

ASSEMBLY BILL NO. 82—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE SECRETARY OF STATE)

PREFILED DECEMBER 15, 2010

Referred to Committee on Legislative Operations and Elections

SUMMARY—Makes various changes relating to elections.
(BDR 24-407)

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

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

AN ACT relating to elections; revising provisions governing registering to vote by computer; authorizing additional mailing precincts in certain circumstances; making various other changes relating to the administration and conduct of elections; prohibiting foreign nationals from making campaign contributions; prohibiting certain persons from receiving such contributions; authorizing the disposition of unspent campaign contributions to a governmental entity and for the use of legal expenses; requiring the annual registration of committees for political action; making various other changes relating to campaign finance; providing penalties; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 **Section 7** of this bill allows a county clerk to establish mailing precincts or
2 absent ballot mailing precincts if approved by the Secretary of State, in addition to
3 circumstances authorized for the creation of mailing precincts in existing law.
4 (NRS 293.213)

5 **Sections 8 and 23** of this bill provide that if a county clerk establishes a system
6 for using a computer for voter registration for that county, the system established
7 must comply with any procedures and requirements prescribed by the Secretary of
8 State. Existing law requires county clerks to verify the validity of the signatures of



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persons who sign petitions for initiative or referendum, petitions to recall public officers, petitions to qualify as a political party, petitions for filling ballot vacancies or petitions to place minor party or independent candidates on the ballot against the voter registration records, including applications to register to vote. (NRS 293.1277) **Section 5** of this bill provides that if a computer is used for voter registration in a county, the county clerk may rely on such indicia as may be prescribed by the Secretary of State to complete the signature verification.

Sections 9, 26 and 36 of this bill revise the manner in which it is required to list on sample ballots and ballots the names of candidates who have the same names so that if two or more candidates in an election have the same given name and surname and one candidate is an incumbent, the word "Incumbent" must appear on the sample ballot and ballot next to the name of the candidate who is the incumbent.

Section 12 of this bill requires, in addition to other information posted at polling places on election day, the posting of information concerning the eligibility of a candidate, question or other matter to appear on the ballot as a result of judicial determination or by operation of law.

Sections 15 and 35 of this bill authorize voters to vote in mailing precincts if it appears to the satisfaction of the Secretary of State, in addition to the county clerk, that the circumstances authorizing the creation of a mailing precinct exist.

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

Section 19 of this bill changes the deadline for the Secretary of State to submit a report concerning primary and general elections to the Legislature from not later than 30 days before the start of a regular legislative session to not sooner than 30 days before and not later than 30 days after the first day of each regular legislative session.

Section 20 of this bill requires recruitment offices of the Armed Forces of the United States to serve as voter registration agencies, in addition to other entities specified in existing law.

Section 21 of this bill prohibits a voter registration agency from knowingly employing a person whose duties will include the registration of voters if the person has been convicted of a felony involving theft or fraud.

Section 22 of this bill prohibits a county clerk from knowingly appointing as a field registrar any person who has been convicted of a felony involving theft or fraud.

Section 27 of this bill amends the deadlines for the county clerk to transmit the number of registered voters in the county to the Secretary of State for the primary and general elections.

Section 28 of this bill expands the crime of threatening a person in connection with an election or petition to include threatening a person in connection with the registration of voters and to include the use of or threatening to use intimidation. **Section 28** also increases the penalty for such a crime from a gross misdemeanor to a category E felony.

Section 29 of this bill increases the penalty for interfering with the conduct of an election from a gross misdemeanor to a category E felony.

Section 30 of this bill provides that polling information from a voter regarding whether the voter intends to vote for or against a particular political party, candidate or ballot question is not "electioneering."

Section 32 of this bill provides that if a person tampers or interferes with, or attempts to tamper or interfere with, a mechanical voting system, mechanical voting



device or any computer program used to count ballots, such an act is punishable as a category B felony.

Section 33 of this bill makes the intentional failure to submit to the county clerk an elector's completed application to register to vote by a person who provided the application to the elector an unlawful act punishable as a category E felony.

The Federal Election Campaign Act prohibits: (1) a foreign national from directly or indirectly making a campaign contribution in connection with a state or local election; and (2) any person from knowingly soliciting, accepting or receiving any campaign contribution from a foreign national. (2 U.S.C. § 441e; 11 C.F.R. § 110.20) **Section 40.5** of this bill provides a similar prohibition in state law against a foreign national making a contribution to certain persons or groups, including candidates, committees for political action, persons who make independent expenditures, political parties and legislative caucuses. **Section 40.5** also prohibits those persons and groups from receiving a contribution from a foreign national.

Existing law prohibits a person from making certain campaign contributions over \$5,000 during certain periods and prohibits candidates from accepting such contributions during those periods. (NRS 294A.100, 294A.287) **Sections 43 and 60** of this bill also prohibit a person from committing to make such a contribution. **Section 61** of this bill similarly adds the prohibition on committing to make such a contribution to the prohibition on soliciting and accepting any monetary contribution for any political purpose during a specified period which is applicable to Legislators, the Lieutenant Governor, the Lieutenant Governor-Elect, the Governor and the Governor-Elect.

Section 50 of this bill adds to the acceptable methods of disposing of unspent campaign contributions donating money to a governmental entity and allows the person disposing of the unspent contributions to specify how the governmental entity may use the money. **Section 50** also allows certain public officers to use unspent campaign contributions in a future election in certain circumstances.

Section 56 of this bill requires committees for political action to file with the Secretary of State an updated form of registration on or before January 15 of each year.

Section 59 of this bill sets forth the acceptable methods of and deadline for disposing of unspent money in a legal defense fund. **Sections 51 and 63** of this bill require a person who disposes of unspent money in a legal defense fund to report to the Secretary of State how the person disposed of such money.

Sections 48, 54 and 84 of this bill remove requirements that certain persons or groups who advocate the passage or defeat of a ballot question register. As a result, these persons and groups are subject to the same registration requirements as committees for political action. Under existing law, such persons and groups are not required to report contributions and expenditures until they have received or expended money in excess of \$10,000 to advocate the passage or defeat of a ballot question. (NRS 294A.150, 294A.220) **Sections 48 and 54** eliminate this threshold and therefore require these persons or groups to report contributions received and expenditures made in excess of \$1,000 during any reporting period.

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

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 3. (Deleted by amendment.)



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

2 **Sec. 5.** NRS 293.1277 is hereby amended to read as follows:

3 293.1277 1. If the Secretary of State finds that the total
4 number of signatures submitted to all the county clerks is 100
5 percent or more of the number of registered voters needed to declare
6 the petition sufficient, the Secretary of State shall immediately so
7 notify the county clerks. Within 9 days, excluding Saturdays,
8 Sundays and holidays, after notification, each of the county clerks
9 shall determine the number of registered voters who have signed the
10 documents submitted in the county clerk's county and, in the case of
11 a petition proposing a statute, an amendment to a statute or an
12 amendment to the Constitution, shall tally the number of signatures
13 for each petition district contained or fully contained within the
14 county clerk's county.

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

23 3. In determining from the records of registration the number
24 of registered voters who signed the documents, the county clerk may
25 use the signatures contained in the file of applications to register to
26 vote. If the county clerk uses that file, the county clerk shall ensure
27 that every application in the file is examined, including any
28 application in his or her possession which may not yet be entered
29 into the county clerk's records. ~~[The]~~ *Except as otherwise provided*
30 *in this subsection, the* county clerk shall rely only on the
31 appearance of the signature and the address and date included with
32 each signature in making his or her determination. *If, pursuant to*
33 *NRS 293.506, a county clerk establishes a system to allow persons*
34 *to register to vote by computer, the county clerk may rely on such*
35 *other indicia as prescribed by the Secretary of State in making his*
36 *or her determination.*

37 4. In the case of a petition proposing a statute, an amendment
38 to a statute or an amendment to the Constitution, when the county
39 clerk is determining the number of registered voters who signed the
40 documents from each petition district contained fully or partially
41 within the county clerk's county, he or she must use the statewide
42 voter registration list available pursuant to NRS 293.675.

43 5. Except as otherwise provided in subsection 7, upon
44 completing the examination, the county clerk shall immediately
45 attach to the documents a certificate properly dated, showing the



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1 result of the examination, including the tally of signatures by
2 petition district, if required, and transmit the documents with the
3 certificate to the Secretary of State. If a petition district comprises
4 more than one county and the petition proposes a statute, an
5 amendment to a statute or an amendment to the Constitution, the
6 appropriate county clerks shall comply with the regulations adopted
7 by the Secretary of State pursuant to this section to complete the
8 certificate. A copy of this certificate must be filed in the clerk's
9 office. When the county clerk transmits the certificate to the
10 Secretary of State, the county clerk shall notify the Secretary of
11 State of the number of requests to remove a name received by the
12 county clerk pursuant to NRS 295.055 or 306.015.

