
ASSEMBLY BILL NO. 134—ASSEMBLYMEN MATTHEWS, DICKMAN, HAFEN, WHEELER, TITUS; BLACK, ELLISON, HANSEN, KASAMA, KRASNER, LEAVITT, MCARTHUR, O'NEILL, ROBERTS AND TOLLES

FEBRUARY 15, 2021

JOINT SPONSORS: SENATORS BUCK; AND HAMMOND

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections. (BDR 24-801)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 relating to voting by absent ballots or mailing ballots; revising provisions relating to the verification of absent ballots and mailing ballots; revising the procedures for counting absent ballots and mailing ballots; revising provisions relating to assisting a voter complete an absent ballot or mailing ballot; prohibiting certain persons from returning an absent ballot or mailing ballot on behalf of a registered voter; repealing provisions related to voting by mail ballot and conducting certain elections affected by a disaster or emergency; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Assembly Bill No. 4 (A.B. 4) of the 32nd Special Legislative Session: (1)
2 enacted various procedures for conducting certain elections affected by a disaster or
3 emergency, including, requiring that mail ballots be sent to all active registered
4 voters; (2) revised certain provisions relating to voting by absent ballot or mailing
5 ballot; and (3) revised certain procedures for verifying and counting absent ballots
6 and mailing ballots. (Chapter 3, Statutes of Nevada 2020, 32nd Special Session, at
7 page 18) This bill repeals these provisions and reinstates the procedures and
8 provisions for elections that existed before the passage of A.B. 4.



9 Under existing law, there are certain election procedures for state, county and
10 city elections relating to absent ballots distributed to absent voters who do not vote
11 at polling places. (NRS 293.3088-293.340, 293C.304-293C.340) Existing law also
12 provides that election procedures for absent ballots generally apply to mailing
13 ballots distributed to voters who reside in mailing precincts and absent ballot
14 mailing precincts. (NRS 293.343-293.355, 293C.342-293C.352) **Sections 2-20, 23-**
15 **36, 38-40 and 43-45** of this bill revise these procedures to reinstate the procedures
16 for absent ballots and mailing ballots that existed before the passage of A.B. 4
17 including: (1) making it unlawful, with limited exception, for a person to assist a
18 registered voter in marking and signing an absent ballot or mailing ballot or for a
19 person to mark or return an absent ballot or mailing ballot on behalf of a voter; (2)
20 eliminating certain standards for verifying a voter's signature on an absent ballot or
21 mailing ballot; and (3) revising the date on which elections officials may begin to
22 count absent ballots and mailing ballots.

23 **Section 46** of this bill repeals the provisions for conducting certain elections
24 affected by a disaster or emergency. **Sections 1, 12, 13, 16, 17, 20-22, 26, 31, 33,**
25 **37, 38, 41, 42 and 45** of this bill make conforming changes related to the repeal of
26 these provisions.

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

1 **Section 1.** NRS 293.272 is hereby amended to read as follows:
2 293.272 1. Except as otherwise provided in subsection 2 and
3 in NRS 293.2725 and 293.3083, a person who registered by mail or
4 computer to vote shall, for the first election in which the person
5 votes at which that registration is valid, vote in person unless he or
6 she has previously voted in the county in which he or she is
7 registered to vote.

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

9 (a) Is entitled to vote in the manner prescribed in NRS 293.343
10 to 293.355, inclusive;

11 (b) Is entitled to vote an absent ballot pursuant to federal law,
12 NRS 293.316 or chapter 293D of NRS;

13 (c) Is disabled;

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

17 (e) Submits or has previously submitted a written request for an
18 absent ballot that is signed by the registered voter before a notary
19 public or other person authorized to administer an oath; *or*

20 (f) Requests an absent ballot in person at the office of the county
21 clerk. ~~]; or~~

22 ~~—(g) Is sent a mail ballot pursuant to the provisions of NRS~~
23 ~~293.8847 and includes a copy of the information required pursuant~~
24 ~~to paragraph (b) of subsection 1 of NRS 293.2725 with his or her~~
25 ~~voted mail ballot, if required pursuant to NRS 293.8851.]~~



Sec. 2. NRS 293.309 is hereby amended to read as follows:

293.309 1. The county clerk of each county shall prepare an absent ballot for the use of registered voters who have requested absent ballots. The county clerk shall make reasonable accommodations for the use of the absent ballot by a person who is elderly or disabled, including, without limitation, by providing, upon request, the absent ballot in 12-point type to a person who is elderly or disabled.

2. The ballot must be prepared and ready for distribution to ~~[-~~

~~-(a) Each] a~~ registered voter who:

~~[(1)] (a)~~ Resides within the State, not later than 20 days before the election in which it is to be used; ~~and~~

~~-(2)] (b)~~ Except as otherwise provided in paragraph ~~[(b)] (c)~~, resides outside the State, not later than 40 days before a primary or general election, if possible ~~[-~~

~~-(b) Each covered voter who is entitled to have a military-overseas]; or~~

~~(c)~~ *Requested an absent* ballot ~~[transmitted]~~ pursuant to the provisions of chapter 293D of NRS or the Uniformed and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et seq., not later than *45 days before* the ~~[time required by those provisions.]~~ *election.*

3. Any ~~[untimely]~~ legal action which would prevent the ballot from being ~~[distributed to any voter]~~ *issued* pursuant to subsection 2 is moot and of no effect.

Sec. 3. NRS 293.310 is hereby amended to read as follows:

293.310 1. Except as otherwise provided in NRS 293.330 and chapter 293D of NRS, a registered voter who requests and receives an absent *voter's* ballot may vote only by absent ballot at the election for which the absent ballot was issued.

2. If a registered voter has requested an absent ballot and the ~~[absent]~~ ballot has been mailed or issued, the county clerk shall notify the appropriate election board that the registered voter has requested an absent ballot.

Sec. 4. NRS 293.313 is hereby amended to read as follows:

293.313 1. Except as otherwise provided in NRS 293.272 ~~[-~~ ~~293.316, 293.3165]~~ and 293.502, a registered voter may request an absent ballot if, before 5 p.m. on the 14th calendar day preceding the election, the registered voter:

(a) Provides sufficient written notice to the county clerk; and

(b) Has identified himself or herself to the satisfaction of the county clerk.

2. A registered voter may request an absent ballot for all elections held during the year he or she requests an absent ballot.



1 3. A county clerk shall consider a request from a voter who has
2 given sufficient written notice on a form provided by the Federal
3 Government as a request for an absent ballot for the primary and
4 general elections immediately following the date on which the
5 county clerk received the request.

6 4. It is unlawful for a person fraudulently to request an absent
7 ballot in the name of another person or to induce or coerce another
8 person fraudulently to request an absent ballot in the name of
9 another person. A person who violates this subsection is guilty of a
10 category E felony and shall be punished as provided in
11 NRS 193.130.

12 **Sec. 5.** NRS 293.316 is hereby amended to read as follows:

13 293.316 1. Any registered voter who is unable to go to the
14 polls:

15 (a) Because of an illness or disability resulting in confinement in
16 a hospital, sanatorium, dwelling or nursing home; or

17 (b) Because the registered voter is suddenly hospitalized,
18 becomes seriously ill or is called away from home after the time has
19 elapsed for requesting an absent ballot ~~for the election pursuant to~~
20 ~~subsection 1 of~~ *as provided in* NRS 293.313,

21 ↪ may submit a written request to the county clerk for an absent
22 ballot. The request ~~must~~ *may* be submitted *at any time* before 5
23 p.m. on the day of the election.

24 2. If the county clerk determines that a request submitted
25 pursuant to subsection 1 includes the information required pursuant
26 to subsection 3, the county clerk shall, at the office of the county
27 clerk, deliver ~~an absent~~ *a* ballot to the person designated in the
28 request to obtain the absent ballot for the registered voter.

29 3. A written request submitted pursuant to subsection 1 must
30 include:

31 (a) The name, address and signature of the registered voter
32 requesting the absent ballot;

33 (b) The name, address and signature of the person designated by
34 the registered voter to obtain, deliver and return the ~~absent~~
35 ballot for the registered voter;

36 (c) A brief statement of the illness or disability of the registered
37 voter or of facts sufficient to establish that the registered voter was
38 called away from home after the time had elapsed for requesting
39 ~~the~~ *an* absent ballot;

40 (d) If the voter is confined in a hospital, sanatorium, dwelling or
41 nursing home, a statement that he or she will be confined therein on
42 the day of the election; and

43 (e) Unless the person designated pursuant to paragraph (b) will
44 mark and sign ~~the~~ *an* absent ballot on behalf of the registered voter



1 pursuant to subsection 5, a statement signed under penalty of perjury
2 that only the registered voter will mark and sign the ~~[absent]~~ ballot.

3 4. Except as otherwise provided in subsection 5, ~~[in order to~~
4 ~~vote] after marking~~ the ~~[absent]~~ ballot, the ~~[registered]~~ voter must :
5 ~~[, in accordance with the instructions:]~~

6 (a) ~~[Mark and fold the absent ballot;~~
7 ~~(b) Deposit the absent ballot] Place it~~ in the ~~[return]~~
8 ~~identification~~ envelope ; ~~[and seal the return envelope;~~

9 ~~(c)] (b) Affix his or her signature on the [return] back of the~~
10 envelope ; ~~[in the space provided for the signature:]~~ and

11 ~~[(d) Mail or deliver the return envelope in a manner authorized~~
12 ~~by law.]~~

13 (c) *Return it to the office of the county clerk.*

14 5. A person designated in a request submitted pursuant to
15 subsection 1 may, on behalf of and at the direction of the registered
16 voter, mark and sign the absent ballot. If the person marks and signs
17 the ~~[absent]~~ ballot , ~~[pursuant to this section.]~~ the person must ~~[:~~

18 ~~(a) Indicate] indicate~~ next to his or her signature that the
19 ~~[absent]~~ ballot has been marked and signed on behalf of the
20 registered voter . ~~[:and~~

21 ~~(b) Submit a written statement with the absent ballot that~~
22 ~~includes the name, address and signature of the person.]~~

23 6. ~~[An] A request for an~~ absent ballot ~~[prepared by or on~~
24 ~~behalf of the registered voter] submitted~~ pursuant to this section
25 must be ~~[mailed or] made, and the ballot~~ delivered to the ~~voter and~~
26 ~~returned to the~~ county clerk ~~[in accordance with NRS 293.317.]~~ ,
27 *not later than the time the polls close on election day.*

28 7. The procedure authorized by this section is subject to all
29 other provisions of this chapter relating to voting by absent ballot to
30 the extent that those provisions are not inconsistent with the
31 provisions of this section.

32 **Sec. 6.** NRS 293.3165 is hereby amended to read as follows:

33 293.3165 1. ~~[Except as otherwise provided in this section, a]~~
34 *A* registered voter who provides sufficient written notice to the
35 *appropriate* county clerk may request that the registered voter
36 receive an absent ballot for all elections at which the registered voter
37 is eligible to vote. ~~[The written notice is effective for all elections~~
38 ~~that are conducted after the registered voter provides the written~~
39 ~~notice to the county clerk, except that the written notice is not~~
40 ~~effective for the next ensuing election unless the written notice is~~
41 ~~provided to the county clerk before the time has elapsed for~~
42 ~~requesting an absent ballot for the election pursuant to subsection 1~~
43 ~~of NRS 293.313.]~~

44 2. Except as otherwise provided in ~~[this section or for an~~
45 ~~affected election that is subject to the provisions of NRS 293.8801~~



1 ~~to 293.8887, inclusive,]~~ *subsection 4*, upon receipt of ~~[the written~~
2 ~~notice provided by the]~~ *a request submitted by a* registered voter
3 pursuant to subsection 1, the county clerk shall:

4 (a) Issue an absent ballot to the registered voter for each primary
5 election, general election and special election, other than a special
6 city election, that is conducted after *the date* the written notice is
7 ~~[effective pursuant to subsection 1.]~~ *submitted to the county clerk.*

8 (b) Inform the applicable city clerk of receipt of the written
9 notice . ~~[provided by the registered voter.]~~ Upon ~~[being informed]~~
10 *receipt* of the written notice ~~[by]~~ *from* the county clerk, the city
11 clerk shall issue an absent ballot for each primary city election,
12 general city election and special city election that is conducted after
13 the *date the city clerk receives* written notice ~~[is effective pursuant~~
14 ~~to subsection 1.]~~ *from the county clerk.*

15 3. ~~[The]~~ *If, at the direction of a registered voter with a*
16 *physical disability or who is at least 65 years of age, a person:*

17 (a) *Marks and signs an absent ballot issued to the registered*
18 *voter pursuant to the provisions of this section on behalf of the*
19 *registered voter, the person must:*

20 (1) *Indicate next to his or her signature that the ballot has*
21 *been marked and signed on behalf of the registered voter; and*

22 (2) *Submit a written statement with the absent ballot that*
23 *includes the name, address and signature of the person.*

24 (b) *Assists the registered voter to mark and sign an absent*
25 *ballot issued to the registered voter pursuant to the provisions of*
26 *this section, the person or registered voter must submit a written*
27 *statement with the absent ballot that includes the name, address*
28 *and the signature of the person.*

29 4. A county clerk ~~[must]~~ *may* not mail an absent ballot
30 requested by a registered voter pursuant to subsection 1 if, after the
31 request is submitted:

32 (a) The registered voter is designated inactive pursuant to
33 NRS 293.530;

34 (b) The county clerk cancels the registration of the person
35 pursuant to NRS 293.527, 293.530, 293.535 or 293.540; or

36 (c) An absent ballot is returned to the county clerk as
37 undeliverable, unless the registered voter has submitted a new
38 request pursuant to subsection 1.

