extended by an ordinance adopted pursuant to NRS 293C.115, the}~~ *The* terms of office are 4 years, which terms must be staggered. The council members elected to office immediately after incorporation shall decide, by lot, among themselves which of their offices expire at the next general city election, and thereafter the terms of office must be 4 years . ~~{unless the terms are extended by an ordinance adopted pursuant to NRS 293C.115.}~~

Sec. 6. NRS 293C.145 is hereby amended to read as follows:

293C.145 1. ~~{Except as otherwise provided in NRS 293C.115, a}~~ A general city election must be held in each city of population category three on the first Tuesday after the first Monday in ~~{June}~~ *November* of the first ~~{odd-numbered}~~ *even-numbered*



1 year after incorporation, and ~~{on the same day every}~~ *at each successive interval of* 2 years . ~~{thereafter, as determined by ordinance.}~~

2. There must be one mayor and three or five council members, as the city council shall provide by ordinance, for each city of population category three. ~~{Unless the terms of office of the mayor and the council members are extended by an ordinance adopted pursuant to NRS 293C.115, the}~~ *The* terms of office of the mayor and the council members are 4 years, which terms must be staggered. The mayor and council members elected to office immediately after incorporation shall decide, by lot, among themselves which two of their offices expire at the next general city election, and thereafter the terms of office must be 4 years . ~~{unless the terms are extended by an ordinance adopted pursuant to NRS 293C.115.}~~ If a city council thereafter increases the number of council members, it shall, by lot, stagger the initial terms of the additional members.

3. ~~{Except as otherwise provided in NRS 293C.115, a}~~ *A* candidate for any office to be voted for at the general city election must file a declaration of candidacy with the city clerk not ~~{less than 60 days nor more than 70 days before the day of the general city election.}~~ *earlier than the first Monday in March preceding the general city election and not later than 5 p.m. on the second Friday after the first Monday in March.* The city clerk shall charge and collect from the candidate and the candidate must pay to the city clerk, at the time of filing the declaration of candidacy, a filing fee in an amount fixed by the city council by ordinance or resolution.

4. Candidates for mayor must be voted upon by the electors of the city at large. Candidates for the city council must be voted upon by the electors of their respective wards to represent the wards in which they reside or by the electors of the city at large in accordance with the provisions of chapter 266 of NRS.

Sec. 7. NRS 293C.175 is hereby amended to read as follows:

293C.175 1. ~~{Except as otherwise provided in NRS 293C.115, a}~~ *A* primary city election must be held in each city of population category one, and in each city of population category two that has so provided by ordinance, on the ~~{first}~~ *second* Tuesday ~~{after the first Monday}~~ in ~~{April}~~ *June* of every year in which a general city election is to be held, at which time there must be nominated candidates for offices to be voted for at the next general city election.

2. ~~{Except as otherwise provided in NRS 293C.115, a}~~ *A* candidate for any office to be voted for at the primary city election must file a declaration of candidacy with the city clerk not ~~{less than 60 days or more than 70 days before the date of the primary city~~



~~election.] earlier than the first Monday in March preceding the~~
~~general city election and not later than 5 p.m. on the second~~
~~Friday after the first Monday in March.~~ The city clerk shall charge
and collect from the candidate and the candidate must pay to the city
clerk, at the time of filing the declaration of candidacy, a filing fee
in an amount fixed by the governing body of the city by ordinance
or resolution. The filing fees collected by the city clerk must be
deposited to the credit of the general fund of the city.

3. All candidates, except as otherwise provided in NRS
266.220, must be voted upon by the electors of the city at large.

4. If, in a primary city election held in a city of population
category one or two, one candidate receives more than a majority of
votes cast in that election for the office for which he or she is a
candidate, the candidate must be declared elected to the office and
the candidate's name must not be placed on the ballot for the
general city election. If, in the primary city election, no candidate
receives a majority of votes cast in that election for the office for
which he or she is a candidate, the names of the two candidates
receiving the highest number of votes must be placed on the ballot
for the general city election.

Sec. 8. NRS 293C.185 is hereby amended to read as follows:

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

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

DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

City of

For the purpose of having my name placed on the official ballot as a
candidate for the office of, I,, the
undersigned do swear or affirm under penalty of perjury that I
actually, as opposed to constructively, reside at, in the
City or Town of, County of, State of



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

20
21
22 (Designation of name)
23

24
25 (Signature of candidate for office)
26

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

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

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

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

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

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



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

4. The filing officer shall retain a copy of the proof of identity and residency provided by the candidate pursuant to paragraph (b) of subsection 3. Such a copy:

(a) May not be withheld from the public; and

(b) Must not contain the social security number or driver's license or identification card number of the candidate.

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

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

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

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

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



Sec. 9. NRS 293C.190 is hereby amended to read as follows:

293C.190 1. ~~{Except as otherwise provided in NRS 293C.115, a}~~ A vacancy occurring in a nomination for a city office after the close of filing and on or before 5 p.m. ~~{of}~~ **on** the ~~{first}~~ **second** Tuesday ~~{after the first Monday in March in a year in which a general city election is held}~~ **in April** must be filled by filing a nominating petition that is signed by at least 1 percent of the persons who are registered to vote and who voted for that office at the last preceding general city election. ~~{Except as otherwise provided in NRS 293C.115, the}~~ **The** petition must be filed not earlier than the ~~{third}~~ **first** Tuesday in ~~{February}~~ **March** and not later than the ~~{third}~~ **fourth** Tuesday ~~{after the third Monday}~~ in ~~{March.}~~ **April**. A candidate nominated pursuant to the provisions of this subsection may be elected only at a general city election, and the candidate's name must not appear on the ballot for a primary city election.

2. ~~{Except as otherwise provided in NRS 293C.115, a}~~ A vacancy occurring in a nomination for a city office after 5 p.m. ~~{of}~~ **on** the ~~{first}~~ **second** Tuesday ~~{after the first Monday in March}~~ **in April** and on or before 5 p.m. ~~{of}~~ **on** the ~~{second}~~ **first** Tuesday after the ~~{second Monday in April}~~ **primary city election** must be filled by the person who received the next highest vote for the nomination in the primary city election.

3. ~~{Except to place a candidate nominated pursuant to subsection 1 on the ballot and except as otherwise provided in NRS 293C.115, no}~~ **No** change may be made on the ballot for the general city election after 5 p.m. ~~{of}~~ **on** the ~~{second}~~ **first** Tuesday after the ~~{second Monday in April of the year in which the general}~~ **primary** city election . ~~{is held.}~~ If a nominee dies after that time and date, the nominee's name must remain on the ballot for the general city election and, if elected, a vacancy exists.

4. ~~{Except as otherwise provided in NRS 293C.115, all}~~ **All** designations provided for in this section must be filed on or before 5 p.m. on the ~~{second}~~ **first** Tuesday after the ~~{second Monday in April of the year in which the general}~~ **primary** city election . ~~{is held.}~~ The filing fee must be paid and an acceptance of the designation must be filed on or before 5 p.m. on that date.

Sec. 10. NRS 293C.291 is hereby amended to read as follows:

293C.291 If a candidate whose name appears on the ballot at a primary city election or general city election dies after the applicable date set forth in ~~{~~

~~—1.}~~ NRS 293C.370 ~~{or~~

~~—2.}~~ NRS 293.368, if the governing body of the city has adopted an ordinance pursuant to paragraph (a) of subsection 1 of NRS 293C.115,



1 ~~→~~ but before the time of the closing of the polls on the day of the
2 election, the city clerk shall post a notice of the candidate's death at
3 each polling place where the candidate's name will appear on the
4 ballot for the primary city election or general city election.

5 **Sec. 11.** NRS 293C.345 is hereby amended to read as follows:

6 293C.345 ~~[Except as otherwise provided in NRS 293C.115,~~
7 ~~the]~~ *The* city clerk shall mail to each registered voter in each
8 mailing precinct and in each absent ballot mailing precinct, before
9 5 p.m. on the third Thursday in ~~[March]~~ *May* and before 5 p.m. on
10 the fourth Tuesday in ~~[May]~~ *October* of any year in which a general
11 city election is held, an official mailing ballot to be voted by the
12 voter at the election.

13 **Sec. 12.** NRS 293C.370 is hereby amended to read as follows:

14 293C.370 ~~[Except as otherwise provided in NRS 293C.115:]~~

15 1. Whenever a candidate whose name appears upon the ballot
16 at a primary city election dies after 5 p.m. ~~[of]~~ on the ~~[first]~~ *second*
17 Tuesday ~~[after the first Monday]~~ in ~~[March,]~~ *April*, the deceased
18 candidate's name must remain on the ballot and the votes cast for
19 the deceased candidate must be counted in determining the
20 nomination for the office for which the decedent was a candidate.

21 2. If the deceased candidate on the ballot at the primary city
22 election receives the number of votes required to receive the
23 nomination to the office for which he or she was a candidate, the
24 nomination is filled as provided in subsection 2 of NRS 293C.190.

25 3. Whenever a candidate whose name appears upon the ballot
26 at a general city election dies after 5 p.m. ~~[of]~~ on the ~~[second]~~ *first*
27 Tuesday after the ~~[second Monday in April,]~~ *primary city election*,
28 the votes cast for the deceased candidate must be counted in
29 determining the results of the election for the office for which the
30 decedent was a candidate.