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

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

25 8. The Secretary of State shall by regulation establish further
26 procedures for carrying out the provisions of this section.

27 **Sec. 6.** (Deleted by amendment.)

28 **Sec. 7.** NRS 293.213 is hereby amended to read as follows:

29 293.213 1. Whenever there were not more than 20 voters
30 registered in a precinct for the last preceding general election, the
31 county clerk may establish that precinct as a mailing precinct.

32 2. Except as otherwise provided in NRS 293.208, the county
33 clerk in any county ~~{where}~~ *in which* an absent ballot central
34 counting board is appointed may abolish two or more existing
35 mailing precincts and combine those mailing precincts into absent
36 ballot precincts. Those mailing precincts must be designated absent
37 ballot mailing precincts.

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

43 4. *A county clerk may establish a mailing precinct or an*
44 *absent ballot mailing precinct that does not meet the requirements*



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of subsection 1, 2 or 3 if the county clerk obtains prior approval from the Secretary of State.

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

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

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

Sec. 8. NRS 293.250 is hereby amended to read as follows:

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

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

(b) The ~~{procedure}~~ *procedures* to be followed ~~{when a computer is used}~~ *and the requirements of a system established pursuant to NRS 293.506 for using a computer* to register voters and to keep records of registration.

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

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

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

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

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

5. The condensations and explanations for constitutional amendments and statewide measures proposed by initiative or referendum must be prepared by the Secretary of State, upon consultation with the Attorney General. The arguments and rebuttals for or against constitutional amendments and statewide measures



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

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

13 7. A county clerk:

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

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

19 **Sec. 9.** NRS 293.2565 is hereby amended to read as follows:

20 293.2565 1. Except as otherwise provided in subsection 2, in
21 any election regulated by this chapter, the name of a candidate
22 printed on a ballot may be the given name and surname of the
23 candidate or a contraction or familiar form of his or her given name
24 followed by his or her surname. A nickname of not more than 10
25 letters may be incorporated into the name of a candidate. The
26 nickname must be in quotation marks and appear immediately
27 before the surname of the candidate. A nickname must not indicate
28 any political, economic, social or religious view or affiliation and
29 must not be the name of any person, living or dead, whose
30 reputation is known on a statewide, nationwide or worldwide basis,
31 or in any other manner deceive a voter regarding the person or
32 principles for which he or she is voting.

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

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

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

42 ~~—3.— Where a system of voting other than by paper ballot is used~~
43 ~~and the provisions of paragraph (b) of subsection 2 are applicable,~~
44 ~~the Secretary of State may distinguish a candidate who is an~~
45 ~~incumbent in a manner other than printing the name of the~~



~~incumbent in bold type provided that the manner used clearly emphasizes the name of the incumbent in a manner similar to printing his or her name in bold type.]~~ *the word "Incumbent" must appear next to the name of the candidate who is the incumbent.*

Sec. 10. NRS 293.272 is hereby amended to read as follows:

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

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

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

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

(c) Is disabled;

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

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

Sec. 11. NRS 293.2725 is hereby amended to read as follows:

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

Sec. 12. NRS 293.3025 is hereby amended to read as follows:

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

1. A sample ballot;

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

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

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

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

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

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

Sec. 13. NRS 293.3081 is hereby amended to read as follows:

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



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1 1. Declares that he or she has registered to vote and is eligible
2 to vote at that election in that jurisdiction, but his or her name does
3 not appear on a voter registration list as a voter eligible to vote in
4 that election in that jurisdiction or an election official asserts that the
5 person is not eligible to vote in that election in that jurisdiction;

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

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

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

16 293.3083 A person may cast a ballot by mail to vote for a
17 candidate for federal office, which must be treated as a provisional
18 ballot by the county or city clerk if the person:

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

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

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

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

27 293.343 1. A registered voter who resides in an election
28 precinct in which there were not more than 200 voters registered for
29 the last preceding general election, or in a precinct in which it
30 appears to the satisfaction of the county clerk **and Secretary of State**
31 that there are not more than 200 registered voters, may vote at any
32 election regulated by this chapter in the manner provided in NRS
33 293.345 to 293.355, inclusive.

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

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

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



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

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

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

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

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

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

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

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

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

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

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

(a) The Voters' Bill of Rights required to be posted on the Secretary of State's Internet website pursuant to the provisions of NRS 293.2549;

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



(c) A current list of the registered voters in this State that also indicates the petition district in which each registered voter resides;

(d) A map or maps indicating the boundaries of each petition district; and

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

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

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

Sec. 18. (Deleted by amendment.)

Sec. 19. NRS 293.4695 is hereby amended to read as follows:

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

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

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

(1) Any known reason for the malfunction;

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

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

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

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



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

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

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

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

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

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

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

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

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

Sec. 20. NRS 293.504 is hereby amended to read as follows:

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

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

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

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

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

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

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

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



- 1 2. Each voter registration agency shall:
- 2 (a) Post in a conspicuous place, in at least 12-point type,
- 3 instructions for registering to vote;
- 4 (b) ~~{Make}~~ *Except as otherwise provided in subsection 3,*
- 5 *distribute* applications to register to vote which may be returned by
- 6 mail ~~{available to each person who applies for or receives}~~ *with any*
- 7 *application for* services or assistance from the agency ~~{}~~ *or*
- 8 *submitted for any other purpose and with each application for*
- 9 *recertification, renewal or change of address submitted to the*
- 10 *agency that relates to such services, assistance or other purpose;*
- 11 (c) Provide the same amount of assistance to an applicant in
- 12 completing an application to register to vote as the agency provides
- 13 to a person completing any other forms for the agency; and
- 14 (d) Accept completed applications to register to vote.
- 15 3. *A voter registration agency is not required to provide an*
- 16 *application to register to vote pursuant to paragraph (b) of*
- 17 *subsection 2 to a person who applies for or receives services or*
- 18 *assistance from the agency or submits an application for any other*
- 19 *purpose if the person declines to register to vote and submits to the*
- 20 *agency a written form that meets the requirements of 42 U.S.C. §*
- 21 *1973gg-5(a)(6). No information related to the declination to*
- 22 *register to vote may be used for any purpose other than voter*
- 23 *registration.*
- 24 4. Except as otherwise provided in this subsection and NRS
- 25 293.524, any application to register to vote accepted by a voter
- 26 registration agency must be transmitted to the county clerk not later
- 27 than 10 days after the application is accepted. The applications must
- 28 be forwarded daily during the 2 weeks immediately preceding the
- 29 fifth Sunday preceding an election. The county clerk shall accept
- 30 any application to register to vote which is obtained from a voter
- 31 registration agency pursuant to this section and completed by the
- 32 fifth Sunday preceding an election if the county clerk receives the
- 33 application not later than 5 days after that date.
- 34 ~~{4}~~ 5. The Secretary of State shall cooperate with the
- 35 Secretary of Defense to develop and carry out procedures to enable
- 36 persons in this State to apply to register to vote at recruitment
- 37 offices of the United States Armed Forces.
- 38 **Sec. 21.** NRS 293.5045 is hereby amended to read as follows:
- 39 293.5045 1. A person who works in a voter registration
- 40 agency shall not:
- 41 (a) Seek to influence an applicant's political preference or party
- 42 registration;
- 43 (b) Display a political preference or party allegiance in a place
- 44 where it can be seen by an applicant;



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(c) Make any statement or take any action to discourage an applicant from registering to vote; or

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

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

3. A voter registration agency shall not knowingly employ a person whose duties will include the registration of voters if the person has been convicted of a felony involving theft or fraud. The Secretary of State may bring an action against a voter registration agency to collect a civil penalty of not more than \$5,000 for each person who is employed by the voter registration agency in violation of this subsection. Any civil penalty collected pursuant to this subsection must be deposited with the State Treasurer for credit to the State General Fund.

Sec. 22. NRS 293.505 is hereby amended to read as follows:

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

2. The county clerk shall appoint at least one registered voter to serve as a field registrar of voters who, except as otherwise provided in NRS 293.5055, shall register voters within the county for which the field registrar is appointed. Except as otherwise provided in subsection 1, a candidate for any office may not be appointed or serve as a field registrar. A field registrar serves at the pleasure of the county clerk and shall perform such duties as the county clerk may direct. **The county clerk shall not knowingly appoint any person as a field registrar who has been convicted of a felony involving theft or fraud. The Secretary of State may bring an action against a county clerk to collect a civil penalty of not more than \$5,000 for each person who is appointed as a field registrar in violation of this subsection. Any civil penalty collected pursuant to this subsection must be deposited with the State Treasurer for credit to the State General Fund.**

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

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



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

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

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

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

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

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

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

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

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

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

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

↳ while registering an elector.

