

SENATE BILL NO. 327—SENATOR FORD

MARCH 20, 2017

JOINT SPONSOR: ASSEMBLYMAN ARAUJO

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections.
(BDR 24-22)

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

CONTAINS UNFUNDED MANDATE (§ 2)
(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; establishing procedures by which the Department of Motor Vehicles must, under certain circumstances, transmit certain information to register a person to vote or update a person's voter registration information; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law designates the Department of Motor Vehicles as a voter
2 registration agency which is required to offer applications to register to vote to
3 persons who apply for or receive services from the agency, to assist applicants in
4 completing the applications and to forward the applications to the county clerk.
5 (NRS 293.504) **Sections 2-7** of this bill establish procedures by which the
6 Department must transmit certain information to the Secretary of State and the
7 appropriate county clerk for the purpose of registering a person to vote or updating
8 his or her voter registration information, as applicable, unless the person
9 affirmatively declines in writing to apply to register to vote or have his or her voter
10 registration information updated. **Sections 8-19** of this bill make conforming
11 changes.



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 7, inclusive, of this act.

Sec. 2. 1. *The Secretary of State, the Department of Motor Vehicles and each county clerk shall cooperatively establish a system by which voter registration information that is collected pursuant to section 4 of this act by the Department from a person who submits an application for the issuance or renewal of or change of address for any type of driver's license or identification card issued by the Department must be transmitted electronically to the Secretary of State and the county clerks for the purpose of registering the person to vote or updating the voter registration information of the person for the purpose of correcting the statewide voter registration list pursuant to NRS 293.530.*

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

(a) Ensure the secure electronic storage of information collected pursuant to section 4 of this act, the secure transmission of such information to the Secretary of State and county clerks and the secure electronic storage of such information by the Secretary of State and county clerks;

(b) Provide for the destruction of records by the Department as required by subsection 2 of section 5 of this act; and

(c) Enable the county clerks to receive, view and collate the information into individual electronic documents pursuant to paragraph (c) of subsection 1 of section 6 of this act.

Sec. 3. 1. *The Department of Motor Vehicles shall follow the procedures described in this section and sections 4 and 5 of this act if a person applies to the Department for the issuance or renewal of or change of address for any type of driver's license or identification card issued by the Department.*

2. *Before concluding the person's transaction with the Department, the Department shall notify each person described in subsection 1:*

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

(b) That, unless the person affirmatively declines in writing to apply to register to vote or have his or her voter registration information updated, as applicable:

(1) The person is deemed to have consented to the transmission of information to the Secretary of State and the county clerks for the purpose of registering the person to vote or updating the voter registration information of the person for the



1 *purpose of correcting the statewide voter registration list pursuant*
2 *to NRS 293.530; and*

3 *(2) The Department will transmit to the county clerk of the*
4 *county in which the person resides all information required to*
5 *register the person to vote pursuant to this chapter or to update the*
6 *voter registration information of the person for the purpose of*
7 *correcting the statewide voter registration list pursuant to*
8 *NRS 293.530;*

9 *(c) That:*

10 *(1) Indicating a political party affiliation or indicating that*
11 *the person is not affiliated with a political party is voluntary;*

12 *(2) The person may indicate a political party affiliation on*
13 *a paper or electronic form provided by the Department; and*

14 *(3) The person will not be able to vote at a primary election*
15 *or primary city election for candidates for partisan offices of a*
16 *major political party unless the person updates his or her voter*
17 *registration information to indicate a major political party*
18 *affiliation; and*

19 *(d) Of the provisions of subsections 2 and 3 of section 7 of this*
20 *act.*

21 *3. The failure or refusal of the person to acknowledge that he*
22 *or she has received the notice required by subsection 2:*

23 *(a) Is not a declination by the person to apply to register to*
24 *vote or have his or her voter registration information updated; and*

25 *(b) Shall not be deemed to affect any duty of the Department,*
26 *the Secretary of State or any county clerk:*

27 *(1) Relating to the application of the person to register to*
28 *vote; or*

29 *(2) To update the voter registration information of the*
30 *person.*

31 *4. The Department:*

32 *(a) Shall prescribe by regulation the form of the notice*
33 *required by subsection 2 and the procedure for providing it; and*

34 *(b) Shall not require the person to acknowledge that he or she*
35 *has received the notice required by subsection 2.*

36 *Sec. 4. 1. Unless the person affirmatively declines in*
37 *writing to apply to register to vote or have his or her voter*
38 *registration information updated, as applicable, if a person applies*
39 *to the Department of Motor Vehicles for the issuance or renewal*
40 *of or change of address for a driver's license or identification card*
41 *issued by the Department, the Department shall collect from the*
42 *person:*

43 *(a) A paper or electronic affirmation signed under penalty of*
44 *perjury that the person is eligible to vote;*



* S B 3 2 7 *

(b) *An electronic facsimile of the signature of the person, if the Department is capable of recording, storing and transmitting to the county clerk an electronic facsimile of the signature of the person;*

