

ASSEMBLY BILL NO. 473—COMMITTEE ON  
LEGISLATIVE OPERATIONS AND ELECTIONS

MARCH 28, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing elections.  
(BDR 24-1021)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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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; amending the requirements of a declaration or acceptance of candidacy for certain offices; revising the deadline for preparing and sending absent ballots to certain voters; revising the hours of operation during the final days of voter registration; requiring online voter registration to remain open until midnight on the day before early voting begins; requiring that complaints challenging initiatives or referenda be given priority over all other matters pending before the court, except for criminal proceedings; revising the filing deadline for candidates for the Board of the Virgin Valley Water District; making various other changes relating to elections; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, a person declaring or accepting candidacy must declare of which political party he or she is a registered member. (NRS 293.177) **Section 1** of this bill requires a person declaring or accepting candidacy to declare that he or she is currently registered as a member of a particular party.

Under existing law, the name of the political party of a partisan candidate must follow the name of the candidate on the ballot and the word "nonpartisan" must follow the name of a nonpartisan candidate. **Section 3** of this bill authorizes the use of abbreviations of the party name or "independent" or "nonpartisan," as applicable.

Under existing law, a person who registers to vote by mail must provide certain identification before voting at a polling place or by mail. (NRS 293.2725) **Section 4**



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of this bill requires that a photo identification used for this purpose shows the physical address of the person.

Under existing law, the county clerk of each county is required to prepare absent ballots for registered voters who have requested them. (NRS 293.309) **Sections 5 and 10** of this bill require the county or city clerk, as applicable, to prepare and have ready for distribution absent ballots for persons who applied for absent ballots pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. §§ 1973ff et seq., not later than 45 days before an election.

Under existing law, a county clerk is required to consider a request for an absent ballot on a form provided by the Federal Government as a request for an absent ballot for the two primary and general elections following receipt of the request. (NRS 293.313) **Sections 6 and 11** of this bill remove the requirement that the request be considered for two elections.

**Sections 7 and 12** of this bill remove the requirement that counting board officers record the number of votes received by each candidate or for and against any question submitted to the electors in words and figures.

Existing law authorizes a county to establish a system for using a computer to register voters. (NRS 293.506) **Section 8** of this bill requires a county that establishes a system for online voter registration to keep online registration open until midnight on the day before early voting begins.

Existing law requires that city and county clerk offices be open at certain times during the registration period. (NRS 293.560, 293C.527, 349.017, 710.153) **Sections 9, 13, 15 and 16** of this bill revise the hours of operation of the office of the city or county clerk during the registration period.

Under existing law, a complaint challenging an initiative or referendum receives priority over all criminal proceedings. (NRS 295.061) **Section 14** of this bill requires the court to give such a complaint priority over all other matters pending with the court, except for criminal proceedings.

**Section 17** of this bill changes the filing deadline for candidates for election to the governing board of the Virgin Valley Water District from at least 60 days before the election to not earlier than the first Monday in March of the year in which the election is to be held and not later than 5 p.m. on the second Friday after the first Monday in March.

Under existing law, political parties are authorized to recommend three registered voters to the county clerk to act as election board officers. (NRS 293.219) **Section 18** of this bill removes that requirement.

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

**Section 1.** NRS 293.177 is hereby amended to read as follows:

293.177 1. Except as otherwise provided in NRS 293.165, a name may not be printed on a ballot to be used at a primary election unless the person named has filed a declaration of candidacy or an acceptance of candidacy, and has paid the fee required by NRS 293.193 not earlier than:

(a) For a candidate for judicial office, the first Monday in January of the year in which the election is to be held nor later than 5 p.m. on the second Friday after the first Monday in January; and



(b) For all other candidates, the first Monday in March of the year in which the election is to be held nor later than 5 p.m. on the second Friday after the first Monday in March.

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

(a) For partisan office:

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

State of Nevada

County of .....