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

(a) The number of persons registered; and

(b) The political party of the persons registered.

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



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

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

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

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

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

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

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

Sec. 23. NRS 293.506 is hereby amended to read as follows:

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

2. *A system established pursuant to subsection 1 must comply with any procedures and requirements prescribed by the Secretary of State pursuant to NRS 293.250.*

Sec. 24. NRS 293.517 is hereby amended to read as follows:

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

(a) Except as otherwise provided in NRS 293.560 and 293C.527, by appearing before the county clerk, a field registrar or a voter registration agency, completing the application to register to vote, giving true and satisfactory answers to all questions relevant to his or her identity and right to vote, and providing proof of residence and identity;



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

(c) Pursuant to the provisions of NRS 293.501 or 293.524; ~~for~~

(d) At his or her residence with the assistance of a field registrar pursuant to NRS 293.5237 ~~H~~; or

(e) By submitting an application to register to vote by computer, if the county clerk has established a system pursuant to NRS 293.506 for using a computer to register voters.

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

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

3. Each elector who is or has been married must be registered under his or her own given or first name, and not under the given or first name or initials of his or her spouse.

4. An elector who is registered and changes his or her name must complete a new application to register to vote. The elector may obtain a new application:

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

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

(c) By submitting a written statement to the county clerk requesting the county clerk to mail an application to register to vote; ~~for~~

(d) At any voter registration agency ~~H~~; or

(e) By submitting an application to register to vote by computer, if the county clerk has established a system pursuant to NRS 293.506 for using a computer to register voters.

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

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



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

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

(b) The date of issuance; and

(c) The signature of the county clerk.

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

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

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

➔ If the District Attorney advises the county clerk to process the application to register to vote, the county clerk shall immediately issue a voter registration card to the applicant pursuant to subsection 6.

Sec. 25. NRS 293.5235 is hereby amended to read as follows:

293.5235 1. Except as otherwise provided in NRS 293.502, a person may register to vote by mailing an application to register to vote to the county clerk of the county in which the person resides ~~and~~ *or may register to vote by computer, if the county clerk has established a system pursuant to NRS 293.506 for using a computer to register to vote.* The county clerk shall, upon request, mail an application to register to vote to an applicant. The county clerk shall make the applications available at various public places in the county. An application to register to vote may be used to correct information in the registrar of voters' register.

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



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

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

5. If the county clerk determines that the application is complete, he or she shall, within 10 days after receiving the application, mail to the applicant:

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

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

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

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

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

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

7. The applicant shall be deemed to be registered or to have corrected the information in the register on the date the application is postmarked or received by the county clerk, whichever is earlier.

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

9. The Secretary of State shall prescribe the form for an application to register to vote by **mail**:

(a) Mail, which must be used to register to vote by mail in this State.

(b) Computer, which must be used to register to vote in a county if the county clerk has established a system pursuant to NRS 293.506 for using a computer to register to vote.

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

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



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1 NOTICE: You are urged to return your application to
2 register to vote to the County Clerk in person or by mail. If
3 you choose to give your completed application to another
4 person to return to the County Clerk on your behalf, and the
5 person fails to deliver the application to the County Clerk,
6 you will not be registered to vote. Please retain the duplicate
7 copy or receipt from your application to register to vote.
8

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

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

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

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

25 11. Except as otherwise provided in subsection 5 of NRS
26 293.518, the county clerk shall not register a person to vote pursuant
27 to this section unless that person has provided all of the information
28 required by the application.

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

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

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

44 15. An application must not be altered or otherwise defaced
45 after the applicant has completed and signed it. An application must



1 be mailed or delivered in person to the office of the county clerk
2 within 10 days after it is completed.

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

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

8 **Sec. 26.** NRS 293.565 is hereby amended to read as follows:

9 293.565 1. Except as otherwise provided in subsection ~~12~~ 3,
10 sample ballots must include:

11 (a) If applicable, the statement required by NRS 293.267;

12 (b) The fiscal note or description of anticipated financial effect,
13 as provided pursuant to NRS 218D.810, 293.250, 293.481, 293.482,
14 295.015 or 295.095 for each proposed constitutional amendment,
15 statewide measure, measure to be voted upon only by a special
16 district or political subdivision and advisory question;

17 (c) An explanation, as provided pursuant to NRS 218D.810,
18 293.250, 293.481, 293.482 or 295.121, of each proposed
19 constitutional amendment, statewide measure, measure to be voted
20 upon only by a special district or political subdivision and advisory
21 question;

22 (d) Arguments for and against each proposed constitutional
23 amendment, statewide measure, measure to be voted upon only by a
24 special district or political subdivision and advisory question, and
25 rebuttals to each argument, as provided pursuant to NRS 218D.810,
26 293.250, 293.252, 293.481, 293.482 or 295.121; and

27 (e) The full text of each proposed constitutional amendment.

28 2. *If, pursuant to the provisions of NRS 293.2565, the word*
29 *“Incumbent” must appear on the ballot next to the name of the*
30 *candidate who is the incumbent, the word “Incumbent” must*
31 *appear on the sample ballot next to the name of the candidate who*
32 *is the incumbent.*

33 3. Sample ballots that are mailed to registered voters may be
34 printed without the full text of each proposed constitutional
35 amendment if:

36 (a) The cost of printing the sample ballots would be significantly
37 reduced if the full text of each proposed constitutional amendment
38 were not included;

39 (b) The county clerk ensures that a sample ballot that includes
40 the full text of each proposed constitutional amendment is provided
41 at no charge to each registered voter who requests such a sample
42 ballot; and

43 (c) The sample ballots provided to each polling place include the
44 full text of each proposed constitutional amendment.



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~~13-1~~ 4. Before the period for early voting for any election begins, the county clerk shall cause to be mailed to each registered voter in the county a sample ballot for his or her precinct, with a notice informing the voter of the location of his or her polling place. If the location of the polling place has changed since the last election:

(a) The county clerk shall mail a notice of the change to each registered voter in the county not sooner than 10 days before mailing the sample ballots; or

(b) The sample ballot must also include a notice in bold type immediately above the location which states:

NOTICE: THE LOCATION OF YOUR POLLING PLACE
HAS CHANGED SINCE THE LAST ELECTION

~~14-1~~ 5. Except as otherwise provided in subsection ~~15-1~~ 6, a sample ballot required to be mailed pursuant to this section must:

(a) Be printed in at least 12-point type; and

(b) Include on the front page, in a separate box created by bold lines, a notice printed in at least 20-point bold type that states:

NOTICE: TO RECEIVE A SAMPLE BALLOT IN
LARGE TYPE, CALL (Insert appropriate telephone number)

~~15-1~~ 6. A portion of a sample ballot that contains a facsimile of the display area of a voting device may include material in less than 12-point type to the extent necessary to make the facsimile fit on the pages of the sample ballot.

~~16-1~~ 7. The sample ballot mailed to a person who requests a sample ballot in large type by exercising the option provided pursuant to NRS 293.508, or in any other manner, must be printed in at least 14-point type, or larger when practicable.

~~17-1~~ 8. If a person requests a sample ballot in large type, the county clerk shall ensure that all future sample ballots mailed to that person from the county are in large type.

~~18-1~~ 9. The county clerk shall include in each sample ballot a statement indicating that the county clerk will, upon request of a voter who is elderly or disabled, make reasonable accommodations to allow the voter to vote at his or her polling place and provide reasonable assistance to the voter in casting his or her vote, including, without limitation, providing appropriate materials to assist the voter. In addition, if the county clerk has provided pursuant to subsection 4 of NRS 293.2955 for the placement at centralized voting locations of specially equipped voting devices for



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1 use by voters who are elderly or disabled, the county clerk shall
2 include in the sample ballot a statement indicating:

- 3 (a) The addresses of such centralized voting locations;
4 (b) The types of specially equipped voting devices available at
5 such centralized voting locations; and
6 (c) That a voter who is elderly or disabled may cast his or her
7 ballot at such a centralized voting location rather than at his or her
8 regularly designated polling place.

9 ~~9.1~~ 10. The cost of mailing sample ballots for any election
10 other than a primary or general election must be borne by the
11 political subdivision holding the election.

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

13 293.567 After the close of registration for each primary
14 election but not later than the ~~{second Friday next}~~ **Friday** preceding
15 the primary election and after the close of registration for each
16 general election but not later than the ~~{second Friday next}~~ **Friday**
17 preceding the general election, the county clerk shall ascertain by
18 precinct and district the number of registered voters in the county
19 and their political affiliation, if any, and shall transmit that
20 information to the Secretary of State.

