

Amendment No. 676

Senate Amendment to Assembly Bill No. 94 First Reprint	(BDR 24-518)
Proposed by: Senate Committee on Legislative Operations and Elections	
Amends: Summary: No Title: Yes 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) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

KCP



Date: 5/11/2015

A.B. No. 94—Authorizes election officials to establish systems for registered voters to elect to receive sample ballots by electronic means.
(BDR 24-518)



ASSEMBLY BILL NO. 94--ASSEMBLYMAN HANSEN

PREFILED JANUARY 30, 2015

Referred to Committee on Legislative Operations and Elections

SUMMARY—Authorizes election officials to establish systems for registered voters to elect to receive sample ballots by electronic means. (BDR 24-518)

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; authorizing election officials to establish systems for registered voters to elect to receive sample ballots by electronic means; ~~following~~ clarifying provisions governing the confidentiality of certain information relating to registered voters; protecting the confidentiality of electronic mail addresses provided by registered voters ~~who participate in such systems to elect to have their electronic mail addresses withheld from the public;~~ to election officials; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires each county and city clerk to mail a sample ballot to each registered voter in the applicable county or city. (NRS 293.565, 293C.530) **Sections 2 and 4** of this bill authorize each county and city clerk to establish a system to distribute a sample ballot by electronic means to each registered voter who elects to receive sample ballots in that manner. Such a system ~~must be approved by the Secretary of State and~~ may include, without limitation, electronic mail or electronic access through an Internet website.

Existing law provides that certain information relating to a registered voter is confidential and that a registered voter may submit a written request to the county clerk to have his or her address and telephone number withheld from the public. (NRS 293.558) **Section 1.7** of this bill ~~allows~~ clarifies that the following information relating to a registered voter is confidential: (1) the address and telephone number of the registered voter if requested by the registered voter; (2) an electronic mail address provided by the registered voter to carry out any state or federal law relating to the voting process, including an electronic mail address provided by a registered voter who participates in a system to distribute sample ballots by electronic means ~~to elect to have his or her electronic mail address;~~ ;(3) the social security number and driver's license or identification card number of the registered voter; and (4) any other information relating to the registered voter that any state or federal law declares to be confidential or otherwise requires to be withheld from the public.

Sections 1, ~~1.2, 1.5, 2, 3.5~~ 3 and 5-10 of this bill make conforming changes.

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

Section 1. NRS 293.097 is hereby amended to read as follows:

293.097 1. "Sample ballot" means a document distributed by a county or city clerk upon which is ~~printed~~ *included* a list of the offices, candidates and ballot questions that will appear on a ballot.

2. The term includes , *without limitation*, any such document which is ~~printed by~~ *prepared on* a computer ~~and distributed by mail or electronic means pursuant to NRS 293.565 or 293C.530.~~

Sec. 1.3. ~~NRS 293.301 is hereby amended to read as follows:~~

~~293.301 1. The county clerk of each county shall require an election board officer to post an alphabetical listing of all registered voters for each precinct in a public area of each polling place in the county. Except as otherwise provided in NRS 293.5002 and 293.558, the alphabetical listing must include the name, address and political affiliation of each voter [.] and the electronic mail address of the voter if provided by the voter pursuant to NRS 293.565 or 293C.530. Not less than four times during the hours in which the polling place is open, an election board officer shall identify the name of each voter that voted since the last identification.~~

~~2. Each page of the alphabetical listing must contain a notice which reads substantially as follows:~~

~~It is unlawful for any person to remove, tear, mark or otherwise deface this alphabetical listing of registered voters except an election board officer acting pursuant to subsection 1 of NRS 293.301.~~

~~3. Any person who removes, tears, marks or otherwise defaces an alphabetical listing posted pursuant to this section with the intent to falsify or prevent others from readily ascertaining the name, address , *electronic mail address* or political affiliation of any voter, or the fact that a voter has or has not voted, is guilty of a misdemeanor.] (Deleted by amendment.)~~

Sec. 1.5. ~~NRS 293.440 is hereby amended to read as follows:~~

~~293.440 1. Any person who desires a copy of any list of the persons who are registered to vote in any precinct, district or county may obtain a copy by applying at the office of the county clerk and paying therefor a sum of money equal to 1 cent per name on the list, except that one copy of each original and supplemental list for each precinct, district or county must be provided both to the state central committee of any major political party and to the county central committee of any major political party, and to the executive committee of any minor political party upon request, without charge.~~