(c) *Any personal information which the person has not already provided to the Department and which is required for the person to register to vote or to update the voter registration information of the person, including:*

(1) *The first or given name and the surname of the person;*

(2) *The address at which the voter actually resides as set forth in NRS 293.486 and, if different, the address at which the person may receive mail, including, without limitation, a post office box or general delivery;*

(3) *The date of birth of the person;*

(4) *Except as otherwise provided in subsection 2, one of the following:*

(I) *The number indicated on the person's current and valid driver's license or identification card issued by the Department, if the person has such a driver's license or identification card; or*

(II) *The last four digits of the person's social security number, if the person does not have a driver's license or identification card issued by the Department and has a social security number; and*

(5) *The political party affiliation, if any, indicated by the person; and*

(d) *The paper or electronic form, if any, completed by the person and indicating his or her political party affiliation.*

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

Sec. 5. 1. *Except as otherwise provided in this subsection, the Department of Motor Vehicles shall electronically transmit to the Secretary of State and the appropriate county clerk the information and any electronic documents collected from a person pursuant to section 4 of this act:*

(a) *Except as otherwise provided in paragraph (b), not later than 5 working days after collecting the information; and*



1 (b) During the 2 weeks immediately preceding the fifth Sunday
2 preceding an election, not later than 1 working day after collecting
3 the information.

4 2. The Department shall destroy any record containing
5 information collected pursuant to section 4 of this act that is not
6 otherwise collected by the Department in the normal course of
7 business immediately after transmitting the information to the
8 Secretary of State and county clerk pursuant to subsection 1.

9 3. The Department shall forward the following paper
10 documents on a weekly basis to the appropriate county clerk, or
11 daily during the 2 weeks immediately preceding the fifth Sunday
12 preceding an election:

13 (a) Each signed affirmation collected pursuant to paragraph
14 (a) of subsection 1 of section 4 of this act;

15 (b) Any completed form indicating a political party affiliation
16 collected pursuant to paragraph (d) of subsection 1 of section 4 of
17 this act; and

18 (c) Any affidavit signed pursuant to subsection 2 of section 4
19 of this act.

20 Sec. 6. 1. Unless the person affirmatively declines in
21 writing to apply to register to vote or have his or her voter
22 registration information updated, as applicable, if a person applies
23 to the Department of Motor Vehicles for the issuance or renewal
24 of or change of address for any type of driver's license or
25 identification card issued by the Department:

26 (a) The person shall be deemed an applicant to register to vote.

27 (b) Any action taken by the person pursuant to section 4 of this
28 act shall be deemed an act of applying to register to vote.

29 (c) Upon receipt of the information collected from the person
30 and transmitted to a county clerk by the Department of Motor
31 Vehicles, the county clerk shall collate the information into an
32 individual electronic document, which shall be deemed an
33 application to register to vote.

34 (d) Unless the applicant is already registered to vote, the date
35 on which the person applies to register to vote pursuant to section
36 4 of this act shall be deemed the date on which the applicant
37 registered to vote.

38 2. If the county clerk determines that the application is
39 complete and that the applicant is eligible to vote pursuant to NRS
40 293.485, the name of the applicant must appear on the statewide
41 voter registration list and the appropriate roster, and the person
42 must be provided all sample ballots and any other voter
43 information provided to registered voters. If the county clerk
44 determines that the application is not complete, he or she shall



1 *notify the applicant that additional information is required in*
2 *accordance with the provisions of NRS 293.524.*

3 *3. For each applicant who applies to register to vote pursuant*
4 *to section 4 of this act:*

5 *(a) The electronic facsimile of the signature of the applicant*
6 *shall be deemed to be the facsimile of the signature on the*
7 *person's application to register to vote to be used for the*
8 *comparison purposes of NRS 293.277 if:*

9 *(1) An electronic facsimile of the signature has been*
10 *collected and transmitted to the county clerk of the county in*
11 *which the applicant resides pursuant to sections 4 and 5 of this*
12 *act, respectively; and*

13 *(2) The county clerk is capable of receiving, storing and*
14 *using the facsimile of the signature for that purpose; or*

15 *(b) If the conditions described in paragraph (a) are not met,*
16 *the signature of the applicant on the affirmation signed pursuant*
17 *to paragraph (a) of subsection 1 of section 4 of this act shall be*
18 *deemed to be the signature on the person's application to register*
19 *to vote for the purpose of making a facsimile thereof to be used for*
20 *the comparison purposes of NRS 293.277.*

21 *4. If an applicant is already registered to vote, the county*
22 *clerk shall use the voter registration information of the applicant*
23 *transmitted by the Department of Motor Vehicles to correct the*
24 *statewide voter registration list pursuant to NRS 293.530, if*
25 *necessary.*

26 **Sec. 7. 1. A person who affirmatively declines in writing to**
27 **apply to register to vote or have his or her voter registration**
28 **information updated, as applicable, pursuant to section 4 of this**
29 **act may apply to register to vote at the Department of Motor**
30 **Vehicles pursuant to NRS 293.524.**

