

SENATE BILL NO. 375—SENATOR SEGERBLOM

MARCH 18, 2013

JOINT SPONSOR: ASSEMBLYMAN OHRENSCHALL

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections.  
(BDR 24-496)

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

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

AN ACT relating to elections; requiring the Secretary of State, each voter registration agency and each county clerk to cooperatively establish a system providing for certain electronic applications to register to vote and for the electronic transmission of certain information relating to voter registration; authorizing the Secretary of State to enter into certain agreements with federal agencies for the federal agencies to provide for persons to register to vote in this State; providing for voting preregistration by certain persons between the ages of 16 and 18; providing that certain voter registration information is confidential; authorizing certain persons who are not registered to vote to cast provisional ballots; requiring certain governmental agencies to serve as voter registration agencies; providing additional duties of voter registration agencies; requiring the Secretary of State to establish a system for using a computer to register voters and for providing voting information; authorizing county clerks to enter into certain agreements with voter registration agencies and certain federal agencies regarding the obtaining of certain data relating to voter registration information; making various other changes relating to elections; providing a penalty; and providing other matters properly relating thereto.



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**Legislative Counsel's Digest:**

Existing law designates the offices of certain governmental agencies as voter registration agencies which are required to offer applications to register to vote to persons who apply for or receive services from the agency, to assist applicants in completing the applications and to forward the applications to the county clerk. (NRS 293.504)

**Section 17** of this bill additionally designates as voter registration agencies: (1) housing authorities; (2) the Department of Employment, Training and Rehabilitation; (3) the Department of Wildlife, under certain circumstances; and (4) colleges and universities of the Nevada System of Higher Education under certain circumstances. **Section 17** also specifies the factors that the Secretary of State must consider when determining whether to designate any additional agency as a voter registration agency. **Section 17** further prescribes certain duties of a voter registration agency.

**Section 18** of this bill prohibits a person who works for a voter registration agency to harass or discriminate against certain persons.

**Sections 10, 11 and 12** of this bill authorize the casting of provisional ballots by persons who are not registered to vote under certain circumstances.

**Section 4** of this bill authorizes the Secretary of State to enter into an agreement with any federal agency under which the federal agency may provide for persons to register to vote in this State.

**Section 3** of this bill requires the Secretary of State, each voter registration agency and each county clerk cooperatively to establish a system providing for: (1) electronic applications to register to vote; and (2) electronic transmission of certain information relating to voter registration.

**Section 5** of this bill authorizes certain persons who are between the ages of 16 and 18 to preregister to vote.

**Section 20** of this bill requires the Secretary of State to prescribe the electronic form to be used for persons completing an electronic application to register to vote.

**Section 22** of this bill provides that an electronic signature affixed to an electronic application satisfies the statutory requirement that applications to register to vote be signed. **Section 26** of this bill requires county clerks to send to certain voters certain notices relating to the statewide voter registration list. **Sections 27 and 28** of this bill authorize county clerks to enter into agreements with voter registration agencies and certain federal agencies for the purpose of updating address information on the statewide voter registration list.

**Section 19** of this bill requires the Secretary of State to establish on his or her Internet website a system for using a computer to register voters and for providing voting information. **Sections 13 and 14** of this bill require websites of county clerks to provide: (1) a link to that system; (2) information regarding registration dates for upcoming elections; and (3) a list of locations at which a person may register to vote.

**Section 15** of this bill requires each county clerk to collect, for submission to the Secretary of State, certain information regarding applications to register to vote.

**Section 6** of this bill provides that certain voter information is confidential and not open to public inspection.



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

**Section 1.** Chapter 293 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this act.

**Sec. 2.** *"Electronic signature" has the meaning ascribed to it in NRS 719.100.*

**Sec. 3. 1.** *The Secretary of State, each voter registration agency and each county clerk shall cooperatively establish a system by which:*

*(a) An electronic application to register to vote may be completed at the voter registration agency and transmitted by approved electronic transmission to the appropriate county clerk pursuant to NRS 293.504; and*

*(b) Information may be provided to a voter registration agency by a registered voter and transmitted by approved electronic transmission to the appropriate county clerk pursuant to NRS 293.504 for the purposes of correcting the statewide voter registration list pursuant to NRS 293.530.*

**2.** *The system established pursuant to subsection 1 must be designed to:*

*(a) Ensure the secure storage of electronic applications to register to vote and information and the secure transmission of electronic applications to register to vote and information to the county clerk;*

*(b) Ensure the receipt, viewing and printing by a county clerk of an electronic application to register to vote or any file or record containing other information transmitted to the county clerk and the secure storage of electronic applications to register to vote and information by the county clerk; and*

*(c) Allow for a person who is completing an electronic application to register to vote to affix an electronic signature to the application.*

**Sec. 4.** *The Secretary of State may enter into an agreement with any federal agency under which the federal agency may provide for persons to register to vote in this State. Any such agreement must require the federal agency to follow the procedures and requirements described in NRS 293.504 and section 3 of this act for registering persons to vote.*

**Sec. 5. 1.** *Every citizen of the United States who is 16 years of age or older, who has continuously resided in this State for 30 days or longer may preregister to vote by any of the means available for a person who is entitled to vote at an election pursuant to NRS 293.485 to register to vote pursuant to this*



1 *chapter. A person eligible to preregister to vote pursuant to this*  
2 *section is deemed to be preregistered to vote upon the submission*  
3 *of a completed application to preregister.*

4 2. *Except as otherwise provided in subsection 3, a person who*  
5 *preregisters to vote pursuant to this section shall be deemed to be*  
6 *registered to vote on his or her 18th birthday and the county clerk*  
7 *shall issue to the person a voter registration card as described in*  
8 *subsection 6 of NRS 293.517 as soon as practicable after his or*  
9 *her 18th birthday.*

10 3. *The preregistration to vote of a person may be cancelled by*  
11 *any of the means and for any of the reasons for cancelling a*  
12 *registration pursuant to this chapter.*