~~2. Except as otherwise provided in NRS 293.5002 and 293.558, the copy of the list provided pursuant to this section must indicate the address, date of birth, telephone number and the serial number on each application to register to vote [.] and the electronic mail address of the voter if provided by the voter pursuant to NRS 293.565 or 293C.530. If the county maintains this information in a computer database, the date of the most recent addition or revision to an entry, if made on or after July 1, 1989, must be included in the database and on any resulting list of the information. The date must be expressed numerically in the order of month, day and year.~~

~~3. A county may not pay more than 10 cents per folio or more than \$6 per thousand copies for printed lists for a precinct or district.~~

~~4. A county which has a system of computers capable of recording information on magnetic tape or diskette shall, upon request of the state central committee or county central committee of any major political party or the executive committee of any minor political party which has filed a certificate of existence with the Secretary of State, record for both the state central committee and the county central committee of the major political party, if requested, and for the executive committee of the minor political party, if requested, on magnetic tape or diskette supplied by it:~~

~~(a) The list of persons who are registered to vote and the information required in subsection 2; and~~

~~(b) Not more than four times per year, as requested by the state or county central committee or the executive committee:~~

~~(1) A complete list of the persons who are registered to vote with a notation for the most recent entry of the date on which the entry or the latest change in the information was made; or~~

~~(2) A list that includes additions and revisions made to the list of persons who are registered to vote after a date specified by the state or county central committee or the executive committee.~~

~~5. If a political party does not provide its own magnetic tape or diskette, or if a political party requests the list in any other form that does not require printing, the county clerk may charge a fee to cover the actual cost of providing the tape, diskette or list.~~

~~6. Any state or county central committee of a major political party, any executive committee of a minor political party or any member or representative of such a central committee or executive committee who receives without charge a list of the persons who are registered to vote in any precinct, district or county pursuant to this section shall not:~~

~~(a) Use the list for any purpose that is not related to an election; or~~

~~(b) Sell the list for compensation or other valuable consideration.] (Deleted by amendment.)~~

Sec. 1.7. NRS 293.558 is hereby amended to read as follows:

293.558 1. The county *or city* clerk shall disclose the identification number of a registered voter to the public, including, without limitation:

(a) In response to an inquiry received by the county *or city* clerk; or

(b) By inclusion of the identification number of the registered voter on any list of registered voters made available for public inspection pursuant to NRS 293.301, 293.440, 293.557, 293C.290 or 293C.542.

2. The county *or city* clerk shall not disclose ~~that~~ :

(a) The social security number or the driver's license or identification card number of a registered voter ~~+~~, and such a number is confidential and is not a public book or record within the meaning of NRS 239.010.

(b) An electronic mail address provided by a registered voter to carry out any state or federal law relating to the voting process, and such an electronic mail address is confidential and is not a public book or record within the meaning of NRS 239.010. The county or city clerk may not release a registered voter's electronic mail address to a third party and may use such an electronic mail address only to:

(1) Communicate with the registered voter about the voting process, including, without limitation, as necessary to carry out the provisions of chapter 293D of NRS; and

(2) Distribute a sample ballot to the registered voter by electronic means if the county or city clerk has established a system for distributing sample ballots

by electronic means pursuant to NRS 293.565 or 293C.530 and the registered voter elects to receive a sample ballot by electronic means.

3. A registered voter may submit a written request to the county or city clerk to have his or her address and ~~withheld from the public the registered voter's address,~~ telephone number withheld from the public, ~~for electronic mail address if provided by the registered voter pursuant to NRS 293.565 or 293C.530.~~ Upon receipt of such a request, the county or city clerk shall not disclose the address or telephone number ~~for electronic mail address,~~ of the registered voter to the public, including, without limitation:

(a) In response to an inquiry received by the county or city clerk; or
(b) By inclusion on any list of registered voters made available for public inspection pursuant to NRS 293.301, 293.440, 293.557, 293C.290 or 293C.542.