31 **2. Whether a person applies to register to vote or have his or**
32 **her voter registration information updated, as applicable,**
33 **pursuant to section 4 of this act must not affect the provision of**
34 **services or assistance to the person by the Department, and the**
35 **fact of a person applying to register to vote or have his or her voter**
36 **registration information updated, as applicable, pursuant to**
37 **section 4 of this act or declining to do so must not be disclosed to**
38 **the public.**

39 **3. Any information collected pursuant to sections 2 to 7,**
40 **inclusive, of this act must not be used for any purpose other than**
41 **voter registration.**

42 **4. Except as otherwise provided in this subsection, the**
43 **Secretary of State shall adopt regulations necessary to carry out**
44 **the provisions of sections 2 to 7, inclusive, of this act. The**
45 **Secretary of State shall not require a person to provide any**



documentation in order to apply to register to vote or have his or her voter registration information updated, as applicable, pursuant to section 4 of this act that is not required by section 4 of this act or federal law, including, without limitation, documentation to prove the person's identity, citizenship or residence.

Sec. 8. NRS 293.12757 is hereby amended to read as follows:

293.12757 A person may sign a petition required under the election laws of this State on or after the date the person is deemed to be registered to vote pursuant to NRS 293.517, ~~to~~ subsection 7 of NRS 293.5235 ~~or~~ *or section 6 of this act.*

Sec. 9. 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. After the 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. This determination must be completed within 9 days, excluding Saturdays, Sundays and holidays, after the notification pursuant to this subsection regarding a petition containing signatures which are required to be verified pursuant to NRS 293.128, 295.056, 298.109, 306.035 or 306.110, and within 3 days, excluding Saturdays, Sundays and holidays, after the notification pursuant to this subsection regarding a petition containing signatures which are required to be verified pursuant to NRS 293.172 or 293.200. 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



1 county, a separate random sample must be performed for each
2 petition district.

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

17 4. In determining from the records of registration the number
18 of registered voters who signed the documents, the county clerk may
19 use the signatures contained in the file of applications to register to
20 vote. If the county clerk uses that file, the county clerk shall ensure
21 that every application in the file is examined, including any
22 application in his or her possession which may not yet be entered
23 into the county clerk's records. Except as otherwise provided in
24 subsection 5, the county clerk shall rely only on the appearance of
25 the signature and the address and date included with each signature
26 in making his or her determination.

27 5. If:

28 (a) Pursuant to NRS 293.506, a county clerk establishes a
29 system to allow persons to register to vote by computer; ~~for~~

30 (b) A person registers to vote pursuant to NRS 293D.230 and
31 signs his or her application to register to vote using a digital
32 signature or an electronic signature ~~for~~ ; or

33 *(c) A person registers to vote pursuant to section 4 of this act,*
34 ➔ the county clerk may rely on such other indicia as prescribed by
35 the Secretary of State in making his or her determination.

36 6. In the case of a petition for initiative or referendum
37 proposing a constitutional amendment or statewide measure, when
38 the county clerk is determining the number of registered voters who
39 signed the documents from each petition district contained fully or
40 partially within the county clerk's county, he or she must use the
41 statewide voter registration list available pursuant to NRS 293.675.

42 7. Except as otherwise provided in subsection 9, upon
43 completing the examination, the county clerk shall immediately
44 attach to the documents a certificate properly dated, showing the
45 result of the examination, including the tally of signatures by



1 petition district, if required, and transmit the documents with the
2 certificate to the Secretary of State. In the case of a petition for
3 initiative or referendum proposing a constitutional amendment or
4 statewide measure, if a petition district comprises more than one
5 county, the appropriate county clerks shall comply with the
6 regulations adopted by the Secretary of State pursuant to this section
7 to complete the certificate. A copy of this certificate must be filed in
8 the clerk's office. When the county clerk transmits the certificate to
9 the Secretary of State, the county clerk shall notify the Secretary of
10 State of the number of requests to remove a name received by the
11 county clerk pursuant to NRS 295.055 or 306.015.

12 8. A person who submits a petition to the county clerk which is
13 required to be verified pursuant to NRS 293.128, 293.172, 293.200,
14 295.056, 298.109, 306.035 or 306.110 must be allowed to witness
15 the verification of the signatures. A public officer who is the subject
16 of a recall petition must also be allowed to witness the verification
17 of the signatures on the petition.

18 9. For any petition containing signatures which are required to
19 be verified pursuant to the provisions of NRS 293.200, 306.035 or
20 306.110 for any county, district or municipal office within one
21 county, the county clerk shall not transmit to the Secretary of State
22 the documents containing the signatures of the registered voters.

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

25 **Sec. 10.** NRS 293.2725 is hereby amended to read as follows:

26 293.2725 1. Except as otherwise provided in subsection 2, in
27 NRS 293.3081 and 293.3083 and in federal law, a person who
28 registers by mail or computer ~~to vote~~ in this State *or registers to*
29 *vote pursuant to section 4 of this act* and who has not previously
30 voted in an election for federal office in this State:

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

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

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

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

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

44 (2) A copy of a current utility bill, bank statement, paycheck,
45 or document issued by a governmental entity, including a check



1 which indicates the name and address of the person, but not
2 including a voter registration card issued pursuant to NRS 293.517.

