

ASSEMBLY BILL NO. 88—ASSEMBLYMAN HAFEN

PREFILED JANUARY 30, 2023

Referred to Committee on Legislative Operations and Elections

SUMMARY—Requires proof of identity to vote in an election.
(BDR 24-33)

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

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

AN ACT relating to elections; requiring, with certain exceptions, proof of identity for voting in person; requiring the Department of Motor Vehicles, under certain circumstances, to issue identification cards at no charge; requiring a voter to include certain personal identifying information with his or her mail ballot; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires, under certain circumstances, that a person provide certain information to vote in person which may include, depending on the circumstances, proof of residency and identity, answering questions covering the voter’s personal data or providing additional personal data. (NRS 293.2725, 293.277, 293.285, 293.303, 293.3081, 293.3082, 293.3085, 293.3585, 293.541, 293C.270, 293C.292, 293C.3585) **Sections 11, 13, 14, 17, 22, 38, 40, 41, 43 and 45** of this bill require, with certain exceptions, that a person provide one of the forms of proof of identity specified in **section 2** of this bill to vote in person. **Section 2** sets forth the acceptable forms of proof of identity which are a current and valid: (1) driver’s license or identification card issued by the Department of Motor Vehicles; or (2) identification card issued by a federally recognized Indian tribe which shows a recognizable photograph of the person to whom the card is issued. **Section 15** of this bill requires the Secretary of State and each county and city clerk to ensure that instructions concerning the proof of identity required to vote are posted at each polling place. **Sections 5, 6, 10, 12, 21, 23-32, 34, 39 and 44** of this bill make various conforming changes to existing provisions to reflect the requirement to provide proof of identity to vote in person.

Sections 3 and 4 of this bill: (1) require the Department of Motor Vehicles to issue an identification card, free of charge, to a registered voter who does not possess one of the acceptable forms of proof of identity and who is experiencing financial hardship; and (2) require the registered voter to submit certain information with an application for the identification card. **Section 46** of this bill makes



conforming changes to reflect that such an identification card must be issued free of charge.

Existing law requires a voter who votes by mail ballot to affix his or her signature on the return envelope of the mail ballot for the county clerk or city clerk to check the signature to verify the identity of the voter. (NRS 293.269917, 293.269927, 293C.26316, 293C.26327) **Sections 8 and 36** of this bill also require a voter who votes by mail ballot to write on the return envelope: (1) the last four digits of his or her social security number; and (2) his or her driver's license number or identification card number. **Sections 8 and 36** also provide that if a voter does not have a driver's license or identification card number, he or she may instead include a copy of his or her proof of identity with his or her mail ballot. **Sections 9 and 37** of this bill require the county clerk and city clerk to verify that the identifying numbers written on the return envelope match the information of the voter in the records of the county clerk or city clerk or to check that the copy of the proof of identity matches the information of the voter in the records of the county or city clerk. **Sections 7 and 35** of this bill require the return envelope sent with a mail ballot to each active registered voter to include a flap to cover the signature and identifying numbers of the voter.

Sections 16 and 42 of this bill provide that a person applying to vote whose identity has been challenged must furnish proof of identity in response to such a challenge.

Section 18 of this bill authorizes, under certain circumstances, a person who fails to provide proof of identity when voting in person to cast a provisional ballot. **Section 19** of this bill makes conforming changes to the information that must be provided to a person who casts a provisional ballot. **Section 20** of this bill provides that the provisional ballot of such a voter must be counted if the person provides proof of identity to the county or city clerk, not later than 5 p.m. on the Friday following election day.

Section 33 of this bill clarifies that voting the mail ballot of another person is a category D felony.

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

Section 1. Chapter 293 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

Sec. 2. "Proof of identity" means a current and valid:

1. Driver's license or identification card issued by the Department of Motor Vehicles; or

2. Identification card issued by a federally recognized Indian tribe which shows the name, signature and a recognizable photograph of the person to whom the card is issued.

Sec. 3. The Department of Motor Vehicles shall issue an identification card at no charge to a person who:

1. Is a registered voter of this State;

2. Does not possess a form of proof of identity described in section 2 of this act;

3. Attests that he or she is experiencing a financial hardship; and



1 **4. Submits an application pursuant to NRS 483.850 and**
2 **section 4 of this act.**

3 **Sec. 4. 1. A person who wishes to obtain an identification**
4 **card at no charge pursuant to section 3 of this act must, in**
5 **addition to the requirements of NRS 483.850, submit to the**
6 **Department of Motor Vehicles:**

7 **(a) Proof that the applicant is a registered voter of this State;**
8 **and**

9 **(b) An attestation that he or she is experiencing financial**
10 **hardship.**

11 **2. The Department of Motor Vehicles shall not require a**
12 **person who submits an application pursuant to this section to**
13 **provide proof of financial hardship.**

14 **Sec. 5.** NRS 293.010 is hereby amended to read as follows:

15 293.010 As used in this title, unless the context otherwise
16 requires, the words and terms defined in NRS 293.016 to 293.121,
17 inclusive, **and section 2 of this act** have the meanings ascribed to
18 them in those sections.

19 **Sec. 6.** NRS 293.177 is hereby amended to read as follows:

20 293.177 1. Except as otherwise provided in NRS 293.165
21 and 293.166, a name may not be printed on a ballot to be used at a
22 primary election unless the person named has filed a declaration of
23 candidacy with the appropriate filing officer and paid the filing fee
24 required by NRS 293.193 not earlier than:

25 (a) For a candidate for judicial office, the first Monday in
26 January of the year in which the election is to be held and not later
27 than 5 p.m. on the second Friday after the first Monday in January;
28 and

29 (b) For all other candidates, the first Monday in March of the
30 year in which the election is to be held and not later than 5 p.m. on
31 the second Friday after the first Monday in March.