13 4. *The preregistration information of a person may be*  
14 *updated by any of the means for updating the registration*  
15 *information of a person pursuant to this chapter.*

16 5. *The Secretary of State shall adopt regulations providing*  
17 *for preregistration to vote pursuant to this section. The*  
18 *regulations:*

19 (a) *Must include, without limitation, provisions to ensure that*  
20 *any person who preregisters to vote pursuant to this section is*  
21 *issued a voter registration card; and*

22 (b) *Must not require a county clerk to provide to a person who*  
23 *preregisters to vote pursuant to this section sample ballots or any*  
24 *other voter information provided to registered voters unless the*  
25 *person will be eligible to vote at the election for which the sample*  
26 *ballots or other information is provided.*

27 **Sec. 6. 1. The following information must remain**  
28 **confidential and is not available for public inspection:**

29 (a) *A voter's signature, electronic signature, telephone number*  
30 *and electronic mail address.*

31 (b) *Any portion of the social security number or driver's*  
32 *license or identification card number of a voter.*

33 (c) *Any information relating to where a person registers to*  
34 *vote.*

35 (d) *The fictitious address and any other contact information of*  
36 *any person for whom a fictitious address has been issued pursuant*  
37 *to NRS 217.462 to 217.471, inclusive.*

38 2. *The information described in subsection 1 may only be*  
39 *used by an election officer for purposes related to voter*  
40 *registration.*

41 **Sec. 7. NRS 293.010 is hereby amended to read as follows:**

42 293.010 As used in this title, unless the context otherwise  
43 requires, the words and terms defined in NRS 293.013 to 293.121,  
44 inclusive, **and section 2 of this act** have the meanings ascribed to  
45 them in those sections.



**Sec. 8.** NRS 293.1277 is hereby amended to read as follows:

293.1277 1. If the Secretary of State finds that the total number of signatures submitted to all the county clerks is 100 percent or more of the number of registered voters needed to declare the petition sufficient, the Secretary of State shall immediately so notify the county clerks. Within 9 days, excluding Saturdays, Sundays and holidays, after notification, each of the county clerks shall determine the number of registered voters who have signed the documents submitted in the county clerk's county and, in the case of a petition for initiative or referendum proposing a constitutional amendment or statewide measure, shall tally the number of signatures for each petition district contained or fully contained within the county clerk's county. For the purpose of verification pursuant to this section, the county clerk shall not include in his or her tally of total signatures any signature included in the incorrect petition district.

2. Except as otherwise provided in subsection 3, if more than 500 names have been signed on the documents submitted to a county clerk, the county clerk shall examine the signatures by sampling them at random for verification. The random sample of signatures to be verified must be drawn in such a manner that every signature which has been submitted to the county clerk is given an equal opportunity to be included in the sample. The sample must include an examination of at least 500 or 5 percent of the signatures, whichever is greater. If documents were submitted to the county clerk for more than one petition district wholly contained within that county, a separate random sample must be performed for each petition district.

3. If a petition district comprises more than one county and the petition is for an initiative or referendum proposing a constitutional amendment or a statewide measure, and if more than 500 names have been signed on the documents submitted for that petition district, the appropriate county clerks shall examine the signatures by sampling them at random for verification. The random sample of signatures to be verified must be drawn in such a manner that every signature which has been submitted to the county clerks within the petition district is given an equal opportunity to be included in the sample. The sample must include an examination of at least 500 or 5 percent of the signatures presented in the petition district, whichever is greater. The Secretary of State shall determine the number of signatures that must be verified by each county clerk within the petition district.

4. In determining from the records of registration the number of registered voters who signed the documents, the county clerk may use the signatures contained in the file of applications to register to



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1 vote. If the county clerk uses that file, the county clerk shall ensure  
2 that every application in the file is examined, including any  
3 application in his or her possession which may not yet be entered  
4 into the county clerk's records. Except as otherwise provided in this  
5 subsection, the county clerk shall rely only on the appearance of the  
6 signature and the address and date included with each signature in  
7 making his or her determination. ~~If, pursuant to NRS 293.506, a~~  
8 ~~county clerk establishes a system to allow persons to register to vote~~  
9 ~~by computer, the~~ *The* county clerk may rely on such other indicia  
10 as prescribed by the Secretary of State in making his or her  
11 determination ~~if~~ *if a registered voter submits his or her application*  
12 *to register to vote by computer.*

13 5. In the case of a petition for initiative or referendum  
14 proposing a constitutional amendment or statewide measure, when  
15 the county clerk is determining the number of registered voters who  
16 signed the documents from each petition district contained fully or  
17 partially within the county clerk's county, he or she must use the  
18 statewide voter registration list available pursuant to NRS 293.675.

19 6. Except as otherwise provided in subsection 8, upon  
20 completing the examination, the county clerk shall immediately  
21 attach to the documents a certificate properly dated, showing the  
22 result of the examination, including the tally of signatures by  
23 petition district, if required, and transmit the documents with the  
24 certificate to the Secretary of State. In the case of a petition for  
25 initiative or referendum proposing a constitutional amendment or  
26 statewide measure, if a petition district comprises more than one  
27 county, the appropriate county clerks shall comply with the  
28 regulations adopted by the Secretary of State pursuant to this section  
29 to complete the certificate. A copy of this certificate must be filed in  
30 the clerk's office. When the county clerk transmits the certificate to  
31 the Secretary of State, the county clerk shall notify the Secretary of  
32 State of the number of requests to remove a name received by the  
33 county clerk pursuant to NRS 295.055 or 306.015.

34 7. A person who submits a petition to the county clerk which is  
35 required to be verified pursuant to NRS 293.128, 293.165, 293.172,  
36 293.200, 295.056, 298.109, 306.035 or 306.110 must be allowed to  
37 witness the verification of the signatures. A public officer who is the  
38 subject of a recall petition must also be allowed to witness the  
39 verification of the signatures on the petition.

40 8. For any petition containing signatures which are required to  
41 be verified pursuant to the provisions of NRS 293.165, 293.200,  
42 306.035 or 306.110 for any county, district or municipal office  
43 within one county, the county clerk shall not transmit to the  
44 Secretary of State the documents containing the signatures of the  
45 registered voters.



