

SENATE BILL NO. 100—SENATORS SETTELMAYER, ROBERSON,
GUSTAVSON, GOICOECHEA AND GANSERT

PREFILED FEBRUARY 3, 2017

Referred to Committee on Legislative Operations and Elections

SUMMARY—Makes certain changes relating to elections.
(BDR 24-522)

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

CONTAINS UNFUNDED MANDATE (§§ 1, 14)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 each county clerk and city clerk to establish a system to allow registered voters to elect to present proof of identification to vote in person at a polling place; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, with limited exceptions, a registered voter who appears at a
2 polling place to vote is identified by verifying his or her signature with the
3 signature or facsimile thereof on the person's application to register to vote or, if
4 the signature does not match, by answering questions, providing additional
5 information or providing certain proof of identification. (NRS 293.277, 293.285,
6 293C.270, 293C.275) **Sections 1 and 14** of this bill require each county clerk and
7 city clerk to establish a system to allow a person to elect to present proof of
8 identification in order to vote in person at a polling place. **Sections 2-13 and 16-20**
9 of this bill make conforming changes.

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

1 **Section 1.** Chapter 293 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. Each county clerk shall establish a system to enable a*
4 *registered voter to elect to provide proof of identification to vote in*



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1 *person at a polling place. Such system must comply with the*
2 *procedures and requirements set forth in regulations adopted by*
3 *the Secretary of State pursuant to subsection 4.*

4 *2. Each system established pursuant to subsection 1 must*
5 *allow a registered voter who elects to provide proof of*
6 *identification to vote in person at a polling place to notify the*
7 *county clerk if the registered voter decides at a later time that he*
8 *or she no longer elects to provide proof of identification to vote in*
9 *person at a polling place.*

10 *3. If a registered voter elects to provide proof of identification*
11 *to vote in person at a polling place, except as otherwise provided in*
12 *NRS 293.3081, the registered voter:*

13 *(a) May not cast a ballot at the polling place, including,*
14 *without limitation, a polling place for early voting, unless he or*
15 *she provides to the election board officer an acceptable form of*
16 *proof of identification. Such proof of identification is in addition*
17 *to any other form of identification or proof of residency that the*
18 *registered voter may be required to present to vote in person at a*
19 *polling place pursuant to this chapter or chapter 293C of NRS.*

20 *(b) Is not required to provide an acceptable form of proof of*
21 *identification to:*

22 *(1) Cast an absent ballot pursuant to federal law or NRS*
23 *293.316 or 293.3165 or chapter 293D of NRS; or*

24 *(2) Vote by mail in the manner prescribed in NRS 293.343*
25 *to 293.355, inclusive.*

26 *4. The Secretary of State shall adopt regulations necessary to*
27 *carry out the provisions of this section, including, without*
28 *limitation:*

29 *(a) Procedures for:*

30 *(1) A county clerk to establish the system required pursuant*
31 *to subsection 1.*

32 *(2) A registered voter to elect to provide proof of*
33 *identification to vote in person at a polling place.*

34 *(3) A registered voter who has elected to provide proof of*
35 *identification to vote in person at a polling place to notify the*
36 *county clerk if the registered voter decides at a later time that he*
37 *or she no longer wants to provide proof of identification to vote in*
38 *person at a polling place.*

39 *(b) The acceptable forms of proof of identification that are*
40 *required if a registered voter elects to provide proof of*
41 *identification at the time that he or she applies to vote in person at*
42 *a polling place.*

43 **Sec. 2.** NRS 293.2725 is hereby amended to read as follows:

44 293.2725 1. Except as otherwise provided in subsection ~~2~~
45 **3**, in NRS 293.3081 and 293.3083 and in federal law, a person who



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1 registers by mail or computer to vote in this State and who has not
2 previously voted in an election for federal office in this State:

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

5 (1) A current and valid photo identification of the person,
6 which shows his or her physical address; or

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

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

14 (1) A copy of a current and valid photo identification of the
15 person, which shows his or her physical address; or

