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Office of the Governor

June 3, 2013

The Honorable Ross Miller
Secretary of State
Capitol Building
101 South Carson Street
Carson City, NV 89701

RE: Assembly Bill 441 of the 77th Legislative Session

Dear Secretary Miller:

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 441, which is entitled:

AN ACT relating to voting; authorizing a county or city clerk to establish polling places where any registered voter of the county or city, respectively, may vote in person; and providing other matters properly relating thereto.

Assembly Bill 441 authorizes county and, when applicable, city clerks to establish one or more polling places in the county where any person entitled to vote in the county by personal appearance may do so. The bill sets forth the procedure for county and city clerks to establish those polling places.

Under existing law, precinct-based polling sites are established based on the boundaries of election precincts or districts in which voters reside. Supporters of Assembly Bill 441 argue that voter participation will increase because polling sites that are not precinct-based are more convenient and provide voters with more flexibility because they would no longer be required to vote in their precinct on Election Day.

However, Nevada voters are afforded a great deal of flexibility and opportunity to exercise their constitutional right to vote through options such as early voting, absentee voting by mail and Election Day voting. Early voting is available to every voter, and Nevada is amongst the minority of early voting states that require permanent polling places identified for early voting to be open on at least one Saturday during the early

voting period. Additionally, Nevada's procedures for absentee voting are more liberal than many states that offer absentee voting. Specifically, Nevada offers "no-excuse" absentee voting, allowing any registered voter to request an absentee ballot without stating a reason for his or her desire to vote absentee. Other states permit voters to vote absentee only under a limited set of circumstances. In addition, Nevada allows any registered voter who is unable to go to the polls because of an illness, disability or sudden hospitalization or absence after the time has elapsed for requesting an absentee ballot to submit a request for an absentee ballot at any time before 5 p.m. on the day of an election.

Finally, Assembly Bill 441 does not contain sufficient parameters to establish the location of new polling places that would ensure the integrity and non-partisan nature of the voting process. Because of these concerns, I veto this bill and return it to you without my signature and without my approval.

Sincere regards,



BRIAN SANDOVAL
Governor

Enclosure

cc: *The Honorable Brian Krolicki, President of the Senate (without enclosure)*
 The Honorable Moises Denis, Senate Majority Leader (without enclosure)
 The Honorable Marilyn Kirkpatrick, Speaker of the Assembly (without enclosure)
 David A. Byerman, Secretary of the Senate (without enclosure)
 Susan Furlong, Chief Clerk of the Assembly (without enclosure)
 Brenda Erdoes, Esq., Legislative Counsel (without enclosure)