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

**Sec. 9.** 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 *to vote* by mail or computer ~~to vote~~ in this State, *or a person who preregisters to vote pursuant to section 5 of this act by mail or computer and is subsequently deemed registered*, 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, which shows his or her physical address; 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, which shows his or her physical address; 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.

➔ If there is a question as to the physical address of the person, the election board officer or clerk may request additional information.

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

(a) Registers to vote by mail *or computer, or preregisters to vote pursuant to section 5 of this act by mail or computer*, 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. 10.** 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:

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

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

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

*4. Declares that he or she applied for or received services or assistance from a voter registration agency and that the person did not decline to register to vote or submit to the agency a written form that meets the requirements of 42 U.S.C. § 1973gg-5(a)(6).*

**Sec. 11.** NRS 293.3082 is hereby amended to read as follows:

293.3082 1. Before a person may cast a provisional ballot pursuant to NRS 293.3081, the person must complete a written affirmation on a form provided by an election board officer, as prescribed by the Secretary of State, at the polling place which includes:

(a) The name of the person casting the provisional ballot;

(b) The reason for casting the provisional ballot;

(c) A statement in which the person casting the provisional ballot affirms under penalty of perjury , *as applicable*, that he or she ~~is~~ :

*(1) Is* a registered voter in the jurisdiction and is eligible to vote in the election; *or*





*(2) Applied for or received services or assistance from a voter registration agency and that the person did not decline to register to vote or submit to the agency a written form that meets the requirements of 42 U.S.C. § 1973gg-5(a)(6);*

(d) The date and type of election;

(e) The signature of the person casting the provisional ballot;

(f) The signature of the election board officer;

(g) A unique affirmation identification number assigned to the person casting the provisional ballot;

(h) If the person is casting the provisional ballot pursuant to subsection 1 of NRS 293.3081:

(1) An indication by the person as to whether or not he or she provided the required identification at the time the person applied to register to vote;

(2) The address of the person as listed on the application to register to vote;

(3) Information concerning the place, manner and approximate date on which the person applied to register to vote;

(4) Any other information that the person believes may be useful in verifying that the person has registered to vote; and

(5) A statement informing the voter that if the voter does not provide identification at the time the voter casts the provisional ballot, the required identification must be provided to the county or city clerk not later than 5 p.m. on the Friday following election day and that failure to do so will result in the provisional ballot not being counted;

(i) If the person is casting the provisional ballot pursuant to subsection 2 of NRS 293.3081:

(1) The address of the person as listed on the application to register to vote;

(2) The voter registration number, if any, issued to the person; and

(3) A statement informing the voter that the required identification must be provided to the county or city clerk not later than 5 p.m. on the Friday following election day and that failure to do so will result in the provisional ballot not being counted; ~~and~~

(j) If the person is casting the provisional ballot pursuant to subsection 3 of NRS 293.3081, the voter registration number, if any, issued to the person ~~+~~; and

*(k) If the person is casting the provisional ballot pursuant to subsection 4 of NRS 293.3081:*

*(1) The voter registration agency from whom the person applied for or received services or assistance; and*



*(2) Any other information that the person believes may be useful in verifying that the person applied for or received services or assistance from a voter registration agency.*

2. After a person completes a written affirmation pursuant to subsection 1:

(a) The election board officer shall provide the person with a receipt that includes the unique affirmation identification number described in subsection 1 and that explains how the person may use the free access system established pursuant to NRS 293.3086 to ascertain whether the person's vote was counted, and, if the vote was not counted, the reason why the vote was not counted;

(b) The voter's name and applicable information must be entered into the roster in a manner which indicates that the voter cast a provisional ballot; and

(c) The election board officer shall issue a provisional ballot to the person to vote only for candidates for federal offices.

**Sec. 12.** NRS 293.3085 is hereby amended to read as follows:

293.3085 1. Following each election, a canvass of the provisional ballots cast in the election must be conducted pursuant to NRS 293.387 and, if appropriate, pursuant to NRS 293C.387.

2. The county and city clerk shall not:

(a) Include any provisional ballot in the unofficial results reported on election night; or

(b) Open any envelope containing a provisional ballot before 8 a.m. on the Wednesday following election day.

3. Except as otherwise provided in subsection 4, a provisional ballot must be counted if:

(a) The county or city clerk determines that the person who cast the provisional ballot was registered to vote in the election, eligible to vote in the election and issued the appropriate ballot for the address at which the person resides;

(b) A voter who failed to provide required identification at the polling place or with his or her mailed ballot provides the required identification to the county or city clerk not later than 5 p.m. on the Friday following election day; ~~for~~

(c) A court order has not been issued by 5 p.m. on the Friday following election day directing that provisional ballots cast pursuant to subsection 3 of NRS 293.3081 not be counted, and the provisional ballot was cast pursuant to subsection 3 of NRS 293.3081 ~~for~~; or

*(d) The county or city clerk determines that the person who cast the provision ballot:*

*(1) Applied for or received services or assistance from a voter registration agency;*



*(2) Did not decline to register to vote or submit to the agency a written form that meets the requirements of 42 U.S.C. § 1973gg-5(a)(6);*

*(3) Except for not being a registered voter, is otherwise eligible to vote in the election; and*

*(4) Was issued the appropriate ballot for the address at which the person resides.*

4. A provisional ballot must not be counted if the county or city clerk determines that the person who cast the provisional ballot cast the wrong ballot for the address at which the person resides.

**Sec. 13.** 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.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 ~~+~~;

*(f) A link to the system established pursuant to subsection 1 of NRS 293.506;*

*(g) A list of the dates on which registration closes for the next primary election, primary city election, general election, general city election and, if any, special election to be held; and*

*(h) A list of locations at which a person may register to vote in person.*

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. 14.** NRS 293.4689 is hereby amended to read as follows:

293.4689 1. If a county clerk maintains a website on the Internet for information related to elections, the website must contain public information maintained, collected or compiled by the county clerk that relates to elections, which must include, without limitation:

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

(b) The abstract of votes required pursuant to the provisions of NRS 293.388 ~~H~~;

*(c) A link to the system established pursuant to subsection 1 of NRS 293.506;*

*(d) A list of the dates on which registration closes for the next primary election, primary city election, general election, general city election and, if any, special election to be held; and*

*(e) A list of locations at which a person may register to vote.*

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

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

**Sec. 15.** 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;



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(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.