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

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

22 2. *In addition to the requirements of paragraph (a) of*
23 *subsection 1, a person who has elected to provide proof of*
24 *identification to vote in person at a polling place pursuant to*
25 *section 1 or 14 of this act must provide such proof of identification*
26 *before that person may vote at the polling place.*

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

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

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

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

35 (b) Except as otherwise provided in subsection ~~3~~ 4, registers
36 to vote by mail or computer and submits with an application to
37 register to vote a driver's license number or at least the last four
38 digits of his or her social security number, if a state or local election
39 official has matched that information with an existing identification
40 record bearing the same number, name and date of birth as provided
41 by the person in the application;

42 (c) Is entitled to vote an absent ballot pursuant to the Uniformed
43 and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et
44 seq.;



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(d) Is provided the right to vote otherwise than in person under the Voting Accessibility for the Elderly and Handicapped Act, 52 U.S.C. §§ 20101 et seq.; or

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

~~13-1~~ 4. The provisions of subsection 1 apply to a person described in paragraph (b) of subsection ~~12-1~~ 3 if the voter registration card issued to the person pursuant to subsection 6 of NRS 293.517 is mailed by the county clerk to the person and returned to the county clerk by the United States Postal Service.

Sec. 3. NRS 293.277 is hereby amended to read as follows:

293.277 1. Except as otherwise provided in *this section and* NRS 293.283 and 293.541, if a person's name appears in the roster or if the person provides an affirmation pursuant to NRS 293.525, the person is entitled to vote and must sign his or her name in the roster when he or she applies to vote. The signature must be compared by an election board officer with the signature or a facsimile thereof on the person's application to register to vote or one of the forms of identification listed in subsection ~~12-1~~ 3.

2. *If a person has elected to provide proof of identification to vote in person at a polling place pursuant to section 1 of this act, the person must provide such proof of identification before that person may vote in person at the polling place.*

3. Except as otherwise provided in NRS 293.2725 ~~1-1~~ and *section 1 of this act*, the forms of identification which may be used individually to identify a voter at the polling place are:

(a) The card issued to the voter at the time he or she registered to vote;

(b) A driver's license;

(c) An identification card issued by the Department of Motor Vehicles;

(d) A military identification card; or

(e) Any other form of identification issued by a governmental agency which contains the voter's signature and physical description or picture.

Sec. 4. NRS 293.283 is hereby amended to read as follows:

293.283 1. If, because of physical limitations, a registered voter is unable to sign his or her name in the roster as required by NRS 293.277, the voter must be identified by:

(a) *If the voter has not elected to provide proof of identification to vote in person at a polling place pursuant to section 1 of this act:*

(1) Answering questions from the election board officer covering the personal data which is reported on the application to register to vote;



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1 ~~(b)~~ (2) Providing the election board officer, orally or in
2 writing, with other personal data which verifies the identity of the
3 voter; or

4 ~~(c)~~ (3) Providing the election board officer with proof of
5 identification as described in *subsection 3 of* NRS 293.277 other
6 than the card issued to the voter at the time he or she registered to
7 vote.

8 *(b) If the voter has elected to provide proof of identification to*
9 *vote in person at a polling place pursuant to section 1 of this act,*
10 *providing such proof of identification.*

11 2. If the identity of the voter is verified, the election board
12 officer shall indicate in the roster "Identified" by the voter's name.

13 **Sec. 5.** NRS 293.285 is hereby amended to read as follows:

14 293.285 1. Except as otherwise provided in NRS 293.283, a
15 registered voter applying to vote shall state his or her name to the
16 election board officer in charge of the roster, and the officer shall
17 immediately announce the name, instruct the voter to sign the roster
18 , ~~and~~ verify the signature of the voter in the manner set forth in
19 NRS 293.277 ~~and~~ *and, if the voter has elected to provide proof of*
20 *identification to vote in person at a polling place pursuant to*
21 *section 1 of this act, require that the voter provide such proof of*
22 *identification.*

23 2. If the signature does not match ~~and~~ *and the voter has not*
24 *elected to provide proof of identification to vote in person at a*
25 *polling place pursuant to section 1 of this act,* the voter must be
26 identified by:

27 (a) Answering questions from the election board officer
28 covering the personal data which is reported on the application to
29 register to vote;

30 (b) Providing the election board officer, orally or in writing,
31 with other personal data which verifies the identity of the voter; or

32 (c) Providing the election board officer with proof of
33 identification as described in *subsection 3 of* NRS 293.277 other
34 than the card issued to the voter at the time he or she registered to
35 vote.

