

## Amendment No. 687

Senate Amendment to Assembly Bill No. 132 First Reprint (BDR 24-684)

**Proposed by:** Senate Committee on Legislative Operations and Elections**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

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

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

EGO



Date: 5/23/2011

A.B. No. 132—Revises provisions governing the dates for certain elections.  
(BDR 24-684)



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

FEBRUARY 11, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing the dates for certain elections.  
(BDR 24-684)FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.AN ACT relating to elections; revising provisions governing the dates for certain  
city elections; and providing other matters properly relating thereto.**Legislative Counsel's Digest:**

Certain cities that are created by charters hold ~~general~~ municipal elections in ~~June of~~ odd-numbered years (Boulder City, Caliente, Elko, Henderson, Las Vegas, North Las Vegas and Yerington). **Sections 20-47** of this bill amend the charters of ~~those cities~~ Boulder City, Caliente, Henderson, Las Vegas, North Las Vegas and Yerington to authorize the city councils of those cities to choose by ordinance ~~whether~~ to ~~hold city elections on the state election cycle~~ hold city elections on the state election cycle ~~or (2) continue holding the elections in June, as provided in their respective city charters.~~ , which is in even-numbered years. If the city council of Boulder City, Henderson, Las Vegas or North Las Vegas adopts such an ordinance, sections 21, 33, 39 and 40.5 of this bill provide that the ordinance must not affect the term of office of any elected official of the city serving in office on the effective date of the ordinance but may affect the next succeeding term for that office. If such an ordinance is adopted and subsequently repealed, the city would return to holding its elections in odd-numbered years, as provided in its existing city charter.

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.)**Sec. 4.** (Deleted by amendment.)**Sec. 5.** (Deleted by amendment.)**Sec. 6.** (Deleted by amendment.)**Sec. 7.** (Deleted by amendment.)**Sec. 8.** (Deleted by amendment.)**Sec. 9.** (Deleted by amendment.)**Sec. 10.** (Deleted by amendment.)

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

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

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

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

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

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

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

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

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

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

12           Section 4. Number; selection and term; recall.

13           1. ~~{The}~~ *Except as otherwise provided in section 96, the* City Council  
14 shall have four Council Members and a Mayor elected from the City at  
15 large in the manner provided in Article IX, for terms of four years and until  
16 their successors have been elected and have taken office as provided in  
17 section 16. ~~{, subject to recall as provided in section 111.5.}~~ No Council  
18 Member shall represent any particular constituency or district of the City,  
19 and each Council Member shall represent the entire City. (Amd. 2; 6-4-  
20 1991; Add. 17; Amd. 1; 11-5-1996)

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

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

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

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

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

32           2. All full terms of office in the City Council are ~~{four}~~ *4* years, and  
33 Council Members must be elected at large without regard to precinct  
34 residency. ~~{Two}~~ *Except as otherwise provided in subsection 8, two* full-  
35 term Council members and the Mayor are to be elected in each year  
36 immediately preceding a federal presidential election, and two full-term  
37 Council members are to be elected in each year immediately following a  
38 federal presidential election. In each election, the candidates receiving the  
39 greatest number of votes must be declared elected to the vacant full-term  
40 positions. (Add. 17; Amd. 1; 11-5-1996)

41           ~~{(a)}~~ 3. In the event one or more ~~{two}~~ *2*-year term positions on the  
42 Council will be available at the time of a municipal election as provided in  
43 section 12, candidates must file specifically for such position(s). Candidates  
44 receiving the greatest respective number of votes must be declared elected  
45 to the respective available ~~{two}~~ *2*-year positions. (Add. 15; Amd. 2; 6-4-  
46 1991)

47           ~~{3. A city}~~

48           4. *Except as otherwise provided in subsection 8, a primary*  
49 *municipal* election must be held on the first Tuesday after the first Monday  
50 in April of each odd-numbered year and a ~~{city}~~ general *municipal* election  
51 must be held on the first Tuesday after the first Monday in June of each  
52 odd-numbered year.

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

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

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

~~[(4)]~~ 8. *The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.*

9. *If the City Council adopts an ordinance pursuant to subsection 8, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.*

10. *If the City Council adopts an ordinance pursuant to subsection 8, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.*

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

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

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

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

Sec. 23. (Deleted by amendment.)