39 ~~[4.]~~ 5. The procedure authorized pursuant to this section is
40 subject to all other provisions of this chapter relating to voting by
41 absent ballot to the extent that those provisions are not inconsistent
42 with the provisions of this section.



1 **Sec. 7.** NRS 293.317 is hereby amended to read as follows:

2 293.317 1. Except as otherwise provided in ~~[this section,]~~
3 subsection 2, ~~[of NRS 293.323 and NRS 293D.200,]~~ absent ballots,
4 including special absent ballots, must be:

5 (a) Delivered by hand to the county clerk before the time set for
6 closing of the polls pursuant to NRS 293.273; or

7 (b) Mailed to the county clerk and:

8 (1) Postmarked on or before the day of election; and

9 (2) Received by the county clerk ~~[not later than 5 p.m. on the~~
10 ~~seventh day following the election.]~~ *within the period for the*
11 *counting of absent ballots pursuant to subsection 2 of*
12 *NRS 293.333.*

13 2. If an absent ballot is received ~~[by mail]~~ not ~~[later than 5 p.m.~~
14 ~~on]~~ *more than 3 days after* the ~~[third]~~ day ~~[following]~~ *of* the
15 election and the date of the postmark cannot be determined, the
16 absent ballot shall be deemed to have been postmarked on or before
17 the day of the election.

18 **Sec. 8.** NRS 293.323 is hereby amended to read as follows:

19 293.323 1. Except as otherwise provided in subsection 2 and
20 chapter 293D of NRS, ~~[or for an affected election that is subject to~~
21 ~~the provisions of NRS 293.8801 to 293.8887, inclusive,]~~ if the
22 request for an absent ballot is made by mail or approved electronic
23 transmission, the county clerk shall, as soon as the *official* absent
24 ballot for the precinct or district in which the ~~[absent voter]~~
25 *applicant* resides has been ~~[prepared pursuant to NRS 293.309,]~~
26 *printed,* send to the voter by first-class mail, or by any class of mail
27 if the Official Election Mail logo or an equivalent logo or mark
28 created by the United States Postal Service is properly placed on the
29 *official* absent ballot:

30 (a) An absent ballot;

31 (b) A return envelope;

32 (c) An envelope or similar device into which the ~~[absent]~~ ballot
33 is inserted to ensure its secrecy;

34 (d) An identification envelope, if applicable; and

35 (e) Instructions.

36 2. If the county clerk fails to send an absent ballot pursuant to
37 subsection 1 to ~~[an absent]~~ *a* voter who resides within the
38 continental United States, the county clerk may use approved
39 electronic transmission to send an absent ballot and instructions to
40 the voter. The voter may mail ~~[or deliver]~~ the absent ballot to the
41 county clerk ~~[in a manner authorized by law]~~ or submit the absent
42 ballot by approved electronic transmission.

43 3. The return envelope sent pursuant to subsection 1 must
44 include postage prepaid by first-class mail if the absent voter is



1 within the boundaries of the United States, its territories or
2 possessions or on a military base.

3 4. Nothing may be enclosed or sent with an absent ballot
4 except as required by subsection 1 or 2 and chapter 293D of NRS.

5 5. Before depositing ~~[an absent]~~ *a* ballot in the mail or sending
6 ~~[an absent]~~ *a* ballot by approved electronic transmission, the county
7 clerk shall record ~~[-~~

8 ~~—(a) The]~~ *the* date the ~~[absent]~~ ballot is issued ~~[-~~

9 ~~—(b) The]~~ *, the* name of the ~~[absent]~~ *registered* voter to whom
10 ~~[the absent ballot]~~ *it* is issued, ~~[his or her]~~ *the registered voter's*
11 precinct or district *,* and ~~[his or her]~~ political affiliation, if any,
12 ~~[unless all the offices on the absent ballot are nonpartisan offices;~~

13 ~~—(c) The]~~ *the* number of the ~~[absent]~~ ballot ~~[-]~~ and

14 ~~[(d) Any]~~ *any* remarks the county clerk finds appropriate.

15 6. The Secretary of State shall adopt regulations to carry out
16 the provisions of subsection 2.

17 **Sec. 9.** NRS 293.325 is hereby amended to read as follows:

18 293.325 1. Except as otherwise provided in NRS 293D.200,
19 when an absent ballot is returned by ~~[or on behalf of an absent]~~ *a*
20 *registered* voter to the county clerk through the mail, by facsimile
21 machine or other approved electronic transmission or in person, and
22 ~~[a]~~ record ~~[of its return]~~ *thereof* is made in the absent ballot record
23 ~~[for the election,]~~ *book,* the county clerk ~~[or an employee in the~~
24 ~~office of the county clerk]~~ shall check the signature ~~[used for the~~
25 ~~absent ballot]~~ in accordance with the following procedure:

26 (a) The county clerk ~~[or employee]~~ shall check the signature
27 ~~[used for the absent ballot]~~ *on the return envelope, facsimile or*
28 *other approved electronic transmission* against all signatures of the
29 voter available in the records of the county clerk.

30 (b) If at least two employees in the office of the county clerk
31 believe there is a reasonable question of fact as to whether the
32 signature ~~[used for]~~ *on* the absent ballot matches the signature of the
33 voter, the county clerk shall contact the voter and ask the voter to
34 confirm whether the signature ~~[used for]~~ *on* the absent ballot
35 belongs to the voter.

36 2. ~~[For purposes of subsection 1:~~

37 ~~—(a) There is a reasonable question of fact as to whether the~~
38 ~~signature used for the absent ballot matches the signature of the~~
39 ~~voter if the signature used for the absent ballot differs in multiple,~~
40 ~~significant and obvious respects from the signatures of the voter~~
41 ~~available in the records of the county clerk.~~

42 ~~—(b) There is not a reasonable question of fact as to whether the~~
43 ~~signature used for the absent ballot matches the signature of the~~
44 ~~voter if:~~



1 ~~—— (1) The signature used for the absent ballot is a variation of~~
2 ~~the signature of the voter caused by the substitution of initials for~~
3 ~~the first or middle name or the use of a common nickname and it~~
4 ~~does not otherwise differ in multiple, significant and obvious~~
5 ~~respects from the signatures of the voter available in the records of~~
6 ~~the county clerk; or~~

7 ~~—— (2) There are only slight dissimilarities between the signature~~
8 ~~used for the absent ballot and the signatures of the voter available in~~
9 ~~the records of the county clerk.~~

10 ~~—3.]~~ Except as otherwise provided in subsection ~~[4.]~~ **3**, if the
11 county clerk determines *pursuant to subsection 1* that the absent
12 voter is entitled to cast ~~[the absent]~~ **a** ballot and:

13 (a) No absent ballot central counting board has been appointed,
14 the county clerk shall neatly stack, unopened, the absent ballot with
15 any other absent ballot received that day in a container and deliver,
16 or cause to be delivered, that container to the appropriate election
17 board.

18 (b) An absent ballot central counting board has been appointed,
19 the county clerk shall deposit the ~~[absent]~~ ballot in the proper ballot
20 box or place the ~~[absent]~~ ballot, unopened, in a container that must
21 be securely locked or under the control of the county clerk at all
22 times. At the end of each day before election day, the county clerk
23 may remove the ~~[absent]~~ ballots from each ballot box, neatly stack
24 the ~~[absent]~~ ballots in a container and seal the container with a
25 numbered seal. Not earlier than ~~[15]~~ **4 working** days before the
26 election, the county clerk shall deliver the ~~[absent]~~ ballots to the
27 absent ballot central counting board to be processed and prepared
28 for counting pursuant to the procedures established by the Secretary
29 of State to ensure the confidentiality of the prepared ballots until
30 after the polls have closed pursuant to NRS 293.273 or 293.305.

31 ~~[4.]~~ **3.** If the county clerk determines when checking the
32 signature ~~[used for the absent ballot]~~ *of the voter pursuant to*
33 *subsection 1* that the absent voter ~~[failed to affix his or her signature~~
34 ~~or failed to affix it in the manner required by law for the absent~~
35 ~~ballot or that there is a reasonable question of fact as to whether the~~
36 ~~signature used for the absent ballot matches the signature of the~~
37 ~~voter.]~~ *did not sign the return envelope as required pursuant to*
38 *NRS 293.339* but ~~[the voter]~~ is otherwise entitled to cast ~~[the absent]~~
39 **a** ballot, the county clerk shall contact the *absent* voter and advise
40 the voter of the procedures to provide a signature ~~[or a confirmation~~
41 ~~that the signature used for the absent ballot belongs to the voter, as~~
42 ~~applicable.]~~ *established pursuant to subsection 4.* For the absent
43 ballot to be counted, the *absent* voter must provide a signature ~~[or a~~
44 ~~confirmation, as applicable, not later than 5 p.m. on the seventh day~~
45 ~~following the election or, if applicable, the ninth day following an~~



1 affected election that is subject to the provisions of NRS 293.8801
2 to 293.8887, inclusive.

3 ~~—5.—The~~ *within the period for the counting of absent ballots*
4 *pursuant to subsection 2 of NRS 293.333.*

5 4. Each county clerk shall prescribe procedures for ~~[an absent]~~
6 a voter who ~~[failed to affix his or her signature or failed to affix it in~~
7 ~~the manner required by law for the]~~ *did not sign the return*
8 *envelope of an* absent ballot ~~[, or for whom there is a reasonable~~
9 ~~question of fact as to whether the signature used for the absent ballot~~
10 ~~matches the signature of the voter,]~~ in order to:

11 (a) Contact the voter;

12 (b) Allow the voter to provide a signature ; ~~[or a confirmation~~
13 ~~that the signature used for the absent ballot belongs to the voter, as~~
14 ~~applicable;]~~ and

15 (c) After a signature ~~[or a confirmation]~~ is provided , ~~[as~~
16 ~~applicable,]~~ ensure the absent ballot is delivered to the appropriate
17 election board or the absent ballot central counting board, as
18 applicable.