31 4. If the deceased candidate on the ballot at the general election
32 receives the majority of the votes cast for the office, the deceased
33 candidate shall be deemed elected and the office to which he or she
34 was elected shall be deemed vacant at the beginning of the term for
35 which he or she was elected. The vacancy created must be filled in
36 the same manner as if the candidate had died after taking office for
37 that term.

38 **Sec. 13.** NRS 294A.140 is hereby amended to read as follows:

39 294A.140 1. Every person who is not under the direction or
40 control of a candidate for office at a primary election, primary city
41 election, general election or general city election, of a group of such
42 candidates or of any person involved in the campaign of that
43 candidate or group who makes an expenditure on behalf of
44 the candidate or group which is not solicited or approved by the
45 candidate or group, and every committee for political action,



1 political party, committee sponsored by a political party and
2 business entity which makes an expenditure on behalf of such a
3 candidate or group of candidates shall, not later than January 15 of
4 each year that the provisions of this subsection apply to the person,
5 committee, political party or business entity, for the period from
6 January 1 of the previous year through December 31 of the previous
7 year, report each campaign contribution in excess of \$100 received
8 during the period and contributions received during the period from
9 a contributor which cumulatively exceed \$100. The provisions of
10 this subsection apply to the person, committee, political party or
11 business entity beginning the year of the general election or general
12 city election for that office through the year immediately preceding
13 the next general election or general city election for that office.

14 2. Every person, committee, political party or business entity
15 described in subsection 1 which makes an expenditure on behalf of
16 the candidate for office at a primary election ~~{, primary city~~
17 ~~election,}~~ or general election ~~{or general city election}~~ or on behalf
18 of a group of such candidates shall, if the general election ~~{or~~
19 ~~general city election}~~ for the office for which the candidate or a
20 candidate in the group of candidates seeks election is held on or
21 after January 1 and before the July 1 immediately following that
22 January 1, not later than:

23 (a) Seven days before the primary election ~~{or primary city~~
24 ~~election,}~~ for that office, for the period from the January 1
25 immediately preceding the primary election ~~{or primary city~~
26 ~~election}~~ through 12 days before the primary election ; ~~{or primary~~
27 ~~city election,}~~

28 (b) Seven days before the general election ~~{or general city~~
29 ~~election,}~~ for that office, for the period from 11 days before the
30 primary election ~~{or primary city election}~~ through 12 days before
31 the general election ; ~~{or general city election,}~~ and

32 (c) July 15 of the year of the general election ~~{or general city~~
33 ~~election,}~~ for that office, for the period from 11 days before the
34 general election ~~{or general city election}~~ through June 30 of that
35 year,

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

43 3. The name and address of the contributor and the date on
44 which the contribution was received must be included on the report
45 for each contribution in excess of \$100 and contributions which a



1 contributor has made cumulatively in excess of \$100 since the
2 beginning of the current reporting period.

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

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

16 (b) Seven days before the general election or general city
17 election for that office, for the period from 11 days before the
18 primary election or primary city election through 12 days before the
19 general election or general city election,

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

27 5. Except as otherwise provided in subsection 6, every person,
28 committee, political party or business entity described in subsection
29 1 which makes an expenditure on behalf of a candidate for office at
30 a special election or on behalf of a group of such candidates shall,
31 not later than:

32 (a) Seven days before the special election for the office for
33 which the candidate or a candidate in the group of candidates seeks
34 election, for the period from the nomination of the candidate
35 through 12 days before the special election; and

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

38 ➡ report each campaign contribution in excess of \$100 received
39 during the period and contributions received during the period from
40 a contributor which cumulatively exceed \$100. The report must be
41 completed on the form designed and provided by the Secretary of
42 State pursuant to NRS 294A.373. The form must be signed by the
43 person or a representative of the committee, political party or
44 business entity under penalty of perjury.



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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 6 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, the city clerk of that city; or

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

8. 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 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 receiving the report.

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



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Sec. 14. NRS 294A.150 is hereby amended to read as follows:

294A.150 1. Except as otherwise provided in NRS 294A.283, every 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 at a primary election, primary city election, general election or general city election and who receives or expends money in an amount in excess of \$10,000 to advocate the passage or defeat of such question or group of questions shall, not later than January 15 of each year that the provisions of this subsection apply to the person, group of persons 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 \$1,000 received during that period and contributions received during the period from a contributor which cumulatively exceed \$1,000. 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 or business entity under penalty of perjury. The provisions of this subsection apply to the person, group of persons or business entity:

(a) Each year in which:

(1) An election or city election is held for each question for which the person, group of persons or business entity advocates passage or defeat; or

(2) A person, group of persons or business entity receives or expends money in excess of \$10,000 to advocate 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; and

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

2. If a question is on the ballot at a primary election ~~for primary city election~~ and the general election ~~for general city election~~ immediately following that primary election ~~for primary city election~~ is held on or after January 1 and before the July 1 immediately following that January 1, every person or group of persons organized formally or informally, including a business entity, who advocates the passage or defeat of the question or a group of questions that includes the question and who receives or expends money in an amount in excess of \$10,000 to advocate the passage or defeat of such question or group of questions shall comply with the requirements of this subsection. If a question is on the ballot at a general election ~~for general city election~~ held on or after January 1 and before the July 1 immediately following that January 1, every person or group of persons organized formally or informally, including a business entity, who advocates the passage



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1 or defeat of the question or a group of questions that includes the
2 question and who receives or expends money in an amount in excess
3 of \$10,000 to advocate the passage or defeat of such question or
4 group of questions shall comply with the requirements of this
5 subsection. A person, group of persons or business entity described
6 in this subsection shall, not later than:

7 (a) Seven days before the primary election , ~~for primary city~~
8 ~~election,]~~ for the period from the January 1 immediately preceding
9 the primary election ~~for primary city election]~~ through 12 days
10 before the primary election ; ~~for primary city election;]~~

11 (b) Seven days before the general election , ~~for general city~~
12 ~~election,]~~ for the period from 11 days before the primary election ~~for~~
13 ~~primary city election]~~ through 12 days before the general election ;
14 ~~for general city election;]~~ and

15 (c) July 15 of the year of the general election ~~for general city~~
16 ~~election,]~~ for the period from 11 days before the general election ~~for~~
17 ~~general city election]~~ through June 30 of that year,

18 ➤ report each campaign contribution in excess of \$1,000 received
19 during the period and contributions received during the period from
20 a contributor which cumulatively exceed \$1,000. The report must be
21 completed on the form designed and provided by the Secretary of
22 State pursuant to NRS 294A.373 and signed by the person or a
23 representative of the group or business entity under penalty of
24 perjury.

25 3. The name and address of the contributor and the date on
26 which the contribution was received must be included on the report
27 for each contribution in excess of \$1,000 and contributions which a
28 contributor has made cumulatively in excess of that amount since
29 the beginning of the current reporting period.

30 4. If a question is on the ballot at a primary election or primary
31 city election and the general election or general city election
32 immediately following that primary election or primary city election
33 is held on or after July 1 and before the January 1 immediately
34 following that July 1, every person or group of persons organized
35 formally or informally, including a business entity, who advocates
36 the passage or defeat of the question or a group of questions that
37 includes the question and who receives or expends money in an
38 amount in excess of \$10,000 to advocate the passage or defeat of
39 such question or group of questions shall comply with the
40 requirements of this subsection. Except as otherwise provided in
41 NRS 294A.283, if a question is on the ballot at a general election or
42 general city election held on or after July 1 and before the January 1
43 immediately following that July 1, every person or group of persons
44 organized formally or informally, including a business entity, who
45 advocates the passage or defeat of the question or a group of



1 questions that includes the question and who receives or expends
2 money in an amount in excess of \$10,000 to advocate the passage or
3 defeat of such question or group of questions shall comply with the
4 requirements of this subsection. A person, group of persons or
5 business entity described in this subsection shall, not later than:

6 (a) Seven days before the primary election or primary city
7 election, for the period from the January 1 immediately preceding
8 the primary election or primary city election through 12 days before
9 the primary election or primary city election; and

10 (b) Seven days before the general election or general city
11 election, for the period from 11 days before the primary election or
12 primary city election through 12 days before the general election or
13 general city election,

14 ➤ report each campaign contribution in excess of \$1,000 received
15 during the period and contributions received during the period from
16 a contributor which cumulatively exceed \$1,000. The report must be
17 completed on the form designed and provided by the Secretary of
18 State pursuant to NRS 294A.373. The form must be signed by the
19 person or a representative of the group or business entity under
20 penalty of perjury.

21 5. Except as otherwise provided in subsection 6, every person
22 or group of persons organized formally or informally, including a
23 business entity, who advocates the passage or defeat of a question or
24 group of questions on the ballot at a special election and who
25 receives or expends money in an amount in excess of \$10,000 to
26 advocate the passage or defeat of such question or group of
27 questions shall, not later than:

28 (a) Seven days before the special election, for the period from
29 the date that the question qualified for the ballot through 12 days
30 before the special election; and

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

33 ➤ report each campaign contribution in excess of \$1,000 received
34 during the period and contributions received during the period from
35 a contributor which cumulatively exceed \$1,000. The report must be
36 completed on the form designed and provided by the Secretary of
37 State pursuant to NRS 294A.373. The form must be signed by the
38 person or a representative of the group or business entity under
39 penalty of perjury.

40 6. Every person or group of persons organized formally or
41 informally, including a business entity, who advocates the passage
42 or defeat of a question or group of questions on the ballot at a
43 special election to determine whether a public officer will be
44 recalled and who receives or expends money in an amount in excess
45 of \$10,000 to advocate the passage or defeat of such question or



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

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

8 (b) If the special election is not held because a district court
9 determines that the petition for recall is legally insufficient pursuant
10 to subsection 6 of NRS 306.040, for the period from the filing of the
11 notice of intent to circulate the petition for recall through the date of
12 the district court's decision.