(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.

*(h) The number of persons who have registered to vote in the county or who have updated their voter registration information through services provided by each voter registration agency pursuant to NRS 293.504 and the Department of Motor Vehicles pursuant to NRS 293.524.*

*(i) The number of persons who have attempted to register to vote in the county through services provided by each voter registration agency pursuant to NRS 293.504 and the Department of Motor Vehicles pursuant to NRS 293.524 and who have been determined to not be entitled to vote pursuant to this chapter.*

*(j) The number of persons who submitted to a voter registration agency a form that meets the requirements of 42 U.S.C. § 1973gg-5(a)(6).*

*(k) The number of persons who have submitted applications to register to vote or requests to correct or update registration information through the system established pursuant to subsection 1 of NRS 293.506.*

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.



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

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

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

13 **Sec. 16.** NRS 293.503 is hereby amended to read as follows:

14 293.503 1. The county clerk of each county where a registrar  
15 of voters has not been appointed pursuant to NRS 244.164:

16 (a) Is ex officio county registrar and registrar for all precincts  
17 within the county.

18 (b) Shall have the custody of all books, documents and papers  
19 pertaining to registration provided for in this chapter.

20 2. All books, documents and papers pertaining to registration  
21 are official records of the office of the county clerk.

22 3. The county clerk shall maintain records of any program or  
23 activity that is conducted within the county to ensure the accuracy  
24 and currency of the registrar of voters' register for not less than 2  
25 years after creation. The records must include the names and  
26 addresses of any person to whom a notice is mailed pursuant to NRS  
27 293.5235, 293.530, or 293.535 and whether the person responded to  
28 the notice.

29 4. Any program or activity that is conducted within the county  
30 for the purpose of removing the name of each person who is  
31 ineligible to vote in the county from the registrar of voters' register  
32 must be complete not later than 90 days before the next primary or  
33 general election.

34 5. Except as otherwise provided by ~~subsection 6,~~ *section 6 of*  
35 *this act*, all records maintained by the county clerk pursuant to  
36 subsection 3 must be available for public inspection.

37 ~~{6. Except as otherwise provided in NRS 239.0115, any~~  
38 ~~information relating to where a person registers to vote must remain~~  
39 ~~confidential and is not available for public inspection. Such~~  
40 ~~information may only be used by an election officer for purposes~~  
41 ~~related to voter registration.}~~

42 **Sec. 17.** NRS 293.504 is hereby amended to read as follows:

43 293.504 1. The following offices shall serve as voter  
44 registration agencies:



(a) ~~{Such offices}~~ *Each office that receives money from the State of Nevada to provide public assistance ~~{as are designated by the Secretary of}~~ to persons in this 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;

(f) Recruitment offices of the United States Armed Forces; ~~{and}~~

(g) *Housing authorities created pursuant to chapter 315 of NRS;*

(h) *The Department of Employment, Training and Rehabilitation;*

(i) *Subject to the limitations of subsection 12, the Department of Wildlife;*

(j) *Subject to the limitations of subsection 12, each community college, state college and university within the Nevada System of Higher Education; and*

(k) Such other offices as the Secretary of State deems appropriate. *When determining whether to designate an office as a voter registration agency, the Secretary of State shall consider, without limitation:*

*(1) The likelihood that the office serves a large number of persons eligible to register to vote;*

*(2) The extent to which the office is likely to serve persons who, if the office were not designated as a voter registration agency, would not otherwise register to vote;*

*(3) The accuracy of personal identification information in the records of the office; and*

*(4) Any other factors deemed by the Secretary of State to be reasonably related to the purposes of this section.*

2. Each voter registration agency shall:

(a) ~~{Post}~~ *Except as otherwise provided in subsection 3, post* in a conspicuous place, in at least 12-point type, instructions for registering to vote; *and*

(b) Except as otherwise provided in ~~{subsection 3,}~~ *subsections 9 and 12, distribute applications to register to vote ~~{which may be returned by mail}~~ or, if requested, provide access to an electronic application to register to vote* with any application for services or assistance from the agency or submitted for any other purpose and with each application for recertification, renewal or change of address submitted to the agency that relates to such services, assistance or other purpose. ~~{†}~~





1 ~~—(e)—~~ 3. The Department of Wildlife shall post such  
2 instructions in a conspicuous place in all offices of the  
3 Department at which a person can apply in person for the  
4 issuance or renewal of a hunting or fishing license. Each  
5 community college, state college and university within the Nevada  
6 System of Higher Education shall post such instructions in a  
7 conspicuous place in all offices of the college or university at  
8 which students of the college or university can register in person  
9 for class.

10 4. Except as otherwise provided in subsection 12, each voter  
11 registration agency shall follow the procedures described in  
12 subsections 5 to 11, inclusive, during its interactions with each  
13 person who applies for or receives services or assistance from the  
14 voter registration agency.

15 5. Using language approved by the Secretary of State and  
16 before providing any services or assistance to the person, the voter  
17 registration agency shall notify each person described in  
18 subsection 4:

19 (a) Of the qualifications to vote in this State, as provided by  
20 NRS 293.485;

21 (b) That, at the request of the person, the voter registration  
22 agency will provide to the person an application to register to vote  
23 which may be returned by mail or turned in to the voter  
24 registration agency to be forwarded to the appropriate county  
25 clerk;

26 (c) That, at the request of the person, the voter registration  
27 agency will assist the person in completing a paper or an  
28 electronic application to register to vote;

29 (d) That, at the request of the person, the voter registration  
30 agency will transmit updated voter registration information of the  
31 person to the county clerk for the purpose of correcting the  
32 statewide voter registration list pursuant to NRS 293.530; and

33 (e) Of the provisions of subsection 10.