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

5 2. The provisions of subsection 1 do not apply to a person who:

6 (a) Registers to vote by mail and submits with an application to
7 register to vote:

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

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

13 (b) Except as otherwise provided in subsection 3, registers to
14 vote by mail or computer and submits with an application to register
15 to vote a driver's license number or at least the last four digits of his
16 or her social security number, if a state or local election official has
17 matched that information with an existing identification record
18 bearing the same number, name and date of birth as provided by the
19 person in the application;

20 (c) *Registers to vote pursuant to section 4 of this act and at*
21 *that time presents to the Department of Motor Vehicles:*

22 (1) *A copy of a current and valid photo identification;*

23 (2) *A copy of a current utility bill, bank statement,*
24 *paycheck or document issued by a governmental entity, including*
25 *a check which indicates the name and address of the person, but*
26 *not including a voter registration card issued pursuant to NRS*
27 *293.517; or*

28 (3) *A driver's license number or at least the last four digits*
29 *of his or her social security number, if a state or local election*
30 *official has matched that information with an existing*
31 *identification record bearing the same number, name and date of*
32 *birth as provided by the person in the application;*

33 (d) Is entitled to vote an absent ballot pursuant to the Uniformed
34 and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et
35 seq.;

36 ~~(d)~~ (e) Is provided the right to vote otherwise than in person
37 under the Voting Accessibility for the Elderly and Handicapped Act,
38 52 U.S.C. §§ 20101 et seq.; or

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

41 3. The provisions of subsection 1 apply to a person described
42 in paragraph (b) of subsection 2 if the voter registration card issued
43 to the person pursuant to subsection 6 of NRS 293.517 is mailed by
44 the county clerk to the person and returned to the county clerk by
45 the United States Postal Service.



Sec. 11. NRS 293.504 is hereby amended to read as follows:

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

(a) Such offices that provide public assistance as are designated by the Secretary of 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) Such other offices as the Secretary of State deems appropriate.

2. Each voter registration agency shall:

(a) Post in a conspicuous place, in at least 12-point type, instructions for registering to vote;

(b) Except as otherwise provided in subsection 3 ~~H~~ *and sections 2 to 7, inclusive, of this act*, distribute applications to register to vote which may be returned by mail 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;

(c) Provide the same amount of assistance to an applicant in completing an application to register to vote as the agency provides to a person completing any other forms for the agency; and

(d) Accept completed applications to register to vote.

3. A voter registration agency is not required to provide an application to register to vote pursuant to paragraph (b) of subsection 2 to a person who applies for or receives services or assistance from the agency or submits an application for any other purpose if the person declines to register to vote and submits to the agency a written form that meets the requirements of ~~424~~ 52 U.S.C. § ~~H973gg-5(a)(6). No information~~ *20506(a)(6). Information* related to the declination to register to vote may *not* be used for any purpose other than voter registration.

4. Except as otherwise provided in this subsection, ~~and~~ NRS 293.524 ~~H~~ *and section 5 of this act*, any application to register to vote accepted by a voter registration agency must be transmitted to the county clerk not later than 10 days after the application is accepted. The applications must be forwarded daily during the 2 weeks immediately preceding the fifth Sunday preceding an election. The county clerk shall accept any application to register to



1 vote which is obtained from a voter registration agency pursuant to
2 this section and completed by the fifth Sunday preceding an election
3 if the county clerk receives the application not later than 5 days after
4 that date.

5 5. The Secretary of State shall cooperate with the Secretary of
6 Defense to develop and carry out procedures to enable persons in
7 this State to apply to register to vote at recruitment offices of the
8 United States Armed Forces.

9 **Sec. 12.** NRS 293.510 is hereby amended to read as follows:

10 293.510 1. ~~HH~~ *Except as otherwise provided in subsection*
11 *3, in* counties where computers are not used to register voters, the
12 county clerk shall:

13 (a) Segregate original applications to register to vote according
14 to the precinct in which the registered voters reside and arrange the
15 applications in each precinct or district in alphabetical order. The
16 applications for each precinct or district must be kept separately for
17 each precinct or district. These applications must be used to prepare
18 the rosters.

19 (b) Arrange the duplicate applications of registration in
20 alphabetical order for the entire county and keep them in binders or
21 a suitable file which constitutes the registrar of voters' register.

22 2. ~~HH~~ *Except as otherwise provided in subsection 3, in* any
23 county where a computer is used to register voters, the county clerk
24 shall:

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

29 (b) Segregate the applications to register to vote in a computer
30 file according to the precinct or district in which the registered
31 voters reside, and for each precinct or district have printed a
32 computer listing which contains the applications to register to vote
33 in alphabetical order. These listings of applications to register to
34 vote must be used to prepare the rosters.