For the purpose of having my name placed on the official ballot as a candidate for the ..... Party nomination for the office of ....., I, the undersigned ....., do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at ....., in the City or Town of ....., County of ....., State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is ....., and the address at which I receive mail, if different than my residence, is .....; that I am *currently* registered as a member of the ..... Party; that I am a qualified elector pursuant to Section 1 of Article 2 of the Constitution of the State of Nevada; that if I have ever been convicted of treason or a felony, my civil rights have been restored by a court of competent jurisdiction; that I have not, in violation of the provisions of NRS 293.176, changed the designation of my political party or political party affiliation on an official application to register to vote in any state since December 31 before the closing filing date for this election; that I generally believe in and intend to support the concepts found in the principles and policies of that political party in the coming election; that if nominated as a candidate of the ..... Party at the ensuing election, I will accept that nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years or terms for which a person may hold the office;



1 and that I understand that my name will appear on all ballots as  
2 designated in this declaration.

3  
4 .....  
5 (Designation of name)

6  
7 .....  
8 (Signature of candidate for office)

9  
10 Subscribed and sworn to before me  
11 this ..... day of the month of ..... of the year .....

12  
13 .....  
14 Notary Public or other person  
15 authorized to administer an oath

16  
17 (b) For nonpartisan office:

18  
19 DECLARATION OF CANDIDACY OF ..... FOR THE  
20 OFFICE OF .....

21  
22 State of Nevada

23  
24 County of .....

25  
26 For the purpose of having my name placed on the official ballot as a  
27 candidate for the office of ....., I, the undersigned .....,  
28 do swear or affirm under penalty of perjury that I actually, as  
29 opposed to constructively, reside at ....., in the City or Town  
30 of ....., County of ....., State of Nevada; that my actual, as  
31 opposed to constructive, residence in the State, district, county,  
32 township, city or other area prescribed by law to which the office  
33 pertains began on a date at least 30 days immediately preceding the  
34 date of the close of filing of declarations of candidacy for this  
35 office; that my telephone number is ....., and the address at  
36 which I receive mail, if different than my residence, is .....; that I  
37 am a qualified elector pursuant to Section 1 of Article 2 of the  
38 Constitution of the State of Nevada; that if I have ever been  
39 convicted of treason or a felony, my civil rights have been restored  
40 by a court of competent jurisdiction; that if nominated as a  
41 nonpartisan candidate at the ensuing election, I will accept the  
42 nomination and not withdraw; that I will not knowingly violate any  
43 election law or any law defining and prohibiting corrupt and  
44 fraudulent practices in campaigns and elections in this State; that I  
45 will qualify for the office if elected thereto, including, but not



1 limited to, complying with any limitation prescribed by the  
2 Constitution and laws of this State concerning the number of years  
3 or terms for which a person may hold the office; and my name will  
4 appear on all ballots as designated in this declaration.

5  
6 .....  
7 (Designation of name)  
8

9 .....  
10 (Signature of candidate for office)  
11

12 Subscribed and sworn to before me  
13 this ..... day of the month of ..... of the year .....

14 .....  
15 Notary Public or other person  
16 authorized to administer an oath  
17  
18

19 3. The address of a candidate which must be included in the  
20 declaration of candidacy or acceptance of candidacy pursuant to  
21 subsection 2 must be the street address of the residence where the  
22 candidate actually, as opposed to constructively, resides in  
23 accordance with NRS 281.050, if one has been assigned. The  
24 declaration or acceptance of candidacy must not be accepted for  
25 filing if:

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

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

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

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

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

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

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

42 5. By filing the declaration or acceptance of candidacy, the  
43 candidate shall be deemed to have appointed the filing officer for  
44 the office as his or her agent for service of process for the purposes  
45 of a proceeding pursuant to NRS 293.182. Service of such process



1 must first be attempted at the appropriate address as specified by the  
2 candidate in the declaration or acceptance of candidacy. If the  
3 candidate cannot be served at that address, service must be made by  
4 personally delivering to and leaving with the filing officer duplicate  
5 copies of the process. The filing officer shall immediately send, by  
6 registered or certified mail, one of the copies to the candidate at the  
7 specified address, unless the candidate has designated in writing to  
8 the filing officer a different address for that purpose, in which case  
9 the filing officer shall mail the copy to the last address so  
10 designated.