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

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

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

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

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

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

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

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

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

36 **Sec. 15.** NRS 294A.210 is hereby amended to read as follows:

37 294A.210 1. Every person who is not under the direction or
38 control of a candidate for an office at a primary election, primary
39 city election, general election or general city election, of a group of
40 such candidates or of any person involved in the campaign of that
41 candidate or group who makes an expenditure on behalf of
42 the candidate or group which is not solicited or approved by the
43 candidate or group, and every committee for political action,
44 political party, committee sponsored by a political party or business
45 entity which makes an expenditure on behalf of such a candidate or



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

15 2. Every person, committee, political party or business entity
16 described in subsection 1 which makes an expenditure on behalf of a
17 candidate for office at a primary election ~~[, primary city election,] or~~
18 general election ~~[or general city election]~~ or a group of such
19 candidates shall, if the general election ~~[or general city election]~~ for
20 the office for which the candidate or a candidate in the group of
21 candidates seeks election is held on or after January 1 and before the
22 July 1 immediately following that January 1, not later than:

23 (a) Seven days before the primary election ~~[or primary city~~
24 ~~election]~~ for that office, for the period from the January 1
25 immediately preceding the primary election ~~[or primary city~~
26 ~~election]~~ through 12 days before the primary election ; ~~[or primary~~
27 ~~city election;]~~

28 (b) Seven days before the general election ~~[or general city~~
29 ~~election]~~ for that office, for the period from 11 days before the
30 primary election ~~[or primary city election]~~ through 12 days before
31 the general election ; ~~[or general city election;]~~ and

32 (c) July 15 of the year of the general election ~~[or general city~~
33 ~~election]~~ for that office, for the period from 11 days before the
34 general election ~~[or general city election]~~ through the June 30 of that
35 year,

36 ➤ report each expenditure made during the period on behalf of the
37 candidate, the group of candidates or a candidate in the group of
38 candidates in excess of \$100 on the form designed and provided by
39 the Secretary of State pursuant to NRS 294A.373. The form must be
40 signed by the person or a representative of the committee, political
41 party or business entity under penalty of perjury.

42 3. Every person, committee, political party or business entity
43 described in subsection 1 which makes an expenditure on behalf of a
44 candidate for office at a primary election, primary city election,
45 general election or general city election or on behalf of a group of



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

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

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

14 ➤ report each expenditure made during the period on behalf of the
15 candidate, the group of candidates or a candidate in the group of
16 candidates in excess of \$100 on the form designed and provided by
17 the Secretary of State pursuant to NRS 294A.373. The form must be
18 signed by the person or a representative of the committee, political
19 party or business entity under penalty of perjury.

20 4. Except as otherwise provided in subsection 5, every person,
21 committee, political party or business entity described in subsection
22 1 which makes an expenditure on behalf of a candidate for office at
23 a special election or on behalf of a group of such candidates shall,
24 not later than:

25 (a) Seven days before the special election for the office for
26 which the candidate or a candidate in the group of candidates seeks
27 election, for the period from the nomination of the candidate
28 through 12 days before the special election; and

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

31 ➤ report each expenditure made during the period on behalf of the
32 candidate, the group of candidates or a candidate in the group of
33 candidates in excess of \$100 on the form designed and provided by
34 the Secretary of State pursuant to NRS 294A.373. The form must be
35 signed by the person or a representative of the committee, political
36 party or business entity under penalty of perjury.

37 5. Every person, committee, political party or business entity
38 described in subsection 1 which makes an expenditure on behalf of a
39 candidate for office at a special election to determine whether a
40 public officer will be recalled or on behalf of a group of such
41 candidates shall list each expenditure made on behalf of the
42 candidate, the group of candidates or a candidate in the group of
43 candidates in excess of \$100 on the form designed and provided by
44 the Secretary of State pursuant to NRS 294A.373 and signed by the



1 person or a representative of the committee, political party or
2 business entity under penalty of perjury, 30 days after:

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

6 (b) If the special election is not held because a district court
7 determines that the petition for recall is legally insufficient pursuant
8 to subsection 6 of NRS 306.040, for the period from the filing of the
9 notice of intent to circulate the petition for recall through the date of
10 the district court's decision.

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

15 7. The reports must be filed with:

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

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

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

22 8. If an expenditure is made on behalf of a group of candidates,
23 the reports must be itemized by the candidate. A person may mail or
24 transmit the report to the appropriate officer by regular mail,
25 certified mail, facsimile machine or electronic means. A report shall
26 be deemed to be filed with the officer:

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

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

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

35 10. Every person, committee, political party or business entity
36 described in subsection 1 shall file a report required by this section
37 even if the person, committee, political party or business entity
38 receives no contributions.

39 **Sec. 16.** NRS 294A.220 is hereby amended to read as follows:

40 294A.220 1. Except as otherwise provided in NRS
41 294A.283, every person or group of persons organized formally or
42 informally, including a business entity, who advocates the passage
43 or defeat of a question or group of questions on the ballot at a
44 primary election, primary city election, general election or general
45 city election and who receives or expends money in an amount in



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1 excess of \$10,000 to advocate the passage or defeat of such question
2 or group of questions shall, not later than January 15 of each year
3 that the provisions of this subsection apply to the person or group of
4 persons, for the period from January 1 of the previous year through
5 December 31 of the previous year, report each expenditure made
6 during the period on behalf of or against the question, the group of
7 questions or a question in the group of questions on the ballot in
8 excess of \$1,000 on the form designed and provided by the
9 Secretary of State pursuant to NRS 294A.373. The form must be
10 signed by the person or a representative of the group or business
11 entity under penalty of perjury. The provisions of this subsection
12 apply to the person, group of persons or business entity:

13 (a) Each year in which:

14 (1) An election or city election is held for a question for
15 which the person, group of persons or business entity advocates
16 passage or defeat; or

17 (2) A person, group of persons or business entity receives or
18 expends money in excess of \$10,000 to advocate the passage or
19 defeat of a question or group of questions on the ballot at a primary
20 election, primary city election, general election or general city
21 election; and

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

23 2. If a question is on the ballot at a primary election ~~[or~~
24 ~~primary city election]~~ and the general election ~~[or general city~~
25 ~~election]~~ immediately following that primary election ~~[or primary~~
26 ~~city election]~~ is held on or after January 1 and before the July 1
27 immediately following that January 1, every person or group of
28 persons organized formally or informally, including a business
29 entity, who advocates the passage or defeat of the question or a
30 group of questions that includes the question and who receives or
31 expends money in an amount in excess of \$10,000 to advocate the
32 passage or defeat of such question or group of questions shall
33 comply with the requirements of this subsection. If a question is on
34 the ballot at a general election ~~[or general city election]~~ held on or
35 after January 1 and before the July 1 immediately following that
36 January 1, every person or group of persons organized formally or
37 informally, including a business entity, who advocates the passage
38 or defeat of the question or a group of questions that includes the
39 question and who receives or expends money in an amount in excess
40 of \$10,000 to advocate the passage or defeat of such question or
41 group of questions shall comply with the requirements of this
42 subsection. A person, group of persons or business entity described
43 in this subsection shall, not later than:

44 (a) Seven days before the primary election , ~~[or primary city~~
45 ~~election,]~~ for the period from the January 1 immediately preceding



1 the primary election ~~for primary city election~~ through 12 days
2 before the primary election ; ~~for primary city election;~~

3 (b) Seven days before the general election , ~~for general city~~
4 ~~election,]~~ for the period from 11 days before the primary election ~~for~~
5 ~~primary city election]~~ through 12 days before the general election ;
6 ~~for general city election;]~~ and

7 (c) July 15 of the year of the general election , ~~for general city~~
8 ~~election,]~~ for the period from 11 days before the general election ~~for~~
9 ~~general city election]~~ through the June 30 immediately preceding
10 that July 15,

11 ➔ report each expenditure made during the period on behalf of or
12 against the question, the group of questions or a question in the
13 group of questions on the ballot in excess of \$1,000 on the form
14 designed and provided by the Secretary of State pursuant to NRS
15 294A.373 and signed by the person or a representative of the group
16 or business entity under penalty of perjury.

17 3. If a question is on the ballot at a primary election or primary
18 city election and the general election or general city election
19 immediately following that primary election or primary city election
20 is held on or after July 1 and before the January 1 immediately
21 following that July 1, every person or group of persons organized
22 formally or informally, including a business entity, who advocates
23 the passage or defeat of the question or a group of questions that
24 includes the question and who receives or expends money in an
25 amount in excess of \$10,000 to advocate the passage or defeat of
26 such question or group of questions shall comply with the
27 requirements of this subsection. Except as otherwise provided in
28 NRS 294A.283, if a question is on the ballot at a general election or
29 general city election held on or after July 1 and before the January 1
30 immediately following that July 1, every person or group of persons
31 organized formally or informally, including a business entity, who
32 advocates the passage or defeat of the question or a group of
33 questions that includes the question and who receives or expends
34 money in an amount in excess of \$10,000 to advocate the passage or
35 defeat of such question or group of questions shall comply with the
36 requirements of this subsection. A person, group of persons or
37 business entity described in this subsection shall, not later than:

38 (a) Seven days before the primary election or primary city
39 election, for the period from the January 1 immediately preceding
40 the primary election or primary city election through 12 days before
41 the primary election or primary city election; and

42 (b) Seven days before the general election or general city
43 election, for the period from 11 days before the primary election or
44 primary city election through 12 days before the general election or
45 general city election,



1 ↪ report each expenditure made during the period on behalf of or
2 against the question, the group of questions or a question in the
3 group of questions on the ballot in excess of \$1,000 on the form
4 designed and provided by the Secretary of State pursuant to NRS
5 294A.373. The form must be signed by the person or a
6 representative of the group or business entity under penalty of
7 perjury.