4. No information relating to a registered voter may be withheld from the public other than ~~the~~ :

(a) The address ~~or~~ and telephone number ~~or~~ of the registered voter if requested by the registered voter pursuant to this section;

(b) An electronic mail address ~~or~~ provided by the registered voter to carry out any state or federal law relating to the voting process;

(c) The social security number and driver's license or identification card number of ~~the~~ the registered voter ~~may~~ ; and

(d) Any other information relating to the registered voter that any state or federal law declares to be confidential or otherwise requires to be withheld from the public.

Sec. 2. NRS 293.565 is hereby amended to read as follows:

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

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

(b) The fiscal note or description of anticipated financial effect, as provided pursuant to NRS 218D.810, 293.250, 293.481, 295.015, 295.095 or 295.230 for each proposed constitutional amendment, statewide measure, measure to be voted upon only by a special district or political subdivision and advisory question;

(c) An explanation, as provided pursuant to NRS 218D.810, 293.250, 293.481, 295.121 or 295.230, of each proposed constitutional amendment, statewide measure, measure to be voted upon only by a special district or political subdivision and advisory question;

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

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

2. If, pursuant to the provisions of NRS 293.2565, the word "Incumbent" must appear on the ballot next to the name of the candidate who is the incumbent, the word "Incumbent" must appear on the sample ballot next to the name of the candidate who is the incumbent.

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

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

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

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

4. A county clerk may establish a system for distributing sample ballots by electronic means to each registered voter who elects to receive a sample ballot by electronic means. Such a system ~~must be approved by the Secretary of State and~~ may include, without limitation, electronic mail or electronic access through an Internet website. If a county clerk establishes such a system and a registered voter elects to receive a sample ballot by electronic means, the county clerk shall ~~+~~

~~(a) Distribute~~ distribute the sample ballot to the registered voter by electronic means pursuant to the procedures and requirements set forth by regulations adopted by the Secretary of State. ~~+~~ and

~~(b) If the system requires the registered voter to provide an electronic mail address to the county clerk, inform the registered voter that his or her electronic mail address will be available to the public unless the registered voter submits a written request to have his or her electronic mail address withheld from the public pursuant to NRS 293.558.~~

5. If a registered voter does not elect to receive a sample ballot by electronic means pursuant to subsection 4, the county clerk shall distribute the sample ballot to the registered voter by mail.

6. Before the period for early voting for any election begins, the county clerk shall ~~cause to be mailed~~ distribute to each registered voter in the county ~~+~~ by mail or electronic means, as applicable, the sample ballot for his or her precinct, with a notice informing the voter of the location of his or her polling place. If the location of the polling place has changed since the last election:

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

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

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

~~+~~ 7. Except as otherwise provided in subsection ~~+~~ 8, a sample ballot required to be ~~mailed~~ distributed pursuant to this section must:

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

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

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

~~+~~ 8. A portion of a sample ballot that contains a facsimile of the display area of a voting device may include material in less than 12-point type to the extent necessary to make the facsimile fit on the pages of the sample ballot.

~~+~~ 9. The sample ballot ~~mailed~~ distributed to a person who requests a sample ballot in large type by exercising the option provided pursuant to NRS 293.508, or in any other manner, must be ~~printed~~ prepared in at least 14-point type, or larger when practicable.

~~+~~ 10. If a person requests a sample ballot in large type, the county clerk shall ensure that all future sample ballots ~~mailed~~ distributed to that person from the county are in large type.

~~+~~ 11. The county clerk shall include in each sample ballot a statement indicating that the county clerk will, upon request of a voter who is elderly or disabled, make reasonable accommodations to allow the voter to vote at his or her

polling place and provide reasonable assistance to the voter in casting his or her vote, including, without limitation, providing appropriate materials to assist the voter. In addition, if the county clerk has provided pursuant to subsection 4 of NRS 293.2955 for the placement at centralized voting locations of specially equipped voting devices for use by voters who are elderly or disabled, the county clerk shall include in the sample ballot a statement indicating:

(a) The addresses of such centralized voting locations;

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

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

~~10-1~~ 12. The cost of ~~mailing~~ *distributing* sample ballots for any election other than a primary or general election must be borne by the political subdivision holding the election.

Sec. 3. NRS 293.780 is hereby amended to read as follows:

293.780 1. A person who is entitled to vote shall not vote or attempt to vote more than once at the same election. Any person who votes or attempts to vote twice at the same election is guilty of a category D felony and shall be punished as provided in NRS 193.130.