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

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

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

2. The Mayor and each Council Member ~~shall~~ *must* be:

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

(b) Qualified electors within the City.

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

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

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

Sec. 5.010 Municipal elections.

1. *Except as otherwise provided in subsection 2:*

(a) On the ~~{1st}~~ *first* Tuesday after the ~~{1st}~~ *first* Monday in June 1973, there ~~{shall}~~ *must* be elected by the qualified voters of the City, at a general *municipal* election to be held for that purpose, a Mayor and one Council Member who shall hold office for a period of 4 years and until their successors have been elected and qualified.

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

~~{3.}~~ (c) On the ~~{1st}~~ *first* Tuesday after the ~~{1st}~~ *first* Monday in June 1975, there shall be elected by the qualified voters of the City at a general *municipal* election to be held for that purpose one Council Member who shall hold office for a period of 2 years and until his or her successor has been elected and qualified.

~~{4.}~~ (d) On the ~~{1st}~~ *first* Tuesday after the ~~{1st}~~ *first* Monday in June 1977, and at each successive interval of 4 years, there ~~{shall}~~ *must* be elected by the qualified voters of the City, at a general *municipal* election to be held for that purpose, a Mayor and two Council Members, who shall hold office for a period of 4 years and until their successors have been elected and qualified.

2. *The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.*

3. *If the City Council adopts an ordinance pursuant to subsection 2, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.*

4. *If the City Council adopts an ordinance pursuant to subsection 2, the term of office of any elected official may be shortened but may not be lengthened as a result of the ordinance.*

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

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

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

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

8       ~~2. The members of the City Council must be:~~

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

11       ~~(b) Qualified electors within the City.~~

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

15       ~~4. The members of the City Council must receive a salary in an~~  
16 ~~amount fixed by the City Council.] (Deleted by amendment.)~~

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

20       ~~Sec. 5.010 Municipal elections.~~

21       ~~1. *Except as otherwise provided in subsection 2:*~~

22       ~~(a) On the first Tuesday after the first Monday in June 1975, and at~~  
23 ~~each successive interval of 4 years, there must be elected by the qualified~~  
24 ~~voters of the City, at a general *municipal* election to be held for that~~  
25 ~~purpose, a Mayor and two members of the City Council, who shall hold~~  
26 ~~office for a period of 4 years and until their successors have been elected~~  
27 ~~and qualified.~~

28       ~~[2.] (b) On the first Tuesday after the first Monday in June 1973, and~~  
29 ~~at each successive interval of 4 years thereafter, there must be elected by~~  
30 ~~the qualified voters of the City, at a general *municipal* election to be held~~  
31 ~~for that purpose, two members of the City Council, who shall hold office~~  
32 ~~for a period of 4 years and until their successors have been elected and~~  
33 ~~qualified.~~

34       ~~2. The City Council may by ordinance provide for a primary~~  
35 ~~municipal election and general municipal election on the dates set forth~~  
36 ~~for primary elections and general elections pursuant to the provisions of~~  
37 ~~chapter 293 of NRS.~~

38       ~~3. If the City Council adopts an ordinance pursuant to subsection 2,~~  
39 ~~the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of~~  
40 ~~NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply~~  
41 ~~for the purposes of conducting the primary municipal elections and~~  
42 ~~general municipal elections.~~

43       ~~4. If the City Council adopts an ordinance pursuant to subsection 2,~~  
44 ~~the term of office of any elected official may be shortened but may not be~~  
45 ~~lengthened as a result of the ordinance.] (Deleted by amendment.)~~

46       **Sec. 29.** (Deleted by amendment.)

47       **Sec. 30.** Section 2.010 of the Charter of the City of Henderson, being chapter  
48 266, Statutes of Nevada 1971, as last amended by chapter 596, Statutes of Nevada  
49 1995, at page 2206, is hereby amended to read as follows:

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

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

2. The Mayor must be:

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

(b) A qualified elector within the City.

3. Each Council Member must be:

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

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

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

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

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

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

Sec. 4.015 Municipal Court.

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

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

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

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

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

6. The Senior Municipal Judge is selected by a majority of the sitting judges for a term of 2 years. If no Municipal Judge receives a majority of

the votes, the Senior Municipal Judge is the Municipal Judge who has continuously served as a Municipal Judge for the longest period.