36 3. If the signature of the voter has changed in comparison to
37 the signature on the application to register to vote, the voter must
38 update his or her signature on a form prescribed by the Secretary of
39 State.

40 **Sec. 6.** NRS 293.287 is hereby amended to read as follows:

41 293.287 1. A registered voter applying to vote at any primary
42 election shall give his or her name and political affiliation, if any, to
43 the election board officer in charge of the roster, and the officer
44 shall immediately announce the name and political affiliation. *If the*
45 *voter has elected to provide proof of identification to vote in*



1 *person at a polling place pursuant to section 1 of this act, the*
2 *officer shall also require that the voter provide such proof of*
3 *identification.*

4 2. Any person's right to vote may be challenged by any
5 registered voter upon:

6 (a) Any of the grounds allowed for a challenge in NRS 293.303;

7 (b) The ground that the person applying does not belong to the
8 political party designated upon the roster; or

9 (c) The ground that the roster does not show that the person
10 designated the political party to which he or she claims to belong.

11 3. Any such challenge must be disposed of in the manner
12 provided by NRS 293.303.

13 4. A registered voter who has designated on his or her
14 application to register to vote an affiliation with a minor political
15 party may vote a nonpartisan ballot at the primary election.

16 **Sec. 7.** NRS 293.3025 is hereby amended to read as follows:

17 293.3025 The Secretary of State and each county and city clerk
18 shall ensure that a copy of each of the following is posted in a
19 conspicuous place at each polling place on election day:

20 1. A sample ballot;

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

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

25 4. Instructions concerning the identification required for
26 persons who ~~registered~~ :

27 (a) *Registered* by mail and are first-time voters for federal office
28 in this State; *or*

29 (b) *Elected to provide proof of identification to vote in person*
30 *at a polling place pursuant to section 1 or 14 of this act;*

31 5. Information concerning the accessibility of polling places to
32 persons with disabilities;

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

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

38 **Sec. 8.** NRS 293.3081 is hereby amended to read as follows:

39 293.3081 A person at a polling place may cast a provisional
40 ballot in an election to vote for a candidate for federal office if the
41 person complies with the applicable provisions of NRS 293.3082
42 and:

43 1. Declares that he or she has registered to vote and is eligible
44 to vote at that election in that jurisdiction, but ~~this or her~~ :



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1 *(a) The person's* name does not appear on a voter registration
2 list as a voter eligible to vote in that election in that jurisdiction ~~for~~
3 ~~and~~ ;

4 *(b) An* election official asserts that the person is not eligible to
5 vote in that election in that jurisdiction; *or*

6 *(c) If the person elected to provide proof of identification to*
7 *vote in person at a polling place pursuant to section 1 or 14 of this*
8 *act, the person fails to provide such proof of identification;*

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

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

18 **Sec. 9.** NRS 293.3082 is hereby amended to read as follows:

19 293.3082 1. Before a person may cast a provisional ballot
20 pursuant to NRS 293.3081, the person must complete a written
21 affirmation on a form provided by an election board officer, as
22 prescribed by the Secretary of State, at the polling place which
23 includes:

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

25 (b) The reason for casting the provisional ballot;

26 (c) A statement in which the person casting the provisional
27 ballot affirms under penalty of perjury that he or she is a registered
28 voter in the jurisdiction and is eligible to vote in the election;

29 (d) The date and type of election;

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

31 (f) The signature of the election board officer;

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

34 (h) If the person is casting the provisional ballot pursuant to
35 *paragraph (a) or (b) of* subsection 1 of NRS 293.3081:

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

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

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

43 (4) Any other information that the person believes may be
44 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.