2. Notice of the provisions of subsection 1 must be given by the county or city clerk as follows:

(a) ~~Printed~~ *Stated* on all sample ballots ~~mailed;~~ *distributed by mail or electronic means;*

(b) Posted in boldface type at each polling place; and

(c) Posted in boldface type at the office of the county or city clerk.

Sec. 3.5. ~~NRS 293C.290 is hereby amended to read as follows:~~

~~293C.290 1. The city clerk shall require an election board officer to post an alphabetical listing of all registered voters for each precinct in a public area of each polling place in the city. Except as otherwise provided in NRS 293.5002 and 293.558, the alphabetical listing must include the name and address of each voter [.] and the electronic mail address of the voter if provided by the voter pursuant to NRS 293C.530. Not less than four times during the hours in which the polling place is open, an election board officer shall identify the name of each voter who voted since the last identification.~~

~~2. Each page of the alphabetical listing must contain a notice which reads substantially as follows:~~

~~It is unlawful for any person to remove, tear, mark or otherwise deface this alphabetical listing of registered voters except an election board officer acting pursuant to NRS 293C.290.~~

~~3. Any person who removes, tears, marks or otherwise defaces an alphabetical listing posted pursuant to this section with the intent to falsify or prevent others from readily ascertaining the name, [or] address or electronic mail address of any voter, or the fact that a voter has or has not voted, is guilty of a misdemeanor. (Deleted by amendment.)~~

Sec. 4. NRS 293C.530 is hereby amended to read as follows:

293C.530 1. *A city clerk may establish a system for distributing sample ballots by electronic means to each registered voter who elects to receive a sample ballot by electronic means. Such a system must be approved by the Secretary of State and may include, without limitation, electronic mail or electronic access through an Internet website. If a city clerk establishes such a system and a*

1 registered voter elects to receive a sample ballot by electronic means, the city
2 clerk shall ~~+~~

3 ~~— (a) Distribute~~ **distribute** the sample ballot to the registered voter by
4 electronic means pursuant to the procedures and requirements set forth by
5 regulations adopted by the Secretary of State. ~~+~~ and

6 ~~— (b) If the system requires the registered voter to provide an electronic mail
7 address to the city clerk, inform the registered voter that his or her electronic mail
8 address will be available to the public unless the registered voter submits a
9 written request to have his or her electronic mail address withheld from the
10 public pursuant to NRS 293.558.~~

11 2. If a registered voter does not elect to receive a sample ballot by electronic
12 means pursuant to subsection 1, the city clerk shall distribute the sample ballot to
13 the registered voter by mail.

14 3. Before the period for early voting for any election begins, the city clerk
15 shall ~~cause to be mailed~~ **distribute** to each registered voter in the city ~~+~~ **by mail**
16 **or electronic means, as applicable, the** sample ballot for his or her precinct, with a
17 notice informing the voter of the location of his or her polling place. If the location
18 of the polling place has changed since the last election:

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

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

23
24 NOTICE: THE LOCATION OF YOUR POLLING PLACE
25 HAS CHANGED SINCE THE LAST ELECTION
26

27 ~~+~~ 4. Except as otherwise provided in subsection ~~4.4~~ 6, a sample ballot
28 required to be ~~mailed~~ **distributed** pursuant to this section must:

29 (a) Be ~~printed~~ **prepared** in at least 12-point type;

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

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

35
36 NOTICE: TO RECEIVE A SAMPLE BALLOT IN
37 LARGE TYPE, CALL (Insert appropriate telephone number)
38

39 ~~+~~ 5. The word “Incumbent” must appear on the sample ballot next to the
40 name of the candidate who is the incumbent, if required pursuant to NRS 293.2565.

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

44 ~~+~~ 7. The sample ballot ~~mailed~~ **distributed** to a person who requests a
45 sample ballot in large type by exercising the option provided pursuant to NRS
46 293.508, or in any other manner, must be ~~printed~~ **prepared** in at least 14-point
47 type, or larger when practicable.

48 ~~+~~ 8. If a person requests a sample ballot in large type, the city clerk shall
49 ensure that all future sample ballots ~~mailed~~ **distributed** to that person from the city
50 are in large type.