11 6. If the filing officer receives credible evidence indicating that  
12 a candidate has been convicted of a felony and has not had his or her  
13 civil rights restored by a court of competent jurisdiction, the filing  
14 officer:

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

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

23 7. The receipt of information by the Attorney General or  
24 district attorney pursuant to subsection 6 must be treated as a  
25 challenge of a candidate pursuant to subsections 4 and 5 of NRS  
26 293.182. If the ballots are printed before a court of competent  
27 jurisdiction makes a determination that a candidate has been  
28 convicted of a felony and has not had his or her civil rights restored  
29 by a court of competent jurisdiction, the filing officer must post a  
30 notice at each polling place where the candidate's name will appear  
31 on the ballot informing the voters that the candidate is disqualified  
32 from entering upon the duties of the office for which the candidate  
33 filed the declaration of candidacy or acceptance of candidacy.

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

35 **Sec. 3.** NRS 293.267 is hereby amended to read as follows:

36 293.267 1. Ballots for a general election must contain the  
37 names of candidates who were nominated at the primary election,  
38 the names of the candidates of a minor political party and the names  
39 of independent candidates.

40 2. Except as otherwise provided in NRS 293.2565, names of  
41 candidates must be grouped alphabetically under the title and length  
42 of term of the office for which those candidates filed.

43 3. Except as otherwise provided in subsection 4:

44 (a) Immediately following the name of each candidate for a  
45 partisan office must appear the name *or abbreviation* of his or her



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1 political party or the word “independent [REDACTED]” *or the abbreviation*  
2 *“IND,”* as the case may be.

3 (b) Immediately following the name of each candidate for a  
4 nonpartisan office must appear the word “nonpartisan [REDACTED]” *or the*  
5 *abbreviation “NP.”*

6 4. Where a system of voting other than by paper ballot is used,  
7 the Secretary of State may provide for any placement of the name *or*  
8 *abbreviation* of the political party or the word “independent” or  
9 “nonpartisan” *or the abbreviation “IND” or “NP,” as appropriate,*  
10 which clearly relates the designation to the name of the candidate to  
11 whom it applies.

12 5. If the Legislature rejects a statewide measure proposed by  
13 initiative and proposes a different measure on the same subject  
14 which the Governor approves, the measure proposed by the  
15 Legislature and approved by the Governor must be listed on the  
16 ballot before the statewide measure proposed by initiative. Each  
17 ballot and sample ballot upon which the measures appear must  
18 contain a statement that reads substantially as follows:

19  
20 The following questions are alternative approaches to the  
21 same issue, and only one approach may be enacted into law.  
22 Please vote for only one.

23 **Sec. 4.** NRS 293.2725 is hereby amended to read as follows:

24 293.2725 1. Except as otherwise provided in subsection 2, in  
25 NRS 293.3081 and 293.3083 and in federal law, a person who  
26 registers by mail to vote in this State and who has not previously  
27 voted in an election for federal office in this State:

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

30 (1) A current and valid photo identification of the person [REDACTED],  
31 *which shows his or her physical address;* or

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

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

39 (1) A copy of a current and valid photo identification of the  
40 person [REDACTED], *which shows his or her physical address;* or

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



1 *↪ If there is a question as to the physical address of the person,*  
2 *the election board officer or clerk may request additional*  
3 *information.*

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

5 (a) Registers to vote by mail and submits with an application to  
6 register to vote:

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

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

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

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

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

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

26 **Sec. 5.** NRS 293.309 is hereby amended to read as follows:

27 293.309 1. The county clerk of each county shall prepare an  
28 absent ballot for the use of registered voters who have requested  
29 absent ballots. The county clerk shall make reasonable  
30 accommodations for the use of the absent ballot by a person who is  
31 elderly or disabled, including, without limitation, by providing,  
32 upon request, the absent ballot in 12-point type to a person who is  
33 elderly or disabled.