35 3. *From the applications to register to vote received by each*
36 *county clerk, the county clerk shall:*

37 (a) *Segregate the applications electronically transmitted by the*
38 *Department of Motor Vehicles pursuant to subsection 1 of section*
39 *5 of this act in a computer file according to the precinct or district*
40 *in which the registered voters reside; and*

41 (b) *Arrange the applications in each precinct or district in*
42 *alphabetical order.*

43 **Sec. 13.** NRS 293.517 is hereby amended to read as follows:

44 293.517 1. Any elector residing within the county may
45 register to vote:



(a) Except as otherwise provided in NRS 293.560 and 293C.527, by appearing before the county clerk, a field registrar or a voter registration agency, completing the application to register to vote, giving true and satisfactory answers to all questions relevant to his or her identity and right to vote, and providing proof of residence 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 293.524 or chapter 293D of NRS ~~§~~ *or section 4 of this act;*

(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~~ *Except as otherwise provided in sections 2 to 7, inclusive, of this act, the* application to register to vote must be signed and verified under penalty of perjury by the elector registering.

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.



1 ➔ If the elector fails to register under his or her new name, the
2 elector may be challenged pursuant to the provisions of NRS
3 293.303 or 293C.292 and may be required to furnish proof of
4 identity and subsequent change of name.

5 5. Except as otherwise provided in subsection 7 ~~H~~ *and*
6 *sections 4 to 7, inclusive, of this act*, an elector who registers to
7 vote pursuant to paragraph (a) of subsection 1 shall be deemed to be
8 registered upon the completion of an application to register to vote.

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

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

16 (b) The date of issuance; and

17 (c) The signature of the county clerk.

18 7. If an elector submits an application to register to vote or an
19 affidavit described in paragraph (c) of subsection 1 of NRS 293.507
20 that contains any handwritten additions, erasures or interlineations,
21 the county clerk may object to the application to register to vote if
22 the county clerk believes that because of such handwritten additions,
23 erasures or interlineations, the application to register to vote of the
24 elector is incomplete or that, except as otherwise provided in NRS
25 293D.210, the elector is not eligible to vote pursuant to NRS
26 293.485. If the county clerk objects pursuant to this subsection, he
27 or she shall immediately notify the elector and the district attorney
28 of the county. Not later than 5 business days after the district
29 attorney receives such notification, the district attorney shall advise
30 the county clerk as to whether:

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

34 (b) The county clerk should proceed to process the application
35 to register to vote.

36 ➔ If the District Attorney advises the county clerk to process the
37 application to register to vote, the county clerk shall immediately
38 issue a voter registration card to the applicant pursuant to
39 subsection 6.

40 **Sec. 14.** NRS 293.518 is hereby amended to read as follows:

41 293.518 1. ~~1A~~ *Except as otherwise provided in sections 3*
42 *and 4 of this act, at* the time an elector registers to vote the elector
43 must indicate:

44 (a) A political party affiliation; or

45 (b) That he or she is not affiliated with a political party.



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1 ➤ An elector who indicates that he or she is “independent” shall be
2 deemed not affiliated with a political party.

3 2. If an elector indicates that he or she is not affiliated with a
4 political party, or is independent, the county clerk or field registrar
5 of voters shall list the elector’s political party as nonpartisan.

6 3. If an elector indicates an affiliation with a major political
7 party or a minor political party that has filed a certificate of
8 existence with the Secretary of State, the county clerk or field
9 registrar of voters shall list the elector’s political party as indicated
10 by the elector.

11 4. If an elector indicates an affiliation with a minor political
12 party that has not filed a certificate of existence with the Secretary
13 of State, the county clerk or field registrar of voters shall:

14 (a) List the elector’s political party as the party indicated in the
15 application to register to vote.

16 (b) When compiling data related to voter registration for the
17 county, report the elector’s political party as “other party.”

18 5. If an elector does not make any of the indications described
19 in subsection 1, the county clerk or field registrar of voters shall:

20 (a) List the elector’s political party as nonpartisan; and

21 (b) Mail to the elector a notice setting forth that the elector has
22 been registered to vote as a nonpartisan because the elector did not
23 make any of the indications described in subsection 1.

24 **Sec. 15.** NRS 293.524 is hereby amended to read as follows:

25 293.524 1. ~~The~~ *Except as otherwise provided in this*
26 *section, the* Department of Motor Vehicles shall provide ~~an~~ *a*
27 *paper* application to register to vote to each person who ~~applies~~ :

28 (a) *Applies* for the issuance or renewal of any type of driver’s
29 license or identification card issued by the Department ~~it~~ ; and

30 (b) *Does not apply to register to vote pursuant to section 4 of*
31 *this act.*

32 2. The county clerk shall use the *paper* applications to register
33 to vote which are signed and completed pursuant to subsection 1 to
34 register applicants to vote or to correct information in the registrar
35 of voters’ register. ~~An~~ *A paper* application that is not signed must
36 not be used to register or correct the registration of the applicant.