21 **Sec. 28.** NRS 293.710 is hereby amended to read as follows:

22 293.710 1. It is unlawful for any person, in connection with
23 any election , ~~{or}~~ petition ~~{}~~ **or registration of voters**, whether
24 acting himself or herself or through another person in his or her
25 behalf, to:

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

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

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

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

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

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

44 **Sec. 29.** NRS 293.730 is hereby amended to read as follows:

45 293.730 1. A person shall not:



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

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

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

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

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

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

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

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

2. A voter shall not:

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

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

(c) Place any mark upon his or her ballot by which it may afterward be identified as the one voted by the person.

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

Sec. 30. NRS 293.740 is hereby amended to read as follows:

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

(a) For any person to solicit a vote or speak to a voter on the subject of marking the voter's ballot.

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

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

2. The provisions of subsection 1 do not apply to the conduct of a person in a private residence or on commercial or residential property that is within 100 feet from the entrance to a building or other structure in which a polling place is located. The provisions of subsection 1 are not intended to prohibit a person from voting solely because he or she is wearing a prohibited political insignia and is



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1 reasonably unable to remove the insigne or cover it. In such a case,
2 the election board officer shall take such action as is necessary to
3 allow the voter to vote as expediently as possible and then assist the
4 voter in exiting the polling place as soon as is possible.

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

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

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

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

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

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

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

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

24 **Sec. 31.** (Deleted by amendment.)

25 **Sec. 32.** NRS 293.755 is hereby amended to read as follows:

26 293.755 1. A person who tampers or interferes with, or
27 attempts to tamper or interfere with, a mechanical voting system,
28 mechanical voting device or any computer program used to count
29 ballots with the intent to prevent the proper operation of that device,
30 system or program is guilty of a category D felony and shall be
31 punished as provided in NRS 193.130.

32 2. *A person who tampers or interferes with, or attempts to*
33 *tamper or interfere with, a mechanical voting system, mechanical*
34 *voting device or any computer program used to count ballots with*
35 *the intent to influence the outcome of an election is guilty of a*
36 *category B felony and shall be punished by imprisonment in the*
37 *state prison for a minimum term of not less than 2 years and a*
38 *maximum term of not more than 20 years.*

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

43 **Sec. 33.** NRS 293.800 is hereby amended to read as follows:

44 293.800 1. A person who, for himself, herself or another
45 person, willfully gives a false answer or answers to questions



1 propounded to the person by the registrar or field registrar of voters
2 relating to the information called for by the application to register to
3 vote, or who willfully falsifies the application in any particular, or
4 who violates any of the provisions of the election laws of this State
5 or knowingly encourages another person to violate those laws is
6 guilty of a category E felony and shall be punished as provided in
7 NRS 193.130.

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

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

16 4. A person who causes or endeavors to cause his or her name
17 to be registered, knowing that he or she is not an elector or will not
18 be an elector on or before the day of the next ensuing election in the
19 precinct or district in which he or she causes or endeavors to cause
20 the registration to be made, and any other person who induces, aids
21 or abets the person in the commission of either of the acts is guilty
22 of a category E felony and shall be punished as provided in
23 NRS 193.130.

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

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

28 (b) Knowingly provides money or other compensation to
29 another for a falsified application ~~to register to vote,~~ ; or

30 *(c) Intentionally fails to submit to the county clerk a completed*
31 *application,*

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

34 **Sec. 34.** NRS 293C.265 is hereby amended to read as follows:

35 293C.265 1. Except as otherwise provided in subsection 2
36 and in NRS 293.2725 and 293.3083, a person who registered *by*
37 *mail or computer* to vote ~~pursuant to the provisions of NRS~~
38 ~~293.5235~~ shall, for the first city election in which the person votes
39 at which that registration is valid, vote in person unless he or she has
40 previously voted in the county in which he or she is registered to
41 vote.

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

43 (a) Is entitled to vote in the manner prescribed in NRS 293C.342
44 to 293C.352, inclusive;



(b) Is entitled to vote an absent ballot pursuant to federal law or NRS 293C.317 or 293C.318;

(c) Is disabled;

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

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

Sec. 35. NRS 293C.342 is hereby amended to read as follows:

293C.342 1. A registered voter who resides in an election precinct in which there were not more than 200 voters registered for the last preceding city general election, or in a precinct in which it appears to the satisfaction of the city clerk *and Secretary of State* that there are not more than 200 registered voters, may vote at any election regulated by this chapter in the manner provided in NRS 293C.345 to 293C.352, inclusive.

2. Whenever the city clerk has designated a precinct as a mailing precinct, registered voters residing in that precinct may vote at any election regulated by this chapter in the manner provided in NRS 293C.345 to 293C.352, inclusive.

Sec. 36. NRS 293C.530 is hereby amended to read as follows:

293C.530 1. Before the period for early voting for any election begins, the city clerk shall cause to be mailed to each registered voter in the city a sample ballot for his or her precinct, with a notice informing the voter of the location of his or her polling place. If the location of the polling place has changed since the last election:

(a) The city clerk shall mail a notice of the change to each registered voter in the city not sooner than 10 days before mailing the sample ballots; or

(b) The sample ballot must also include a notice in bold type immediately above the location which states:

**NOTICE: THE LOCATION OF YOUR POLLING PLACE
HAS CHANGED SINCE THE LAST ELECTION**

2. Except as otherwise provided in subsection ~~3~~ 4, a sample ballot required to be mailed pursuant to this section must:

(a) Be printed in at least 12-point type;

(b) Include the description of the anticipated financial effect and explanation of each citywide measure and advisory question, including arguments for and against the measure or question, as required pursuant to NRS 293.481, 293.482, 295.205 or 295.217; and



(c) Include on the front page, in a separate box created by bold lines, a notice printed in at least 20-point bold type that states:

NOTICE: TO RECEIVE A SAMPLE BALLOT IN
LARGE TYPE, CALL (Insert appropriate telephone number)

3. *The word “Incumbent” must appear on the sample ballot next to the name of the candidate who is the incumbent, if required pursuant to NRS 293.2565.*

4. A portion of a sample ballot that contains a facsimile of the display area of a voting device may include material in less than 12-point type to the extent necessary to make the facsimile fit on the pages of the sample ballot.

~~14-1~~ 5. The sample ballot mailed to a person who requests a sample ballot in large type by exercising the option provided pursuant to NRS 293.508, or in any other manner, must be printed in at least 14-point type, or larger when practicable.

~~15-1~~ 6. If a person requests a sample ballot in large type, the city clerk shall ensure that all future sample ballots mailed to that person from the city are in large type.

~~16-1~~ 7. The city clerk shall include in each sample ballot a statement indicating that the city clerk will, upon request of a voter who is elderly or disabled, make reasonable accommodations to allow the voter to vote at his or her polling place and provide reasonable assistance to the voter in casting his or her vote, including, without limitation, providing appropriate materials to assist the voter. In addition, if the city clerk has provided pursuant to subsection 4 of NRS 293C.281 for the placement at centralized voting locations of specially equipped voting devices for use by voters who are elderly or disabled, the city clerk shall include in the sample ballot a statement indicating:

(a) The addresses of such centralized voting locations;

(b) The types of specially equipped voting devices available at such centralized voting locations; and

(c) That a voter who is elderly or disabled may cast his or her ballot at such a centralized voting location rather than at the voter’s regularly designated polling place.

~~17-1~~ 8. The cost of mailing sample ballots for a city election must be borne by the city holding the election.

Sec. 37. (Deleted by amendment.)

Sec. 38. (Deleted by amendment.)

Sec. 39. (Deleted by amendment.)

Sec. 40. (Deleted by amendment.)



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Sec. 40.5. Chapter 294A of NRS is hereby amended by adding thereto a new section to read as follows:

1. A foreign national shall not, directly or indirectly, make a contribution or a commitment to make a contribution to:

(a) A candidate;

(b) A committee for political action;

(c) A committee for the recall of a public officer;

(d) A person who is not under the direction or control of a candidate, of a group of candidates or of any person involved in the campaign of the candidate or group who makes an expenditure that is not solicited or approved by the candidate or group;

(e) A political party, committee sponsored by a political party or business entity that makes an expenditure on behalf of a candidate or group of candidates;

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

(g) A personal campaign committee or the personal representative of a candidate who receives contributions or makes expenditures that are reported as contributions or expenditures by the candidate; or

(h) A nonprofit corporation that is registered or required to be registered pursuant to NRS 294A.225.

2. Except as otherwise provided in subsection 3, a candidate, person, group, committee, political party, organization, business entity or nonprofit corporation described in subsection 1 shall not knowingly solicit, accept or receive a contribution or a commitment to make a contribution from a foreign national.