34 6. If a person requests to submit to the voter registration  
35 agency an application to register to vote, the voter registration  
36 agency shall:

37 (a) Provide the same amount of assistance ~~to an applicant~~ in  
38 completing ~~an~~ the application to register to vote as the voter  
39 registration agency provides to a person completing any other forms  
40 for the voter registration agency; and

41 ~~[(d)]~~ (b) Accept completed applications to register to vote.

42 ~~[(3)]~~ 7. If a person makes a request pursuant to paragraph (c)  
43 of subsection 5, the voter registration agency shall provide the  
44 same amount of assistance in completing a paper or an electronic  
45 application to register to vote as the voter registration agency





1 *provides to a person completing any other forms for the voter*  
2 *registration agency.*

3 *8. If a person makes a request pursuant to a paragraph (d) of*  
4 *subsection 5:*

5 *(a) The voter registration agency shall record the updated*  
6 *voter registration information of the person and shall transmit the*  
7 *information to the county clerk pursuant to a schedule prescribed*  
8 *by the Secretary of State; and*

9 *(b) The county clerk shall use the information to correct the*  
10 *statewide voter registration list pursuant to NRS 293.530.*

11 *9. A voter registration agency is not required to provide an*  
12 *application to register to vote ~~pursuant to paragraph (b) of~~*  
13 *~~subsection 2~~ to a person who applies for or receives services or*  
14 *assistance from the agency or submits an application for any other*  
15 *purpose if the person declines to register to vote and submits to the*  
16 *agency a written form that meets the requirements of 42 U.S.C. §*  
17 *1973gg-5(a)(6). ~~No information~~*

18 *10. Information related to the declination to register to vote*  
19 *~~may~~ or any other information provided pursuant to this section*  
20 *must not be used for any purpose other than voter registration.*

21 ~~14~~ *11. Except as otherwise provided in this subsection and*  
22 *NRS 293.524, any application to register to vote accepted by a voter*  
23 *registration agency must be transmitted to the county clerk not later*  
24 *than 10 days after the application is accepted. The applications must*  
25 *be forwarded daily during the 2 weeks immediately preceding the*  
26 *fifth Sunday preceding an election. The county clerk shall accept*  
27 *any application to register to vote which is obtained from a voter*  
28 *registration agency pursuant to this section and completed by the*  
29 *fifth Sunday preceding an election if the county clerk receives the*  
30 *application not later than 5 days after that date.*

31 ~~15~~ *12. The provisions of subsections 4 to 11, inclusive,*  
32 *apply to:*

33 *(a) The Department of Wildlife only when providing services*  
34 *or assistance to a person applying for the issuance or renewal of a*  
35 *hunting or fishing license; and*

36 *(b) Community Colleges, state colleges and universities of the*  
37 *Nevada System of Higher Education only when providing services*  
38 *or assistance to a person registering for one or more classes at a*  
39 *community college, state college or university.*

40 *13. The Secretary of State shall cooperate with the Secretary of*  
41 *Defense to develop and carry out procedures to enable persons in*  
42 *this State to apply to register to vote at recruitment offices of the*  
43 *United States Armed Forces.*



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

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

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

(b) Display a political preference or party allegiance in a place where it can be seen by an applicant;

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

(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 ~~for~~ ; *or*

*(e) Harass or discriminate against any applicant on the basis:*

*(1) Of information submitted as part of his or her application to register to vote;*

*(2) That the applicant declines to register to vote.*

2. A person who violates any of the provisions of 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. 19.** 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,}~~ *The Secretary of State shall* establish ~~{a}~~ *on the Internet website of the Secretary of State a* system for using a computer to register voters ~~{and to keep records of 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.}~~ *and for providing information relating to voting to residents of this State.*

*2. The system established pursuant to subsection 1:*

*(a) Must allow any person to:*

*(1) Determine whether he or she is listed on the statewide voter registration list;*

*(2) Apply to register to vote pursuant to the provisions of this chapter; and*



1       (3) Determine the location of the polling place assigned to  
2 any given address in this State;

3       (b) Must allow each registered voter to:

4       (1) Review his or her registration information on the  
5 statewide voter registration list;

6       (2) Submit a confidential request to correct or update his or  
7 her registration information on the statewide voter registration  
8 list; and

9       (3) Determine the location of the polling place to which he  
10 or she has been assigned; and

11       (c) Must provide for any document to be sent directly:

12       (1) From a registered voter or an applicant to register to  
13 vote to the appropriate county clerk; or

14       (2) From the applicant to the Secretary of State and  
15 subsequently forwarded to the appropriate county clerk.

16       3. Any electronic signature or a facsimile of a voter's  
17 signature that is created by a computer used to register to vote  
18 pursuant to the system established pursuant to subsection 1 may  
19 be used if a verification or comparison of the signature is required  
20 by any provision of this title.

21       4. If a person attempts to register to vote using the system  
22 established pursuant to subsection 1 after the date on which  
23 registration has closed for an election pursuant to NRS 293.560,  
24 the system must provide for the person to be notified that he or she  
25 is not registered to vote in that election.

26       5. If a person described in section 5 of this act attempts to  
27 preregister to vote using the system established pursuant to  
28 subsection 1, the system must inform the person that he or she will  
29 not be eligible to vote until on and after his or her 18th birthday.

30       6. A county clerk may, with the approval of the board of  
31 county commissioners, establish a system for using a computer to  
32 keep records of registration. Such a system must comply with any  
33 procedures and requirements prescribed by the Secretary of State  
34 pursuant to NRS 293.250.

35       **Sec. 20.** NRS 293.507 is hereby amended to read as follows:

36       293.507 1. The Secretary of State shall prescribe:

37       (a) A standard form for applications to register to vote;

38       (b) A special form for ~~registration to be used in a county where~~  
39 ~~registrations are performed and records of registration are kept~~  
40 ~~applications to register to vote submitted~~ by computer; ~~and~~

41       (c) *An electronic form for applications to register to vote to be*  
42 *used by a person registering to vote at a voter registration agency*  
43 *pursuant to NRS 293.504 or section 3 of this act; and*

44       (d) A standard form for the affidavit described in subsection 5.