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. 10. NRS 293.330 is hereby amended to read as follows:

293.330 1. Except as otherwise provided in subsection 2 of NRS 293.323 and chapter 293D of NRS, and any regulations adopted pursuant thereto, when an absent voter receives an absent ballot, the absent voter must mark and fold it in accordance with the instructions, deposit it in the return envelope, seal the envelope, affix his or her signature on the back of the envelope in the space provided therefor and mail the return envelope.

2. Except as otherwise provided in subsection 3, if an absent voter who has requested a ballot by mail applies to vote the ballot in person at:

(a) The office of the county clerk, the absent voter must mark the ballot, seal it in the return envelope and affix his or her signature



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1 in the same manner as provided in subsection 1, and deliver the
2 envelope to the clerk.

3 (b) A polling place, including, without limitation, a polling place
4 for early voting, the absent voter must surrender the absent ballot
5 and provide satisfactory identification , *including, without*
6 *limitation, the proof of identification required pursuant to section*
7 *1 of this act, if applicable*, before being issued a ballot to vote at the
8 polling place. A person who receives a surrendered absent ballot
9 shall mark it "Cancelled."

10 3. If an absent voter who has requested a ballot by mail applies
11 to vote in person at the office of the county clerk or a polling place,
12 including, without limitation, a polling place for early voting, and
13 the voter does not have the absent ballot to deliver or surrender, the
14 voter must be issued a ballot to vote if the voter:

15 (a) Provides satisfactory identification ~~H~~ , *including, without*
16 *limitation, the proof of identification required pursuant to section*
17 *1 of this act, if applicable*;

18 (b) Is a registered voter who is otherwise entitled to vote; and

19 (c) Signs an affirmation under penalty of perjury on a form
20 prepared by the Secretary of State declaring that the voter has not
21 voted during the election.

22 4. Except as otherwise provided in NRS 293.316, it is unlawful
23 for any person to return an absent ballot other than the voter who
24 requested the absent ballot or, at the request of the voter, a member
25 of the voter's family. A person who returns an absent ballot and who
26 is a member of the family of the voter who requested the absent
27 ballot shall, under penalty of perjury, indicate on a form prescribed
28 by the county clerk that the person is a member of the family of the
29 voter who requested the absent ballot and that the voter requested
30 that the person return the absent ballot. A person who violates the
31 provisions of this subsection is guilty of a category E felony and
32 shall be punished as provided in NRS 193.130.

33 **Sec. 11.** NRS 293.353 is hereby amended to read as follows:

34 293.353 1. Except as otherwise provided in subsection 2 or 3,
35 upon receipt of a mailing ballot from the county clerk, the registered
36 voter must, in accordance with the instructions, mark and fold the
37 ballot, deposit and seal the ballot in the return envelope, affix his or
38 her signature on the back of the envelope and mail the envelope to
39 the county clerk.

40 2. Except as otherwise provided in subsection 3, if a registered
41 voter who has received a mailing ballot applies to vote in person at:

42 (a) The office of the county clerk, the registered voter must
43 mark the ballot, place and seal it in the return envelope and affix his
44 or her signature in the same manner as provided in subsection 1, and
45 deliver the envelope to the clerk.



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(b) One of the polling places on election day or a polling place for early voting in the county designated pursuant to subsection 3 or 4 of NRS 293.343, the registered voter must surrender the mailing ballot and provide satisfactory identification , *including, without limitation, the proof of identification required pursuant to section 1 of this act, if applicable*, before being issued a ballot to vote at the polling place. A person who receives a surrendered mailing ballot shall mark it "Cancelled."

3. If a registered voter who has received a mailing ballot wishes to vote in person at the office of the county clerk or at one of the polling places on election day or a polling place for early voting in the county designated pursuant to subsection 3 or 4 of NRS 293.343, and the voter does not have the mailing ballot to deliver or surrender, the voter must be issued a ballot to vote if the voter:

(a) Provides satisfactory identification ~~H~~ , *including, without limitation, the proof of identification required pursuant to section 1 of this act, if applicable*;

(b) Is a registered voter who is otherwise entitled to vote; and

(c) Signs an affirmation under penalty of perjury on a form prepared by the Secretary of State declaring that the voter has not voted during the election.