3. For the purposes of subsection 2, if a candidate, person, group, committee, political party, organization, business entity or nonprofit corporation is aware of facts that would lead a reasonable person to inquire whether the source of a contribution is a foreign national, the candidate, person, group, committee, political party, organization, business entity or nonprofit corporation shall be deemed to have not knowingly solicited, accepted or received a contribution in violation of subsection 2 if the candidate, person, group, committee, political party, organization, business entity or nonprofit corporation requests and obtains from the source of the contribution a copy of current and valid United States passport papers. This subsection does not apply to any candidate, person, group, committee, political party, organization, business entity or nonprofit corporation if the candidate, person, group, committee, political party, organization, business entity or nonprofit corporation has actual knowledge that



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1 *the source of the contribution solicited, accepted or received is a*
2 *foreign national.*

3 4. *If a candidate, person, group, committee, political party,*
4 *organization, business entity or nonprofit corporation discovers*
5 *that the candidate, person, group, committee, political party,*
6 *organization, business entity or nonprofit corporation received a*
7 *contribution in violation of this section, the candidate, person,*
8 *group, committee, political party, organization, business entity or*
9 *nonprofit corporation shall, if at the time of discovery of the*
10 *violation:*

11 (a) *Sufficient money received as contributions is available,*
12 *return the contribution received in violation of this section not*
13 *later than 30 days after such discovery.*

14 (b) *Except as otherwise provided in paragraph (c), sufficient*
15 *money received as contributions is not available, return the*
16 *contribution received in violation of this section as contributions*
17 *become available for this purpose.*

18 (c) *Sufficient money received as contributions is not available*
19 *and contributions are no longer being solicited or accepted, not be*
20 *required to return any amount of the contribution received in*
21 *violation of this section that exceeds the amount of contributions*
22 *available for this purpose.*

23 5. *A violation of any provision of this section is a gross*
24 *misdemeanor.*

25 6. *As used in this section:*

26 (a) *“Foreign national” has the meaning ascribed to it in 2*
27 *U.S.C. § 441e.*

28 (b) *“Knowingly” means that a candidate, person, group,*
29 *committee, political party, organization, business entity or*
30 *nonprofit corporation:*

31 (1) *Has actual knowledge that the source of the*
32 *contribution solicited, accepted or received is a foreign national;*

33 (2) *Is aware of facts which would lead a reasonable person*
34 *to conclude that there is a substantial probability that the source*
35 *of the contribution solicited, accepted or received is a foreign*
36 *national; or*

37 (3) *Is aware of facts which would lead a reasonable person*
38 *to inquire whether the source of the contribution solicited,*
39 *accepted or received is a foreign national, but failed to conduct a*
40 *reasonable inquiry.*

41 **Sec. 41.** *NRS 294A.0055 is hereby amended to read as*
42 *follows:*

43 294A.0055 1. *“Committee for political action” means any*
44 *group of natural persons or entities that solicits or receives*
45 *contributions from any other person, group or entity and:*



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

(b) Makes or intends to make expenditures, ➔ designed to affect the outcome of any primary ~~H~~ election, primary city election, general ~~H~~ election, general city election, special election or question on the ballot.

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

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

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

(c) An individual natural person.

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

(e) A labor union.

(f) A personal campaign committee or the personal representative of a candidate who receives contributions or makes expenditures that are reported as campaign contributions or expenditures by the candidate.

(g) A committee for the recall of a public officer.

Sec. 42. NRS 294A.007 is hereby amended to read as follows:

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

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

(1) Candidate;

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

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

~~— (4) 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,]~~

➔ without charge to the candidate, person, committee or political party.



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

2. As used in this section, "volunteer" means a person who does not receive compensation of any kind, directly or indirectly, for the services provided to a campaign.

Sec. 43. NRS 294A.100 is hereby amended to read as follows:

294A.100 1. A person shall not make **or commit to make** a contribution or contributions to a candidate for any office, except a federal office, in an amount which exceeds \$5,000 for the primary election or primary city election, regardless of the number of candidates for the office, and \$5,000 for the general election or general city election, regardless of the number of candidates for the office, during the period:

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

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

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

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

Sec. 44. (Deleted by amendment.)

Sec. 45. (Deleted by amendment.)

Sec. 46. (Deleted by amendment.)

Sec. 47. (Deleted by amendment.)

Sec. 48. 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}~~ **Every committee for political action that** 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,}~~ **committee for political action**, for the period from January 1 of the



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1 previous year through December 31 of the previous year, report
2 each campaign contribution in excess of \$1,000 received during that
3 period and contributions received during the period from a
4 contributor which cumulatively exceed \$1,000. The report must be
5 completed on the form designed and provided by the Secretary of
6 State pursuant to NRS 294A.373. The form must be signed by ~~the~~
7 ~~person or~~ a representative of the ~~group or business entity~~
8 **committee for political action** under penalty of perjury. The
9 provisions of this subsection apply to ~~the person, group of persons~~
10 ~~or business entity;~~ **a committee for political action:**

11 (a) Each year in which ~~:~~

12 ~~— (1) An~~ **an** election or city election is held for each question
13 for which the ~~person, group of persons or business entity~~
14 **committee for political action** advocates passage or defeat; ~~for~~

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

20 (b) The year after ~~each~~ **the** year described in paragraph (a).

21 2. If a question is on the ballot at a primary election or primary
22 city election and the general election or general city election
23 immediately following that primary election or primary city election
24 is held on or after January 1 and before the July 1 immediately
25 following that January 1, every ~~person or group of persons~~
26 ~~organized formally or informally, including a business entity, who~~
27 **committee for political action that** advocates the passage or defeat
28 of the question or a group of questions that includes the question
29 ~~and who receives or expends money in an amount in excess of~~
30 ~~\$10,000 to advocate the passage or defeat of such question or group~~
31 ~~of questions~~ shall comply with the requirements of this subsection.
32 If a question is on the ballot at a general election or general city
33 election held on or after January 1 and before the July 1
34 immediately following that January 1, every ~~person or group of~~
35 ~~persons organized formally or informally, including a business~~
36 ~~entity, who~~ **committee for political action that** advocates the
37 passage or defeat of the question or a group of questions that
38 includes the question ~~and who receives or expends money in an~~
39 ~~amount in excess of \$10,000 to advocate the passage or defeat of~~
40 ~~such question or group of questions~~ shall comply with the
41 requirements of this subsection. A ~~person, group of persons or~~
42 ~~business entity~~ **committee for political action** described in this
43 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 or primary city election through 12 days before
2 the primary election or primary city election;

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

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

10 ➤ report each campaign contribution in excess of \$1,000 received
11 during the period and contributions received during the period from
12 a contributor which cumulatively exceed \$1,000. The report must be
13 completed on the form designed and provided by the Secretary of
14 State pursuant to NRS 294A.373 and signed by ~~{the person or}~~ a
15 representative of the ~~{group or business entity}~~ **committee for**
16 **political action** under penalty of perjury.

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

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



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

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

→ report each campaign contribution in excess of \$1,000 received during the 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~~ **committee for political action** under penalty of perjury.

5. Except as otherwise provided in subsection 6, every ~~person or group of persons organized formally or informally, including a business entity, who~~ **committee for political action that** advocates the passage or defeat of a question or group of questions on the ballot at a special 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:

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

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

→ report each campaign contribution in excess of \$1,000 received during the 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~~ **committee for political action** under penalty of perjury.

6. Every ~~person or group of persons organized formally or informally, including a business entity, who~~ **committee for political action that** advocates the passage or defeat of a question or group of questions on the ballot at a special election to determine whether a public officer will be recalled ~~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 report each of the contributions received on the form designed and provided by the Secretary of State pursuant to NRS 294A.373 and signed by ~~the person or~~ a representative of the ~~group or business entity~~



committee for political action 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 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. A person may mail or transmit the report to the appropriate officer by regular mail, certified mail, facsimile machine or electronic means. A report shall be deemed to be filed with the officer:

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

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

9. If the ~~person or group of persons, including a business entity,~~ **committee for political action** is advocating passage or defeat of a group of questions, the reports must be itemized by question or petition.

10. 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. 49. (Deleted by amendment.)

Sec. 50. NRS 294A.160 is hereby amended to read as follows:

294A.160 1. It is unlawful for a candidate to spend money received as a campaign contribution for the candidate's personal use.