19 ~~[6.—The procedures established pursuant to subsection 5 for~~
20 ~~contacting an absent voter must require the county clerk to contact~~
21 ~~the voter, as soon as possible after receipt of the absent ballot, by:~~

22 ~~—(a) Mail;~~

23 ~~—(b) Telephone, if a telephone number for the voter is available in~~
24 ~~the records of the county clerk; and~~

25 ~~—(c) Electronic mail, if the voter has provided the county clerk~~
26 ~~with sufficient information to contact the voter by such means.]~~

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

28 293.330 1. Except as otherwise provided in ~~[this section,]~~
29 subsection 2 of NRS 293.323, ~~[NRS 293.329]~~ and chapter 293D of
30 NRS, ~~[in order to vote]~~ *and any regulations adopted pursuant*
31 *thereto, when an absent voter receives* an absent ballot, the absent
32 voter must ~~[,]~~ *mark and fold it* in accordance with the instructions ~~[-~~

33 ~~—(a) Mark and fold the absent ballot;~~

34 ~~—(b) Deposit the absent ballot]~~ , *deposit it* in the return envelope ,
35 ~~[and]~~ seal the ~~[return]~~ envelope ~~[-~~

36 ~~—(c) Affix]~~ , *affix* his or her signature on *the back of* the ~~[return]~~
37 envelope in the space provided ~~[for the signature;]~~ *therefor* and

38 ~~[(d) Mail]~~ *mail* or deliver the return envelope . ~~[in a manner~~
39 ~~authorized by law.]~~

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

43 (a) The office of the county clerk, the *absent* voter must mark
44 ~~[and fold]~~ the ~~[absent]~~ ballot, ~~[deposit]~~ *seal* it in the return envelope
45 and ~~[seal the return envelope and]~~ affix his or her signature in the



1 same manner as provided in subsection 1, and deliver the ~~[return]~~
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 before being issued a ballot to
6 vote at the polling place. A person who receives a surrendered
7 absent ballot shall mark it "Cancelled."

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

- 13 (a) Provides satisfactory identification;
- 14 (b) Is a registered voter who is otherwise entitled to vote; and
- 15 (c) Signs an affirmation under penalty of perjury on a form
16 prepared by the Secretary of State declaring that the voter has not
17 voted during the election.

18 4. Except as otherwise provided in ~~[subsection 5,]~~ *NRS*
19 *293.316 and 293.3165, it is unlawful for any person to return an*
20 *absent ballot other than the voter who requested the absent ballot*
21 *or, at the request of [a] the voter [whose], a member of the voter's*
22 *family. A person who returns an absent ballot [has been prepared*
23 *by or on behalf] and who is a member of the family of the voter*
24 *[for an election, a person authorized by the voter may return] who*
25 *requested the absent ballot [on behalf] shall, under penalty of*
26 *perjury, indicate on a form prescribed by the county clerk that the*
27 *person is a member of the family of the voter [by mail or personal*
28 *delivery to the county clerk.*

29 ~~—5. Except for an election board officer in the course of the~~
30 ~~election board officer's official duties, a person shall not willfully:~~

31 ~~(a) Impede, obstruct, prevent or interfere with the return of a~~
32 ~~voter's] who requested the absent ballot [;~~

33 ~~—(b) Deny a] and that the voter requested that the [right to]~~
34 ~~person return the voter's absent ballot. [; or~~

35 ~~—(c) If the person receives the voter's absent ballot and~~
36 ~~authorization to return the absent ballot on behalf of the voter by~~
37 ~~mail or personal delivery, fail to return the absent ballot, unless~~
38 ~~otherwise authorized by the voter, by mail or personal delivery:~~

39 ~~—(1) Before the end of the third day after the day of receipt, if~~
40 ~~the person receives the absent ballot from the voter four or more~~
41 ~~days before the day of the election; or~~

42 ~~—(2) Before the deadline established by the United States~~
43 ~~Postal Service for the absent ballot to be postmarked on the day of~~
44 ~~the election or before the polls close on the day of the election, as~~
45 ~~applicable to the type of delivery, if the person receives the absent~~



1 ~~ballot from the voter three or fewer days before the day of the~~
2 ~~election.~~

3 ~~—6.]~~ A person who violates ~~[any provision]~~ *the provisions* of
4 *this* subsection ~~[5]~~ is guilty of a category E felony and shall be
5 punished as provided in NRS 193.130.

6 **Sec. 11.** NRS 293.333 is hereby amended to read as follows:

7 293.333 1. Except as otherwise provided in NRS 293D.200,
8 on the day of an election, the election boards receiving the absent
9 *voter's* ballots from the county clerk shall, in the presence of a
10 majority of the election board officers, remove the ~~[absent]~~ ballots
11 from the ballot box and the containers in which the ~~[absent]~~ ballots
12 were transported pursuant to NRS 293.325 and deposit the ~~[absent]~~
13 ballots in the regular ballot box in the following manner:

14 (a) The name of the voter, as shown on the return envelope or
15 approved electronic transmission, must be *called and* checked as if
16 the voter were voting in person;

17 (b) The signature ~~[used for the absent ballot]~~ *on the back of the*
18 *return envelope or on the approved electronic transmission* must
19 be ~~[checked in accordance with the procedure set forth in NRS~~
20 ~~293.325;]~~ *compared with that on the application to register to vote;*

21 (c) If the board determines that the *absent* voter is entitled to
22 cast ~~[the absent]~~ *a* ballot, the ~~[return]~~ envelope must be opened, the
23 numbers on the ~~[absent]~~ ballot and ~~[return]~~ envelope or approved
24 electronic transmission compared, the number strip or stub detached
25 from the ~~[absent]~~ ballot and, if the numbers are the same, the
26 ~~[absent]~~ ballot deposited in the regular ballot box; and

27 (d) The election board officers shall indicate in the roster
28 "Voted" by the name of the voter.

29 2. ~~[The board must complete the count]~~ *Counting* of ~~[all]~~
30 absent ballots ~~[on or before]~~ *must continue through* the seventh day
31 following the election. ~~[or, if applicable, the ninth day following an~~
32 ~~affected election that is subject to the provisions of NRS 293.8801~~
33 ~~to 293.8887, inclusive.]~~

34 **Sec. 12.** NRS 293.343 is hereby amended to read as follows:

35 293.343 1. ~~[Except as otherwise provided for an affected~~
36 ~~election that is subject to the provisions of NRS 293.8801 to~~
37 ~~293.8887, inclusive, a]~~ A registered voter who resides in an election
38 precinct in which there were not more than 200 voters registered for
39 the last preceding general election, or in a precinct in which it
40 appears to the satisfaction of the county clerk and Secretary of State
41 that there are not more than 200 registered voters, may vote at any
42 election regulated by this chapter in the manner provided in NRS
43 293.343 to 293.355, inclusive.

44 2. ~~[Except as otherwise provided for an affected election that is~~
45 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,~~



1 ~~whenever]~~ *Whenever* the county clerk has designated a precinct as a
2 mailing precinct, registered voters residing in that precinct may vote
3 at any election regulated by this chapter in the manner provided in
4 NRS 293.343 to 293.355, inclusive.

5 3. In a county whose population is 100,000 or more, whenever
6 a registered voter is entitled to vote in a mailing precinct or an
7 absent ballot mailing precinct, the county clerk:

8 (a) Shall designate at least one polling place in the county as the
9 polling place where such a voter may vote in person, pursuant to
10 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
11 NRS 293.353, on election day; and

12 (b) May designate certain polling places for early voting as the
13 polling places where such a voter may vote in person, pursuant to
14 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
15 NRS 293.353, during the period for early voting, if it is impractical
16 for the county clerk to provide at each polling place for early voting
17 a ballot in every form required in the county.

18 4. In a county whose population is less than 100,000, whenever
19 a registered voter is entitled to vote in a mailing precinct or an
20 absent ballot mailing precinct, the county clerk:

21 (a) May designate one or more polling places in the county as
22 the polling place where such a voter may vote in person, pursuant to
23 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
24 NRS 293.353, on election day; and

25 (b) May designate certain polling places for early voting as the
26 polling places where such a voter may vote in person, pursuant to
27 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
28 NRS 293.353, during the period for early voting, if it is impractical
29 for the county clerk to provide at each polling place for early voting
30 a ballot in every form required in the county.

31 5. Polling places designated pursuant to subsection 3 or 4 may
32 include, without limitation, polling places located as closely as
33 practicable to the mailing precincts.

34 **Sec. 13.** NRS 293.345 is hereby amended to read as follows:

35 293.345 1. ~~[Except as otherwise provided for an affected~~
36 ~~election that is subject to the provisions of NRS 293.8801 to~~
37 ~~293.8887, inclusive, before]~~ *Before* 5 p.m. on the last business day
38 preceding the first day of the period for early voting for any primary
39 election or general election, the county clerk shall cause to be
40 mailed to each registered voter in each mailing precinct and in each
41 absent ballot mailing precinct ~~[a]~~ *an official* mailing ballot, and
42 accompanying supplies, as specified in NRS 293.350.

43 2. If the county clerk has designated, pursuant to subsection 3
44 or 4 of NRS 293.343, one or more polling places where a voter may
45 vote in person, the ~~[mailing]~~ *official* ballot and the sample ballot



1 must include a notice in bold type informing the voter of the
2 location of the designated polling place or polling places on election
3 day and the polling places during the period for early voting where
4 the voter may vote in person pursuant to paragraph (b) of subsection
5 2 of NRS 293.353 or subsection 3 of NRS 293.353.

6 ~~[3.— Any untimely legal action which would prevent the mailing~~
7 ~~ballot from being distributed to any voter pursuant to this section is~~
8 ~~moot and of no effect.]~~

9 **Sec. 14.** NRS 293.353 is hereby amended to read as follows:

10 293.353 1. Except as otherwise provided in ~~[this section;~~
11 ~~NRS 293.352 and chapter 293D of NRS, in order to vote]~~
12 **subsection 2 or 3, upon receipt of** a mailing ballot ~~[;]~~ **from the**
13 **county clerk**, the registered voter must, in accordance with the
14 instructions ~~[;~~

15 ~~—(a) Mark]~~, **mark** and fold the ~~[mailing]~~ ballot ~~[;~~

16 ~~—(b) Deposit the mailing ballot in the return envelope]~~, **deposit**
17 and seal the **ballot in the** return envelope ~~[;~~

18 ~~—(c) Affix]~~, **affix** his or her signature on the ~~[return]~~ **back of the**
19 envelope ~~[in the space provided for the signature;]~~ and

20 ~~[(d) Mail or deliver]~~ **mail** the ~~[return]~~ envelope ~~[in a manner~~
21 ~~authorized by law.]~~ **to the county clerk.**

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

24 (a) The office of the county clerk, the registered voter must
25 mark ~~[and fold]~~ the ~~[mailing]~~ ballot, ~~[deposit]~~ **place and seal** it in
26 the return envelope ~~[and seal the return envelope]~~ and affix his or
27 her signature in the same manner as provided in subsection 1, and
28 deliver the ~~[return]~~ envelope to the clerk.

29 (b) One of the polling places on election day or a polling place
30 for early voting in the county designated pursuant to subsection 3 or
31 4 of NRS 293.343, the registered voter must surrender the mailing
32 ballot and provide satisfactory identification before being issued a
33 ballot to vote at the polling place. A person who receives a
34 surrendered mailing ballot shall mark it "Cancelled."

35 3. If a registered voter who has received a mailing ballot
36 wishes to vote in person at the office of the county clerk or at one of
37 the polling places on election day or a polling place for early voting
38 in the county designated pursuant to subsection 3 or 4 of NRS
39 293.343, and the voter does not have the mailing ballot to deliver or
40 surrender, the voter must be issued a ballot to vote if the voter:

41 (a) Provides satisfactory identification;

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

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



1 4. ~~[Except as otherwise provided in subsection 5,]~~ *It is*
2 *unlawful for any person to return a mailing ballot other than the*
3 *registered voter to whom the ballot was sent or,* at the request of ~~[a]~~
4 *the voter [whose], a member of the family of that voter. A person*
5 *who returns a mailing ballot [has been prepared by or on behalf]*
6 *and who is a member of the family of the voter [for an election, a*
7 *person authorized by the voter may return] who received the mailing*
8 *ballot [on behalf] shall, under penalty of perjury, indicate on a*
9 *form prescribed by the county clerk that the person is a member of*
10 *the family of the voter [by mail or personal delivery to the county*
11 *clerk.*

12 ~~— 5. Except for an election board officer in the course of the~~
13 ~~election board officer's official duties, a person shall not willfully:~~

14 ~~— (a) Impede, obstruct, prevent or interfere with the return of a~~
15 ~~voter's] who received the mailing ballot [;~~

16 ~~— (b) Deny a voter the right to] and that the voter requested that~~
17 ~~he or she return the [voter's] mailing ballot . [; or~~

18 ~~— (c) If the person receives the voter's mailing ballot and~~
19 ~~authorization to return the mailing ballot on behalf of the voter by~~
20 ~~mail or personal delivery, fail to return the mailing ballot, unless~~
21 ~~otherwise authorized by the voter, by mail or personal delivery:~~

22 ~~— (1) Before the end of the third day after the day of receipt, if~~
23 ~~the person receives the mailing ballot from the voter four or more~~
24 ~~days before the day of the election; or~~

25 ~~— (2) Before the deadline established by the United States~~
26 ~~Postal Service for the mailing ballot to be postmarked on the day of~~
27 ~~the election or before the polls close on the day of the election, as~~
28 ~~applicable to the type of delivery, if the person receives the mailing~~
29 ~~ballot from the voter three or fewer days before the day of the~~
30 ~~election.~~

31 ~~— 6.] A person who violates [any provision] the provisions of~~
32 ~~this~~ *subsection [5]* is guilty of a category E felony and shall be
33 punished as provided in NRS 193.130.