8 4. Except as otherwise provided in subsection 5, every person
9 or group of persons organized formally or informally, including a
10 business entity, who advocates the passage or defeat of a question or
11 group of questions on the ballot at a special election shall, not later
12 than:

13 (a) Seven days before the special election, for the period from
14 the date the question qualified for the ballot through 12 days before
15 the special election; and

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

18 ↪ report each expenditure made during the period on behalf of or
19 against the question, the group of questions or a question in the
20 group of questions on the ballot in excess of \$1,000 on the form
21 designed and provided by the Secretary of State pursuant to NRS
22 294A.373. The form must be signed by the person or a
23 representative of the group or business entity under penalty of
24 perjury.

25 5. Every person or group of persons organized formally or
26 informally, including a business entity, who advocates the passage
27 or defeat of a question or group of questions on the ballot at a
28 special election to determine whether a public officer will be
29 recalled and who receives or expends money in an amount in excess
30 of \$10,000 to advocate the passage or defeat of such question or
31 group of questions shall list each expenditure made during the
32 period on behalf of or against the question, the group of questions or
33 a question in the group of questions on the ballot in excess of \$1,000
34 on the form designed and provided by the Secretary of State
35 pursuant to NRS 294A.373 and signed by the person or a
36 representative of the group or business entity under penalty of
37 perjury, 30 days after:

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

41 (b) If the special election is not held because a district court
42 determines that the petition for recall is legally insufficient pursuant
43 to subsection 6 of NRS 306.040, for the period from the filing of the
44 notice of intent to circulate the petition for recall through the date of
45 the district court's decision.



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

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

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

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

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

8. If an expenditure is made on behalf of a group of questions, the reports must be itemized by question or petition. A person may mail or transmit the report to the appropriate filing officer by regular mail, certified mail, facsimile machine or electronic means. A report shall be deemed to be filed with the filing officer:

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

(b) On the date that it was received by the filing 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 receiving the report.

Sec. 17. 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.

~~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 or she 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 or she 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.]~~ **3.** Except as otherwise provided in subsection ~~[5.]~~ **4**, 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 the candidate's 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.]~~ **4.** 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 6 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. 18. NRS 266.405 is hereby amended to read as follows:

266.405 1. In addition to the mayor and city council, there must be in each city of population category one or two a city clerk, a



1 city treasurer, or if those offices are combined pursuant to
2 subsection 4, a city clerk and treasurer, a municipal judge and a city
3 attorney. The offices of city clerk, city treasurer, municipal judge
4 and city attorney may be either elective or appointive offices, as
5 provided by city ordinance. Except as otherwise provided in this
6 subsection , ~~[and unless the terms of those elected officers are~~
7 ~~extended by an ordinance adopted pursuant to NRS 293C.115,]~~ the
8 elected officers shall hold their respective offices for 4 years and
9 until their successors are elected and qualified. The cities of
10 population category three may by ordinance provide that the mayor
11 and city council members must be elected and shall hold office for 2
12 years . ~~[unless the terms of office of the mayor and city council~~
13 ~~members are extended by an ordinance adopted pursuant to~~
14 ~~NRS 293C.115.]~~

15 2. In each city of population category one or two, in which the
16 officers are appointed pursuant to ordinance, the mayor, with
17 the advice and consent of the city council, shall appoint all of the
18 officers.

19 3. In cities of population category three, the mayor, with the
20 advice and consent of the city council, may appoint any officers as
21 may be deemed expedient.

22 4. The city council may provide by ordinance for the office of
23 city clerk and the office of city treasurer to be combined into the
24 office of city clerk and treasurer.

25 **Sec. 19.** NRS 267.110 is hereby amended to read as follows:

26 267.110 1. Any city having adopted a charter pursuant to the
27 provisions of NRS 267.010 to 267.140, inclusive, has pursuant to
28 the charter:

29 (a) All of the powers enumerated in the general laws of the State
30 for the incorporation of cities.

31 (b) Such other powers necessary and not in conflict with the
32 Constitution and laws of the State of Nevada to carry out the
33 commission form of government.

34 2. The charter, when submitted, must:

35 (a) Fix the number of commissioners, their terms of office and
36 their duties and compensation.

37 (b) Provide for all necessary appointive and elective officers for
38 the form of government therein provided, and fix their salaries and
39 emoluments, duties and powers.

40 (c) Fix, in accordance with the provisions of NRS 293C.140 and
41 293C.175 or with the provisions of NRS 293C.145 , ~~[, or with the~~
42 ~~provisions of paragraph (a) of subsection 1 of NRS 293C.115,]~~ the
43 time for the first and subsequent elections for all elective officers.
44 After the first election and the qualification of the officers who were



1 elected, the old officers and all boards or offices and their
2 emoluments must be abolished.

3 **Sec. 20.** Section 4 of the charter of Boulder City is hereby
4 amended to read as follows:

5 Section 4. Number; selection ; ~~{and term;}~~ recall.

6 1. The City Council shall have four Council Members
7 and a Mayor elected from the City at large in the manner
8 provided in Article IX . ~~[, for terms of four years and until~~
9 ~~their successors have been elected and have taken office as~~
10 ~~provided in section 16, subject to recall as provided in section~~
11 ~~111.5.]~~ No Council Member shall represent any particular
12 constituency or district of the City, and each Council Member
13 shall represent the entire City. (Amd. 2; 6-4-1991; Add. 17;
14 Amd. 1; 11-5-1996)

15 2. (Repealed by Amd. 1; 6-4-1991)

16 3. *The Council Members and the Mayor are subject to*
17 *recall as provided in section 111.5.*

18 **Sec. 21.** Section 96 of the charter of Boulder City is hereby
19 amended to read as follows:

20 Section 96. Conduct of ~~{city}~~ *municipal* elections.

21 1. All ~~{city}~~ *municipal* elections must be nonpartisan in
22 character and must be conducted in accordance with the
23 provisions of the general election laws of the State of Nevada
24 and any ordinance regulations as adopted by the City Council
25 which are consistent with law and this Charter. (1959
26 Charter)

27 2. ~~[All]~~ *The two Council Members elected at the*
28 *general municipal election held in June 2009 shall continue*
29 *in office until the election, and qualification thereafter, of*
30 *their successors pursuant to subsection 4.*

31 3. *On the first Tuesday after the first Monday in*
32 *June 2011, there must be elected by the qualified voters in*
33 *the City, at a general municipal election to be held for that*
34 *purpose, a Mayor and two Council Members, all of whom*
35 *hold office until their successors have been elected and*
36 *qualified pursuant to subsection 5.*

37 4. *On the first Tuesday after the first Monday in*
38 *November 2014, and at each successive interval of 4 years,*
39 *there must be elected by the qualified voters of the City, at a*
40 *general municipal election to be held for that purpose, two*
41 *Council Members, both of whom hold office for a period of*
42 *4 years and until their successors have been elected and*
43 *qualified.*

44 5. *On the first Tuesday after the first Monday in*
45 *November 2016, and at each successive interval of 4 years,*



1 *there must be elected by the qualified voters of the City, at a*
2 *general municipal election to be held for that purpose, a*
3 *Mayor and two Council Members, all of whom hold office*
4 *for a period of 4 years until their successors have been*
5 *elected and qualified.*

6 6. Except as otherwise provided in subsections 2 and 3,
7 all full terms of office in the City Council are ~~four~~ 4 years,
8 and Council Members must be elected at large without regard
9 to precinct residency. ~~Two full-term Council members and~~
10 ~~the Mayor are to be elected in each year immediately~~
11 ~~preceding a federal presidential election, and two full-term~~
12 ~~Council members are to be elected in each year immediately~~
13 ~~following a federal presidential election.]~~ In each election, the
14 candidates receiving the greatest number of votes must be
15 declared elected to the vacant full-term positions. (Add. 17;
16 Amd. 1; 11-5-1996)

17 ~~(a)~~ 7. In the event one or more ~~two~~ 2-year term
18 positions on the Council will be available at the time of a
19 municipal election as provided in section 12, candidates must
20 file specifically for such position(s). Candidates receiving the
21 greatest respective number of votes must be declared elected
22 to the respective available ~~two~~ 2-year positions. (Add. 15;
23 Amd. 2; 6-4-1991)

24 ~~(3-)~~ 8. A ~~city~~ primary *municipal* election must be held
25 on the ~~first Tuesday after the first Monday in April of each~~
26 ~~odd-numbered year and a city general election must be held~~
27 ~~on the first Tuesday after the first Monday in June of each~~
28 ~~odd-numbered year.~~

29 ~~—(a) date fixed by the election laws of this State for~~
30 ~~statewide elections.~~

31 9. A primary *municipal* election must not be held if no
32 more than double the number of Council Members to be
33 elected file as candidates. A primary *municipal* election must
34 not be held for the office of Mayor if no more than two
35 candidates file for that position. The primary *municipal*
36 election must be held for the purpose of eliminating
37 candidates in excess of a figure double the number of Council
38 Members to be elected. (Add. 17; Amd. 1; 11-5-1996)

39 ~~(b)~~ 10. If, in the primary ~~city~~ *municipal* election, a
40 candidate receives votes equal to a majority of voters casting
41 ballots in that election, he or she shall be considered elected
42 to one of the vacancies and his or her name shall not be
43 placed on the ballot for the general ~~city~~ *municipal* election.
44 (Add. 10; Amd. 7; 6-2-1981)



~~[(e)]~~ 11. In each primary and general *municipal* election, voters ~~[shall be]~~ *are* entitled to cast ballots for candidates in a number equal to the number of seats to be filled in the ~~[city]~~ *municipal* elections. (Add. 11; Amd. 5; 6-7-1983)

~~[4]~~ 12. The conduct of all municipal elections ~~[shall]~~ *must* be under the control of the City Council, which shall adopt by ordinance all regulations which it considers desirable and consistent with law and this Charter. Nothing in this Charter shall be construed as to deny or abridge the power of the City Council to provide for supplemental regulations for the prevention of fraud in such elections and for the recount of ballots in cases of doubt or fraud. (Add. 24; Amd. 1; 6-3-2003)

Sec. 22. Section 111.5 of the charter of Boulder City is hereby amended to read as follows:

Section 111.5. Recall of *the Mayor and* Council Members.