34 2. The ballot must be prepared and ready for distribution to a  
35 registered voter who:

36 (a) Resides within the State, not later than 20 days before the  
37 election in which it is to be used; ~~for~~

38 (b) ~~Resides~~ *Except as otherwise provided in paragraph (c),*  
39 *resides* outside the State, not later than 40 days before a primary or  
40 general election, if possible ~~for~~; *or*

41 (c) *Requested an absent ballot pursuant to the provisions of*  
42 *the Uniformed and Overseas Citizens Absentee Voting Act, 42*  
43 *U.S.C. §§ 1973ff et seq., not later than 45 days before the election.*

44 3. Any legal action which would prevent the ballot from being  
45 issued pursuant to subsection 2 is moot and of no effect.





**Sec. 6.** NRS 293.313 is hereby amended to read as follows:

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

2. A registered voter who:

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

(b) Has a physical disability or condition which substantially impairs his or her ability to go to the polling place,

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

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

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

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

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

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

(c) Form provided by the Federal Government.

**Sec. 7.** NRS 293.370 is hereby amended to read as follows:

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

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

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

(b) A general election.

**Sec. 8.** NRS 293.506 is hereby amended to read as follows:

293.506 1. A county clerk may, with approval of the board of county commissioners, establish a system for using a computer to



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1 register voters and to keep records of registration. The county clerk  
2 may, for that purpose, issue to a voter a card, bearing the signature  
3 of the voter, attesting to the voter's registration.

4 *2. If a county establishes a system for online voter*  
5 *registration pursuant to subsection 1, online voter registration*  
6 *must remain open until midnight on the day before early voting*  
7 *begins.*

8 **Sec. 9.** NRS 293.560 is hereby amended to read as follows:

9 293.560 ~~[1.] Except as otherwise provided in NRS 293.502 [,~~  
10 ~~registration must close at 9 p.m. on the third Tuesday preceding any~~  
11 ~~primary or general election and at 9 p.m. on the third Saturday~~  
12 ~~preceding any recall or special election, except that if a recall or~~  
13 ~~special election is held on the same day as a primary or general~~  
14 ~~election, registration must close at 9 p.m. on the third Tuesday~~  
15 ~~preceding the day of the elections.~~

16 ~~—2.— The] :~~

17 *1. For a primary or special election, the* office of the county  
18 clerk must be open ~~[from 9 a.m. to 5 p.m. and from]~~ *until* 7 p.m. ~~[to~~  
19 ~~9 p.m., including Saturdays.]~~ during the last 2 days ~~[before the close~~  
20 ~~of]~~ *on which* registration ~~[, according to the following schedule:~~

21 ~~—(a)— is open.~~ In a county whose population is less than 100,000,  
22 the office of the county clerk ~~[must be open during the last day~~  
23 ~~before registration closes.~~

24 ~~—(b)— In all other counties, the office of the county clerk must be~~  
25 ~~open during the last 5 days before registration closes.]~~ *may close at*  
26 *5 p.m. during the last 2 days before registration closes if approved*  
27 *by the board of county commissioners.*

28 *2. For a general election:*

29 *(a) In a county whose population is less than 100,000, the*  
30 *office of the county clerk must be open until 7 p.m. during the last*  
31 *2 days on which registration is open. The office of the county clerk*  
32 *may close at 5 p.m. if approved by the board of county*  
33 *commissioners.*

34 *(b) In a county whose population is 100,000 or more, the office*  
35 *of the county clerk must be open during the last 4 days on which*  
36 *registration is open, according to the following schedule:*

37 *(1) On weekdays until 9 p.m.; and*

38 *(2) A minimum of 8 hours on Saturdays, Sundays and legal*  
39 *holidays.*

40 *3. Except for a special election held pursuant to chapter 306 or*  
41 *350 of NRS:*

42 *(a) The county clerk of each county shall cause a notice signed*  
43 *by him or her to be published in a newspaper having a general*  
44 *circulation in the county indicating:*

45 *(1) The day and time that registration will be closed; and*



(2) If the county clerk has designated a county facility pursuant to NRS 293.5035, the location of that facility.