2. Every candidate for a state, district, county, city or township office at a primary, general, primary city, general city or special election who is elected to that office and received contributions that were not spent or committed for expenditure before the primary, general, primary city, general city or special election shall:

(a) Return the unspent money to contributors;



(b) Use the money in the candidate's next election or for the payment of other expenses related to public office or his or her campaign, regardless of whether he or she is a candidate for a different office in the candidate's next election;

(c) Contribute the money to:

(1) The campaigns of other candidates for public office or for the payment of debts related to their campaigns;

(2) A political party; *or*

~~(3) [A person or group of persons advocating the passage or defeat of a question or group of questions on the ballot; or~~

~~—(4)] Any combination of persons or groups set forth in subparagraphs (1) [1] and (2) ; [and (3);]~~

(d) Donate the money to any tax-exempt nonprofit entity; ~~for~~

(e) *Donate the money to any governmental entity or fund of this State or a political subdivision of this State and may request that the money be used for a specific purpose; or*

(f) Dispose of the money in any combination of the methods provided in paragraphs (a) to ~~[(d);]~~ (e), inclusive.

3. Every candidate for a state, district, county, city or township office at a primary, general, primary city, general city or special election who *withdraws after filing a declaration of candidacy or an acceptance of candidacy or* is ~~[not elected to]~~ *defeated for* that office and *who* received contributions that were not spent or committed for expenditure before the primary, general, primary city, general city or special election shall, not later than the 15th day of the second month after the ~~[candidate's defeat;]~~ *election:*

(a) Return the unspent money to contributors;

(b) Contribute the money to:

(1) The campaigns of other candidates for public office or for the payment of debts related to their campaigns;

(2) A political party; *or*

~~(3) [A person or group of persons advocating the passage or defeat of a question or group of questions on the ballot;]~~

Any combination of persons or groups set forth in subparagraphs (1) [1] and (2) ; [and (3);]

(c) Donate the money to any tax-exempt nonprofit entity; ~~for~~

(d) *Donate the money to any governmental entity or fund of this State or a political subdivision of this State and may request that the money be used for a specific purpose; or*

(e) Dispose of the money in any combination of the methods provided in paragraphs (a) ~~[(b) and (c);]~~ *to (d), inclusive.*

4. Every candidate for a state, district, county, city or township office who *withdraws after filing a declaration of candidacy or an acceptance of candidacy or* is *defeated for that office* at a primary or primary city election and received a contribution from a person in



1 excess of \$5,000 shall, not later than the 15th day of the second
2 month after the ~~{candidate's defeat,}~~ **election**, return any money in
3 excess of \$5,000 to the contributor.

4 5. ~~{Every}~~ **Except as otherwise provided in subsection 6, every**
5 public officer who:

6 (a) Holds a state, district, county, city or township office;

7 (b) Does not run for reelection **to that office** and is not a
8 candidate for any other office; and

9 (c) Has contributions that are not spent or committed for
10 expenditure remaining from a previous election,

11 ➔ shall, not later than the 15th day of the second month after the
12 expiration of the public officer's term of office, dispose of those
13 contributions in the manner provided in subsection 3.

14 6. **A public officer who:**

15 (a) **Holds a state, district, county, city or township office;**

16 (b) **Does not run for reelection to that office and is a candidate**
17 **for any other office; and**

18 (c) **Has contributions that are not spent or committed for**
19 **expenditure remaining from a previous election,**

20 ➔ **may use the unspent campaign contributions in a future**
21 **election. Such a public officer is subject to the reporting**
22 **requirements set forth in NRS 294A.120, 294A.125, 294A.128,**
23 **294A.200, 294A.360 and 294A.362 for as long as the public officer**
24 **is a candidate for any office.**

25 7. In addition to the methods for disposing the unspent money
26 set forth in subsections 2, 3 ~~{and 4,}~~ **, 4 and 6**, a Legislator may
27 donate not more than \$500 of that money to the Nevada Silver
28 Haired Legislative Forum created pursuant to NRS 427A.320.

29 ~~{7.}~~ 8. Any contributions received before a candidate for a
30 state, district, county, city or township office at a primary, general,
31 primary city, general city or special election dies that were not spent
32 or committed for expenditure before the death of the candidate must
33 be disposed of in the manner provided in subsection 3.

34 ~~{8.}~~ 9. The court shall, in addition to any penalty which may
35 be imposed pursuant to NRS 294A.420, order the candidate or
36 public officer to dispose of any remaining contributions in the
37 manner provided in this section.

38 ~~{9.}~~ 10. As used in this section, "contributions" include any
39 interest and other income earned thereon.

40 **Sec. 51.** NRS 294A.200 is hereby amended to read as follows:

41 294A.200 1. Every candidate for state, district, county or
42 township office at a primary or general election shall, not later than
43 January 15 of each year, for the period from January 1 of the
44 previous year through December 31 of the previous year, report
45 each of the campaign expenses in excess of \$100 incurred and each



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1 amount in excess of \$100 disposed of pursuant to NRS 294A.160 **or**
2 **subsection 4 of NRS 294A.286** during the period on the form
3 designed and provided by the Secretary of State pursuant to NRS
4 294A.373. The form must be signed by the candidate under penalty
5 of perjury. The provisions of this subsection apply to the candidate:

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

9 (b) Each year immediately succeeding a calendar year during
10 which the candidate disposes of contributions pursuant to NRS
11 294A.160 **or 294A.286**.

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

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

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

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

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

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

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

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

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



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

4 (a) Seven days before the special election, for the period from
5 the candidate's nomination through 12 days before the special
6 election; and

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

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

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

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

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

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

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

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

38 7. County clerks who receive from candidates for legislative or
39 judicial office, including, without limitation, the office of justice of
40 the peace or municipal judge, reports of campaign expenses
41 pursuant to this section shall file a copy of each report with the
42 Secretary of State within 10 working days after receiving the report.

43 **Sec. 52.** (Deleted by amendment.)

44 **Sec. 53.** (Deleted by amendment.)



Sec. 54. NRS 294A.220 is hereby amended to read as follows:

294A.220 1. ~~{Except as otherwise provided in NRS 294A.283, every person or group of persons organized formally or informally, including a business entity, who}~~ **Every committee for political action that** 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 or group of persons,}~~ **committee for political action,** for the period from January 1 of the previous year through December 31 of the previous year, report each expenditure made during the period on behalf of or against the question, the group of questions or a question in the group of questions on the ballot in excess of \$1,000 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}~~ **committee for political action** under penalty of perjury. The provisions of this subsection apply to the ~~{person, group of persons or business entity,}~~ **committee for political action:**

(a) Each year in which ~~{~~

~~(1) An~~ **an** election or city election is held for a question for which the ~~{person, group of persons or business entity}~~ **committee for political action** 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}~~ **the** year described in paragraph (a).

2. If a question is on the ballot at a primary election or primary city election and the general election or general city election immediately following that primary election or primary city election is held on or after January 1 and before the July 1 immediately following that January 1, every ~~{person or group of persons organized formally or informally, including a business entity, who}~~ **committee for political action that** 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 or general city election held on or after January 1 and before the July 1 immediately following that January 1, every ~~{person or group of~~



~~persons organized formally or informally, including a business entity, who~~ **committee for political action that** 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. A ~~{person, group of persons or business entity}~~ **committee for political action** described in this subsection shall, not later than:

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

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

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

➔ report each expenditure made during the period on behalf of or against the question, the group of questions or a question in the group of questions on the ballot in excess of \$1,000 on the form designed and provided by the Secretary of State pursuant to NRS 294A.373 and signed by ~~{the person or}~~ a representative of the ~~{group or business entity}~~ **committee for political action** under penalty of perjury.

3. If a question is on the ballot at a primary election or primary city election and the general election or general city election immediately following that primary election or primary city election is held on or after July 1 and before the January 1 immediately following that July 1, every ~~{person or group of persons organized formally or informally, including a business entity, who}~~ **committee for political action that** 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. ~~{Except as otherwise provided in NRS 294A.283, if}~~ **If** a question is on the ballot at a general election or general city election held on or after July 1 and before the January 1 immediately following that July 1, every ~~{person or group of persons organized formally or informally, including a business entity, who}~~ **committee for political action that** advocates the passage or defeat of the question or a



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

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

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

15 ➔ report each expenditure made during the period on behalf of or
16 against the question, the group of questions or a question in the
17 group of questions on the ballot in excess of \$1,000 on the form
18 designed and provided by the Secretary of State pursuant to NRS
19 294A.373. The form must be signed by ~~{the person or}~~ a
20 representative of the ~~{group or business entity}~~ **committee for**
21 **political action** under penalty of perjury.

22 4. Except as otherwise provided in subsection 5, every ~~{person~~
23 ~~or group of persons organized formally or informally, including a~~
24 ~~business entity, who}~~ **committee for political action that** advocates
25 the passage or defeat of a question or group of questions on the
26 ballot at a special election shall, not later than:

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

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

32 ➔ report each expenditure made during the period on behalf of or
33 against the question, the group of questions or a question in the
34 group of questions on the ballot in excess of \$1,000 on the form
35 designed and provided by the Secretary of State pursuant to NRS
36 294A.373. The form must be signed by ~~{the person or}~~ a
37 representative of the ~~{group or business entity}~~ **committee for**
38 **political action** under penalty of perjury.