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

Sec. 5.010 Primary *municipal* election.

1. ~~1-A~~ *Except as otherwise provided in section 5.020, a primary municipal* election must be held on the Tuesday after the first Monday in April of each odd-numbered year, at which time there must be nominated candidates for offices to be voted for at the next general municipal election.

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

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

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

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

Sec. 5.020 General municipal election.

1. *Except as otherwise provided in subsection 2:*

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

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

~~3-3~~ (c) On the Tuesday after the first Monday in June 2001, and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department 1 who will hold office until his or her successor has been elected and qualified.

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

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

2. *The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.*

3. *If the City Council adopts an ordinance pursuant to subsection 2, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.*

4. *If the City Council adopts an ordinance pursuant to subsection 2, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.*

Sec. 34. (Deleted by amendment.)

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

Sec. 1.140 Elective offices.

1. The elective officers of the City consist of:

(a) A Mayor.

(b) One Council Member from each ward.

(c) Municipal Judges.

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

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

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

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

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

2. ~~[[No]]~~ *Except as otherwise provided in section 5.010, no* appointment extends beyond the first regular meeting of the City Council that follows the next general municipal election, at that election the office must be filled for the remainder of the unexpired term, or beyond the first regular meeting of the City Council after the Tuesday after the first Monday in the next succeeding June in an odd-numbered year, if no general municipal election is held in that year.

1       **Sec. 37.** Section 4.020 of the Charter of the City of Las Vegas, being chapter  
2 517, Statutes of Nevada 1983, as last amended by chapter 338, Statutes of Nevada  
3 2007, at page 1536, is hereby amended to read as follows:

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

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

8       (a) A duly licensed member, in good standing, of the State Bar of  
9 Nevada, but this qualification does not apply to any Municipal Judge who is  
10 an incumbent when this Charter becomes effective as long as he or she  
11 continues to serve as such in uninterrupted terms.

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

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

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

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

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

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

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

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

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

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

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

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

46       **Sec. 38.** Section 5.010 of the Charter of the City of Las Vegas, being chapter  
47 517, Statutes of Nevada 1983, as last amended by chapter 637, Statutes of Nevada  
48 1999, at page 3565, is hereby amended to read as follows:

49       Sec. 5.010 Primary municipal elections. *Except as otherwise*  
50 *provided in section 5.020:*

51       1. On the Tuesday after the first Monday in April 2001, and at each  
52 successive interval of 4 years, a primary municipal election must be held in

the City at which time candidates for half of the offices of Council Member and for Municipal Judge, Department 2, must be nominated.

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

3. The candidates for Council Members who are to be nominated as provided in subsections 1 and 2 must be nominated and voted for separately according to the respective wards. The candidates from each even-numbered ward must be nominated as provided in subsection 1, and the candidates from each odd-numbered ward must be nominated as provided in subsection 2.

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

5. Each candidate for the municipal offices which are provided for in subsections 1, 2 and 4 must file a declaration of candidacy with the City Clerk. All filing fees collected by the City Clerk must be paid into the City Treasury.

6. If, in the primary *municipal* election, regardless of the number of candidates for an office, one candidate receives a majority of votes which are cast in that election for the office for which he or she is a candidate, he or she must be declared elected for the term which commences on the day of the first regular meeting of the City Council next succeeding the meeting at which the canvass of the returns is made, and no general *municipal* election need be held for that office. If, in the primary *municipal* election, no candidate receives a majority of votes which are cast in that election for the office for which he or she is a candidate, the names of the two candidates who receive the highest number of votes must be placed on the ballot for the general *municipal* election.

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

Sec. 5.020 General municipal election.

1. ~~[A]~~ *Except as otherwise provided in subsection 2, a* general municipal election must be held in the City on the Tuesday after the 1st Monday in June of each odd-numbered year and on the same day every 2 years thereafter, at which time there must be elected those officers whose offices are required to be filled by election in that year.

2. *The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.*

3. *If the City Council adopts an ordinance pursuant to subsection 2, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.*

4. *If the City Council adopts an ordinance pursuant to subsection 2, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next*

*succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.*

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

Sec. 40. (Deleted by amendment.)