51 ~~+~~ 9. The city clerk shall include in each sample ballot a statement
52 indicating that the city clerk will, upon request of a voter who is elderly or disabled,
53 make reasonable accommodations to allow the voter to vote at his or her polling

place and provide reasonable assistance to the voter in casting his or her vote, including, without limitation, providing appropriate materials to assist the voter. In addition, if the city clerk has provided pursuant to subsection 4 of NRS 293C.281 for the placement at centralized voting locations of specially equipped voting devices for use by voters who are elderly or disabled, the city clerk shall include in the sample ballot a statement indicating:

(a) The addresses of such centralized voting locations;

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

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

~~18-1~~ 10. The cost of ~~mailing~~ distributing sample ballots for a city election must be borne by the city holding the election.

Sec. 5. NRS 244A.785 is hereby amended to read as follows:

244A.785 1. The board of county commissioners of a county whose population is 700,000 or more may, by ordinance, create one or more districts within the unincorporated area of the county for the support of public parks. Such a district may include territory within the boundary of an incorporated city if so provided by interlocal agreement between the county and the city.

2. The ordinance creating a district must specify its boundaries. The area included within the district may be contiguous or noncontiguous. The boundaries set by the ordinance are not affected by later annexations to or incorporation of a city.

3. The alteration of the boundaries of such a district may be initiated by:

(a) A petition proposed unanimously by the owners of the property which is located in the proposed area which was not previously included in the district; or

(b) A resolution adopted by the board of county commissioners on its own motion.

➤ If the board of county commissioners proposes on its own motion to alter the boundaries of a district for the support of public parks, it shall, at the next primary or general election, submit to the registered voters who reside in the proposed area which was not previously included in the district, the question of whether the boundaries of the district shall be altered. If a majority of the voters approve the question, the board shall, by ordinance, alter the boundaries of the district as approved by the voters.

4. The sample ballot required to be ~~mailed~~ distributed pursuant to NRS 293.565 must include for the question described in subsection 3, a disclosure of any future increase or decrease in costs which may be reasonably anticipated in relation to the purposes of the district for the support of public parks and its probable effect on the district's tax rate.

Sec. 6. NRS 266.0325 is hereby amended to read as follows:

266.0325 1. At least 10 days before an election held pursuant to NRS 266.029, the county clerk or registrar of voters shall ~~cause to be mailed~~ distribute to each qualified elector *by mail or electronic means, as applicable*, a sample ballot for the elector's precinct with a notice informing the elector of the location of the polling place for that precinct. *A sample ballot may be distributed by electronic means to an elector only if the county clerk has established a system for distributing sample ballots by electronic means pursuant to NRS 293.565 and the elector elects to receive a sample ballot by electronic means.*

2. The sample ballot must:

(a) Be in the form required by NRS 266.032.

(b) Include the information required by NRS 266.032.

(c) Except as otherwise provided in subsection 3, be ~~printed~~ *prepared* in at least 12-point type.

(d) Describe the area proposed to be incorporated by assessor's parcel maps, existing boundaries of subdivision or parcel maps, identifying visible ground features, extensions of the visible ground features, or by any boundary that coincides with the official boundary of the State, a county, a city, a township, a section or any combination thereof.

(e) Contain a copy of the map or plat that was submitted with the petition pursuant to NRS 266.019 and depicts the existing dedicated streets, sewer interceptors and outfalls and their proposed extensions.

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

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

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

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

5. If a person requests a sample ballot in large type, the county clerk shall ensure that all future sample ballots ~~mailed~~ *distributed* to that person from the county are in large type.

Sec. 7. NRS 266.034 is hereby amended to read as follows:

266.034 1. The costs incurred by the board of county commissioners in carrying out the provisions relating to the incorporation, including the costs incurred in certifying the petition, publishing the notices, requesting the report pursuant to NRS 266.0261, conducting the public hearing and election, including the cost of ~~mailing~~ *distributing* the sample ballots, and any appeal pursuant to NRS 266.0265 are a charge against the county if the proposed incorporation is not submitted to the voters or the incorporation is disapproved by the voters, and a charge against the incorporated city if the incorporation is approved by the voters.

2. The costs incurred by the incorporators in carrying out the provisions relating to the incorporation, including the costs incurred in preparation of the petition for incorporation, preparation of the descriptions and map of the area proposed to be incorporated and circulation of the petition are chargeable to the incorporated city if the incorporation is approved by the voters.