39 5. Every ~~{person or group of persons organized formally or~~
40 ~~informally, including a business entity, who}~~ **committee for political**
41 **action that** advocates the passage or defeat of a question or group of
42 questions on the ballot at a special election to determine whether a
43 public officer will be recalled ~~{and who receives or expends money~~
44 ~~in an amount in excess of \$10,000 to advocate the passage or defeat~~
45 ~~of such question or group of questions}~~ shall list each expenditure



1 made during the period on behalf of or against the question, the
2 group of questions or a question in the group of questions on the
3 ballot in excess of \$1,000 on the form designed and provided by
4 the Secretary of State pursuant to NRS 294A.373 and signed by ~~the~~
5 ~~person or~~ a representative of the ~~group or business entity~~
6 **committee for political action** under penalty of perjury, 30 days
7 after:

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

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

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

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

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

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

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

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

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

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

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

41 **Sec. 55.** (Deleted by amendment.)

42 **Sec. 56.** NRS 294A.230 is hereby amended to read as follows:

43 294A.230 1. Each committee for political action shall, before
44 it engages in any activity in this State, register with the Secretary of
45 State on forms supplied by the Secretary of State.



- 1 2. The form must require:
- 2 (a) The name of the committee;
- 3 (b) The purpose for which it was organized;
- 4 (c) The names, addresses and telephone numbers of its officers;
- 5 (d) If the committee for political action is affiliated with any
- 6 other organizations, the name, address and telephone number of
- 7 each organization;
- 8 (e) The name, address and telephone number of its registered
- 9 agent; and
- 10 (f) Any other information deemed necessary by the Secretary of
- 11 State.

12 3. A committee for political action shall file with the Secretary

13 of State ~~for~~ :

14 (a) An amended form for registration within 30 days after any

15 change in the information contained in the form for registration.

16 (b) *A form for registration on or before January 15 of each*

17 *year, regardless of whether there is a change in the information*

18 *contained in the most recent form for registration filed by the*

19 *committee for political action with the Secretary of State.*

20 4. The Secretary of State shall include on the Secretary of

21 State's Internet website the information required pursuant to

22 subsection 2.

23 **Sec. 57.** (Deleted by amendment.)

24 **Sec. 58.** (Deleted by amendment.)

25 **Sec. 59.** NRS 294A.286 is hereby amended to read as follows:

26 294A.286 1. A person who administers a legal defense fund

27 shall:

28 (a) Within 5 days after the creation of the legal defense fund,

29 notify the Secretary of State of the creation of the fund on a form

30 provided by the Secretary of State; and

31 (b) For the same period covered by the report filed pursuant to

32 NRS 294A.120, 294A.200 or 294A.360, report any contribution

33 received by or expenditure made from the legal defense fund.

34 2. The reports required by paragraph (b) of subsection 1 must

35 be submitted on the form designed and provided by the Secretary of

36 State pursuant to NRS 294A.373. Each form must be signed by the

37 administrator of the legal defense fund under penalty of perjury.

38 3. The reports required by paragraph (b) of subsection 1 must

39 be filed in the same manner and at the same time as the report filed

40 pursuant to NRS 294A.120, 294A.200 or 294A.360.

41 *4. Not later than the 15th day of the second month after the*

42 *conclusion of all civil, criminal or administrative claims or*

43 *proceedings for which a candidate or public officer established a*

44 *legal defense fund, the candidate or public officer shall:*

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



1 **(b) Donate the money to any tax-exempt nonprofit entity; or**
2 **(c) Dispose of the money in any combination of the methods**
3 **provided in paragraphs (a) and (b).**

4 **Sec. 60.** NRS 294A.287 is hereby amended to read as follows:

5 294A.287 1. A person shall not make **or commit to make** a
6 contribution or contributions to the legal defense fund of a candidate
7 or public officer in an amount which exceeds \$10,000 during the
8 applicable period prescribed in NRS 294A.100 pertaining to the
9 office the candidate is seeking or that the public officer holds.

10 2. A candidate or public officer shall not accept a contribution
11 **or commit to make a contribution** to his or her legal defense
12 fund that is made in violation of subsection 1.

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

16 **Sec. 61.** NRS 294A.300 is hereby amended to read as follows:

17 294A.300 1. It is unlawful for a member of the Legislature,
18 the Lieutenant Governor, the Lieutenant Governor-Elect, the
19 Governor or the Governor-Elect to solicit or accept any monetary
20 contribution, or solicit or accept a commitment to make such a
21 contribution for any political purpose during the period beginning:

22 (a) Thirty days before a regular session of the Legislature and
23 ending 30 days after the final adjournment of a regular session of
24 the Legislature;

25 (b) Fifteen days before a special session of the Legislature is set
26 to commence and ending 15 days after the final adjournment of a
27 special session of the Legislature, if the Governor sets a specific
28 date for the commencement of the special session that is more than
29 15 days after the Governor issues the proclamation calling for the
30 special session; or

31 (c) The day after the Governor issues a proclamation calling for
32 a special session of the Legislature and ending 15 days after the
33 final adjournment of a special session of the Legislature if the
34 Governor sets a specific date for the commencement of the special
35 session that is 15 or fewer days after the Governor issues the
36 proclamation calling for the special session.

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

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



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~~13-1~~ 4. As used in this section, "political purpose" includes, without limitation, the establishment of, or the addition of money to, a legal defense fund.

Sec. 62. NRS 294A.347 is hereby amended to read as follows:
294A.347 1. A statement which:

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

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

(c) Is published by a person who receives compensation from the candidate, an opponent of the candidate ~~1-1~~ or a person, party ~~1-1~~ ~~committee or business entity required to report expenditures pursuant to NRS 294A.210, 1-1~~ **or committee for political action,**

➔ must contain a disclosure of the fact that the person receives compensation pursuant to paragraph (c) and the name of the person, party ~~1-1~~ ~~committee or business entity 1-1~~ **or committee for political action** providing that compensation.

2. A statement which:

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

(b) Contains the name of the candidate,
➔ shall be deemed to comply with the provisions of this section.

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

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

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

Sec. 63. 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 ~~1-1~~ **or subsection 4 of NRS 294A.286.**

2. Every candidate for city office at a primary city election or general city election, if the general city election for the office for which he or she is a candidate is held on or after January 1 and



1 before the July 1 immediately following that January 1, shall file the
2 reports in the manner required by NRS 294A.120, 294A.128 and
3 294A.200 for other offices not later than:

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

8 (b) Seven days before the general city election for that office,
9 for the period from 11 days before the primary city election through
10 12 days before the general city election; and

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

14 3. Every candidate for city office at a primary city election or
15 general city election, if the general city election for the office for
16 which he or she is a candidate is held on or after July 1 and before
17 the January 1 immediately following that July 1, shall file the
18 reports in the manner required by NRS 294A.120, 294A.128 and
19 294A.200 for other offices not later than:

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

24 (b) Seven days before the general city election for that office,
25 for the period from 11 days before the primary city election through
26 12 days before the general city election.

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

30 (a) Seven days before the special election, for the period from
31 the candidate's nomination through 12 days before the special
32 election; and

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

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



1 **Sec. 64.** (Deleted by amendment.)

2 **Sec. 65.** NRS 294A.365 is hereby amended to read as follows:

3 294A.365 1. Each report of expenditures required pursuant to
4 NRS 294A.210, 294A.220 ~~and~~ **and** 294A.280 ~~and 294A.283~~ must
5 consist of a list of each expenditure in excess of \$100 ~~for \$1,000, as~~
6 ~~is appropriate,~~ that was made during the periods for reporting. Each
7 report of expenses required pursuant to NRS 294A.125 and
8 294A.200 must consist of a list of each expense in excess of \$100
9 that was incurred during the periods for reporting. The list in each
10 report must state the category and amount of the expense or
11 expenditure and the date on which the expense was incurred or the
12 expenditure was made.

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

- 15 (a) Office expenses;
16 (b) Expenses related to volunteers;
17 (c) Expenses related to travel;
18 (d) Expenses related to advertising;
19 (e) Expenses related to paid staff;
20 (f) Expenses related to consultants;
21 (g) Expenses related to polling;
22 (h) Expenses related to special events;

23 (i) Except as otherwise provided in NRS 294A.362, goods and
24 services provided in kind for which money would otherwise have
25 been paid; and

26 (j) Other miscellaneous expenses.

