

SENATE BILL NO. 452—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

MARCH 25, 2019

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections.
(BDR 24-1141)

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

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

AN ACT relating to elections; revising provisions related to certain
persons who distribute forms to request absent ballots;
and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, a person who, during the 6 months immediately preceding an election, intends to distribute to more than 500 registered voters a form to request an absent ballot for the election, is required to notify the county or city clerk in writing of: (1) the approximate number of forms to be distributed to registered voters in the county or city, as applicable; and (2) the first date on which the forms will be distributed to registered voters. (NRS 293.3095, 293C.306) **Sections 1.1 and 2** of this bill revise the deadline for providing such notification to the county or city clerk from not later than 14 days to not later than 28 days before distributing the forms.

Under existing law, such a person distributing the forms is prohibited from mailing the forms to registered voters later than 21 days before the election. (NRS 293.3095, 293C.306) **Sections 1.1 and 2** of this bill prohibit such a person from mailing the forms to registered voters later than 35 days before the election. **Sections 1.1 and 2** also require such a person to include a notice on each form that: (1) informs the voters that they are not receiving an official elections notice from the Secretary of State or the county or city clerk; (2) explains to the voters the purpose of the form; and (3) informs the voters that they do not need to submit the form to the county or city clerk if they have already requested an absent ballot for that election year or they are already entitled to receive an absent ballot for all elections.



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

Section 1. (Deleted by amendment.)

Sec. 1.1. NRS 293.3095 is hereby amended to read as follows:

293.3095 1. A person who, during the 6 months immediately preceding an election, distributes to more than a total of 500 registered voters a form to request an absent ballot for the election shall:

(a) Distribute the form prescribed by the Secretary of State, which must, in 14-point type or larger ~~{} at the top of the first page of the form:~~

(1) Identify the person who is distributing the form; and

(2) Include ~~{} the following~~ notice stating, ~~{} "This" with the first sentence of the notice in bold type:~~

This is not an official elections notice from the Secretary of State or your county or city clerk. This is a form to request ~~{} for~~ an absent ballot ~~{} that you may submit to your county or city clerk if you want to vote by absent ballot. However, even if you want to vote by absent ballot, you do not need to submit this form if you have already requested an absent ballot for this election year or are already entitled to receive an absent ballot for all elections.~~

(b) Not later than ~~{} 28~~ days before distributing such a form, provide to the county clerk of each county to which a form will be distributed written notification of the approximate number of forms to be distributed to voters in the county and of the first date on which the forms will be distributed;

(c) Not return or offer to return to a county clerk a form that was mailed to a registered voter pursuant to this subsection; and

(d) Not mail such a form later than ~~{} 35~~ days before the election.

2. The provisions of this section do not authorize a person to vote by absent ballot if the person is not otherwise eligible to vote by absent ballot.

Sec. 1.2. (Deleted by amendment.)

Sec. 1.3. (Deleted by amendment.)

Sec. 1.4. (Deleted by amendment.)

Sec. 1.5. (Deleted by amendment.)

Sec. 1.9. (Deleted by amendment.)

Sec. 2. NRS 293C.306 is hereby amended to read as follows:

293C.306 1. A person who, during the 6 months immediately preceding an election, distributes to more than a total of 500



registered voters a form to request an absent ballot for the election shall:

(a) Distribute the form prescribed by the Secretary of State, which must, in 14-point type or larger ~~[H]~~ *at the top of the first page of the form:*

(1) Identify the person who is distributing the form; and

(2) Include ~~[a]~~ *the following* notice stating, ~~["This"]~~ *with the first sentence of the notice in bold type:*

This is not an official elections notice from the Secretary of State or your county or city clerk. This is a form to request ~~[for]~~ an absent ballot ~~[";"]~~ that you may submit to your county or city clerk if you want to vote by absent ballot. However, even if you want to vote by absent ballot, you do not need to submit this form if you have already requested an absent ballot for this election year or are already entitled to receive an absent ballot for all elections.

(b) Not later than ~~[14]~~ **28** days before distributing such a form, provide to the city clerk of each city to which a form will be distributed written notification of the approximate number of forms to be distributed to voters in the city and of the first date on which the forms will be distributed;

(c) Not return or offer to return to the city clerk a form that was mailed to a registered voter pursuant to this subsection; and

(d) Not mail such a form later than ~~[24]~~ **35** days before the election.

2. The provisions of this section do not authorize a person to vote by absent ballot if the person is not otherwise eligible to vote by absent ballot.

Sec. 2.2. (Deleted by amendment.)

Sec. 2.3. (Deleted by amendment.)

Sec. 2.4. (Deleted by amendment.)

Sec. 2.5. (Deleted by amendment.)

Sec. 2.9. (Deleted by amendment.)

Sec. 3. This act becomes effective on July 1, 2019.