34 **Sec. 15.** NRS 293.355 is hereby amended to read as follows:

35 293.355 1. ~~[When a mailing ballot is returned by or on behalf~~
36 ~~of] Upon receipt of the return envelope from~~ a registered voter of a
37 mailing precinct or absent ballot mailing precinct, whether through
38 the mail or in person at the office of the county clerk pursuant to
39 paragraph (a) of subsection 2 of NRS 293.353, the county clerk shall
40 follow the same procedure as in the case of absent ballots.

41 2. Ballots voted in person at a polling place pursuant to
42 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
43 NRS 293.353, or at the office of the county clerk pursuant to
44 subsection 3 of NRS 293.353, by registered voters of a mailing
45 precinct or absent ballot mailing precinct must be processed and



1 reported by the appointed election board or county clerk in the same
2 manner as required by law for absent ballots voted in person
3 pursuant to NRS 293.330.

4 **Sec. 16.** NRS 293.363 is hereby amended to read as follows:

5 293.363 ~~[Except as otherwise provided for an affected election~~
6 ~~that is subject to the provisions of NRS 293.8801 to 293.8887,~~
7 ~~inclusive:~~

8 ~~—1.]~~ When the polls are closed, the counting board shall prepare
9 to count the ballots voted. The counting procedure must be public
10 and continue without adjournment until completed.

11 ~~[2.]~~ If the ballots are paper ballots, the counting board shall
12 prepare in the following manner:

13 ~~[(a)]~~ 1. The container that holds the ballots or the ballot box
14 must be opened and the ballots contained therein counted by the
15 counting board and opened far enough to ascertain whether each
16 ballot is single. If two or more ballots are found folded together to
17 present the appearance of a single ballot, they must be laid aside
18 until the count of the ballots is completed. If a majority of the
19 inspectors are of the opinion that the ballots folded together were
20 voted by one person, the ballots must be rejected and placed in an
21 envelope, upon which must be written the reason for their rejection.
22 The envelope must be signed by the counting board officers and
23 placed in the container or ballot box after the count is completed.

24 ~~[(b)]~~ 2. If the ballots in the container or box are found to
25 exceed in number the number of names as are indicated on the roster
26 as having voted, the ballots must be replaced in the container or box,
27 and a counting board officer, with his or her back turned to the
28 container or box, shall draw out a number of ballots equal to the
29 excess. The excess ballots must be marked on the back thereof with
30 the words "Excess ballots not counted." The ballots when so marked
31 must be immediately sealed in an envelope and returned to the
32 county clerk with the other ballots rejected for any cause.

33 ~~[(c)]~~ 3. When it has been ascertained that the number of ballots
34 agrees with the number of names of registered voters shown to have
35 voted, the board shall proceed to count. If there is a discrepancy
36 between the number of ballots and the number of voters, a record of
37 the discrepancy must be made.

38 **Sec. 17.** NRS 293.365 is hereby amended to read as follows:

39 293.365 ~~[Except as otherwise provided for an affected election~~
40 ~~that is subject to the provisions of NRS 293.8801 to 293.8887,~~
41 ~~inclusive, no]~~ No counting board in any precinct, district or polling
42 place in which paper ballots are used may commence to count the
43 votes until all ballots used or unused are accounted for.



1 **Sec. 18.** NRS 293.384 is hereby amended to read as follows:
2 293.384 1. Not earlier than ~~{15}~~ **4 working** days before the
3 election, the counting board, if it is responsible for counting absent
4 ballots, or the absent ballot central counting board shall withdraw all
5 the ~~{absent}~~ ballots from each ballot box or container that holds
6 absent ballots received before that day and ascertain that each box or
7 container has the required number of ~~{absent}~~ ballots according to
8 the county clerk's absent **voter's** ballot record . ~~{for the election.}~~

9 2. The counting board or absent ballot central counting board
10 shall count the number of ~~{absent}~~ ballots in the same manner as
11 election boards.

12 **Sec. 19.** NRS 293.385 is hereby amended to read as follows:

13 293.385 1. Each day after the initial withdrawal of the
14 ~~{absent}~~ ballots pursuant to NRS 293.384 and before the day of the
15 election, the counting board, if it is responsible for counting absent
16 ballots, or the absent ballot central counting board shall withdraw
17 from the appropriate ballot boxes or containers all the ~~{absent}~~
18 ballots received the previous day and ascertain that each box or
19 container has the required number of ~~{absent}~~ ballots according to
20 the county clerk's absent **voter's** ballot record . ~~{for the election.}~~

21 2. If any absent ballots are received by the county clerk on
22 election day ~~{and the county clerk has determined that the absent~~
23 ~~voters are entitled to cast the absent ballots}~~ pursuant to NRS
24 ~~{293.325,}~~ **293.316**, the county clerk shall deposit the absent ballots
25 in the appropriate ballot boxes or containers.

26 3. Not earlier than ~~{15}~~ **4 working** days before the election, the
27 appropriate board shall, in public, count the votes cast on the absent
28 ballots.

29 4. If paper ballots are used, the results of the absent ballot vote
30 in each precinct must be certified and submitted to the county clerk
31 who shall have the results added to the regular votes of the precinct.
32 The returns of absent ballots must be reported separately from the
33 regular votes of the precinct, unless reporting the returns separately
34 would violate the secrecy of a voter's ballot. The county clerks shall
35 develop a procedure to ensure that each ballot is kept secret.

36 5. Any person who disseminates to the public in any way
37 information pertaining to the count of absent ballots before the polls
38 close is guilty of a misdemeanor.

39 **Sec. 20.** NRS 293.387 is hereby amended to read as follows:

40 293.387 1. As soon as the returns from all the precincts and
41 districts in any county have been received by the board of county
42 commissioners, the board shall meet and canvass the returns. The
43 canvass must be completed on or before the 10th day following the
44 election . ~~{or, if applicable, the 13th day following an affected~~



1 ~~election that is subject to the provisions of NRS 293.8801 to~~
2 ~~293.8887, inclusive.]~~

3 2. In making its canvass, the board shall:

4 (a) Note separately any clerical errors discovered; and

5 (b) Take account of the changes resulting from the discovery, so
6 that the result declared represents the true vote cast.

7 3. The county clerk shall, as soon as the result is declared,
8 enter upon the records of the board an abstract of the result, which
9 must contain the number of votes cast for each candidate. The
10 board, after making the abstract, shall cause the county clerk to
11 certify the abstract and, by an order made and entered in the minutes
12 of its proceedings, to make:

13 (a) A copy of the certified abstract; and

14 (b) A mechanized report of the abstract in compliance with
15 regulations adopted by the Secretary of State,

16 ↪ and transmit them to the Secretary of State ~~on or before the 10th~~
17 ~~day following] not more than 7 working days after~~ the election .
18 ~~[or, if applicable, the 13th day following an affected election that is~~
19 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive.]~~

20 4. The Secretary of State shall, immediately after any primary
21 election, compile the returns for all candidates voted for in more
22 than one county. The Secretary of State shall make out and file in
23 his or her office an abstract thereof, and shall certify to the county
24 clerk of each county the name of each person nominated, and the
25 name of the office for which the person is nominated.

26 **Sec. 21.** NRS 293.393 is hereby amended to read as follows:

27 293.393 1. On or before the 10th day after any general
28 election or any other election at which votes are cast for any United
29 States Senator, Representative in Congress, member of the
30 Legislature or any state officer who is elected statewide , ~~or, if~~
31 ~~applicable, on or before the 13th day after an affected election that is~~
32 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,]~~
33 the board of county commissioners shall open the returns of votes
34 cast and make abstracts of the votes.

35 2. Abstracts of votes must be prepared in the manner
36 prescribed by the Secretary of State by regulation.

37 3. The county clerk shall make out a certificate of election to
38 each of the persons having the highest number of votes for the
39 district, county and township offices.

40 4. Each certificate must be delivered to the person elected upon
41 application at the office of the county clerk.

42 **Sec. 22.** NRS 293.5837 is hereby amended to read as follows:

43 293.5837 1. Through the Thursday preceding the day of the
44 election, an elector may register to vote in the county or city, as
45 applicable, in which the elector is eligible to vote by submitting an



1 application to register to vote by computer using the system
2 established by the Secretary of State pursuant to NRS 293.671
3 before the elector appears at a polling place described in subsection
4 2 to vote in person.

5 2. If an elector submits an application to register to vote
6 pursuant to this section, the elector may vote only in person:

7 (a) During the period for early voting, at any polling place for
8 early voting by personal appearance in the county or city, as
9 applicable, in which the elector is eligible to vote; or

10 (b) On the day of the election, at:

11 (1) A polling place established pursuant to NRS 293.3072 ~~+~~
12 ~~293.8834~~ or 293C.3032, *if one has been established*, in the county
13 or city, as applicable, in which the elector is eligible to vote; or

14 (2) The polling place for his or her election precinct.

15 3. To vote in person, an elector who submits an application to
16 register to vote pursuant to this section must:

17 (a) Appear before the close of polls at a polling place described
18 in subsection 2;

19 (b) Inform an election board officer that, before appearing at the
20 polling place, the elector submitted an application to register to vote
21 by computer using the system established by the Secretary of State
22 pursuant to NRS 293.671; and

23 (c) Except as otherwise provided in subsection 4, provide his or
24 her current and valid driver's license or identification card issued by
25 the Department of Motor Vehicles which shows his or her physical
26 address as proof of the elector's identity and residency.

27 4. If the driver's license or identification card issued by the
28 Department of Motor Vehicles to the elector does not have the
29 elector's current residential address, the following documents may
30 be used to establish the residency of the elector if the current
31 residential address of the elector, as indicated on his or her
32 application to register to vote, is displayed on the document:

33 (a) A military identification card;

34 (b) A utility bill, including, without limitation, a bill for electric,
35 gas, oil, water, sewer, septic, telephone, cellular telephone or cable
36 television service;

37 (c) A bank or credit union statement;

38 (d) A paycheck;

39 (e) An income tax return;

40 (f) A statement concerning the mortgage, rental or lease of a
41 residence;

42 (g) A motor vehicle registration;

43 (h) A property tax statement; or

44 (i) Any other document issued by a governmental agency.



1 5. Subject to final verification, if an elector submits an
2 application to register to vote and appears at a polling place to vote
3 in person pursuant to this section:

4 (a) The elector shall be deemed to be conditionally registered to
5 vote at the polling place upon:

6 (1) The determination that the elector submitted the
7 application to register to vote by computer using the system
8 established by the Secretary of State pursuant to NRS 293.671 and
9 that the application to register to vote is complete; and

10 (2) The verification of the elector's identity and residency
11 pursuant to this section.

12 (b) After the elector is deemed to be conditionally registered to
13 vote at the polling place pursuant to paragraph (a), the elector:

14 (1) May vote in the election only at that polling place;

15 (2) Must vote as soon as practicable and before leaving that
16 polling place; and

17 (3) Must vote by casting a provisional ballot, unless it is
18 verified, at that time, that the elector is qualified to register to vote
19 and to cast a regular ballot in the election at that polling place.

20 **Sec. 23.** NRS 293.730 is hereby amended to read as follows:

21 293.730 1. ~~{Except for an election board officer in the course~~
22 ~~of the election board officer's official duties, a}~~ A person shall not:

23 (a) Remain in or outside of any polling place so as to interfere
24 with the conduct of the election.