➡ If no such newspaper is published in the county, the publication may be made in a newspaper of general circulation published in the nearest county in this State.

(b) The notice must be published once each week for 4 consecutive weeks next preceding the close of registration for any election.

4. The offices of the county clerk, a county facility designated pursuant to NRS 293.5035 and other ex officio registrars may remain open on the last Friday in October in each even-numbered year.

5. For the period beginning on the fifth Sunday preceding any primary or general election and ending on the third Tuesday preceding any primary or general election, an elector may register to vote only by appearing in person at the office of the county clerk or, if open, a county facility designated pursuant to NRS 293.5035.

6. A county facility designated pursuant to NRS 293.5035 may be open during the periods described in this section for such hours of operation as the county clerk may determine, as set forth in subsection 3 of NRS 293.5035.

**Sec. 10.** NRS 293C.305 is hereby amended to read as follows:

293C.305 1. The city clerk shall prepare an absent ballot for the use of registered voters who have requested absent ballots. The city clerk shall make reasonable accommodations for the use of the absent ballot by a person who is elderly or disabled, including, without limitation, by providing, upon request, the absent ballot in 12-point type to a person who is elderly or disabled.

2. The ballot must be prepared and ready for distribution to a registered voter who :

(a) *Except as otherwise provided in paragraph (b)*, resides within or outside this State, not later than 20 days before the election in which it will be used.

(b) *Requested an absent ballot pursuant to the provisions of the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. §§ 1973ff et seq., not later than 45 days before the election.*

3. Any legal action that would prevent the ballot from being issued pursuant to subsection 2 is moot and of no effect.

**Sec. 11.** NRS 293C.310 is hereby amended to read as follows:

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



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

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

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

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

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

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

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

(c) Form provided by the Federal Government.

**Sec. 12.** NRS 293C.372 is hereby amended to read as follows:

293C.372 When all the votes have been counted, the counting board officers shall enter on the tally lists by the name of each candidate the number of votes the candidate received. ~~[The number must be expressed in words and figures.]~~ The vote for and against any question submitted to the electors must be entered in the same manner.

**Sec. 13.** NRS 293C.527 is hereby amended to read as follows:

293C.527 ~~[H.] Except as otherwise provided in NRS 293.502 [; registration must close at 9 p.m. on the third Tuesday preceding any primary city election or general city election and at 9 p.m. on the third Saturday preceding any recall or special election, except that if a recall or special election is held on the same day as a primary city election or general city election, registration must close at 9 p.m. on the third Tuesday preceding the day of the elections. —2.— The] :~~

*1. For a primary city election or special city election, the office of the city clerk must be open [from 9 a.m. to 5 p.m. and from] until 7 p.m. [to 9 p.m., including Saturdays,] during the last 2 days [before the close of registration before a primary city election or general city election, according to the following schedule:*



~~1 (a) In a city whose population is less than 25,000, the office of~~  
~~2 the city clerk must be open during the last 3 days before registration~~  
~~3 closes.~~

~~4 (b) In a city whose population is 25,000 or more, the office of~~  
~~5 the city clerk must be open during the last 5 days before registration~~  
~~6 closes.] on which registration is open. In a city whose population~~  
~~7 is less than 25,000, the office of the city clerk may close at 5 p.m. if~~  
~~8 approved by the governing body of the city.~~

9 2. For a general election:

10 (a) In a city whose population is less than 25,000, the office of  
11 the city clerk must be open until 7 p.m. during the last 2 days on  
12 which registration is open. The office of the city clerk may close at  
13 5 p.m. if approved by the governing body of the city.

14 (b) In a city whose population is 25,000 or more, the office of  
15 the city clerk must be open during the last 4 days on which  
16 registration is open, according to the following schedule:

17 (1) On weekdays until 9 p.m.; and

18 (2) A minimum of 8 hours on Saturdays, Sundays and legal  
19 holidays.