2. The county clerks shall provide forms for applications to register to vote to field registrars in the form and number prescribed by the Secretary of State.

3. Each form for an application to register to vote must include a:

(a) Unique control number assigned by the Secretary of State; and

(b) Receipt which:

(1) Includes a space for a person assisting an applicant in completing the form to enter the person's name; and

(2) May be retained by the applicant upon completion of the form.

4. The form for an application to register to vote must include:

(a) A line for use by the applicant to enter:

(1) The number indicated on the applicant's current and valid driver's license issued by the Department of Motor Vehicles, if the applicant has such a driver's license;

(2) The last four digits of the applicant's social security number, if the applicant does not have a driver's license issued by the Department of Motor Vehicles and does have a social security number; or

(3) The number issued to the applicant pursuant to subsection 5, if the applicant does not have a current and valid driver's license issued by the Department of Motor Vehicles or a social security number.

(b) A line on which to enter the address at which the applicant actually resides, as set forth in NRS 293.486.

(c) A notice that the applicant may not list a business as the address required pursuant to paragraph (b) unless the applicant actually resides there.

(d) A line on which to enter an address at which the applicant may receive mail, including, without limitation, a post office box or general delivery.

5. If an applicant does not have the identification set forth in subparagraph (1) or (2) of paragraph (a) of subsection 4, the applicant shall sign an affidavit stating that he or she does not have a current and valid driver's license issued by the Department of Motor Vehicles or a social security number. Upon receipt of the affidavit, the county clerk shall issue an identification number to the applicant which must be the same number as the unique identifier assigned to the applicant for purposes of the statewide voter registration list.

6. The Secretary of State shall adopt regulations to carry out the provisions of subsections 3, 4 and 5.



\* S B 3 7 5 \*

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

2     293.510 1. ~~In counties where computers are not used to~~  
3 ~~register voters, the~~ *Each* county clerk shall:

4     (a) *Segregate the electronic applications to register to vote*  
5 *completed pursuant to subsection 6 of NRS 293.504 and the*  
6 *applications to register to vote submitted by computer pursuant to*  
7 *NRS 293.506 in a computer file according to the precinct or*  
8 *district in which the registered voters reside; and*

9     (b) Segregate *all other* original applications to register to vote  
10 according to the precinct in which the registered voters reside and  
11 arrange the applications in each precinct or district in alphabetical  
12 order.

13     2. The applications for each precinct or district must be kept in  
14 a separate binder which is marked with the number of the precinct  
15 or district. This binder constitutes the election board register.

16     ~~{(b) Arrange}~~

17     3. *The county clerk shall arrange* the duplicate applications of  
18 registration in alphabetical order for the entire county and keep them  
19 in binders or a suitable file which constitutes the registrar of voters'  
20 register.

21     ~~{2. In any county where a computer is used to register voters,~~  
22 ~~the county clerk shall:~~

23     ~~—(a) Arrange the original applications to register to vote for the~~  
24 ~~entire county in a manner in which an original application may be~~  
25 ~~quickly located. These original applications constitute the registrar~~  
26 ~~of voters' register.~~

27     ~~—(b) Segregate the applications to register to vote in a computer~~  
28 ~~file according to the precinct or district in which the registered~~  
29 ~~voters reside, and for each precinct or district have printed a~~  
30 ~~computer listing which contains the applications to register to vote~~  
31 ~~in alphabetical order. These listings of applications to register to~~  
32 ~~vote must be placed in separate binders which are marked with the~~  
33 ~~number of the precinct or district. These binders constitute the~~  
34 ~~election board registers.}~~

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

36     293.517 1. Any elector residing within the county may  
37 register to vote:

38     (a) Except as otherwise provided in NRS 293.560 and  
39 293C.527, by appearing before the county clerk, a field registrar or a  
40 voter registration agency, completing the application to register to  
41 vote, giving true and satisfactory answers to all questions relevant to  
42 his or her identity and right to vote, and providing proof of residence  
43 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 **293.504 or** 293.524 or chapter 293D of NRS;

(d) At his or her residence with the assistance of a field registrar pursuant to NRS 293.5237; 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. ***An electronic signature affixed to an application to register by computer satisfies the requirements of this subsection.***

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;

(d) At any voter registration agency; 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



1 deemed to be registered upon the completion of an application to  
2 register to vote.

3 6. After the county clerk determines that the application to  
4 register to vote of a person is complete and that, except as otherwise  
5 provided in NRS 293D.210, the person is eligible to vote pursuant  
6 to NRS 293.485, the county clerk shall issue a voter registration  
7 card to the voter which contains:

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

10 (b) The date of issuance; and

11 (c) The signature of the county clerk.

12 7. If an elector submits an application to register to vote or an  
13 affidavit described in paragraph (c) of subsection 1 of NRS 293.507  
14 that contains any handwritten additions, erasures or interlineations,  
15 the county clerk may object to the application to register to vote if  
16 the county clerk believes that because of such handwritten additions,  
17 erasures or interlineations, the application to register to vote of the  
18 elector is incomplete or that, except as otherwise provided in NRS  
19 293D.210, the elector is not eligible to vote pursuant to NRS  
20 293.485. If the county clerk objects pursuant to this subsection, he  
21 or she shall immediately notify the elector and the district attorney  
22 of the county. Not later than 5 business days after the district  
23 attorney receives such notification, the district attorney shall advise  
24 the county clerk as to whether:

25 (a) The application to register to vote of the elector is complete  
26 and, except as otherwise provided in NRS 293D.210, the elector is  
27 eligible to vote pursuant to NRS 293.485; and

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

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

34 **Sec. 23.** NRS 293.5235 is hereby amended to read as follows:

35 293.5235 1. Except as otherwise provided in NRS 293.502  
36 and chapter 293D of NRS, a person may register to vote by mailing  
37 an application to register to vote to the county clerk of the county in  
38 which the person resides or may register to vote by computer. ~~†if~~  
39 ~~the county clerk has established a system pursuant to NRS 293.506~~  
40 ~~for using a computer to register to vote.†~~ The county clerk shall,  
41 upon request, mail an application to register to vote to an applicant.  
42 The county clerk shall make the applications available at various  
43 public places in the county. An application to register to vote may  
44 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:

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



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(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~~ by computer ~~to register to vote.~~ in this State.