25 (b) ~~{Accept}~~ *Except an election board officer, receive* from any
26 voter a ballot prepared by ~~{or on behalf of}~~ the voter . ~~{, other than~~
27 ~~an absent ballot, mailing ballot, mail ballot or military overseas~~
28 ~~ballot prepared by or on behalf of the voter with his or her~~
29 ~~authorization pursuant to this title.]~~

30 (c) Remove a ballot from any polling place before the closing of
31 the polls.

32 (d) Apply for or receive a ballot at any election precinct or
33 district other than one at which the person is entitled to vote.

34 (e) Show his or her ballot to ~~{another}~~ *any* person, after voting,
35 so as to reveal any of ~~{his or her votes on the ballot, other than on~~
36 ~~his or her absent ballot, mailing ballot, mail ballot or military-~~
37 ~~overseas ballot prepared by or on behalf of the voter with his or her~~
38 ~~authorization pursuant to this title.]~~ *the names voted for.*

39 (f) Inside a polling place, ask another person for ~~{his or her~~
40 ~~name, address or political affiliation or for}~~ whom he or she intends
41 to vote.

42 (g) ~~{Send, transmit, distribute or}~~ *Except an election board*
43 *officer,* deliver a ballot to a voter . ~~{, other than an absent ballot,~~
44 ~~mailing ballot, mail ballot or military overseas ballot when~~
45 ~~permitted pursuant to this title.]~~



1 (h) Except ~~[when permitted by the voter, alter, change, deface,~~
2 ~~damage or destroy an absent ballot, mailing ballot, mail ballot or~~
3 ~~military overseas ballot prepared by or on behalf of the voter with~~
4 ~~his or her authorization pursuant to this title.]~~ *an election board*
5 *officer in the course of the election board officer's official duties,*
6 *inside a polling place, ask another person his or her name,*
7 *address or political affiliation.*

8 2. A voter shall not:

9 (a) ~~[Accept]~~ *Receive* a ballot from ~~[another]~~ *any* person ~~[.]~~ other
10 than an election board officer . ~~[in the course of the election board~~
11 ~~officer's official duties or a person who sends, transmits, distributes~~
12 ~~or delivers an absent ballot, mailing ballot, mail ballot or military-~~
13 ~~overseas ballot to the voter when permitted pursuant to this title.]~~

14 (b) Deliver to an election board ~~[officer in the course of the~~
15 ~~election board officer's official duties]~~ *or any member thereof* any
16 ballot other than the one received.

17 (c) Place any mark upon his or her ballot by which it may
18 afterward be identified as the one ~~[that he or she voted, other than~~
19 ~~any such mark that is permitted to be placed on an absent ballot,~~
20 ~~mailing ballot, mail ballot or military overseas ballot prepared by or~~
21 ~~on behalf of the voter with his or her authorization pursuant to this~~
22 ~~title.]~~ *voted by the person.*

23 3. Any person who violates any provision of this section is
24 guilty of a category E felony and shall be punished as provided in
25 NRS 193.130.

26 **Sec. 24.** NRS 293B.370 is hereby amended to read as follows:

27 293B.370 The absent ballot mailing precinct inspection board
28 shall:

29 1. Perform functions similar to those of the central ballot
30 inspection board and the ballot duplicating board as those functions
31 are applicable to absent and mailing ballots.

32 2. Bundle the empty ~~[absent]~~ *absentee* and mailing ~~[ballot]~~
33 return envelopes according to ballot type or precinct and deliver the
34 bundles to the county clerk.

35 3. Treat any ~~[absent]~~ *absentee* or mailing ~~[ballot return]~~
36 envelope found not to contain a ballot as a rejected ballot and place
37 each such envelope in a separate larger envelope on which must be
38 written the ballot code or precinct and the reason for the rejection.

39 **Sec. 25.** NRS 293C.110 is hereby amended to read as follows:

40 293C.110 1. Except as otherwise provided in subsection 2
41 and NRS 293.5817, the conduct of any city election is under the
42 control of the governing body of the city, and it shall, by ordinance,
43 provide for the holding of the election, appoint the necessary
44 election officers and election boards and do all other things required
45 to carry the election into effect.



1 2. Except as otherwise provided in NRS 293C.112, the
2 governing body of the city shall provide for:

3 (a) Absent ballots to be voted in a city election pursuant to NRS
4 293C.304 to **293C.325, inclusive, and 293C.330 to** 293C.340,
5 inclusive ; ~~[-, except for the provisions of NRS 293C.327 and~~
6 ~~293C.328 unless the governing body of the city provides for the~~
7 ~~applicability of those provisions pursuant to paragraph (b);]~~ and

8 (b) The conduct of:

9 (1) Early voting by personal appearance in a city election
10 pursuant to NRS 293.5772 to 293.5887, inclusive, and 293C.355 to
11 293C.361, inclusive;

12 (2) Voting by absent ballot in person in a city election
13 pursuant to NRS 293C.327 ; ~~[and 293C.328;]~~ or

14 (3) Both early voting by personal appearance as described in
15 subparagraph (1) and voting by absent ballot in person as described
16 in subparagraph (2).

17 **Sec. 26.** NRS 293C.265 is hereby amended to read as follows:

18 293C.265 1. Except as otherwise provided in subsection 2
19 and in NRS 293.2725 and 293.3083, a person who registered by
20 mail or computer to vote shall, for the first city election in which the
21 person votes at which that registration is valid, vote in person unless
22 he or she has previously voted in the county in which he or she is
23 registered to vote.

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

25 (a) Is entitled to vote in the manner prescribed in NRS 293C.342
26 to 293C.352, inclusive;

27 (b) Is entitled to vote an absent ballot pursuant to federal law,
28 NRS 293C.317 or chapter 293D of NRS;

29 (c) Is disabled;

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

33 (e) Submits or has previously submitted a written request for an
34 absent ballot that is signed by the registered voter before a notary
35 public or other person authorized to administer an oath; *or*

36 (f) Requests an absent ballot in person at the office of the city
37 clerk. ~~[-; or~~

38 ~~—(g) Is sent a mail ballot pursuant to the provisions of NRS~~
39 ~~293.8847 and includes a copy of the information required pursuant~~
40 ~~to paragraph (b) of subsection 1 of NRS 293.2725 with his or her~~
41 ~~voted mail ballot, if required pursuant to NRS 293.8851.]~~

42 **Sec. 27.** NRS 293C.305 is hereby amended to read as follows:

43 293C.305 1. The city clerk shall prepare an absent ballot for
44 the use of registered voters who have requested absent ballots. The
45 city clerk shall make reasonable accommodations for the use of the



1 absent ballot by a person who is elderly or disabled, including,
2 without limitation, by providing, upon request, the absent ballot in
3 12-point type to a person who is elderly or disabled.

4 2. The ballot must be prepared and ready for distribution to ~~{ }~~
5 *a registered voter who:*

6 (a) Except as otherwise provided in paragraph (b), ~~each~~
7 ~~registered voter who~~ resides within or outside this State, not later
8 than 20 days before the election in which it will be used.

9 (b) ~~Each covered voter who is entitled to have a military~~
10 ~~overseas~~ *Requested an absent* ballot ~~transmitted~~ pursuant to the
11 provisions of ~~chapter 293D of NRS or~~ the Uniformed and
12 Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et seq.,
13 not later than ~~the time required by those provisions.~~ *45 days before*
14 *the election.*

15 3. Any ~~untimely~~ legal action that would prevent the ballot
16 from being ~~distributed to any voter~~ *issued* pursuant to subsection 2
17 is moot and of no effect.

18 **Sec. 28.** NRS 293C.307 is hereby amended to read as follows:

19 293C.307 1. Except as otherwise provided in NRS 293C.330
20 , ~~and chapter 293D of NRS,~~ a registered voter who requests and
21 receives an absent *voter's* ballot may vote only by absent ballot at
22 the election for which the absent ballot was issued.

23 2. If a registered voter has requested an absent ballot and the
24 ~~absent~~ ballot has been mailed or issued, the city clerk shall notify
25 the appropriate election board that the registered voter has requested
26 an absent ballot.

27 **Sec. 29.** NRS 293C.310 is hereby amended to read as follows:

28 293C.310 1. Except as otherwise provided in NRS 293.502
29 ~~{ }~~ *and* 293C.265 , ~~293C.317 and 293C.318,~~ a registered voter
30 may request an absent ballot if, before 5 p.m. on the 14th calendar
31 day preceding the election, the registered voter:

32 (a) Provides sufficient written notice to the city clerk; and

33 (b) Has identified himself or herself to the satisfaction of the
34 city clerk.

35 2. A city clerk shall consider a request from a voter who has
36 given sufficient written notice on a form provided by the Federal
37 Government as:

38 (a) A request for the primary city election and the general city
39 election unless otherwise specified in the request; and

40 (b) A request for an absent ballot for the primary and general
41 elections immediately following the date on which the city clerk
42 received the request.

43 3. It is unlawful for a person fraudulently to request an absent
44 ballot in the name of another person or to induce or coerce another
45 person fraudulently to request an absent ballot in the name of



1 another person. A person who violates any provision of this
2 subsection is guilty of a category E felony and shall be punished as
3 provided in NRS 193.130.

4 **Sec. 30.** NRS 293C.317 is hereby amended to read as follows:

5 293C.317 1. Any registered voter who is unable to go to the
6 polls:

7 (a) Because of an illness or disability resulting in confinement in
8 a hospital, sanatorium, dwelling or nursing home; or

9 (b) Because the registered voter is suddenly hospitalized,
10 becomes seriously ill or is called away from home after the time has
11 elapsed for requesting an absent ballot ~~[for the election pursuant to~~
12 ~~subsection 1 of]~~ *as provided in* NRS 293C.310,

13 ↪ may submit a written request to the city clerk for an absent ballot.
14 The request ~~[must]~~ *may* be submitted *at any time* before 5 p.m. on
15 the day of the election.

16 2. If the city clerk determines that a request submitted pursuant
17 to subsection 1 includes the information required pursuant to
18 subsection 3, the city clerk shall, at the office of the city clerk,
19 deliver an absent ballot to the person designated in the request to
20 obtain the ~~[absent]~~ ballot for the registered voter.

21 3. A written request submitted pursuant to subsection 1 must
22 include:

23 (a) The name, address and signature of the registered voter
24 requesting the absent ballot;

25 (b) The name, address and signature of the person designated by
26 the registered voter to obtain, deliver and return the ~~[absent]~~ ballot
27 for the registered voter;

28 (c) A brief statement of the illness or disability of the registered
29 voter or of facts sufficient to establish that the registered voter was
30 called away from home after the time had elapsed for requesting the
31 absent ballot;

32 (d) If the voter is confined in a hospital, sanatorium, dwelling or
33 nursing home, a statement that he or she will be confined therein on
34 the day of the election; and

35 (e) Unless the person designated pursuant to paragraph (b) will
36 mark and sign ~~[the]~~ *an* absent ballot on behalf of the registered voter
37 pursuant to subsection 5, a statement signed under penalty of perjury
38 that only the registered voter will mark and sign the ~~[absent]~~ ballot.