As provided by the general laws of this State, *the Mayor and* every member of the City Council ~~[is]~~ *are* subject to recall from office. (Add. 5; Amd. 5; 6-8-1971; Add. 24; Amd. 1; 6-3-2003)

Sec. 23. The Charter of the City of Caliente, being chapter 31, Statutes of Nevada 1971, at page 55, is hereby amended by adding thereto a new section to be designated as section 5.120, immediately following section 5.110, to read as follows:

Sec. 5.120 Continuation of certain officers.

The Mayor and two Council Members elected at the general municipal election held on the first Tuesday after the first Monday in June 2009 shall continue in office until the election, and qualification thereafter, of their successors pursuant to subsection 3 of section 5.010.

Sec. 24. Section 2.010 of the Charter of the City of Caliente, being chapter 31, Statutes of Nevada 1971, as last amended by chapter 98, Statutes of Nevada 1977, at page 202, is hereby amended to read as follows:

Sec. 2.010 City Council: Qualifications; election; term of office; salary.

1. The legislative power of the City is vested in a City Council consisting of five Council Members, including the Mayor.

2. The Mayor and each Council Member ~~[shall]~~ *must* be:
(a) Bona fide residents of the City for at least 2 years immediately prior to their election.

(b) Qualified electors within the City.



3. All Council Members, including the Mayor, ~~[shall]~~
must be voted upon by the registered voters of the City at
large and shall serve for terms of 4 years except as *otherwise*
provided in ~~[subsection 3 of section]~~ *sections* 5.010 ~~[.]~~
and 5.120.

4. The Mayor and Council Members shall receive a
salary in an amount fixed by the City Council. Such salary
~~[shall]~~ *must* not be increased or diminished during the term of
the recipient.

Sec. 25. Section 5.010 of the Charter of the City of Caliente,
being chapter 31, Statutes of Nevada 1971, as amended by chapter
71, Statutes of Nevada 1975, at page 82, is hereby amended to read
as follows:

Sec. 5.010 ~~[Municipal]~~ *General municipal* elections.

1. ~~[On the 1st Tuesday after the 1st Monday in
June 1973, there shall be elected by the qualified voters of the
City, at a general election to be held for that purpose, a Mayor
and one Councilman, who shall hold office for a period of 4
years and until their successors have been elected and
qualified.]~~

~~—2.]~~ On the ~~[1st]~~ *first* Tuesday after the ~~[1st]~~ *first* Monday
in June ~~[1975, and at each successive interval of 4 years
thereafter,]~~ *2011*, there ~~[shall]~~ *must* be elected by the
qualified voters of the City, at a general *municipal* election
to be held for that purpose, two Council Members ~~[.]~~ who
shall hold office ~~[for a period of 4 years and]~~ until their
successors have been elected and qualified ~~[.]~~

~~—3. On the 1st Tuesday after the 1st Monday in
June 1975, there shall be elected by the qualified voters of the
City at a general election to be held for that purpose one
Councilman, who shall hold office for a period of 2 years and
until his successor has been elected and qualified.~~

~~—4.] pursuant to subsection 3.~~

2. *On the first Tuesday after the first Monday in
November 2014, and at each successive interval of 4 years,
there must be elected by the qualified voters of the City, at a
general municipal election to be held for that purpose, a
Mayor and two Council Members who shall hold office
until their successors have been elected and qualified.*

3. On the ~~[1st]~~ *first* Tuesday after the ~~[1st]~~ *first* Monday
in ~~[June 1977.]~~ *November 2016*, and at each successive
interval of 4 years, there ~~[shall]~~ *must* be elected by the
qualified voters of the City, at a general election to be held
for that purpose, ~~[a Mayor and]~~ two Council Members, who



shall hold office for a period of 4 years and until their successors have been elected and qualified.

Sec. 26. The Charter of the City of Elko, being chapter 276, Statutes of Nevada 1971, at page 474, is hereby amended by adding thereto a new section to be designated as section 5.110, immediately following section 5.100, to read as follows:

Sec. 5.110 Continuation of certain officers.

The two members of the City Council elected at the general municipal election held on the first Tuesday after the first Monday in June 2009 shall continue in office until the election, and qualification thereafter, of their successors pursuant to subsection 2 of section 5.010.

Sec. 27. Section 2.010 of the Charter of the City of Elko, being chapter 276, Statutes of Nevada 1971, as last amended by chapter 51, Statutes of Nevada 2001, at page 449, is hereby amended to read as follows:

Sec. 2.010 City Council: Qualifications; election; term of office; salary.

1. The legislative power of the City is vested in a City Council consisting of four members and the Mayor.

2. The members of the City Council must be:

(a) Bona fide residents of the City for at least 2 years before their election.

(b) Qualified electors within the City.

3. All members of the City Council must be voted upon by the registered voters of the City at large and , ***except as otherwise provided in sections 5.010 and 5.110,*** shall serve for terms of 4 years.

4. The members of the City Council must receive a salary in an amount fixed by the City Council.

Sec. 28. Section 5.010 of the Charter of the City of Elko, being chapter 276, Statutes of Nevada 1971, as amended by chapter 51, Statutes of Nevada 2001, at page 463, is hereby amended to read as follows:

Sec. 5.010 ~~[Municipal]~~ ***General municipal*** elections.

1. On the first Tuesday after the first Monday in June ~~[1975, and at each successive interval of 4 years,]~~ ***2011,*** there must be elected by the qualified voters of the City, at a general ***municipal*** election to be held for that purpose, a Mayor and two members of the City Council, who shall hold office ~~[for a period of 4 years and]~~ until their successors have been elected and qualified ~~[.]~~ ***pursuant to subsection 3.***

2. On the first Tuesday after the first Monday in ~~[June 1973.]~~ ***November 2014,*** and at each successive interval of 4 years thereafter, there must be elected by the qualified



1 voters of the City, at a general *municipal* election to be held
2 for that purpose, two members of the City Council, who shall
3 hold office for a period of 4 years and until their successors
4 have been elected and qualified.

5 *3. On the first Tuesday after the first Monday in*
6 *November 2016, and at each successive interval of 4 years,*
7 *there must be elected by the qualified voters of the City, at a*
8 *general municipal election to be held for that purpose, a*
9 *Mayor and two members of the City Council who shall hold*
10 *office for a period of 4 years and until their successors have*
11 *been elected and qualified.*

12 **Sec. 29.** The Charter of the City of Henderson, being chapter
13 266, Statutes of Nevada 1971, at page 402, is hereby amended by
14 adding thereto a new section to be designated as section 5.120,
15 immediately following section 5.110, to read as follows:

16 *Sec. 5.120 Continuation of certain officers.*

17 *1. The Mayor and the Council Members elected at the*
18 *general municipal election held in June 2009 shall continue*
19 *in office until the election, and qualification thereafter, of*
20 *their successors pursuant to subsection 2 of section 5.020.*

21 *2. The Municipal Judge for Department 1 elected at*
22 *the general municipal election held in June 2007 shall*
23 *continue in office until the election, and qualification*
24 *thereafter, of his or her successor pursuant to subsection 3*
25 *of section 5.020.*

26 *3. The Municipal Judge for Department 2 elected at*
27 *the general municipal election held in June 2009 shall*
28 *continue in office until the election, and qualification*
29 *thereafter, of his or her successor pursuant to subsection 5*
30 *of section 5.020.*

31 *4. The Municipal Judge for Department 3 elected at*
32 *the general municipal election held in June 2011 shall*
33 *continue in office until the election, and qualification*
34 *thereafter, of his or her successor pursuant to subsection 6*
35 *of section 5.020.*

36 **Sec. 30.** Section 2.010 of the Charter of the City of Henderson,
37 being chapter 266, Statutes of Nevada 1971, as last amended by
38 chapter 596, Statutes of Nevada 1995, at page 2206, is hereby
39 amended to read as follows:

40 **Sec. 2.010** City Council: Qualifications; election; term
41 of office; salary.

42 *1. The legislative power of the City is vested in a City*
43 *Council consisting of four Council Members and the Mayor.*

44 *2. The Mayor must be:*



1 (a) A bona fide resident of the territory which is
2 established by the boundaries of the City for the 12 months
3 immediately preceding the last day for filing a declaration of
4 candidacy for the office.