37 3. For the purposes of this section, each employee specifically
38 authorized to do so by the Director of the Department may oversee
39 the completion of ~~an~~ *a paper* application. The authorized
40 employee shall check the *paper* application for completeness and
41 verify the information required by the *paper* application. Each *paper*
42 application must include a duplicate copy or receipt to be retained
43 by the applicant upon completion of the form. The Department
44 shall, except as otherwise provided in this subsection, forward each
45 *paper* application on a weekly basis to the county clerk or, if



1 applicable, to the registrar of voters of the county in which the
2 applicant resides. The *paper* applications must be forwarded daily
3 during the 2 weeks immediately preceding the fifth Sunday
4 preceding an election.

5 4. *The Department is not required to provide a paper*
6 *application to register to vote pursuant to subsection 1 to a person*
7 *who declines to apply to register to vote pursuant to this section*
8 *and submits to the Department a written form that meets the*
9 *requirements of 52 U.S.C. § 20506(a)(6). Information related to*
10 *the declination to apply to register to vote must not be used for any*
11 *purpose other than voter registration.*

12 5. The county clerk shall accept any *paper* application to
13 register to vote which is obtained from the Department of Motor
14 Vehicles pursuant to this section and completed by the fifth Sunday
15 preceding an election if the county clerk receives the *paper*
16 application not later than 5 days after that date. Upon receipt of ~~that~~
17 *a paper* application, the county clerk or field registrar of voters shall
18 determine whether the *paper* application is complete. If the county
19 clerk or field registrar of voters determines that the *paper*
20 application is complete, he or she shall notify the applicant and the
21 applicant shall be deemed to be registered as of the date of the
22 submission of the *paper* application. If the county clerk or field
23 registrar of voters determines that the *paper* application is not
24 complete, he or she shall notify the applicant of the additional
25 information required. The applicant shall be deemed to be registered
26 as of the date of the initial submission of the *paper* application if the
27 additional information is provided within 15 days after the notice for
28 the additional information is mailed. If the applicant has not
29 provided the additional information within 15 days after the notice
30 for the additional information is mailed, the incomplete *paper*
31 application is void. Any notification required by this subsection
32 must be given by mail at the mailing address on the *paper*
33 application not more than 7 working days after the determination is
34 made concerning whether the *paper* application is complete.

35 ~~5-1~~ 6. The county clerk shall use any form submitted to the
36 Department to correct information on a driver's license or
37 identification card to correct information in the registrar of voters'
38 register, unless the person indicates on the form that the correction
39 is not to be used for the purposes of voter registration. The
40 Department shall forward each such form to the county clerk or, if
41 applicable, to the registrar of voters of the county in which the
42 person resides in the same manner provided by subsection 3 for
43 *paper* applications to register to vote.

44 ~~6-1~~ 7. Upon receipt of a form to correct information, the
45 county clerk shall compare the information to that contained in the



1 registrar of voters' register. If the person is a registered voter, the
2 county clerk shall correct the information to reflect any changes
3 indicated on the form. After making any changes, the county clerk
4 shall notify the person by mail that the records have been corrected.

5 ~~7-1~~ 8. The Secretary of State shall, with the approval of the
6 Director, adopt regulations to:

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

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

13 (c) Provide for the transfer of the completed *paper* applications
14 of registration from the Department to the appropriate county clerk
15 for inclusion in the rosters and registrar of voters' register.

16 **Sec. 16.** NRS 293.530 is hereby amended to read as follows:

17 293.530 Except as otherwise provided in NRS 293.541:

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

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

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

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

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

33 (c) The voter does not respond; and

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

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

39 5. The county clerk shall maintain records of:

40 (a) Any notice mailed pursuant to subsection 3;

41 (b) Any response to such notice; and

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

44 ➡ for not less than 2 years after creation.



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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 pursuant to section 6 of this act; or

(b) The voter registration information of a voter whose name is on the statewide voter registration list is updated pursuant to section 6 of this act,

↳ the county clerk shall provide written notice of the addition or change to the voter not later than 5 working 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 subsection.

Sec. 17. NRS 239.010 is hereby amended to read as follows:

239.010 1. Except as otherwise provided in this section and NRS 1.4683, 1.4687, 1A.110, 41.071, 49.095, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119B.370, 119B.382, 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 130.312, 130.712, 136.050, 159.044, 172.075, 172.245, 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179A.450, 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3925, 209.419, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300, 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140,