20 3. Except for a special election held pursuant to chapter 306 or  
21 350 of NRS:

22 (a) The city clerk of each city shall cause a notice signed by him  
23 or her to be published in a newspaper having a general circulation in  
24 the city indicating:

25 (1) The day *and time* that registration will be closed; and

26 (2) If the city clerk has designated a municipal facility  
27 pursuant to NRS 293C.520, the location of that facility.

28 ➔ If no newspaper is of general circulation in that city, the  
29 publication may be made in a newspaper of general circulation in  
30 the nearest city in this State.

31 (b) The notice must be published once each week for 4  
32 consecutive weeks next preceding the close of registration for any  
33 election.

34 4. For the period beginning on the fifth Sunday preceding any  
35 primary city election or general city election and ending on the third  
36 Tuesday preceding any primary city election or general city  
37 election, an elector may register to vote only by appearing in person  
38 at the office of the city clerk or, if open, a municipal facility  
39 designated pursuant to NRS 293C.520.

40 5. A municipal facility designated pursuant to NRS 293C.520  
41 may be open during the periods described in this section for such  
42 hours of operation as the city clerk may determine, as set forth in  
43 subsection 3 of NRS 293C.520.



**Sec. 14.** NRS 295.061 is hereby amended to read as follows:

295.061 1. Except as otherwise provided in subsection 3, whether an initiative or referendum embraces but one subject and matters necessarily connected therewith and pertaining thereto, and the description of the effect of an initiative or referendum required pursuant to NRS 295.009, may be challenged by filing a complaint in the First Judicial District Court not later than 15 days, Saturdays, Sundays and holidays excluded, after a copy of the petition is placed on file with the Secretary of State pursuant to NRS 295.015. All affidavits and documents in support of the challenge must be filed with the complaint. The court shall set the matter for hearing not later than 15 days after the complaint is filed and shall give priority to such a complaint over all *other matters pending with the court, except for* criminal proceedings.

2. The legal sufficiency of a petition for initiative or referendum may be challenged by filing a complaint in district court not later than 7 days, Saturdays, Sundays and holidays excluded, after the petition is certified as sufficient by the Secretary of State. All affidavits and documents in support of the challenge must be filed with the complaint. The court shall set the matter for hearing not later than 15 days after the complaint is filed and shall give priority to such a complaint over all other matters pending with the court, except for criminal proceedings.

3. If a description of the effect of an initiative or referendum required pursuant to NRS 295.009 is challenged successfully pursuant to subsection 1 and such description is amended in compliance with the order of the court, the amended description may not be challenged.

**Sec. 15.** NRS 349.017 is hereby amended to read as follows:

349.017 1. If the bond question is submitted at a general election, no notice of registration of electors is required other than that required by the laws for a general election.

2. If the bond question is submitted at a special election, the clerk of each county shall cause to be published, at least once a week for 2 consecutive weeks by two weekly insertions a week apart, the first publication to be not more than 50 days nor less than 42 days next preceding the election, in a newspaper published within the county, if any is so published, and having a general circulation therein, a notice signed by him or her to the effect that registration for the special election will be closed on a date *and time* designated therein, as provided in this section.

3. Except as otherwise provided in subsection 4, the office of the county clerk in each county of this State must be open for such a special election, from 9 a.m. to 12 m. and 1 p.m. to 5 p.m. on



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1 Mondays through Fridays, with Saturdays, Sundays and legal  
2 holidays excepted, for the registration of any qualified elector.

3 4. The office of the county clerk must be open ~~from 9 a.m. to~~  
4 ~~5 p.m. and from 7 p.m. to 9 p.m. on Monday through Saturday, with~~  
5 ~~Sundays and any legal holidays excepted,~~ during the last days of  
6 registration as provided in subsection ~~[2]~~ 1 of NRS 293.560.

7 5. The office of the county clerk must be open for registration  
8 of voters for such a special election up to but excluding the 30th day  
9 next preceding that election and during regular office hours.