5 (b) A qualified elector within the City.

6 3. Each Council Member must be:

7 (a) A bona fide resident of the territory which is
8 established by the boundaries of the City for the 12 months
9 immediately preceding the last day for filing a declaration of
10 candidacy for the office.

11 (b) A qualified elector within the ward which he or she
12 represents.

13 (c) A resident of the ward which he or she represents for
14 at least 30 days immediately preceding the last day for filing
15 a declaration of candidacy for the office, except that changes
16 in ward boundaries pursuant to the provisions of section
17 1.040 do not affect the right of any elected Council Member
18 to continue in office for the term for which he or she was
19 elected.

20 4. All Council Members, including the Mayor, must be
21 voted upon by the registered voters of the City at large and ,
22 *except as otherwise provided in sections 5.020 and 5.120,*
23 *shall serve for terms of 4 years.*

24 5. The Mayor and Council Members are entitled to
25 receive a salary in an amount fixed by the City Council. The
26 City Council shall not adopt an ordinance which increases or
27 decreases the salary of the Mayor or the Council Members
28 during the term for which they have been elected or
29 appointed.

30 **Sec. 31.** Section 4.015 of the Charter of the City of Henderson,
31 being chapter 231, Statutes of Nevada 1991, as last amended by
32 chapter 209, Statutes of Nevada 2001, at page 970, is hereby
33 amended to read as follows:

34 Sec. 4.015 Municipal Court.

35 1. There is a Municipal Court of the City which consists
36 of at least one department. Each department must be presided
37 over by a Municipal Judge and has such power and
38 jurisdiction as is prescribed in, and is, in all respects which
39 are not inconsistent with this Charter, governed by, the
40 provisions of chapters 5 and 266 of NRS which relate to
41 municipal courts.

42 2. The City Council may from time to time establish
43 additional departments of the Municipal Court and shall
44 appoint an additional Municipal Judge for each.



3. At the first municipal primary or general election which follows the appointment of an additional Municipal Judge to a newly created department of the Municipal Court, the successor to that Municipal Judge must be elected for a term of not more than 5 years, as determined by the City Council, in order that, as nearly as practicable, one-third of the number of Municipal Judges be elected every 2 years.

4. ~~Each~~ *Except as otherwise provided in subsection 3, each* Municipal Judge must be voted upon by the registered voters of the City at large ~~and~~ *and, except as otherwise provided in sections 5.020 and 5.120, shall serve for a term of 6 years.*

5. The respective departments of the Municipal Court must be numbered 1 through the appropriate Arabic number, as additional departments are approved by the City Council. A Municipal Judge must be elected for each department by number.

6. The Senior Municipal Judge is selected by a majority of the sitting judges for a term of 2 years. If no Municipal Judge receives a majority of the votes, the Senior Municipal Judge is the Municipal Judge who has continuously served as a Municipal Judge for the longest period.

Sec. 32. Section 5.010 of the Charter of the City of Henderson, being chapter 266, Statutes of Nevada 1971, as last amended by chapter 637, Statutes of Nevada 1999, at page 3565, is hereby amended to read as follows:

Sec. 5.010 Primary *municipal* election.

1. A primary *municipal* election must be held on the ~~[Tuesday after the first Monday in April of each odd-numbered year,]~~ *date fixed by the election laws of this State for statewide elections*, at which time there must be nominated candidates for offices to be voted for at the next general municipal election.

2. A candidate for any office to be voted for at any primary municipal election must file a declaration of candidacy as provided by the election laws of this State.

3. All candidates for elective office must be voted upon by the registered voters of the City at large.

4. If in the primary election no candidate receives a majority of votes cast in that election for the office for which he or she is a candidate, the names of the two candidates receiving the highest number of votes must be placed on the ballot for the general election. If in the primary election, regardless of the number of candidates for an office, one candidate receives a majority of votes cast in that election for



the office for which he or she is a candidate, he or she must be declared elected and no general election need be held for that office.

Sec. 33. Section 5.020 of the Charter of the City of Henderson, being chapter 266, Statutes of Nevada 1971, as last amended by chapter 209, Statutes of Nevada 2001, at page 971, is hereby amended to read as follows:

Sec. 5.020 General municipal election.

1. ~~[A general election must be held in the City on the first Tuesday after the first Monday in June of each odd-numbered year and on the same day every 2 years thereafter, at which time the registered voters of the City shall elect city officers to fill the available elective positions.~~

~~—2. All candidates for the office of Mayor, Councilman and Municipal Judge must be voted upon by the registered voters of the City at large. The term of office for members of the City Council and the Mayor is 4 years. Except as otherwise provided in subsection 3 of section 4.015 of this Charter, the term of office for a Municipal Judge is 6 years.~~

~~—3.] On the first Tuesday after the first Monday in June 2011, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose:~~

(a) Three Council Members who shall hold office until their successors have been elected and qualified pursuant to subsection 4.

(b) A Municipal Judge for Department 3 who shall hold office until his or her successor has been elected and qualified pursuant to subsection 6.

2. On the first Tuesday after the first Monday in November 2014, and at each successive interval of 4 years, there must be elected by the qualified voters of the City, at a general municipal election held for that purpose, a Mayor and Council Members who shall hold office for a period of 4 years until their successors have been elected and qualified.

3. On the first Tuesday after the first Monday in November 2014, and at each successive interval of 6 years, there must be elected by the qualified voters of the City, at a general municipal election held for that purpose, a Municipal Judge for Department 1 who shall hold office for a period of 6 years until his or her successor has been elected and qualified.

4. On the first Tuesday after the first Monday in November 2016, and at each successive interval of 4 years,



* A B 1 3 2 *

there must be elected by the qualified voters of the City, at a general municipal election held for that purpose, three Council Members who shall hold office for a period of 4 years until their successors have been elected and qualified.

~~5. On the Tuesday after the first Monday in ~~[June 2001]~~ November 2016, and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department ~~[1]~~ 2 who will hold office until his or her successor has been elected and qualified.~~

~~[4.] 6. On the Tuesday after the first Monday in [June 2003] November 2018, and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department [2] 3 who will hold office until his or her successor has been elected and qualified.~~

~~[5.—On the Tuesday after the first Monday in June 2005 and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department 3 who will hold office until his successor has been elected and qualified.]~~

Sec. 34. The Charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, at page 1391, is hereby amended by adding thereto a new section to be designated as section 5.140, immediately following section 5.130, to read as follows:

Sec. 5.140 Continuation of certain officers.

1. The Council Members from even-numbered wards elected at the general municipal election held in June 2009 shall continue in office until the general municipal election, and qualification thereafter, of their successors pursuant to subsection 2 of section 5.020.

2. The Municipal Judges for Departments 1, 4 and 6 elected at the general municipal election held in June 2009 shall continue in office until the general municipal election, and qualification thereafter, of their successors pursuant to subsection 3 of section 5.020.

Sec. 35. Section 1.140 of the Charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, as last amended by chapter 6, Statutes of Nevada 2001, at page 10, is hereby amended to read as follows:

Sec. 1.140 Elective offices.

1. The elective officers of the City consist of:

(a) A Mayor.

(b) One Council Member from each ward.



(c) Municipal Judges.

2. ~~[The]~~ *Except as otherwise provided in sections 5.020 and 5.140, the* terms of office of the Mayor and Council Members are 4 years.

3. Except as otherwise provided in subsection 3 of section 4.010 ~~[of this Charter,]~~ *and sections 5.020 and 5.140,* the term of office of a Municipal Judge is 6 years.

Sec. 36. Section 1.160 of the Charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, as last amended by chapter 338, Statutes of Nevada 2007, at page 1533, is hereby amended to read as follows:

Sec. 1.160 Elective offices: Vacancies. Except as otherwise provided in NRS 268.325:

1. A vacancy in the office of Mayor, Council Member or Municipal Judge must be filled by the majority vote of the entire City Council within 30 days after the occurrence of that vacancy. A person may be selected to fill a prospective vacancy before the vacancy occurs. In such a case, each member of the Council, except any member whose term of office expires before the occurrence of the vacancy, may participate in any action taken by the Council pursuant to this section. The appointee must have the same qualifications as are required of the elective official, including, without limitation, any applicable residency requirement.

2. No appointment extends beyond the first regular meeting of the City Council that follows the next general municipal election, at that election the office must be filled for the remainder of the unexpired term, or beyond the first regular meeting of the City Council after the Tuesday after the first Monday in the next succeeding ~~[June]~~ *November* in an ~~[odd-numbered]~~ *even-numbered* year, if no general municipal election is held in that year.

Sec. 37. Section 4.020 of the Charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, as last amended by chapter 338, Statutes of Nevada 2007, at page 1536, is hereby amended to read as follows:

Sec. 4.020 Municipal Court: Qualifications of Municipal Judges; salary; Master Judge; departments; Alternate Judges.

1. Each Municipal Judge shall devote his or her full time to the duties of his or her office and must be:

(a) A duly licensed member, in good standing, of the State Bar of Nevada, but this qualification does not apply to any Municipal Judge who is an incumbent when this Charter



1 becomes effective as long as he or she continues to serve as
2 such in uninterrupted terms.

3 (b) A qualified elector who has resided within the
4 territory which is established by the boundaries of the City for
5 a period of not less than 30 days immediately before the last
6 day for filing a declaration of candidacy for the department
7 for which he or she is a candidate.

8 (c) Voted upon by the registered voters of the City at
9 large.