1 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020,
2 241.030, 241.039, 242.105, 244.264, 244.335, 250.087, 250.130,
3 250.140, 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195,
4 281A.350, 281A.440, 281A.550, 284.4068, 286.110, 287.0438,
5 289.025, 289.080, 289.387, 289.830, 293.5002, 293.503, 293.558,
6 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335,
7 338.070, 338.1379, 338.16925, 338.1725, 338.1727, 348.420,
8 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100,
9 353C.240, 360.240, 360.247, 360.255, 360.755, 361.044, 361.610,
10 365.138, 366.160, 368A.180, 372A.080, 378.290, 378.300, 379.008,
11 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259,
12 388.501, 388.503, 388.513, 388.750, 391.035, 392.029, 392.147,
13 392.264, 392.271, 392.850, 394.167, 394.1698, 394.447, 394.460,
14 394.465, 396.3295, 396.405, 396.525, 396.535, 398.403, 408.3885,
15 408.3886, 408.3888, 408.5484, 412.153, 416.070, 422.2749,
16 422.305, 422A.342, 422A.350, 425.400, 427A.1236, 427A.872,
17 432.205, 432B.175, 432B.280, 432B.290, 432B.407, 432B.430,
18 432B.560, 433.534, 433A.360, 439.840, 439B.420, 440.170,
19 441A.195, 441A.220, 441A.230, 442.330, 442.395, 445A.665,
20 445B.570, 449.209, 449.245, 449.720, 450.140, 453.164, 453.720,
21 453A.610, 453A.700, 458.055, 458.280, 459.050, 459.3866,
22 459.555, 459.7056, 459.846, 463.120, 463.15993, 463.240,
23 463.3403, 463.3407, 463.790, 467.1005, 480.365, 481.063, 482.170,
24 482.5536, 483.340, 483.363, 483.575, 483.659, 483.800, 484E.070,
25 485.316, 503.452, 522.040, 534A.031, 561.285, 571.160, 584.583,
26 584.655, 587.877, 598.0964, 598.098, 598A.110, 599B.090,
27 603.070, 603A.210, 604A.710, 612.265, 616B.012, 616B.015,
28 616B.315, 616B.350, 618.341, 618.425, 622.310, 623.131,
29 623A.353, 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418,
30 628B.230, 628B.760, 629.047, 629.069, 630.133, 630.30665,
31 630.336, 630A.555, 631.368, 632.121, 632.125, 632.405, 633.283,
32 633.301, 633.524, 634.212, 634.214, 634A.185, 635.158, 636.107,
33 637.085, 637B.288, 638.087, 638.089, 639.2485, 639.570, 640.075,
34 640A.220, 640B.730, 640C.400, 640C.745, 640C.760, 640D.190,
35 640E.340, 641.090, 641A.191, 641B.170, 641C.760, 642.524,
36 643.189, 644.446, 645.180, 645.625, 645A.050, 645A.082,
37 645B.060, 645B.092, 645C.220, 645C.225, 645D.130, 645D.135,
38 645E.300, 645E.375, 645G.510, 645H.320, 645H.330, 647.0945,
39 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228, 654.110,
40 656.105, 661.115, 665.130, 665.133, 669.275, 669.285, 669A.310,
41 671.170, 673.430, 675.380, 676A.340, 676A.370, 677.243,
42 679B.122, 679B.152, 679B.159, 679B.190, 679B.285, 679B.690,
43 680A.270, 681A.440, 681B.260, 681B.410, 681B.540, 683A.0873,
44 685A.077, 686A.289, 686B.170, 686C.306, 687A.110, 687A.115,
45 687C.010, 688C.230, 688C.480, 688C.490, 692A.117, 692C.190,



1 692C.3536, 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615,
2 696B.550, 703.196, 704B.320, 704B.325, 706.1725, 706A.230,
3 710.159, 711.600, *and section 7 of this act*, sections 35, 38 and 41
4 of chapter 478, Statutes of Nevada 2011 and section 2 of chapter
5 391, Statutes of Nevada 2013 and unless otherwise declared by law
6 to be confidential, all public books and public records of a
7 governmental entity must be open at all times during office hours to
8 inspection by any person, and may be fully copied or an abstract or
9 memorandum may be prepared from those public books and public
10 records. Any such copies, abstracts or memoranda may be used to
11 supply the general public with copies, abstracts or memoranda of the
12 records or may be used in any other way to the advantage of the
13 governmental entity or of the general public. This section does not
14 supersede or in any manner affect the federal laws governing
15 copyrights or enlarge, diminish or affect in any other manner the
16 rights of a person in any written book or record which is
17 copyrighted pursuant to federal law.

18 2. A governmental entity may not reject a book or record
19 which is copyrighted solely because it is copyrighted.

20 3. A governmental entity that has legal custody or control of a
21 public book or record shall not deny a request made pursuant to
22 subsection 1 to inspect or copy or receive a copy of a public book or
23 record on the basis that the requested public book or record contains
24 information that is confidential if the governmental entity can
25 redact, delete, conceal or separate the confidential information from
26 the information included in the public book or record that is not
27 otherwise confidential.

28 4. A person may request a copy of a public record in any
29 medium in which the public record is readily available. An officer,
30 employee or agent of a governmental entity who has legal custody
31 or control of a public record:

32 (a) Shall not refuse to provide a copy of that public record in a
33 readily available medium because the officer, employee or agent has
34 already prepared or would prefer to provide the copy in a different
35 medium.

36 (b) Except as otherwise provided in NRS 239.030, shall, upon
37 request, prepare the copy of the public record and shall not require
38 the person who has requested the copy to prepare the copy himself
39 or herself.