4. It is unlawful for any person to return a mailing ballot other than the registered voter to whom the ballot was sent or, at the request of the voter, a member of the family of that voter. A person who returns a mailing ballot and who is a member of the family of the voter who received the mailing ballot shall, under penalty of perjury, indicate on a form prescribed by the county clerk that the person is a member of the family of the voter who received the mailing ballot and that the voter requested that he or she return the mailing ballot. A person who violates the provisions of this subsection is guilty of a category E felony and shall be punished as provided in NRS 193.130.

Sec. 12. NRS 293.3585 is hereby amended to read as follows:

293.3585 1. Except as otherwise provided in NRS 293.283, upon the appearance of a person to cast a ballot for early voting, an election board officer shall:

(a) Determine that the person is a registered voter in the county.

(b) Instruct the voter to sign the roster for early voting.

(c) Verify the signature of the voter in the manner set forth in NRS 293.277.

(d) Verify that the voter has not already voted in the current election pursuant to this section.

(e) If the voter has elected to provide proof of identification to vote in person at a polling place pursuant to section 1 of this act, require the voter to provide such proof of identification.



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2. If the signature of the voter does not match **H** *and the voter has not elected to provide proof of identification to vote in person at a polling place pursuant to section 1 of this act*, the voter must be identified by:

(a) Answering questions from the election board officer covering the personal data which is reported on the application to register to vote;

(b) Providing the election board officer, orally or in writing, with other personal data which verifies the identity of the voter; or

(c) Providing the election board officer with proof of identification as described in *subsection 3 of NRS 293.277* other than the card issued to the voter at the time he or she registered to vote.

3. If the signature of the voter has changed in comparison to the signature on the application to register to vote, the voter must update his or her signature on a form prescribed by the Secretary of State.

4. The county clerk shall prescribe a procedure, approved by the Secretary of State, to verify that the voter has not already voted in the current election pursuant to this section.

5. The roster for early voting must contain:

(a) The voter's name, the address where he or she is registered to vote, his or her voter identification number, *an indication of whether the voter has elected to provide proof of identification to vote in person at a polling place pursuant to section 1 of this act* and a place for the voter's signature;

(b) The voter's precinct or voting district number, if that information is available; and

(c) The date of voting early in person.

6. When a voter is entitled to cast a ballot and has identified himself or herself to the satisfaction of the election board officer, *including, without limitation, providing proof of identification as required pursuant to section 1 of this act, if applicable*, the voter is entitled to receive the appropriate ballot or ballots, but only for his or her own use at the polling place for early voting.

7. If the ballot is voted on a mechanical recording device which directly records the votes electronically, the election board officer shall:

(a) Prepare the mechanical recording device for the voter;

(b) Ensure that the voter's precinct or voting district, if that information is available, and the form of ballot are indicated on the voting receipt, if the county clerk uses voting receipts; and

(c) Allow the voter to cast a vote.

8. A voter applying to vote early by personal appearance may be challenged pursuant to NRS 293.303.



Sec. 13. NRS 293.5235 is hereby amended to read as follows:

293.5235 1. Except as otherwise provided in NRS 293.502 and chapter 293D of NRS, a person may register to vote by mailing an application to register to vote to the county clerk of the county in which the person resides or may register to vote by computer, if the county clerk has established a system pursuant to NRS 293.506 for using a computer to register to vote. The county clerk shall, upon request, mail an application to register to vote to an applicant. The county clerk shall make the applications available at various public places in the county. An application to register to vote may be used to correct information in the registrar of voters' register.

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

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

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

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

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

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

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

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

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

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



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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.

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

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

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

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 ~~12~~ 3 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



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1 to this section unless that person has provided all of the information
2 required by the application.