Sec. 8. NRS 349.015 is hereby amended to read as follows:

349.015 1. Except as otherwise provided in subsection 3, the sample ballot required to be ~~mailed~~ *distributed* pursuant to NRS 293.565 or 293C.530, and the notice of election must contain:

(a) The time and places of holding the election.

(b) The hours during the day in which the polls will be open, which must be the same as provided for general elections.

(c) The purposes for which the bonds are to be issued.

(d) A disclosure of any:

(1) Future increase or decrease in costs which can reasonably be anticipated in relation to the purposes for which the obligations are to be issued and its probable effect on the tax rate; and

(2) Requirement relating to the bond question which is imposed pursuant to a court order or state or federal statute and the probable consequences which will result if the bond question is not approved by the voters.

(e) An estimate of the annual cost to operate, maintain and repair any buildings, structures or other facilities or improvements to be constructed or acquired with the proceeds of the bonds.

(f) The maximum amount of the bonds.

(g) The maximum rate of interest.

(h) The maximum number of years which the bonds are to run.

2. Any election called pursuant to NRS 349.010 to 349.070, inclusive, may be consolidated with a primary or general election.

3. If the election is consolidated with a general election, the notice of election need not set forth the places of holding the election, but may instead state that the places of holding the election will be the same as those provided for the general election.

Sec. 9. NRS 350.024 is hereby amended to read as follows:

350.024 1. The ballot question for a proposal submitted to the electors of a municipality pursuant to subsection 1 of NRS 350.020 must contain the principal amount of the general obligations to be issued or incurred, the purpose of the issuance or incurrence of the general obligations and an estimate established by the governing body of:

(a) The duration of the levy of property tax that will be used to pay the general obligations; and

(b) The average annual increase, if any, in the amount of property taxes that an owner of a new home with a fair market value of \$100,000 will pay for debt service on the general obligations to be issued or incurred.

2. Except as otherwise provided in subsection 4, the sample ballot required to be ~~mailed~~ distributed pursuant to NRS 293.565 or 293C.530 and the notice of election must contain:

(a) The time and places of holding the election.

(b) The hours during the day in which the polls will be open, which must be the same as provided for general elections.

(c) The ballot question.

(d) The maximum amount of the obligations, including the anticipated interest, separately stating the total principal, the total anticipated interest and the anticipated interest rate.

(e) An estimate of the range of property tax rates stated in dollars and cents per \$100 of assessed value necessary to provide for debt service upon the obligations for the dates when they are to be redeemed. The municipality shall, for each such date, furnish an estimate of the assessed value of the property against which the obligations are to be issued or incurred, and the governing body shall estimate the tax rate based upon the assessed value of the property as given in the assessor's estimates.

3. If an operating or maintenance rate is proposed in conjunction with the question to issue obligations, the questions may be combined, but the sample ballot and notice of election must each state the tax rate required for the obligations separately from the rate proposed for operation and maintenance.

4. Any election called pursuant to NRS 350.020 to 350.070, inclusive, may be consolidated with a primary or general municipal election or a primary or general state election. The notice of election need not set forth the places of holding the election, but may instead state that the places of holding the election will be the same as those provided for the election with which it is consolidated.

1 5. If the election is a special election, the clerk shall cause notice of the close
2 of registration to be published in a newspaper printed in and having a general
3 circulation in the municipality once in each calendar week for 2 successive calendar
4 weeks next preceding the close of registration for the election.

5 **Sec. 10.** NRS 350.027 is hereby amended to read as follows:

6 350.027 1. In addition to any requirements imposed pursuant to NRS
7 350.024, any sample ballot required to be ~~mailed~~ distributed pursuant to NRS
8 293.565 or 293C.530 and any notice of election, for an election that includes a
9 proposal for the issuance by any municipality of any bonds or other securities,
10 including an election that is not called pursuant to NRS 350.020 to 350.070,
11 inclusive, must contain an estimate of the annual cost to operate, maintain and
12 repair any buildings, structures or other facilities or improvements to be constructed
13 or acquired with the proceeds of the bonds or other securities.

14 2. For the purposes of this section, "municipality" has the meaning ascribed to
15 it in NRS 350.538.

16 **Sec. 11.** This act becomes effective upon passage and approval for the
17 purposes of adopting regulations and performing any other preparatory
18 administrative tasks that are necessary to carry out the provisions of this act, and on
19 January 1, 2016, for all other purposes.