39 4. Except as otherwise provided in subsection 5, ~~[in order to~~
40 ~~vote] after marking~~ the ~~[absent]~~ ballot, the ~~[registered]~~ voter must :
41 ~~[- in accordance with the instructions:]~~

42 (a) ~~[Mark and fold the absent ballot;~~

43 ~~—(b) Deposit the absent ballot] Place it~~ in the ~~[return]~~
44 *identification* envelope ; ~~[and seal the return envelope;~~



1 ~~—(e)~~ (b) Affix his or her signature on the ~~[return]~~ *back of the*
2 envelope ; ~~[in the space provided for the signature;]~~ and

3 ~~[(d) Mail or deliver the return envelope in a manner authorized~~
4 ~~by law.]~~

5 (c) *Return it to the office of the city clerk.*

6 5. A person designated in a request submitted pursuant to
7 subsection 1 may, on behalf of and at the direction of the registered
8 voter, mark and sign the absent ballot. If the person marks and signs
9 the ~~[absent]~~ ballot , ~~[pursuant to this section,]~~ the person must ~~[-~~

10 ~~—(a) Indicate]~~ *indicate* next to his or her signature that the
11 ~~[absent]~~ ballot has been marked and signed on behalf of the
12 registered voter . ~~[- and~~

13 ~~—(b) Submit a written statement with the absent ballot that~~
14 ~~includes the name, address and signature of the person.]~~

15 6. ~~[An]~~ *A request for an* absent ballot ~~[prepared by or on~~
16 ~~behalf of the registered voter]~~ *submitted* pursuant to this section
17 must be ~~[mailed or]~~ *made, and the ballot* delivered to *the voter and*
18 *returned to* the city clerk ~~[in accordance with NRS 293C.319,]~~ *not*
19 *later than the time the polls close on election day.*

20 7. The procedure authorized by this section is subject to all
21 other provisions of this chapter relating to voting by absent ballot to
22 the extent that those provisions are not inconsistent with the
23 provisions of this section.

24 **Sec. 31.** NRS 293C.318 is hereby amended to read as follows:

25 293C.318 1. ~~[Except as otherwise provided in this section, a]~~
26 *A* registered voter who provides sufficient written notice to the
27 *appropriate* city clerk may request that the registered voter receive
28 an absent ballot for all elections at which the registered voter is
29 eligible to vote. ~~[The written notice is effective for all elections that~~
30 ~~are conducted after the registered voter provides the written notice~~
31 ~~to the city clerk, except that the written notice is not effective for the~~
32 ~~next ensuing election unless the written notice is provided to the city~~
33 ~~clerk before the time has elapsed for requesting an absent ballot for~~
34 ~~the election pursuant to subsection 1 of NRS 293C.310.]~~

35 2. Except as otherwise provided in ~~[this section or for an~~
36 ~~affected election that is subject to the provisions of NRS 293.8801~~
37 ~~to 293.8887, inclusive,]~~ *subsection 4,* upon receipt of ~~[the written~~
38 ~~notice provided]~~ *a request submitted* by ~~[the]~~ *a* registered voter
39 pursuant to subsection 1, the city clerk shall:

40 (a) Issue an absent ballot to the registered voter for each primary
41 city election, general city election and special city election that is
42 conducted after the *date the* written notice ~~[is effective pursuant to~~
43 ~~subsection 1.]~~ *is submitted to the city clerk.*

44 (b) Inform the county clerk of receipt of the written notice .
45 ~~[provided by the registered voter.]~~ Upon ~~[being informed]~~ *receipt* of



1 the written notice ~~[by]~~ *from* the city clerk, the county clerk shall
2 issue an absent ballot for each primary election, general election and
3 special election ~~[, other than]~~ *that is not* a ~~[special]~~ city election,
4 that is conducted after the ~~[written]~~ *date the county clerk receives*
5 notice ~~[is effective pursuant to subsection 1.]~~ *from the city clerk.*

6 3. ~~[The]~~ *If, at the direction of a registered voter with a*
7 *physical disability or who is at least 65 years of age, a person:*

8 *(a) Marks and signs an absent ballot issued to the registered*
9 *voter pursuant to the provisions of this section on behalf of the*
10 *registered voter, the person must:*

11 *(1) Indicate next to his or her signature that the ballot has*
12 *been marked and signed on behalf of the registered voter; and*

13 *(2) Submit a written statement with the absent ballot that*
14 *includes the name, address and signature of the person.*

15 *(b) Assists the registered voter to mark and sign an absent*
16 *ballot issued to the registered voter pursuant to this section, the*
17 *person or registered voter must submit a written statement with*
18 *the absent ballot that includes the name, address and signature of*
19 *the person.*

20 4. A city clerk ~~[must]~~ *may* not mail an absent ballot requested
21 by a registered voter pursuant to subsection 1 if, after the request is
22 submitted:

23 (a) The registered voter is designated inactive pursuant to
24 NRS 293.530;

25 (b) The county clerk cancels the registration of the person
26 pursuant to NRS 293.527, 293.530, 293.535 or 293.540; or

27 (c) An absent ballot is returned to the county clerk as
28 undeliverable, unless the registered voter has submitted a new
29 request pursuant to subsection 1.

30 ~~[4.]~~ 5. The procedure authorized pursuant to this section is
31 subject to all other provisions of this chapter relating to voting by
32 absent ballot to the extent that those provisions are not inconsistent
33 with the provisions of this section.

34 **Sec. 32.** NRS 293C.319 is hereby amended to read as follows:

35 293C.319 1. Except as otherwise provided in ~~[this section,]~~
36 ~~subsection 2 , [of NRS 293C.322 and NRS 293D.200,]~~ absent
37 ballots, including special absent ballots, must be:

38 (a) Delivered by hand to the city clerk before the time set for
39 closing of the polls pursuant to NRS 293C.267; or

40 (b) Mailed to the city clerk and:

41 (1) Postmarked on or before the day of election; and

42 (2) Received by the city clerk ~~[not later than 5 p.m. on the~~
43 ~~seventh day following the election.]~~ *within the period for the*
44 *counting of absent ballots pursuant to subsection 2 of*
45 *NRS 293C.332.*



1 2. If an absent ballot is received ~~[by mail not later than 5 p.m.~~
2 ~~on]~~ *not more than 3 days after* the ~~[third day following]~~ *day of* the
3 election and the date of the postmark cannot be determined, the
4 absent ballot shall be deemed to have been postmarked on or before
5 the day of the election.

6 **Sec. 33.** NRS 293C.322 is hereby amended to read as follows:

7 293C.322 1. Except as otherwise provided in subsection 2
8 and chapter 293D of NRS , ~~[or for an affected election that is~~
9 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,]~~
10 if the request for an absent ballot is made by mail or approved
11 electronic transmission, the city clerk shall, as soon as the *official*
12 absent ballot for the precinct or district in which the ~~[absent voter]~~
13 *applicant* resides has been ~~[prepared pursuant to NRS 293C.305,]~~
14 *printed*, send to the voter by first-class mail, or by any class of mail
15 if the Official Election Mail logo or an equivalent logo or mark
16 created by the United States Postal Service is properly placed on the
17 *official* absent ballot:

- 18 (a) An absent ballot;
19 (b) A return envelope;
20 (c) An envelope or similar device into which the ~~[absent]~~ ballot
21 is inserted to ensure its secrecy; *and*
22 (d) ~~[An identification envelope, if applicable; and~~
23 ~~—(e)]~~ Instructions.

24 2. If the city clerk fails to send an absent ballot pursuant to
25 subsection 1 to ~~[an absent]~~ *a* voter who resides within the
26 continental United States, the city clerk may use approved electronic
27 transmission to send an absent ballot and instructions to the voter.
28 The voter may mail ~~[or deliver]~~ the absent ballot to the city clerk ~~[in~~
29 ~~a manner authorized by law]~~ or submit the absent ballot by approved
30 electronic transmission.

31 3. The return envelope sent pursuant to subsection 1 must
32 include postage prepaid by first-class mail if the absent voter is
33 within the boundaries of the United States, its territories or
34 possessions or on a military base.

35 4. Nothing may be enclosed or sent with an absent ballot
36 except as required by subsection 1 or 2 and chapter 293D of NRS.

37 5. Before depositing ~~[an absent]~~ *a* ballot ~~[in the mail]~~ *with the*
38 *United States Postal Service* or sending ~~[an absent]~~ *a* ballot by
39 approved electronic transmission, the city clerk shall record ~~[-~~

- 40 ~~—(a) The]~~ *the* date the ~~[absent]~~ ballot is issued ~~[-~~
41 ~~—(b) The]~~ , *the* name of the ~~[absent]~~ *registered* voter to whom the
42 ~~[absent]~~ ballot is issued, ~~[his or her]~~ *the registered voter's* precinct
43 or district ~~[and his or her political affiliation, if any, unless all the~~
44 ~~offices on the absent ballot are nonpartisan offices;~~
45 ~~—(c) The]~~ *the* number of the ~~[absent]~~ ballot ~~[-]~~ and



1 ~~[(d) Any]~~ *any* remarks the city clerk finds appropriate.

2 6. The Secretary of State shall adopt regulations to carry out
3 the provisions of subsection 2.

4 **Sec. 34.** NRS 293C.325 is hereby amended to read as follows:

5 293C.325 1. Except as otherwise provided in NRS 293D.200,
6 when an absent ballot is returned by ~~[or on behalf of an absent]~~ *a*
7 *registered* voter to the city clerk through the mail, by facsimile
8 machine or other approved electronic transmission or in person, and
9 a record ~~[of its return]~~ *thereof* is made in the absent ballot record
10 ~~[for the election,]~~ *book*, the city clerk ~~[for an employee in the office~~
11 ~~of the city clerk]~~ shall check the signature ~~[used for the absent~~
12 ~~ballot]~~ in accordance with the following procedure:

13 (a) The city clerk ~~[for employee]~~ shall check the signature ~~[used~~
14 ~~for the absent ballot]~~ *on the return envelope, facsimile or other*
15 *approved electronic transmission* against all signatures of the voter
16 available in the records of the city clerk.

17 (b) If at least two employees in the office of the city clerk
18 believe there is a reasonable question of fact as to whether the
19 signature ~~[used for]~~ *on* the absent ballot matches the signature of the
20 voter, the city clerk shall contact the voter and ask the voter to
21 confirm whether the signature ~~[used for]~~ *on* the absent ballot
22 belongs to the voter.

23 2. ~~[For purposes of subsection 1:~~

24 ~~—(a) There is a reasonable question of fact as to whether the~~
25 ~~signature used for the absent ballot matches the signature of the~~
26 ~~voter if the signature used for the absent ballot differs in multiple,~~
27 ~~significant and obvious respects from the signatures of the voter~~
28 ~~available in the records of the city clerk.~~

29 ~~—(b) There is not a reasonable question of fact as to whether the~~
30 ~~signature used for the absent ballot matches the signature of the~~
31 ~~voter if:~~

32 ~~—(1) The signature used for the absent ballot is a variation of~~
33 ~~the signature of the voter caused by the substitution of initials for~~
34 ~~the first or middle name or the use of a common nickname and it~~
35 ~~does not otherwise differ in multiple, significant and obvious~~
36 ~~respects from the signatures of the voter available in the records of~~
37 ~~the city clerk; or~~

38 ~~—(2) There are only slight dissimilarities between the signature~~
39 ~~used for the absent ballot and the signatures of the voter available in~~
40 ~~the records of the city clerk.~~

41 ~~—3.]~~ Except as otherwise provided in subsection ~~[4.]~~ **3**, if the city
42 clerk determines *pursuant to subsection 1* that the absent voter is
43 entitled to cast the ~~[absent]~~ ballot and:

44 (a) No absent ballot central counting board has been appointed,
45 the city clerk shall neatly stack, unopened, the absent ballot with any



1 other absent ballot received that day in a container and deliver, or
2 cause to be delivered, that container to the appropriate election
3 board.

4 (b) An absent ballot central counting board has been appointed,
5 the city clerk shall deposit the ~~[absent]~~ ballot in the proper ballot
6 box or place the ~~[absent]~~ ballot, unopened, in a container that must
7 be securely locked or under the control of the city clerk at all times.
8 At the end of each day before election day, the city clerk may
9 remove the ~~[absent]~~ ballots from each ballot box, neatly stack the
10 ~~[absent]~~ ballots in a container and seal the container with a
11 numbered seal. Not earlier than ~~[15]~~ *4 working* days before the
12 election, the city clerk shall deliver the ~~[absent]~~ ballots to the absent
13 ballot central counting board to be processed and prepared for
14 counting pursuant to the procedures established by the Secretary of
15 State to ensure the confidentiality of the prepared ballots until after
16 the polls have closed pursuant to NRS 293C.267 or 293C.297.