10 **Sec. 16.** NRS 710.153 is hereby amended to read as follows:

11 710.153 1. If the question of the sale or lease of the county-  
12 owned telephone system is submitted at a general election, no notice  
13 of registration of electors is required other than that required by the  
14 general election laws for such election. If the question is submitted  
15 at a special election, the county clerk shall cause to be published at  
16 least once a week for 5 consecutive weeks by five weekly insertions  
17 a week apart, the first publication to be not more than 60 days nor  
18 less than 45 days next preceding the election, in a newspaper  
19 published within the county and having a general circulation therein,  
20 a notice signed by the county clerk to the effect that registration for  
21 the special election will be closed on a date *and time* designated  
22 therein, as provided in this section.

23 2. Except as otherwise provided in this subsection, the office of  
24 the county clerk must be open for such a special election from  
25 9 a.m. to 12 m. and from 1 p.m. to 5 p.m. on Mondays through  
26 Fridays, with Saturdays, Sundays and legal holidays excepted, for  
27 the registration of any qualified elector. ~~During the 5 days~~  
28 ~~preceding the close of registration before such a special election,~~  
29 ~~the~~ *The* office of the county clerk must be open ~~from 9 a.m. to~~  
30 ~~5 p.m. and from 7 p.m. to 9 p.m. on Monday through Saturday, with~~  
31 ~~Sunday and any legal holidays excepted,~~ *during the last days of*  
32 *registration as provided in subsection 1 of NRS 293.560.*

33 3. The office of the county clerk must be opened for  
34 registration of voters for the special election from and including the  
35 20th day next preceding the election and up to but excluding the  
36 10th day next preceding the election and during regular office hours.

37 **Sec. 17.** Section 8 of the Virgin Valley Water District Act,  
38 being chapter 100, Statutes of Nevada 1993, at page 165, is hereby  
39 amended to read as follows:

40 Sec. 8. District Elections.

41 1. Unless otherwise required for purposes of an election  
42 to incur an indebtedness, the Registrar of Voters of Clark  
43 County shall conduct, supervise and, by ordinance, regulate  
44 all district elections in accordance, as nearly as practicable,  
45 with the general election laws of this state, including, but not



\* A B 4 7 3 R 1 \*



1 limited to, laws relating to the time of opening and closing of  
2 polls, the manner of conducting the election, the canvassing,  
3 announcement and certification of results and the preparation  
4 and disposition of ballots.

5 2. ~~[At least 90 days before the election, the Registrar of~~  
6 ~~Voters of Clark County shall publish notice of the election.]~~

7 Each candidate for election to the Board must file a  
8 declaration of candidacy with the Registrar of Voters ~~[at least~~  
9 ~~60 days before the election.]~~ *not earlier than the first*  
10 *Monday in March of the year in which the election is to be*  
11 *held and not later than 5 p.m. on the second Friday after the*  
12 *first Monday in March.* Timely filing of such declaration is a  
13 prerequisite to election.

14 3. If the board establishes various election areas within  
15 the District and there are two or more seats upon the board to  
16 be filled at the same election, each of which represents the  
17 same election area, the two candidates therefor receiving the  
18 highest number of votes, respectively, are elected.

19 4. If a member of the Board is unopposed in seeking  
20 reelection, the Board may declare that member elected  
21 without a formal election, but that member may not  
22 participate in the declaration.

23 5. If no person files candidacy for election to a particular  
24 seat upon the Board, the seat must be filled in the manner  
25 provided in subsection 4 of section 7 of this act for filling a  
26 vacancy.

27 **Sec. 18.** NRS 293.219 is hereby repealed.

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### TEXT OF REPEALED SECTION

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#### **293.219 Recommendations by political parties of persons for service on election board.**

1. Not less than 60 days before a primary or a general election,  
the county central committee of each major political party for each  
county may recommend to the county clerk of the county three  
registered voters for each precinct in the county to act as election  
board officers of the primary or general election in the precinct or  
district.

2. Not less than 60 days before a general election, the executive  
committee of each minor political party for each county may  
recommend to the county clerk of the county three registered voters



\* A B 4 7 3 R 1 \*



for each precinct in the county to act as election board officers of the general election in the precinct or district.

3. After that date the county clerk may accept recommendations for reserve election board officers for the election.