10 2. The salary of the Municipal Judges must be fixed by
11 ordinance and be uniform for all departments of the
12 Municipal Court. The salary may be increased during the
13 terms for which the Judges are elected or appointed.

14 3. The Municipal Judges of the six departments shall
15 elect a Master Judge from among their number. The Master
16 Judge shall hold office for a term of 2 years commencing on
17 July 1 of each ~~{odd-numbered-year.}~~ *year of a general*
18 *municipal election.* If a vacancy occurs in the position of
19 Master Judge, the Municipal Judges shall elect a replacement
20 for the remainder of the unexpired term. If two or more
21 Municipal Judges receive an equal number of votes for the
22 position of Master Judge, the candidates who have received
23 the tie votes shall resolve the tie vote by the drawing of lots.
24 The Master Judge:

25 (a) Shall establish and enforce administrative regulations
26 for governing the affairs of the Municipal Court.

27 (b) Is responsible for setting trial dates and other matters
28 which pertain to the Court calendar.

29 (c) Shall perform such other Court administrative duties
30 as may be required by the City Council.

31 4. Alternate Judges in sufficient numbers may be
32 appointed annually by the Mayor, each of whom:

33 (a) Must be a duly licensed member, in good standing, of
34 the State Bar of Nevada and have such other qualifications as
35 are prescribed by ordinance.

36 (b) Has all of the powers and jurisdiction of a Municipal
37 Judge while acting as such.

38 (c) Is entitled to such compensation as may be fixed by
39 the City Council.

40 5. Any Municipal Judge, other than an Alternate Judge,
41 automatically forfeits his or her office if he or she ceases to
42 be a resident of the City.



1 **Sec. 38.** Section 5.010 of the Charter of the City of Las Vegas,
2 being chapter 517, Statutes of Nevada 1983, as last amended by
3 chapter 637, Statutes of Nevada 1999, at page 3565, is hereby
4 amended to read as follows:

5 Sec. 5.010 Primary municipal elections.

6 1. ~~[On the Tuesday after the first Monday in April 2001,~~
7 ~~and at each successive interval of 4 years, a]~~ A primary
8 municipal election must be held in the City ~~[at which time~~
9 ~~candidates for half of the offices of Councilman and for~~
10 ~~Municipal Judge, Department 2, must be nominated.~~

11 ~~2. On the Tuesday after the first Monday in April 2003,~~
12 ~~and at each successive interval of 4 years, a primary~~
13 ~~municipal election must be held in the City at which time~~
14 ~~candidates for Mayor, for the other half of the offices of~~
15 ~~Councilman and for Municipal Judge, Department 1, must be~~
16 ~~nominated.~~

17 ~~3.] on the date fixed by the election laws of this State for~~
18 ~~statewide elections.~~

19 2. *In the primary municipal election:*

20 (a) The candidates for Council Members who are to be
21 nominated ~~[as provided in subsections 1 and 2]~~ must be
22 nominated and voted for separately according to the
23 respective wards. ~~[The candidates from each even numbered~~
24 ~~ward must be nominated as provided in subsection 1, and the~~
25 ~~candidates from each odd numbered ward must be nominated~~
26 ~~as provided in subsection 2.~~

27 ~~4.] (b) If the City Council has established an additional~~
28 ~~department or departments of the Municipal Court pursuant to~~
29 ~~section 4.010 [of this Charter,] and, as a result, more than one~~
30 ~~office of Municipal Judge is to be filled at any election, the~~
31 ~~candidates for those offices must be nominated and voted~~
32 ~~upon separately according to the respective departments.~~

33 ~~[5.]~~ 3. Each candidate for ~~[the municipal offices which~~
34 ~~are provided for in subsections 1, 2 and 4]~~ *municipal office*
35 must file a declaration of candidacy with the City Clerk. All
36 filing fees collected by the City Clerk must be paid into the
37 City Treasury.

38 ~~[6.]~~ 4. If, in the primary *municipal* election, regardless
39 of the number of candidates for an office, one candidate
40 receives a majority of votes which are cast in that election for
41 the office for which he or she is a candidate, he or she must
42 be declared elected for the term which commences on the day
43 of the first regular meeting of the City Council next
44 succeeding the meeting at which the canvass of the returns is
45 made, and no general election need be held for that office. If,



1 in the primary *municipal* election, no candidate receives a
2 majority of votes which are cast in that election for the office
3 for which he or she is a candidate, the names of the two
4 candidates who receive the highest number of votes must be
5 placed on the ballot for the general election.

6 **Sec. 39.** Section 5.020 of the Charter of the City of Las Vegas,
7 being chapter 517, Statutes of Nevada 1983, at page 1415, is hereby
8 amended to read as follows:

9 Sec. 5.020 General municipal election.

10 1. ~~[A] On the first Tuesday after the first Monday in~~
11 ~~June 2011, there must be elected at a~~ general municipal
12 ~~election [must be] held [in the City on the Tuesday after the~~
13 ~~1st Monday in June of each odd numbered year and on the~~
14 ~~same day every 2 years thereafter, at which time there must~~
15 ~~be elected those officers whose offices are required to be~~
16 ~~filled by election in that year.] for that purpose:~~

17 (a) *The Mayor and Council Members from odd-*
18 *numbered wards who shall hold office until their successors*
19 *have been elected and qualified pursuant to subsection 4.*

20 (b) *The Municipal Judges for Departments 2, 3 and 5*
21 *who shall hold office until their successors have been*
22 *elected and qualified pursuant to subsection 5.*

23 2. *On the first Tuesday after the first Monday in*
24 *November 2014, and at each successive interval of 4 years,*
25 *there must be elected, at a general municipal election held*
26 *for that purpose, the Council Members from even-numbered*
27 *wards who shall hold office for a period of 4 years and until*
28 *their successors have been elected and qualified.*

29 3. *On the first Tuesday after the first Monday in*
30 *November 2014, and at each successive interval of 6 years,*
31 *there must be elected, at a general election to be held for*
32 *that purpose, Municipal Judges for Departments 1, 4 and 6*
33 *who shall hold office for a period of 6 years and until their*
34 *successors have been elected and qualified.*

35 4. *On the first Tuesday after the first Monday in*
36 *November 2016, and at each successive interval of 4 years,*
37 *there must be elected, at a general municipal election to be*
38 *held for that purpose, the Mayor and Council Members*
39 *from odd-numbered wards who shall hold office for a*
40 *period of 4 years and until their successors have been*
41 *elected and qualified.*

42 5. *On the first Tuesday after the first Monday in*
43 *November 2018, and at each successive interval of 6 years,*
44 *there must be elected, at a general municipal election to be*
45 *held for that purpose, Municipal Judges for Departments 2,*



3 and 5 who shall hold office for a period of 6 years and until their successors have been elected and qualified.

6. All candidates for elective office, except the office of Council Member, must be voted upon by the registered voters of the City at large.

Sec. 40. The Charter of the City of North Las Vegas, being chapter 573, Statutes of Nevada 1971, at page 1210, is hereby amended by adding thereto a new section to be designated as section 5.100, immediately following section 5.090, to read as follows:

Sec. 5.100 Continuation of certain officers.

1. The Mayor and two Council Members elected at the general municipal election held in June 2009 shall continue in office until the election, and qualification thereafter, of their successors pursuant to subsection 2 of section 5.010.

2. The Municipal Judge for Department 2 elected at the general municipal election held in June 2009 shall continue in office until the election, and qualification thereafter, of his or her successor pursuant to subsection 3 of section 5.010.

Sec. 41. Section 2.010 of the Charter of the City of North Las Vegas, being chapter 573, Statutes of Nevada 1971, as last amended by chapter 499, Statutes of Nevada 2005, at page 2691, is hereby amended to read as follows:

Sec. 2.010 City Council: Qualifications; election; term of office; salary.

1. The legislative power of the City is vested in a City Council consisting of four Council Members and a Mayor.

2. The Mayor must be:

(a) A bona fide resident of the City for at least 6 months immediately preceding his or her election.

(b) A qualified elector within the City.

3. Each Council Member:

(a) Must be a qualified elector who has resided in the ward which he or she represents for at least 30 days immediately preceding the last day for filing a declaration of candidacy for his or her office.

(b) Must continue to live in the ward he or she represents, except that changes in ward boundaries made pursuant to section 1.045 ~~[of this Charter]~~ will not affect the right of any elected Council Member to continue in office for the term for which he or she was elected.

4. At the time of filing, if so required by an ordinance duly enacted, candidates for the office of Mayor and Council Member shall produce evidence in satisfaction of any or all of



the qualifications provided in subsection 2 or 3, whichever is applicable.

5. Each Council Member must be voted upon only by the registered voters of the ward that he or she seeks to represent, and *except as otherwise provided in sections 5.010 and 5.100*, his or her term of office is 4 years.

6. The Mayor must be voted upon by the registered voters of the City at large, and *except as otherwise provided in sections 5.010 and 5.100*, his or her term of office is 4 years.

7. The Mayor and Council Members are entitled to receive a salary in an amount fixed by the City Council.

Sec. 42. Section 4.005 of the Charter of the City of North Las Vegas, being chapter 215, Statutes of Nevada 1997, as amended by chapter 73, Statutes of Nevada 2003, at page 484, is hereby amended to read as follows:

Sec. 4.005 Municipal Court.

1. There is a Municipal Court of the City which consists of at least one department. Each department must be presided over by a Municipal Judge and has such power and jurisdiction as is prescribed in, and is, in all respects which are not inconsistent with this Charter, governed by the provisions of chapters 5 and 266 of NRS which relate to municipal courts.