17 ~~[4.]~~ *3.* If the city clerk determines when checking the signature
18 ~~[used for]~~ of the absent ~~[ballot]~~ *voter pursuant to subsection 1* that
19 the absent voter ~~[failed to affix his or her signature or failed to affix~~
20 ~~it in the manner required by law for the absent ballot or that there is~~
21 ~~a reasonable question of fact as to whether the signature used for the~~
22 ~~absent ballot matches the signature of the voter.]~~ *did not sign the*
23 *return envelope as required pursuant to NRS 293.330,* but ~~[the~~
24 ~~voter]~~ is otherwise entitled to cast ~~[the absent]~~ *a* ballot, the city clerk
25 shall contact the *absent* voter and advise the *absent* voter of the
26 procedures to provide a signature ~~[or a confirmation that the~~
27 ~~signature used for the absent ballot belongs to the voter, as~~
28 ~~applicable.]~~ *established pursuant to subsection 4.* For the absent
29 ballot to be counted, the *absent* voter must provide a signature ~~[or a~~
30 ~~confirmation, as applicable, not later than 5 p.m. on the seventh day~~
31 ~~following the election or, if applicable, the ninth day following an~~
32 ~~affected election that is subject to the provisions of NRS 293.8801~~
33 ~~to 293.8887, inclusive.~~

34 ~~—5.—~~ ~~The]~~ *within the period for the counting of absent ballots*
35 *pursuant to subsection 2 of NRS 293C.332.*

36 *4.* *Each* city clerk shall prescribe procedures for ~~[an absent]~~ *a*
37 voter who ~~[failed to affix his or her signature or failed to affix it in~~
38 ~~the manner required by law for the]~~ *did not sign the return*
39 *envelope of an* absent ballot ~~[, or for whom there is a reasonable~~
40 ~~question of fact as to whether the signature used for the absent ballot~~
41 ~~matches the signature of the voter.]~~ in order to:

42 (a) Contact the voter;

43 (b) Allow the voter to provide a signature ; ~~[or a confirmation~~
44 ~~that the signature used for the absent ballot belongs to the voter, as~~
45 ~~applicable;]~~ and



1 (c) After a signature ~~for a confirmation~~ is provided, ~~as~~
2 ~~applicable,~~ ensure the absent ballot is delivered to the appropriate
3 election board or the absent ballot central counting board, as
4 applicable.

5 ~~[6.— The procedures established pursuant to subsection 5 for~~
6 ~~contacting an absent voter must require the city clerk to contact the~~
7 ~~voter, as soon as possible after receipt of the absent ballot, by:~~

8 ~~—(a) Mail;~~

9 ~~—(b) Telephone, if a telephone number for the voter is available in~~
10 ~~the records of the city clerk; and~~

11 ~~—(c) Electronic mail, if the voter has provided the city clerk with~~
12 ~~sufficient information to contact the voter by such means.]~~

13 **Sec. 35.** NRS 293C.330 is hereby amended to read as follows:

14 293C.330 1. Except as otherwise provided in ~~[this section,~~
15 subsection 2 of NRS 293C.322 ~~[, NRS 293C.329]~~ and chapter 293D
16 of NRS, ~~[in order to vote]~~ *and any regulations adopted pursuant*
17 *thereto, when an absent voter receives* an absent ballot, the absent
18 voter must ~~[]~~ *mark and fold it* in accordance with the instructions ~~[:~~

19 ~~—(a) Mark and fold the absent ballot;~~

20 ~~—(b) Deposit the absent ballot]~~, *deposit it* in the return envelope ,
21 ~~[and]~~ seal the ~~[return]~~ envelope ~~[;~~

22 ~~—(c) Affix]~~, *affix* his or her signature on the ~~[return]~~ *back of the*
23 envelope in the space provided ~~[for the signature; and~~

24 ~~—(d) Mail]~~ *therefor and mail* or deliver the return envelope . ~~[in a~~
25 ~~manner authorized by law.]~~

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

29 (a) The office of the city clerk, the *absent* voter must mark ~~[and~~
30 ~~fold]~~ the ~~[absent]~~ ballot, ~~[deposit]~~ *seal* it in the return envelope and
31 ~~[seal the return envelope and]~~ affix his or her signature in the same
32 manner as provided in subsection 1, and deliver the ~~[return]~~
33 envelope to the city clerk.

34 (b) A polling place, including, without limitation, a polling place
35 for early voting, the *absent* voter must surrender the absent ballot
36 and provide satisfactory identification before being issued a ballot to
37 vote at the polling place. A person who receives a surrendered
38 absent ballot shall mark it “Cancelled.”

39 3. If ~~[a]~~ *an absent* voter who has requested ~~[an absent]~~ *a* ballot
40 by mail applies to vote in person at the office of the city clerk or a
41 polling place, including, without limitation, a polling place for early
42 voting, and the voter does not have the absent ballot to deliver or
43 surrender, the voter must be issued a ballot to vote if the voter:

44 (a) Provides satisfactory identification;

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



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

4 4. Except as otherwise provided in ~~{subsection 5,}~~ *NRS*
5 *293C.317 and 293C.318, it is unlawful for any person to return an*
6 *absent ballot other than the voter who requested the absent ballot*
7 *or, at the request of {a} the voter {whose}, a member of the voter's*
8 *family. A person who returns an absent ballot {has been prepared*
9 *by or on behalf} and who is a member of the family the voter {for*
10 *an election, a person authorized by the voter may return} who*
11 *requested the absent ballot {on behalf} shall, under penalty of*
12 *perjury, indicate on a form prescribed by the city clerk that the*
13 *person is a member of the family of the voter {by mail or personal*
14 *delivery to the city clerk.*

15 ~~—5. Except for an election board officer in the course of the~~
16 ~~election board officer's official duties, a person shall not willfully:~~

17 ~~—(a) Impede, obstruct, prevent or interfere with the return of a~~
18 ~~voter's} who requested the absent ballot {;~~

19 ~~—(b) Deny a} and that the voter {the right to return} requested~~
20 ~~that the {voter's} person return the absent ballot . {; or~~

21 ~~—(c) If the person receives the voter's absent ballot and~~
22 ~~authorization to return the absent ballot on behalf of the voter by~~
23 ~~mail or personal delivery, fail to return the absent ballot, unless~~
24 ~~otherwise authorized by the voter, by mail or personal delivery:~~

25 ~~—(1) Before the end of the third day after the day of receipt, if~~
26 ~~the person receives the absent ballot from the voter four or more~~
27 ~~days before the day of the election; or~~

28 ~~—(2) Before the deadline established by the United States~~
29 ~~Postal Service for the absent ballot to be postmarked on the day of~~
30 ~~the election or before the polls close on the day of the election, as~~
31 ~~applicable to the type of delivery, if the person receives the absent~~
32 ~~ballot from the voter three or fewer days before the day of the~~
33 ~~election.~~

34 ~~—6.} A person who violates {any provision} the provisions of~~
35 ~~this subsection {5} is guilty of a category E felony and shall be~~
36 ~~punished as provided in NRS 193.130.~~

37 **Sec. 36.** NRS 293C.332 is hereby amended to read as follows:

38 293C.332 1. Except as otherwise provided in NRS 293D.200,
39 on the day of an election, the election boards receiving the absent
40 voter's ballots from the city clerk shall, in the presence of a majority
41 of the election board officers, remove the {absent} ballots from the
42 ballot box and the containers in which the {absent} ballots were
43 transported pursuant to NRS 293C.325 and deposit the {absent}
44 ballots in the regular ballot box in the following manner:



1 (a) The name of the voter, as shown on the return envelope or
2 approved electronic transmission, must be *called and* checked as if
3 the voter were voting in person;

4 (b) The signature ~~[used for the absent ballot]~~ *on the back of the*
5 *return envelope or on the approved electronic transmission* must
6 be ~~[checked in accordance with the procedure set forth in NRS~~
7 ~~293C.325;]~~ *compared with the signature on the application to*
8 *register to vote;*

9 (c) If the board determines that the *absent* voter is entitled to
10 cast ~~[the absent]~~ *a* ballot, the ~~[return]~~ envelope must be opened, the
11 numbers on the ~~[absent]~~ ballot and ~~[return]~~ envelope or approved
12 electronic transmission compared, the number strip or stub detached
13 from the ~~[absent]~~ ballot and, if the numbers are the same, the
14 ~~[absent]~~ ballot deposited in the regular ballot box; and

15 (d) The election board officers shall indicate in the roster
16 “Voted” by the name of the voter.

17 2. ~~[The board must complete the count of all]~~ *Counting of*
18 *absent ballots [on or before] must continue through* the seventh day
19 following the election . ~~[or, if applicable, the ninth day following an~~
20 ~~affected election that is subject to the provisions of NRS 293.8801~~
21 ~~to 293.8887, inclusive.]~~

22 **Sec. 37.** NRS 293C.342 is hereby amended to read as follows:

23 293C.342 1. ~~[Except as otherwise provided for an affected~~
24 ~~election that is subject to the provisions of NRS 293.8801 to~~
25 ~~293.8887, inclusive, a]~~ *A* registered voter who resides in an election
26 precinct in which there were not more than 200 voters registered for
27 the last preceding city general election, or in a precinct in which it
28 appears to the satisfaction of the city clerk and Secretary of State
29 that there are not more than 200 registered voters, may vote at any
30 election regulated by this chapter in the manner provided in NRS
31 293C.342 to 293C.352, inclusive.

32 2. ~~[Except as otherwise provided for an affected election that is~~
33 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,~~
34 ~~whenever]~~ *Whenever* the city clerk has designated a precinct as a
35 mailing precinct, registered voters residing in that precinct may vote
36 at any election regulated by this chapter in the manner provided in
37 NRS 293C.342 to 293C.352, inclusive.

38 **Sec. 38.** NRS 293C.345 is hereby amended to read as follows:

39 293C.345 ~~[1. Except as otherwise provided for an affected~~
40 ~~election that is subject to the provisions of NRS 293.8801 to~~
41 ~~293.8887, inclusive, before]~~ *Before* 5 p.m. on the last business day
42 preceding the first day of the period for early voting for any primary
43 city election or general city election, as applicable, the city clerk
44 shall mail to each registered voter in each mailing precinct and in



1 each absent ballot mailing precinct ~~[a]~~ *an official* mailing ballot to
2 be voted by the voter at the election.

3 ~~[2.—Any untimely legal action which would prevent the mailing~~
4 ~~ballot from being distributed to any voter pursuant to this section is~~
5 ~~moot and of no effect.]~~

6 **Sec. 39.** NRS 293C.350 is hereby amended to read as follows:

7 293C.350 ~~[1.—Except as otherwise provided in NRS 293C.349~~
8 ~~and chapter 293D of NRS, in order to vote] *Upon receipt of* a
9 mailing ballot, the registered voter must ~~[, in accordance with the~~
10 ~~instructions:~~~~

11 ~~—(a) Mark] :~~

12 *1. Immediately after opening the envelope, mark* and fold the
13 ~~[mailing]~~ ballot;

14 ~~[(b) Deposit]~~

15 *2. Place* the ~~[mailing]~~ ballot in the return envelope ; ~~[and seal~~
16 ~~the return envelope;~~

17 ~~—(c)]~~ *3.* Affix his or her signature on the ~~[return]~~ *back of the*
18 envelope ~~[in the space provided for the signature;]~~ ; and

19 ~~[(d)]~~ *4.* Mail or deliver the ~~[return]~~ envelope ~~[in a manner~~
20 ~~authorized by law.~~

21 ~~—2.—Except as otherwise provided in subsection 3, at the request~~
22 ~~of a voter whose mailing ballot has been prepared by or on behalf of~~
23 ~~the voter for an election, a person authorized by the voter may return~~
24 ~~the mailing ballot on behalf of the voter by mail or personal~~
25 ~~delivery] to the city clerk.~~

26 ~~[3.—Except for an election board officer in the course of the~~
27 ~~election board officer's official duties, a person shall not willfully:~~

28 ~~—(a) Impede, obstruct, prevent or interfere with the return of a~~
29 ~~voter's mailing ballot;~~

30 ~~—(b) Deny a voter the right to return the voter's mailing ballot; or~~

31 ~~—(c) If the person receives the voter's mailing ballot and~~
32 ~~authorization to return the mailing ballot on behalf of the voter by~~
33 ~~mail or personal delivery, fail to return the mailing ballot, unless~~
34 ~~otherwise authorized by the voter, by mail or personal delivery:~~

35 ~~——(1) Before the end of the third day after the day of receipt, if~~
36 ~~the person receives the mailing ballot from the voter four or more~~
37 ~~days before the day of the election; or~~

38 ~~——(2) Before the deadline established by the United States~~
39 ~~Postal Service for the mailing ballot to be postmarked on the day of~~
40 ~~the election or before the polls close on the day of the election, as~~
41 ~~applicable to the type of delivery, if the person receives the mailing~~
42 ~~ballot from the voter three or fewer days before the day of the~~
43 ~~election.~~



1 ~~4. A person who violates any provision of subsection 3 is~~
2 ~~guilty of a category E felony and shall be punished as provided in~~
3 ~~NRS 193.130.]~~

4 **Sec. 40.** NRS 293C.352 is hereby amended to read as follows:
5 293C.352 ~~[When a mailing ballot is returned by or on behalf of~~
6 ~~a] *Upon receipt of the return envelope from the*~~ registered voter,
7 the city clerk shall follow the same procedure as in the case of
8 absent ballots.