40 **Sec. 18.** NRS 483.290 is hereby amended to read as follows:

41 483.290 1. An application for an instruction permit or for a
42 driver's license must:

43 (a) Be made upon a form furnished by the Department.



(b) Be verified by the applicant before a person authorized to administer oaths. Officers and employees of the Department may administer those oaths without charge.

(c) Be accompanied by the required fee.

(d) State the full legal name, date of birth, sex, address of principal residence and mailing address, if different from the address of principal residence, of the applicant and briefly describe the applicant.

(e) State whether the applicant has theretofore been licensed as a driver, and, if so, when and by what state or country, and whether any such license has ever been suspended or revoked, or whether an application has ever been refused, and, if so, the date of and reason for the suspension, revocation or refusal.

(f) Include such other information as the Department may require to determine the competency and eligibility of the applicant.

2. Every applicant must furnish proof of his or her full legal name and age by displaying:

(a) An original or certified copy of the required documents as prescribed by regulation; or

(b) A photo identification card issued by the Department of Corrections pursuant to NRS 209.511.

3. The Department shall adopt regulations prescribing the documents an applicant may use to furnish proof of his or her full legal name and age to the Department pursuant to paragraph (a) of subsection 2.

4. At the time of applying for a driver's license, an applicant may, if eligible, register to vote pursuant to NRS 293.524 **or section 4 of this act.**

5. Every applicant who has been assigned a social security number must furnish proof of his or her social security number by displaying:

(a) An original card issued to the applicant by the Social Security Administration bearing the social security number of the applicant; or

(b) Other proof acceptable to the Department, including, without limitation, records of employment or federal income tax returns.

6. The Department may refuse to accept a driver's license issued by another state, the District of Columbia or any territory of the United States if the Department determines that the other state, the District of Columbia or the territory of the United States has less stringent standards than the State of Nevada for the issuance of a driver's license.

7. With respect to any document presented by a person who was born outside of the United States to prove his or her full legal name and age, the Department:



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1 (a) May, if the document has expired, refuse to accept the
2 document or refuse to issue a driver's license to the person
3 presenting the document, or both; and

4 (b) Shall issue to the person presenting the document a driver's
5 license that is valid only during the time the applicant is authorized
6 to stay in the United States, or if there is no definite end to the time
7 the applicant is authorized to stay, the driver's license is valid for 1
8 year beginning on the date of issuance.

9 8. The Administrator shall adopt regulations setting forth
10 criteria pursuant to which the Department will issue or refuse to
11 issue a driver's license in accordance with this section to a person
12 who is a citizen of any state, the District of Columbia, any territory
13 of the United States or a foreign country. The criteria pursuant to
14 which the Department shall issue or refuse to issue a driver's license
15 to a citizen of a foreign country must be based upon the purpose for
16 which that person is present within the United States.

17 9. Notwithstanding any other provision of this section, the
18 Department shall not accept a consular identification card as proof
19 of the age or identity of an applicant for an instruction permit or for
20 a driver's license. As used in this subsection, "consular
21 identification card" has the meaning ascribed to it in NRS 232.006.

22 **Sec. 19.** NRS 483.850 is hereby amended to read as follows:

23 483.850 1. Every application for an identification card must
24 be made upon a form provided by the Department and include,
25 without limitation:

26 (a) The applicant's:

27 (1) Full legal name.

28 (2) Date of birth.

29 (3) State of legal residence.

30 (4) Current address of principal residence and mailing
31 address, if different from his or her address of principal residence, in
32 this State, unless the applicant is on active duty in the military
33 service of the United States.

34 (b) A statement from:

35 (1) A resident stating that he or she does not hold a valid
36 driver's license or identification card from any state or jurisdiction;
37 or

38 (2) A seasonal resident stating that he or she does not hold a
39 valid Nevada driver's license.

40 2. When the form is completed, the applicant must sign the
41 form and verify the contents before a person authorized to
42 administer oaths.

43 3. An applicant who has been issued a social security number
44 must provide to the Department for inspection:



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1 (a) An original card issued to the applicant by the Social
2 Security Administration bearing the social security number of the
3 applicant; or

4 (b) Other proof acceptable to the Department bearing the social
5 security number of the applicant, including, without limitation,
6 records of employment or federal income tax returns.

7 4. At the time of applying for an identification card, an
8 applicant may, if eligible, register to vote pursuant to NRS 293.524
9 **or section 4 of this act.**

10 5. A person who possesses a driver's license or identification
11 card issued by another state or jurisdiction who wishes to apply for
12 an identification card pursuant to this section shall surrender to the
13 Department the driver's license or identification card issued by the
14 other state or jurisdiction at the time the person applies for an
15 identification card pursuant to this section.

16 **Sec. 20.** The provisions of NRS 354.599 do not apply to any
17 additional expenses of a local government that are related to the
18 provisions of this act.

19 **Sec. 21.** This act becomes effective:

20 1. Upon passage and approval for the purpose of adopting any
21 regulations and performing any other preparatory administrative
22 tasks necessary to carry out the provisions of this act; and

23 2. On January 1, 2018, for all other purposes.