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

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

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

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

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

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

27 **Sec. 14.** Chapter 293C of NRS is hereby amended by adding
28 thereto a new section to read as follows:

29 *1. Each city clerk shall establish a system to enable a*
30 *registered voter to elect to provide proof of identification to vote in*
31 *person at a polling place. Such system must comply with the*
32 *procedures and requirements set forth in regulations adopted by*
33 *the Secretary of State pursuant to subsection 4.*

34 *2. Each system established pursuant to subsection 1 must*
35 *allow a registered voter who elects to provide proof of*
36 *identification to vote in person at a polling place to notify the city*
37 *clerk if the registered voter decides at a later time that he or she no*
38 *longer elects to provide proof of identification to vote in person at*
39 *a polling place.*

40 *3. If a registered voter elects to provide proof of identification*
41 *to vote in person at a polling place, except as otherwise provided in*
42 *NRS 293.3081, the registered voter:*

43 *(a) May not cast a ballot at the polling place, including,*
44 *without limitation, a polling place for early voting, unless he or*
45 *she provides to the election board officer an acceptable form of*



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1 *proof of identification. Such proof of identification is in addition*
2 *to any other form of identification or proof of residency that the*
3 *registered voter may be required to present to vote in person at a*
4 *polling place pursuant to this chapter or chapter 293 of NRS.*

5 *(b) Is not required to provide an acceptable form of proof of*
6 *identification to:*

7 *(1) Cast an absent ballot pursuant to federal law or NRS*
8 *293C.305 to 293C.325, inclusive, or chapter 293D of NRS; or*

9 *(2) Vote by mail in the manner prescribed in NRS 293C.345*
10 *to 293C.352, inclusive.*

11 *4. The Secretary of State shall adopt regulations necessary to*
12 *carry out the provisions of this section, including, without*
13 *limitation:*

14 *(a) Procedures for:*

15 *(1) A city clerk to establish the system required pursuant to*
16 *subsection 1.*

17 *(2) A registered voter to elect to provide proof of*
18 *identification to vote in person at a polling place.*

19 *(3) A registered voter who has elected to provide proof of*
20 *identification to vote in person at a polling place to notify the city*
21 *clerk if the registered voter decides at a later time that he or she no*
22 *longer wants to provide proof of identification to vote in person at*
23 *a polling place.*

24 *(b) The acceptable forms of proof of identification that are*
25 *required if a registered voter elects to provide proof of*
26 *identification at the time that he or she applies to vote in person at*
27 *a polling place.*

28 **Sec. 15.** NRS 293C.112 is hereby amended to read as follows:

29 293C.112 1. The governing body of a city may conduct a city
30 election in which all ballots must be cast by mail if:

31 (a) The election is a special election; or

32 (b) The election is a primary city election or general city
33 election in which the ballot includes only:

34 (1) Offices and ballot questions that may be voted on by the
35 registered voters of only one ward; or

36 (2) One office or ballot question.

37 2. The provisions of NRS 293C.265 to 293C.302, inclusive,
38 *and section 14 of this act*, 293C.305 to 293C.340, inclusive, and
39 293C.355 to 293C.361, inclusive, do not apply to an election
40 conducted pursuant to this section.

41 3. For the purposes of an election conducted pursuant to this
42 section, each precinct in the city shall be deemed to have been
43 designated a mailing precinct pursuant to NRS 293C.342.



Sec. 16. NRS 293C.270 is hereby amended to read as follows:

293C.270 1. Except as otherwise provided in *this section and* NRS 293C.272, if a person's name appears in the roster or if the person provides an affirmation pursuant to NRS 293C.525, the person is entitled to vote and must sign his or her name in the roster when he or she applies to vote. The signature must be compared by an election board officer with the signature or a facsimile thereof on the person's application to register to vote or one of the forms of identification listed in subsection ~~2~~ 3.

~~The~~ *If a person has elected to provide proof of identification to vote in person at a polling place pursuant to section 14 of this act, the person must provide such proof of identification before that person may vote in person at the polling place.*

3. Except as otherwise provided in section 14 of this act, the forms of identification that may be used to identify a voter at the polling place are:

(a) The card issued to the voter at the time he or she registered to vote;

(b) A driver's license;

(c) An identification card issued by the Department of Motor Vehicles;

(d) A military identification card; or

(e) Any other form of identification issued by a governmental agency that contains the voter's signature and physical description or picture.