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

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

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

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

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

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

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

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

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

13. A person who, by mail, registers to vote pursuant to this section may be assisted in completing the application to register to vote by any other person. The application must include the mailing address and signature of the person who assisted the applicant. The



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1 failure to provide the information required by this subsection will  
2 not result in the application being deemed incomplete.

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

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

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

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

14 **Sec. 24.** NRS 293.524 is hereby amended to read as follows:

15 293.524 1. The Department of Motor Vehicles shall  
16 ~~provide~~ :

17 (a) *Provide* an application to register to vote to each person who  
18 applies for the issuance or renewal of any type of driver's license or  
19 identification card issued by the Department ~~+~~ ; and

20 (b) *Post in a conspicuous place in all offices of the*  
21 *Department, in at least 12-point type, instructions for registering*  
22 *to vote.*

23 2. The county clerk shall use the applications to register to vote  
24 which are signed and completed pursuant to subsection 1 to register  
25 applicants to vote or to correct information in the registrar of voters'  
26 register. An application that is not signed must not be used to  
27 register or correct the registration of the applicant.

28 3. For the purposes of this section, each employee specifically  
29 authorized to do so by the Director of the Department may oversee  
30 the completion of an application. The authorized employee shall  
31 *provide the same amount of assistance in completing an*  
32 *application as the employee provides to a person completing any*  
33 *other form for the Department*, check the application for  
34 completeness and verify the information required by the application.  
35 Each application must include a duplicate copy or receipt to be  
36 retained by the applicant upon completion of the form. The  
37 Department shall, except as otherwise provided in this subsection,  
38 forward each application on a weekly basis to the county clerk or, if  
39 applicable, to the registrar of voters of the county in which the  
40 applicant resides. The applications must be forwarded daily during  
41 the 2 weeks immediately preceding the fifth Sunday preceding an  
42 election.

43 4. *The Department is not required to provide an application*  
44 *to register to vote pursuant to subsection 1 to a person if the*  
45 *person declines to register to vote and submits to the agency a*



*written form that meets the requirements of 42 U.S.C. § 1973gg-5(a)(6). Information related to the declination to register to vote must not be used for any purpose other than voter registration.*

5. The county clerk shall accept any application to register to vote which is obtained from the Department of Motor Vehicles pursuant to this section and completed by the fifth Sunday preceding an election if the county clerk receives the application not later than 5 days after that date. Upon receipt of an application, the county clerk or field registrar of voters shall determine whether the application is complete. If the county clerk or field registrar of voters determines that the application is complete, he or she shall notify the applicant and the applicant shall be deemed to be registered as of the date of the submission of the application. If the county clerk or field registrar of voters determines that the application is not complete, he or she shall notify the applicant of the additional information required. The applicant shall be deemed to be registered as of the date of the initial submission of the application if the additional information is provided within 15 days after the notice for the additional information is mailed. If the applicant has not provided the additional information within 15 days after the notice for the additional information is mailed, the incomplete application is void. Any notification required by this subsection must be given by mail at the mailing address on the application not more than 7 working days after the determination is made concerning whether the application is complete.

~~15-1~~ 6. The county clerk shall use any form submitted to the Department to correct information on a driver's license or identification card to correct information in the registrar of voters' register, unless the person indicates on the form that the correction is not to be used for the purposes of voter registration. The Department shall forward each such form to the county clerk or, if applicable, to the registrar of voters of the county in which the person resides in the same manner provided by subsection 3 for applications to register to vote.

~~16-1~~ 7. Upon receipt of a form to correct information, the county clerk shall compare the information to that contained in the registrar of voters' register. If the person is a registered voter, the county clerk shall correct the information to reflect any changes indicated on the form. After making any changes, the county clerk shall notify the person by mail that the records have been corrected.

~~17-1~~ 8. The Secretary of State shall, with the approval of the Director, adopt regulations to:



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(a) Establish any procedure necessary to provide an elector who applies to register to vote pursuant to this section the opportunity to do so;

(b) Prescribe the contents of any forms or applications which the Department is required to distribute pursuant to this section; and

(c) Provide for the transfer of the completed applications of registration from the Department to the appropriate county clerk for inclusion in the election board registers and registrar of voters' register.

**Sec. 25.** NRS 293.525 is hereby amended to read as follows:

293.525 1. Any elector who is presently registered and has changed residence *within the State* after the last preceding general election and who fails to return or never receives a postcard mailed pursuant to NRS 293.5235, 293.530 or 293.535 ~~who moved:~~

~~—(a) From one precinct to another or from one congressional district to another within the same county must be allowed to vote in the precinct where the elector previously resided after providing an oral or written affirmation before an election board officer attesting to his or her new address.~~

~~—(b) Within the same precinct~~ must be allowed to vote after providing an oral or written affirmation ~~before an election board officer~~ attesting to his or her new address ~~at the precinct or the office of the county clerk in the county where the elector resides.~~

2. If an elector alleges that the records in the registrar of voters' register or the election board register incorrectly indicate that the elector has changed residence, the elector must be permitted to vote after providing an oral or written affirmation before an election board officer attesting that he or she continues to reside at the same address.

3. ~~If an elector refuses to provide an oral or written affirmation attesting to his or her address as required by this section, the elector may only vote at the special polling place in the county in the manner set forth in NRS 293.304.~~

~~4.~~ The county clerk shall use any information regarding the current address of an elector obtained pursuant to this section to correct information in the registrar of voters' register and the election board register.