27 3. Each report of expenses or expenditures described in
28 subsection 1 must list the disposition of any unspent campaign
29 contributions using the categories set forth in subsection 2 of NRS
30 294A.160 ~~or~~ **or subsection 4 of NRS 294A.286.**

31 **Sec. 66.** NRS 294A.373 is hereby amended to read as follows:

32 294A.373 1. The Secretary of State shall design a single form
33 to be used for all reports of campaign contributions and expenses or
34 expenditures that are required to be filed pursuant to NRS
35 294A.120, 294A.125, 294A.128, 294A.140, 294A.150, 294A.200,
36 294A.210, 294A.220, 294A.270, 294A.280, ~~294A.283,~~ 294A.360
37 and 294A.362 and reports of contributions received by and
38 expenditures made from a legal defense fund that are required to be
39 filed pursuant to NRS 294A.286.

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

43 3. Upon request, the Secretary of State shall provide a copy of
44 the form designed pursuant to this section to each person,



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1 committee, political party ~~[group]~~ and business entity that is
2 required to file a report described in subsection 1.

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

8 **Sec. 67.** (Deleted by amendment.)

9 **Sec. 68.** NRS 294A.382 is hereby amended to read as follows:

10 294A.382 The Secretary of State shall not request or require a
11 candidate, person, ~~[group of persons,]~~ committee, political party or
12 business entity to list each of the expenditures or campaign expenses
13 of \$100 or less on a form designed and provided pursuant to
14 NRS 294A.373.

15 **Sec. 69.** NRS 294A.390 is hereby amended to read as follows:

16 294A.390 The officer from whom a candidate or entity
17 requests a form for:

18 1. A declaration of candidacy;

19 2. An acceptance of candidacy;

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

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

26 5. The reporting of campaign contributions, expenses or
27 expenditures pursuant to NRS 294A.120, 294A.128, 294A.140,
28 294A.150, 294A.200, 294A.210, 294A.220, 294A.270, 294A.280 ~~[294A.283]~~
29 ~~294A.283]~~ or 294A.360 and the reporting of contributions received
30 by and expenditures made from a legal defense fund pursuant to
31 NRS 294A.286,

32 ➤ shall furnish the candidate with the necessary forms for reporting
33 and copies of the regulations adopted by the Secretary of State
34 pursuant to this chapter. An explanation of the applicable provisions
35 of NRS 294A.100, 294A.120, 294A.128, 294A.140, 294A.150,
36 294A.200, 294A.210, 294A.220, 294A.270, 294A.280 ~~[294A.283]~~
37 or 294A.360 relating to the making, accepting or reporting of
38 campaign contributions, expenses or expenditures and the penalties
39 for a violation of those provisions as set forth in NRS 294A.100 or
40 294A.420, and an explanation of NRS 294A.286 and 294A.287
41 relating to the accepting or reporting of contributions received by
42 and expenditures made from a legal defense fund and the penalties
43 for a violation of those provisions as set forth in NRS 294A.287 and
44 294A.420, must be developed by the Secretary of State and



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1 provided upon request. The candidate or entity shall acknowledge
2 receipt of the material.

3 **Sec. 70.** (Deleted by amendment.)

4 **Sec. 71.** NRS 294A.400 is hereby amended to read as follows:

5 294A.400 The Secretary of State shall, within 30 days after
6 receipt of the reports required by NRS 294A.120, 294A.125,
7 294A.128, 294A.140, 294A.150, 294A.200, 294A.210, 294A.220,
8 294A.270, 294A.280 ~~1, 294A.283~~ and 294A.286, prepare and make
9 available for public inspection a compilation of:

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

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

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

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

21 (a) Person on behalf of a candidate other than the person.

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

24 (c) Committee for the recall of a public officer.

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

26 (a) A person who is not under the direction or control of a
27 candidate or group of candidates or of any person involved in the
28 campaign of the candidate or group who makes an expenditure on
29 behalf of the candidate or group which is not solicited or approved
30 by the candidate or group.

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

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

36 ~~—(a) Person or group of persons organized formally or informally,~~
37 ~~including a business entity who advocates the passage or defeat of a~~
38 ~~question or group of questions on the ballot and who receives or~~
39 ~~expends money in an amount in excess of \$10,000 for such~~
40 ~~advocacy, except as otherwise provided in paragraph (b).~~

41 ~~—(b) Person or group of persons organized formally or informally,~~
42 ~~including a business entity, who advocates the passage or defeat of a~~
43 ~~constitutional amendment or statewide measure proposed by an~~
44 ~~initiative or referendum, including, without limitation, the initiation~~



~~or circulation thereof, and who receives or expends money in an amount in excess of \$10,000 for such advocacy.~~

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

Sec. 72. NRS 294A.420 is hereby amended to read as follows:

294A.420 1. If the Secretary of State receives information that a person, **committee** or entity that is subject to the provisions of NRS 294A.120, 294A.128, 294A.140, 294A.150, 294A.200, 294A.210, 294A.220, 294A.227, 294A.230, **294A.250**, 294A.270, 294A.280, ~~294A.283,~~ 294A.286 or 294A.360 has not filed a report or form for registration pursuant to the applicable provisions of those sections, the Secretary of State may, after giving notice to that person, **committee** or entity, cause the appropriate proceedings to be instituted in the First Judicial District Court.

2. Except as otherwise provided in this section, a person, **committee** or entity that violates an applicable provision of NRS 294A.112, 294A.120, 294A.128, 294A.130, 294A.140, 294A.150, 294A.160, 294A.200, 294A.210, 294A.220, 294A.227, 294A.230, **294A.250**, 294A.270, 294A.280, ~~294A.283,~~ 294A.286, 294A.300, 294A.310 or 294A.360 **or section 40.5 of this act** is subject to a civil penalty of not more than \$5,000 for each violation and payment of court costs and attorney's fees. The civil penalty must be recovered in a civil action brought in the name of the State of Nevada by the Secretary of State in the First Judicial District Court and deposited by the Secretary of State for credit to the State General Fund in the bank designated by the State Treasurer.

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

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

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

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

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

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



1 section. If the Secretary of State waives a civil penalty pursuant to
2 this subsection, the Secretary of State shall:

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

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

8 **Sec. 73.** NRS 306.040 is hereby amended to read as follows:

9 306.040 1. Upon determining that the number of signatures
10 on a petition to recall is sufficient pursuant to NRS 293.1276 to
11 293.1279, inclusive, the Secretary of State shall notify the county
12 clerk, the officer with whom the petition is to be filed pursuant to
13 subsection 4 of NRS 306.015 and the public officer who is the
14 subject of the petition.

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

24 3. Not sooner than 10 days nor more than 20 days after the
25 Secretary of State completes the notification required by subsection
26 1, if a complaint is not filed pursuant to subsection 5, the officer
27 with whom the petition is filed shall issue a call for a special
28 election in the jurisdiction in which the public officer who is the
29 subject of the petition was elected to determine whether the people
30 will recall the public officer.

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

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

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

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

39 5. The legal sufficiency of the petition may be challenged by
40 filing a complaint in district court not later than 5 days, Saturdays,
41 Sundays and holidays excluded, after the Secretary of State
42 completes the notification required by subsection 1. All affidavits
43 and documents in support of the challenge must be filed with the
44 complaint. The court shall set the matter for hearing not later than
45 30 days after the complaint is filed and shall give priority to such a



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1 complaint over all other matters pending with the court, except for
2 criminal proceedings.

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

11 **Sec. 74.** (Deleted by amendment.)

12 **Sec. 75.** (Deleted by amendment.)

13 **Sec. 76.** (Deleted by amendment.)

14 **Sec. 77.** (Deleted by amendment.)

15 **Sec. 78.** (Deleted by amendment.)

16 **Sec. 79.** (Deleted by amendment.)

17 **Sec. 80.** (Deleted by amendment.)

18 **Sec. 81.** (Deleted by amendment.)

19 **Sec. 82.** (Deleted by amendment.)

20 **Sec. 83.** (Deleted by amendment.)

21 **Sec. 84.** NRS 294A.281, 294A.282, 294A.283 and 294A.284
22 are hereby repealed.

23 **Sec. 85.** 1. This section, sections 1 to 37, inclusive, 40.5, 41,
24 42, 43, 48, 50, 51, 54, 56, 59 to 63, inclusive, 65, 66, 68, 69, 71, 72,
25 73 and 84 of this act become effective on July 1, 2011.

26 2. Sections 38, 39, 40, 44 to 47, inclusive, 49, 52, 53, 55, 57,
27 58, 64, 67, 70 and 74 to 83, inclusive, of this act become effective
28 on January 16, 2013.

LEADLINES OF REPEALED SECTIONS

294A.281 Registration.

294A.282 Registered agent.

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

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