Sec. 17. NRS 293C.272 is hereby amended to read as follows:

293C.272 1. If, because of physical limitations, a registered voter is unable to sign his or her name in the roster as required by NRS 293C.270, the voter must be identified by:

(a) *If the voter has not elected to provide proof of identification to vote in person at a polling place pursuant to section 14 of this act:*

(1) Answering questions from the election board officer covering the personal data which is reported on the application to register to vote;

~~(b)~~ *(2) Providing the election board officer, orally or in writing, with other personal data which verifies the identity of the voter; or*

~~(c)~~ *(3) Providing the election board officer with proof of identification as described in subsection 3 of NRS 293C.270 other than the card issued to the voter at the time he or she registered to vote.*



1 ***(b) If the voter has elected to provide proof of identification to***
2 ***vote in person at a polling place pursuant to section 14 of this act,***
3 ***providing such proof of identification.***

4 2. If the identity of the voter is verified, the election board
5 officer shall indicate in the roster "Identified" by the voter's name.

6 **Sec. 18.** NRS 293C.275 is hereby amended to read as follows:

7 293C.275 1. Except as otherwise provided in NRS 293C.272,
8 a registered voter who applies to vote must state his or her name to
9 the election board officer in charge of the roster, and the officer
10 shall immediately announce the name, instruct the voter to sign the
11 roster, ~~and~~ verify the signature of the voter in the manner set forth
12 in NRS 293C.270 ~~and~~ ***and, if the voter has elected to provide proof of***
13 ***proof of identification to vote in person at a polling place pursuant to***
14 ***section 14 of this act, require that the voter provide such proof of***
15 ***identification.***

16 2. If the signature does not match ~~and~~ ***and the voter has not***
17 ***elected to provide proof of identification to vote in person at a***
18 ***polling place pursuant to section 14 of this act,*** the voter must be
19 identified by:

20 (a) Answering questions from the election board officer
21 covering the personal data which is reported on the application to
22 register to vote;

23 (b) Providing the election board officer, orally or in writing,
24 with other personal data which verifies the identity of the voter; or

25 (c) Providing the election board officer with proof of
26 identification as described in ***subsection 3 of*** NRS 293C.270 other
27 than the card issued to the voter at the time he or she registered to
28 vote.

29 3. If the signature of the voter has changed in comparison to
30 the signature on the application to register to vote, the voter must
31 update his or her signature on a form prescribed by the Secretary of
32 State.

33 **Sec. 19.** NRS 293C.330 is hereby amended to read as follows:

34 293C.330 1. Except as otherwise provided in subsection 2 of
35 NRS 293C.322 and chapter 293D of NRS, and any regulations
36 adopted pursuant thereto, when an absent voter receives an absent
37 ballot, the absent voter must mark and fold it in accordance with the
38 instructions, deposit it in the return envelope, seal the envelope,
39 affix his or her signature on the back of the envelope in the space
40 provided therefor and mail the return envelope.

41 2. Except as otherwise provided in subsection 3, if an absent
42 voter who has requested a ballot by mail applies to vote the ballot in
43 person at:

44 (a) The office of the city clerk, the absent voter must mark the
45 ballot, seal it in the return envelope and affix his or her signature in



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1 the same manner as provided in subsection 1, and deliver the
2 envelope to the city clerk.

3 (b) A polling place, including, without limitation, a polling place
4 for early voting, the absent voter must surrender the absent ballot
5 and provide satisfactory identification , *including, without*
6 *limitation, the proof of identification required pursuant to section*
7 *14 of this act, if applicable,* before being issued a ballot to vote at
8 the polling place. A person who receives a surrendered absent ballot
9 shall mark it "Cancelled."

10 3. If an absent voter who has requested a ballot by mail applies
11 to vote in person at the office of the city clerk or a polling place,
12 including, without limitation, a polling place for early voting, and
13 the voter does not have the absent ballot to deliver or surrender, the
14 voter must be issued a ballot to vote if the voter:

15 (a) Provides satisfactory identification ~~H~~ , *including, without*
16 *limitation, the proof of identification required pursuant to section*
17 *14 of this act, if applicable;*

18 (b) Is a registered voter who is otherwise entitled to vote; and

19 (c) Signs an affirmation under penalty of perjury on a form
20 prepared by the Secretary of State declaring that the voter has not
21 voted during the election.