Sec. 40.5. The Charter of the City of North Las Vegas, being chapter 573, Statutes of Nevada 1971, at page 1210, is hereby amended by adding thereto a new section to be designated as section 5.025, immediately following section 5.020, to read as follows:

*Sec. 5.025 City Council authorized to ~~choose dates~~ provide for primary and general municipal elections ~~on dates to be in accordance with this Charter or chapter 293 of NRS; effect upon terms of serving city officials~~ in even-numbered years.*

1. The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.

2. If the City Council adopts an ordinance pursuant to subsection 1, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal ~~election~~ elections and general municipal ~~election~~ elections.

3. If the City Council adopts an ordinance pursuant to subsection 1, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.

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

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

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

2. The Mayor must be:

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

(b) A qualified elector within the City.

3. Each Council Member:

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

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

4. At the time of filing, if so required by an ordinance duly enacted, candidates for the office of Mayor and Council Member shall produce evidence in satisfaction of any or all of the qualifications provided in subsection 2 or 3, whichever is applicable.

5. Each Council Member must be voted upon only by the registered voters of the ward that he or she seeks to represent, and except as otherwise provided in sections 5.010 and 5.025, his or her term of office is 4 years.

6. The Mayor must be voted upon by the registered voters of the City at large, and *except as otherwise provided in sections 5.010 and 5.025*, his or her term of office is 4 years.

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

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

Sec. 4.005 Municipal Court.

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

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

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

4. Except as otherwise provided by the ordinance establishing an additional department, each Municipal Judge must be voted upon by the registered voters of the City at large and, *except as otherwise provided in sections 5.010 and 5.025*, holds office for a period of 6 years and until his or her successor has been elected and qualified.

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

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

Sec. 5.010 General municipal elections.

1. *Except as otherwise provided in section 5.025:*

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

~~{2-}~~ (b) On the Tuesday after the first Monday in June 1975, and at each successive interval of 4 years thereafter, there must be elected, at a general *municipal* election to be held for that purpose, two Council Members, who shall hold office for a period of 4 years and until their successors have been elected and qualified.

~~{3-}~~ 2. In ~~{such}~~ a general *municipal* election:

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

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

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

Sec. 5.020 Primary municipal elections; declaration of candidacy.

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

2. ~~FA~~ *Except as otherwise provided in section 5.025, a primary municipal election must be held on the Tuesday following the first Monday in April preceding the general municipal election, at which time there must be nominated candidates for offices to be voted for at the next general municipal election. In the primary municipal election:*

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

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

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

4. If, regardless of the number of candidates for an office, one candidate receives a majority of the total votes cast for that office in the primary municipal election, he or she must be declared elected to that office and no general municipal election need be held for that office.

**Sec. 45.** (Deleted by amendment.)

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

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

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

2. The Council Members ~~shall~~ *must* be:

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

(b) Qualified electors in the City.

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

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

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

Sec. 5.010 Municipal elections.

1. *Except as otherwise provided in subsection 2:*

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

7           ~~2-~~ (b) On the ~~first~~ *first* Tuesday after the ~~first~~ *first* Monday in June  
8           1977, and at each successive interval of 4 years thereafter, there ~~shall~~  
9           *must* be elected by the qualified voters of the City, at a general *municipal*  
10          election to be held for that purpose, two Council Members, who shall hold  
11          office for a period of 4 years and until their successors have been elected  
12          and qualified.

13          2. *The City Council may by ordinance provide for a primary*  
14          *municipal election and general municipal election on the dates set forth*  
15          *for primary elections and general elections pursuant to the provisions of*  
16          *chapter 293 of NRS.*

17          3. *If the City Council adopts an ordinance pursuant to subsection 2,*  
18          *the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of*  
19          *NRS 293.165 and in NRS 293.175, 293.177, 293.345 and 293.368 apply*  
20          *for the purposes of conducting the primary municipal elections and*  
21          *general municipal elections.*

22          4. *If the City Council adopts an ordinance pursuant to subsection 2,*  
23          *the term of office of any elected official may be shortened but may not be*  
24          *lengthened as a result of the ordinance.*

25       Sec. 48. (Deleted by amendment.)

26       Sec. 49. (Deleted by amendment.)

27       Sec. 50. This act becomes effective upon passage and approval.