**Sec. 26.** NRS 293.530 is hereby amended to read as follows:

293.530 Except as otherwise provided in NRS 293.541:

1. County clerks may use any reliable and reasonable means available to correct the portions of the statewide voter registration list which are relevant to the county clerks and to determine whether a registered voter's current residence is other than that indicated on the voter's application to register to vote.



2. A county clerk may, with the consent of the board of county commissioners, make investigations of registration in the county by census, by house-to-house canvass or by any other method.

3. A county clerk shall cancel the registration of a voter pursuant to this section if:

(a) The county clerk mails a written notice to the voter which the United States Postal Service is required to forward;

(b) The county clerk mails a return postcard with the notice which has a place for the voter to write his or her new address, is addressed to the county clerk and has postage guaranteed;

(c) The voter does not respond; and

(d) The voter does not appear to vote in an election before the polls have closed in the second general election following the date of the notice.

4. For the purposes of this section, the date of the notice is deemed to be 3 days after it is mailed.

5. The county clerk shall maintain records of:

(a) Any notice mailed pursuant to subsection 3;

(b) Any response to such notice; and

(c) Whether a person to whom a notice is mailed appears to vote in an election,

↳ for not less than 2 years after creation.

6. The county clerk shall use any postcards which are returned to correct the portions of the statewide voter registration list which are relevant to the county clerk.

7. If a voter fails to return the postcard mailed pursuant to subsection 3 within 30 days, the county clerk shall designate the voter as inactive on the voter's application to register to vote.

8. The Secretary of State shall adopt regulations to prescribe the method for maintaining a list of voters who have been designated as inactive pursuant to subsection 7.

**9. If:**

*(a) The name of a voter is added to the statewide voter registration list after the voter completes an electronic application pursuant to NRS 293.504; or*

*(b) The registration information of a voter whose name is on the statewide voter registration list is updated after the voter provides updated information to a voter registration agency pursuant to NRS 293.504,*

*↳ the county clerk shall provide written notice of the addition or change to the voter not later than 2 business days after the addition or change is made. Except as otherwise provided in this subsection, the notice must be mailed to the current residence of the voter. The county clerk may send the notice by electronic mail if the voter confirms the validity of the electronic mail*



*address to which the notice will be sent by responding to a confirmation inquiry sent to that electronic mail address. Such a confirmation inquiry must be sent for each notice sent pursuant to this section.*

**Sec. 27.** NRS 293.5303 is hereby amended to read as follows:

293.5303 In addition to the methods described in NRS 293.530, the county clerk in each county may enter into an agreement with ~~the~~:

*1. The United States Postal Service or any person authorized by it to obtain the data compiled by the United States Postal Service concerning changes of addresses of its postal patrons ; or*

*2. Any office designated as a voter registration agency pursuant to NRS 293.504, or any federal agency with which the Secretary of State has entered into an agreement pursuant to section 4 of this act, to obtain any data compiled by the office or federal agency concerning changes of addresses of persons to whom the office or federal agency provides services or assistance,*

↪ for use by the county clerk to correct the portions of the statewide voter registration list relevant to the county clerk.

**Sec. 28.** NRS 293.5307 is hereby amended to read as follows:

293.5307 ~~HH~~

*1. Subject to the provisions of subsection 3, if a county clerk enters into an agreement pursuant to NRS 293.5303, the county clerk shall review each notice of a change of address filed with the United States Postal Service by a resident of the county and any data on residents of the county provided by a federal agency pursuant to subsection 2 of NRS 293.5303 and identify each resident who is a registered voter and has moved to a new address.*

*2. A county clerk may review the address listed on each affirmation provided with a provisional ballot pursuant to NRS 293.3082 and identify each resident of the county who cast a provisional ballot, is a registered voter and has moved to a new address.*

*3. Before removing or correcting information in the statewide voter registration list, the county clerk shall mail a notice to each such registered voter and follow the procedures set forth in NRS 293.530.*

**Sec. 29.** NRS 293.800 is hereby amended to read as follows:

293.800 1. A person who, for himself, herself or another person, willfully gives a false answer or answers to questions propounded to the person by the registrar or field registrar of voters relating to the information called for by the application to register to vote, or who willfully falsifies the application in any particular, or who violates any of the provisions of the election laws of this State



1 or knowingly encourages another person to violate those laws is  
2 guilty of a category E felony and shall be punished as provided in  
3 NRS 193.130.

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

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

12 4. A person who causes or endeavors to cause his or her name  
13 to be registered, knowing that he or she is not an elector or will not  
14 be an elector on or before the day of the next ensuing election in the  
15 precinct or district in which he or she causes or endeavors to cause  
16 the registration to be made, and any other person who induces, aids  
17 or abets the person in the commission of either of the acts is guilty  
18 of a category E felony and shall be punished as provided in NRS  
19 193.130. *The provisions of this subsection do not apply to a person*  
20 *who preregisters to vote pursuant to section 5 of this act.*

21 5. A field registrar or other person who provides to an elector  
22 an application to register to vote and who:

23 (a) Knowingly falsifies the application or knowingly causes an  
24 application to be falsified;

25 (b) Knowingly provides money or other compensation to  
26 another for a falsified application; or

27 (c) Intentionally fails to submit to the county clerk a completed  
28 application,

29 is guilty of a category E felony and shall be punished as provided  
30 in NRS 193.130.

31 *6. No person may be held liable for a fraudulent or false*  
32 *claim to citizenship for any information that is included in an*  
33 *application to register to vote.*

34 **Sec. 30.** NRS 293.1273 is hereby repealed.

35 **Sec. 31.** This act becomes effective:

36 1. Upon passage and approval for the purposes of adopting  
37 regulations and performing any other administrative tasks that are  
38 necessary to carry out the provisions of this act; and

39 2. On June 1, 2014, for all other purposes.



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TEXT OF REPEALED SECTION

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**293.1273 Facsimile of signature created by computer to verify or compare signature.** In any county where registrations are performed and records are kept by computer, a facsimile of a voter's signature that is created by a computer may be used if a verification or comparison of the signature is required by any provision of this title.

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