22 4. Except as otherwise provided in NRS 293C.317, it is
23 unlawful for any person to return an absent ballot other than the
24 voter who requested the absent ballot or, at the request of the voter,
25 a member of the voter's family. A person who returns an absent
26 ballot and who is a member of the family of the voter who requested
27 the absent ballot shall, under penalty of perjury, indicate on a form
28 prescribed by the city clerk that the person is a member of the
29 family of the voter who requested the absent ballot and that the
30 voter requested that the person return the absent ballot. A person
31 who violates the provisions of this subsection is guilty of a category
32 E felony and shall be punished as provided in NRS 193.130.

33 **Sec. 20.** NRS 293C.3585 is hereby amended to read as
34 follows:

35 293C.3585 1. Except as otherwise provided in NRS
36 293C.272, upon the appearance of a person to cast a ballot for early
37 voting, an election board officer shall:

38 (a) Determine that the person is a registered voter in the county.

39 (b) Instruct the voter to sign the roster for early voting.

40 (c) Verify the signature of the voter in the manner set forth in
41 NRS 293C.270.

42 (d) Verify that the voter has not already voted in the current
43 election pursuant to this section.



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1 (e) *If the person has elected to provide proof of identification*
2 *to vote in person at a polling place pursuant to section 14 of this*
3 *act, require the person to provide such proof of identification.*

4 2. If the signature does not match **H** *and the voter has not*
5 *elected to provide proof of identification to vote in person at a*
6 *polling place pursuant to section 14 of this act,* the voter must be
7 identified by:

8 (a) Answering questions from the election board officer
9 covering the personal data which is reported on the application to
10 register to vote;

11 (b) Providing the election board officer, orally or in writing,
12 with other personal data which verifies the identity of the voter; or

13 (c) Providing the election board officer with proof of
14 identification as described in *subsection 3 of NRS 293C.270* other
15 than the card issued to the voter at the time he or she registered to
16 vote.

17 3. If the signature of the voter has changed in comparison to
18 the signature on the application to register to vote, the voter must
19 update his or her signature on a form prescribed by the Secretary of
20 State.

21 4. The city clerk shall prescribe a procedure, approved by the
22 Secretary of State, to verify that the voter has not already voted in
23 the current election pursuant to this section.

24 5. The roster for early voting must contain:

25 (a) The voter's name, the address where he or she is registered
26 to vote, his or her voter identification number , *an indication of*
27 *whether the voter has elected to provide proof of identification to*
28 *vote in person at a polling place pursuant to section 14 of this act*
29 *and a place for the voter's signature;*

30 (b) The voter's precinct or voting district number, if that
31 information is available; and

32 (c) The date of voting early in person.

33 6. When a voter is entitled to cast a ballot and has identified
34 himself or herself to the satisfaction of the election board officer,
35 *including, without limitation, providing proof of identification as*
36 *required pursuant to section 14 of this act, if applicable,* the voter
37 is entitled to receive the appropriate ballot or ballots, but only for his
38 or her own use at the polling place for early voting.

39 7. If the ballot is voted on a mechanical recording device which
40 directly records the votes electronically, the election board officer
41 shall:

42 (a) Prepare the mechanical recording device for the voter;

43 (b) Ensure that the voter's precinct or voting district, if that
44 information is available, and the form of ballot are indicated on the
45 voting receipt, if the city clerk uses voting receipts; and



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- 1 (c) Allow the voter to cast a vote.
- 2 8. A voter applying to vote early by personal appearance may
- 3 be challenged pursuant to NRS 293C.292.
- 4 **Sec. 21.** This act becomes effective:
- 5 1. Upon passage and approval for the purpose of adopting
- 6 regulations and performing any other preparatory administrative
- 7 tasks that are necessary to carry out the provisions of this act; and
- 8 2. On January 1, 2018, for all other purposes.