2. The City Council may, from time to time, by ordinance, establish additional departments of the Municipal Court and shall appoint an additional Municipal Judge for each additional department.

3. At the first municipal primary or municipal general election that follows the appointment of an additional Municipal Judge to a newly created department of the Municipal Court, the successor to that Municipal Judge must be elected for an initial term of not more than 6 years, as determined by the City Council, in order that, as nearly as practicable, one-third of the number of Municipal Judges be elected every 2 years.

4. Except as otherwise provided by the ordinance establishing an additional department, each Municipal Judge must be voted upon by the registered voters of the City at large and , *except as otherwise provided in sections 5.010 and 5.100*, holds office for a period of 6 years and until his or her successor has been elected and qualified.

5. The respective departments of the Municipal Court must be numbered 1 through the appropriate Arabic numeral, as additional departments are approved by the City Council.



* A B 1 3 2 *

A Municipal Judge must be elected for each department by number.

Sec. 43. Section 5.010 of the Charter of the City of North Las Vegas, being chapter 573, Statutes of Nevada 1971, as last amended by chapter 499, Statutes of Nevada 2005, at page 2691, is hereby amended to read as follows:

Sec. 5.010 General municipal elections.

1. ~~{On the Tuesday after the first Monday in June 1977, and at each successive interval of 4 years thereafter, there must be elected, at a general election to be held for that purpose, a Mayor and two Councilmen, who shall hold office for a period of 4 years and until their successors have been elected and qualified.~~

~~—2.}~~ On the Tuesday after the first Monday in June ~~{1975, and at each successive interval of 4 years thereafter,}~~ 2011, there must be elected, at a general *municipal* election to be held for that purpose ~~{, two}~~:

(a) *Two* Council Members, who shall hold office ~~{for a period of 4 years and}~~ until their successors have been elected and qualified ~~{.~~

~~—3.}~~ *pursuant to subsection 4.*

(b) *A Municipal Judge for Department 1 who shall hold office until his or her successor has been elected and qualified pursuant to subsection 5.*

2. *On the first Tuesday after the first Monday in November 2014, and at each successive interval of 4 years, there must be elected, at a general municipal election to be held for that purpose, a Mayor and two Council Members who shall hold office until their successors have been elected and qualified.*

3. *On the first Tuesday after the first Monday in November 2016, and at each successive interval of 6 years, there must be elected, at a general municipal election to be held for that purpose, a Municipal Judge for Department 2 who shall hold office until his or her successor has been elected and qualified.*

4. *On the first Tuesday after the first Monday in November 2016, and at each successive interval of 4 years, there must be elected, at a general municipal election to be held for that purpose, two Council Members who shall hold office until their successors have been elected and qualified.*

5. *On the first Tuesday after the first Monday in November 2018, and at each successive interval of 6 years, there must be elected, at a general municipal election to be held for that purpose, a Municipal Judge for Department 1*



who shall hold office until his or her successor has been elected and qualified.

6. In ~~[such]~~ a general *municipal* election:

(a) A candidate for the office of City Council Member must be elected only by the registered voters of the ward that he or she seeks to represent.

(b) Candidates for all other elective offices must be elected by the registered voters of the City at large.

Sec. 44. Section 5.020 of the Charter of the City of North Las Vegas, being chapter 573, Statutes of Nevada 1971, as last amended by chapter 9, Statutes of Nevada 2009, at page 17, is hereby amended to read as follows:

Sec. 5.020 Primary municipal elections; declaration of candidacy.

1. The City Council shall provide by ordinance for candidates for elective office to declare their candidacy and file the necessary documents. The seats for City Council Members must be designated by the numbers one through four, which numbers must correspond with the wards the candidates for City Council Members will seek to represent. A candidate for the office of City Council Member shall include in his or her declaration of candidacy the number of the ward which he or she seeks to represent. Each candidate for City Council must be designated as a candidate for the City Council seat that corresponds with the ward that he or she seeks to represent.

2. A primary *municipal* election must be held on the ~~[Tuesday following the first Monday in April preceding the general election,]~~ *date fixed by the election laws of this State for statewide elections*, at which time there must be nominated candidates for offices to be voted for at the next general *municipal* election. In the primary *municipal* election:

(a) A candidate for the office of City Council Member must be voted upon only by the registered voters of the ward that he or she seeks to represent.

(b) Candidates for all other elective offices must be voted upon by the registered voters of the City at large.

3. Except as otherwise provided in subsection 4, after the primary *municipal* election, the names of the two candidates who receive the highest number of votes must be placed on the ballot for the general *municipal* election.

4. If, regardless of the number of candidates for an office, one candidate receives a majority of the total votes cast for that office in the primary *municipal* election, he or



* A B 1 3 2 *

1 she must be declared elected to that office and no general
2 *municipal* election need be held for that office.

3 **Sec. 45.** The Charter of the City of Yerington, being chapter
4 465, Statutes of Nevada 1971, at page 901, is hereby amended by
5 adding thereto a new section to be designated as section 5.110,
6 immediately following section 5.100, to read as follows:

7 ***Sec. 5.110 Continuation of certain officers.***

8 ***The two Council Members elected at the general***
9 ***municipal election held in June 2009 shall continue in***
10 ***office until the election, and qualification thereafter, of***
11 ***their successors pursuant to subsection 2 of section 5.010.***

12 **Sec. 46.** Section 2.010 of the Charter of the City of Yerington,
13 being chapter 465, Statutes of Nevada 1971, as last amended by
14 chapter 98, Statutes of Nevada 1977, at page 213, is hereby
15 amended to read as follows:

16 Sec. 2.010 City Council: Qualifications; election; term
17 of office; salary.

18 1. The legislative power of the City is vested in a City
19 Council consisting of four Council Members.

20 2. The Council Members ~~[shall]~~ *must* be:

21 (a) Bona fide residents of the City for at least 6 months
22 immediately preceding their election.

23 (b) Qualified electors in the City.

24 3. All Council Members ~~[shall]~~ *must* be voted upon by
25 the registered voters of the City at large and , *except as*
26 *otherwise provided in sections 5.010 and 5.110,* shall serve
27 for terms of 4 years.

28 4. The Council Members shall receive a salary in an
29 amount fixed by the City Council.

30 **Sec. 47.** Section 5.010 of the Charter of the City of Yerington,
31 being chapter 465, Statutes of Nevada 1971, at page 912, is hereby
32 amended to read as follows:

33 Sec. 5.010 ~~[Municipal]~~ *General municipal* elections.

34 1. On the ~~[1st]~~ *first* Tuesday after the ~~[1st]~~ *first* Monday
35 in June ~~[1975, and at each successive interval of 4 years,]~~
36 *2011* there ~~[shall]~~ *must* be elected by the qualified voters of
37 the City , at a general *municipal* election to be held for that
38 purpose , a Mayor and two Council Members, who shall hold
39 office ~~[for a period of 4 years and]~~ until their successors have
40 been elected and qualified ~~[]~~ *pursuant to subsection 3.*

41 2. On the ~~[1st]~~ *first* Tuesday after the ~~[1st]~~ *first* Monday
42 in ~~[June 1977,]~~ *November 2014,* and at each successive
43 interval of 4 years , ~~[thereafter,]~~ there ~~[shall]~~ *must* be elected
44 by the qualified voters of the City , at a general *municipal*
45 election to be held for that purpose , two Council Members,



1 who shall hold office for a period of 4 years and until their
2 successors have been elected and qualified.

3 *3. On the first Tuesday after the first Monday in*
4 *November 2016, and at each successive interval of 4 years,*
5 *there must be elected by the qualified voters of the City, at a*
6 *general municipal election to be held for that purpose, a*
7 *Mayor and two Council Members, who shall hold office for*
8 *a period of 4 years and until their successors have been*
9 *elected and qualified.*

10 **Sec. 48.** Notwithstanding any other provision of law to the
11 contrary, if a city incorporated pursuant to general law holds a
12 general city election in:

13 1. June 2011, the elective city officers who are elected at such
14 general city election shall continue in office until the election, and
15 qualification thereafter, of their successors in the general city
16 election to be held on the first Tuesday after the first Monday in
17 November 2014.

18 2. June 2013, the elective city officers who are elected at such
19 general city election shall continue in office until the election, and
20 qualification thereafter, of their successors in the general city
21 election to be held on the first Tuesday after the first Monday in
22 November 2016.

23 **Sec. 49.** Notwithstanding any other provision of law to the
24 contrary, if the term of any elective city officer whose term of office
25 expires in 2013, 2015 or 2017 is not otherwise extended or
26 shortened pursuant to sections 1 to 48, inclusive, of this act, the
27 person or entity designated by law to fill vacancies that occur on the
28 city council of the city shall appoint the incumbent elective city
29 officer to serve as city council member, mayor, municipal judge or
30 other elective city officer, as applicable, in that office until his or her
31 successor is elected and qualified at the general election in 2014,
32 2016 or 2018, as applicable, if that person is willing to serve in that
33 capacity. If the person is not willing to serve in that capacity, the
34 position must be filled in the same manner as if a vacancy occurred
35 in the position.

36 **Sec. 50.** 1. This section and sections 20 to 49, inclusive, of
37 this act become effective upon passage and approval.

38 2. Sections 1 to 12, inclusive, 18 and 19 of this act become
39 effective on July 1, 2013.

40 3. Sections 13 to 17, inclusive, of this act become effective on
41 January 16, 2014.