9 **Sec. 41.** NRS 293C.362 is hereby amended to read as follows:
10 293C.362 ~~[Except as otherwise provided for an affected~~
11 ~~election that is subject to the provisions of NRS 293.8801 to~~
12 ~~293.8887, inclusive:~~

13 ~~—1.]~~ When the polls are closed, the counting board shall prepare
14 to count the ballots voted. The counting procedure must be public
15 and continue without adjournment until completed.

16 ~~[2.]~~ If the ballots are paper ballots, the counting board shall
17 prepare in the following manner:

18 ~~[(a)]~~ 1. The container that holds the ballots or the ballot box
19 must be opened and the ballots contained therein counted by the
20 counting board and opened far enough to determine whether each
21 ballot is single. If two or more ballots are found folded together to
22 present the appearance of a single ballot, they must be laid aside
23 until the count of the ballots is completed. If a majority of the
24 inspectors are of the opinion that the ballots folded together were
25 voted by one person, the ballots must be rejected and placed in an
26 envelope, upon which must be written the reason for their rejection.
27 The envelope must be signed by the counting board officers and
28 placed in the container or ballot box after the count is completed.

29 ~~[(b)]~~ 2. If the ballots in the container or box are found to
30 exceed the number of names as are indicated on the roster as having
31 voted, the ballots must be replaced in the container or box and a
32 counting board officer shall, with his or her back turned to the
33 container or box, draw out a number of ballots equal to the excess.
34 The excess ballots must be marked on the back thereof with the
35 words "Excess ballots not counted." The ballots when so marked
36 must be immediately sealed in an envelope and returned to the city
37 clerk with the other ballots rejected for any cause.

38 ~~[(c)]~~ 3. When it has been determined that the number of ballots
39 agrees with the number of names of registered voters shown to have
40 voted, the board shall proceed to count. If there is a discrepancy
41 between the number of ballots and the number of voters, a record of
42 the discrepancy must be made.

43 **Sec. 42.** NRS 293C.365 is hereby amended to read as follows:
44 293C.365 ~~[Except as otherwise provided for an affected~~
45 ~~election that is subject to the provisions of NRS 293.8801 to~~



1 ~~293.8887, inclusive, a]~~ A counting board in any precinct, district or
2 polling place in which paper ballots are used may not begin to count
3 the votes until all ballots used or unused are accounted for.

4 **Sec. 43.** NRS 293C.382 is hereby amended to read as follows:

5 293C.382 1. Not earlier than ~~[15]~~ 4 *working* days before the
6 election, the counting board, if it is responsible for counting absent
7 ballots, or the absent ballot central counting board shall withdraw
8 ~~[all]~~ the ~~[absent]~~ ballots from each ballot box or container that holds
9 absent ballots received before that day and determine whether each
10 box or container has the required number of ~~[absent]~~ ballots
11 according to the city clerk's absent ~~[ballot]~~ *voter's* record . ~~[for the~~
12 ~~election.]~~

13 2. The counting board or absent ballot central counting board
14 shall count the number of ~~[absent]~~ ballots in the same manner as
15 election boards.

16 **Sec. 44.** NRS 293C.385 is hereby amended to read as follows:

17 293C.385 1. Each day after the initial withdrawal of the
18 ~~[absent]~~ ballots pursuant to NRS 293C.382 and before the day of the
19 election, the counting board, if it is responsible for counting absent
20 ballots, or the absent ballot central counting board shall withdraw
21 from the appropriate ballot boxes or containers all the ~~[absent]~~
22 ballots received the previous day and determine whether each box or
23 container has the required number of ~~[absent]~~ ballots according to
24 the city clerk's absent ballot record . ~~[for the election.]~~

25 2. If any absent ballots are received by the city clerk on
26 election day ~~[and the city clerk has determined that the absent voters~~
27 ~~are entitled to cast the absent ballots]~~ pursuant to NRS ~~[293C.325,]~~
28 *293C.317*, the city clerk shall deposit the absent ballots in the
29 appropriate ballot boxes or containers.

30 3. Not earlier than ~~[15]~~ 4 *working* days before the election, the
31 appropriate board shall, in public, count the votes cast on the absent
32 ballots.

33 4. If paper ballots are used, the results of the absent ballot vote
34 in each precinct must be certified and submitted to the city clerk,
35 who shall have the results added to the regular votes of the precinct.
36 The returns of absent ballots must be reported separately from the
37 regular votes of the precinct, unless reporting the returns separately
38 would violate the secrecy of a voter's ballot. The city clerks shall
39 develop a procedure to ensure that each ballot is kept secret.

40 5. Any person who disseminates to the public information
41 relating to the count of absent ballots before the polls close is guilty
42 of a misdemeanor.

43 **Sec. 45.** NRS 293C.387 is hereby amended to read as follows:

44 293C.387 1. The election returns from a special election,
45 primary city election or general city election must be filed with the



1 city clerk, who shall immediately place the returns in a safe or vault
2 designated by the city clerk. No person may handle, inspect or in
3 any manner interfere with the returns until they are canvassed by the
4 mayor and the governing body of the city.

5 2. After the governing body of a city receives the returns from
6 all the precincts and districts in the city, it shall meet with the mayor
7 to canvass the returns. The canvass must be completed on or before
8 the 10th day following the election . ~~for, if applicable, the 13th day~~
9 ~~following an affected election that is subject to the provisions of~~
10 ~~NRS 293.8801 to 293.8887, inclusive.]~~

11 3. In completing the canvass of the returns, the governing body
12 of the city and the mayor shall:

13 (a) Note separately any clerical errors discovered; and

14 (b) Take account of the changes resulting from the discovery, so
15 that the result declared represents the true vote cast.

16 4. After the canvass is completed, the governing body of the
17 city and mayor shall declare the result of the canvass.

18 5. The city clerk shall enter upon the records of the governing
19 body of the city an abstract of the result. The abstract must be
20 prepared in the manner prescribed by regulations adopted by the
21 Secretary of State and must contain the number of votes cast for
22 each candidate.

23 6. After the abstract is entered, the:

24 (a) City clerk shall seal the election returns, maintain them in a
25 vault for at least 22 months and give no person access to them
26 during that period, unless access is ordered by a court of competent
27 jurisdiction or by the governing body of the city.

28 (b) Governing body of the city shall, by an order made and
29 entered in the minutes of its proceedings, cause the city clerk to:

30 (1) Certify the abstract;

31 (2) Make a copy of the certified abstract;

32 (3) Make a mechanized report of the abstract in compliance
33 with regulations adopted by the Secretary of State;

34 (4) Transmit a copy of the certified abstract and the
35 mechanized report of the abstract to the Secretary of State ~~on or~~
36 ~~before the 10th day following]~~ **within 7 working days after** the
37 election ; ~~for, if applicable, the 13th day following an affected~~
38 ~~election that is subject to the provisions of NRS 293.8801 to~~
39 ~~293.8887, inclusive;]~~ and

40 (5) Transmit on paper or by electronic means to each public
41 library in the city, or post on a website maintained by the city or the
42 city clerk on the Internet or its successor, if any, a copy of the
43 certified abstract within 30 days after the election.

44 7. After the abstract of the results from a:



1 (a) Primary city election has been certified, the city clerk shall
2 certify the name of each person nominated and the name of the
3 office for which the person is nominated.

4 (b) General city election has been certified, the city clerk shall:

5 (1) Issue under his or her hand and official seal to each
6 person elected a certificate of election; and

7 (2) Deliver the certificate to the persons elected upon their
8 application at the office of the city clerk.

9 8. The officers elected to the governing body of the city qualify
10 and enter upon the discharge of their respective duties on the first
11 regular meeting of that body next succeeding that in which the
12 canvass of returns was made pursuant to subsection 2.

13 **Sec. 46.** NRS 293.329, 293.352, 293.8801, 293.8804,
14 293.8807, 293.8811, 293.8814, 293.8817, 293.8821, 293.8824,
15 293.8827, 293.8831, 293.8834, 293.8837, 293.8841, 293.8844,
16 293.8847, 293.8851, 293.8854, 293.8857, 293.8861, 293.8864,
17 293.8871, 293.8874, 293.8877, 293.8881, 293.8884, 293.8887,
18 293C.329, 293C.349 are hereby repealed.

LEADLINES OF REPEALED SECTIONS

293.329 Unlawful to mark and sign absent ballot on behalf of voter or assist voter to mark and sign absent ballot; exceptions.

293.352 Unlawful to mark and sign mailing ballot on behalf of voter or assist voter to mark and sign mailing ballot; exceptions.

293.8801 Legislative findings and declaration.

293.8804 Definitions.

293.8807 "Active registered voter" or "voter" defined.

293.8811 "Affected election" or "election" defined.

293.8814 "Mail ballot" defined.

293.8817 "Vote center" defined.

293.8821 Certain elections deemed affected elections; authority of Governor to order that certain elections deemed affected elections.

293.8824 Provisions governing affected elections supersede and preempt conflicting elections provisions; applicability of nonconflicting elections provisions and military-overseas absentee voting acts.

293.8827 Rules of interpretation; intended public purposes of provisions governing affected elections.



293.8831 Early voting by personal appearance; establishment of polling places for early voting within Indian reservations or colonies.

293.8834 Establishment of polling places as vote centers.

293.8837 Voter registration during certain periods preceding and on election day; establishment of polling places for election precincts.

293.8841 Establishment of polling places within Indian reservations or colonies and within residential developments exclusively for elderly persons.

293.8844 Preparation and distribution of mail ballots and supporting materials; ballot contents; time for distribution; mootness of untimely legal actions which would prevent distribution.

293.8847 Methods of distribution and other requirements for mail ballots and supporting materials; recordation of certain information by clerk.

293.8851 Requirements for mail ballots distributed to certain voters who have not previously voted in election for federal office in Nevada; exceptions; treatment as provisional ballot under certain circumstances.

293.8854 Procedure for voting by mail ballot; procedure for voting in person after mail ballot sent to voter.

293.8857 Unlawful to mark and sign mail ballot on behalf of voter or assist voter to mark and sign mail ballot; exceptions.

293.8861 Procedure for timely returning mail ballot; treatment of mail ballot when postmark cannot be determined; requirements for ballot drop boxes.

293.8864 Persons authorized to return mail ballot; unlawful acts relating to return of mail ballot; penalty.

293.8871 Establishment of procedures for processing and counting mail ballots.

293.8874 Duties of clerk upon return of mail ballots; Procedure for checking signature; safeguarding and delivery of mail ballots for counting; procedure for contacting voter to remedy certain defects in returned mail ballot.

293.8877 Appointment and membership of mail ballot central counting board; board under direction of clerk.

293.8881 Period for counting mail ballots; counting must be public; rejection of certain mail ballots.

293.8884 Process for counting mail ballots; requirements relating to empty envelopes and rejected mail ballots.

293.8887 Certification and reporting of mail ballot results; secrecy of mail ballots; unlawful to disseminate information



about mail ballot results before polls close and all votes cast on election day; penalty.

293C.329 Unlawful to mark and sign absent ballot on behalf of voter or assist voter to mark and sign absent ballot; exceptions.

293C.349 Unlawful to mark and sign mailing ballot on behalf of voter or assist voter to mark and sign mailing ballot; exceptions.