32 **2. A declaration of candidacy required to be filed pursuant to**
33 **this chapter must be in substantially the following form:**

34 (a) For partisan office:

35
36 DECLARATION OF CANDIDACY OF FOR THE
37 OFFICE OF

38
39 State of Nevada

40
41 County of

42
43 For the purpose of having my name placed on the official
44 ballot as a candidate for the Party nomination for
45 the office of, I, the undersigned, do swear or



affirm under penalty of perjury that I actually, as opposed to constructively, reside at, in the City or Town of, County of, State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is, and the address at which I receive mail, if different than my residence, is; that I am registered as a member of the Party; that I am a qualified elector pursuant to Section 1 of Article 2 of the Constitution of the State of Nevada; that if I have ever been convicted of treason or a felony, my civil rights have been restored; that I have not, in violation of the provisions of NRS 293.176, changed the designation of my political party or political party affiliation on an official application to register to vote in any state since December 31 before the closing filing date for this election; that I generally believe in and intend to support the concepts found in the principles and policies of that political party in the coming election; that if nominated as a candidate of the Party at the ensuing election, I will accept that nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years or terms for which a person may hold the office; that I understand that knowingly and willfully filing a declaration of candidacy which contains a false statement is a crime punishable as a gross misdemeanor and also subjects me to a civil action disqualifying me from entering upon the duties of the office; and that I understand that my name will appear on all ballots as designated in this declaration.

.....
(Designation of name)

.....
(Signature of candidate for office)



Subscribed and sworn to before me
this day of the month of of the year

.....

Notary Public or other person
authorized to administer an oath

(b) For nonpartisan office:

DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

County of

For the purpose of having my name placed on the official ballot as a candidate for the office of, I, the undersigned, do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at, in the City or Town of, County of, State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is, and the address at which I receive mail, if different than my residence, is; that I am a qualified elector pursuant to Section 1 of Article 2 of the Constitution of the State of Nevada; that if I have ever been convicted of treason or a felony, my civil rights have been restored; that if nominated as a nonpartisan candidate at the ensuing election, I will accept the nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years or terms for which a person may hold the office; that I understand that knowingly and willfully filing a declaration of candidacy which contains a false statement is a crime punishable as a gross misdemeanor and also subjects me to a civil action disqualifying me from entering upon the duties of



the office; and that I understand that my name will appear on all ballots as designated in this declaration.

.....
(Designation of name)

.....
(Signature of candidate for office)

Subscribed and sworn to before me
this day of the month of of the year

.....
Notary Public or other person
authorized to administer an oath

3. The address of a candidate which must be included in the declaration of candidacy pursuant to subsection 2 must be the street address of the residence where the candidate actually, as opposed to constructively, resides in accordance with NRS 281.050, if one has been assigned. The declaration of candidacy must not be accepted for filing if the candidate fails to comply with the following provisions of this subsection or, if applicable, the provisions of subsection 4:

(a) The candidate shall not list the candidate's address as a post office box unless a street address has not been assigned to his or her residence; and

(b) Except as otherwise provided in subsection 4, the candidate shall present to the filing officer:

(1) A valid driver's license or identification card issued by a governmental agency that contains a photograph of the candidate and the candidate's residential address; or

(2) A current utility bill, bank statement, paycheck, or document issued by a governmental entity, including a check which indicates the candidate's name and residential address, but not including a voter registration card.

4. If the candidate executes an oath or affirmation under penalty of perjury stating that the candidate is unable to present to the filing officer the proof of residency required by subsection 3 because a street address has not been assigned to the candidate's residence or because the rural or remote location of the candidate's residence makes it impracticable to present the proof of residency required by subsection 3, the candidate shall present to the filing officer:



(a) A valid driver's license or identification card issued by a governmental agency that contains a photograph of the candidate; and

(b) Alternative proof of the candidate's residential address that the filing officer determines is sufficient to verify where the candidate actually, as opposed to constructively, resides in accordance with NRS 281.050. The Secretary of State may adopt regulations establishing the forms of alternative proof of the candidate's residential address that the filing officer may accept to verify where the candidate actually, as opposed to constructively, resides in accordance with NRS 281.050.

5. The filing officer shall retain a copy of the *documents and* proof of ~~identity and~~ residency provided by the candidate pursuant to subsection 3 or 4. Such a copy:

(a) May not be withheld from the public; and

(b) Must not contain the social security number, driver's license or identification card number or account number of the candidate.

6. By filing the declaration of candidacy, the candidate shall be deemed to have appointed the filing officer for the office as his or her agent for service of process for the purposes of a proceeding pursuant to NRS 293.182. Service of such process must first be attempted at the appropriate address as specified by the candidate in the declaration of candidacy. If the candidate cannot be served at that address, service must be made by personally delivering to and leaving with the filing officer duplicate copies of the process. The filing officer shall immediately send, by registered or certified mail, one of the copies to the candidate at the specified address, unless the candidate has designated in writing to the filing officer a different address for that purpose, in which case the filing officer shall mail the copy to the last address so designated.

7. If the filing officer receives credible evidence indicating that a candidate has been convicted of a felony and has not had his or her civil rights restored, the filing officer:

(a) May conduct an investigation to determine whether the candidate has been convicted of a felony and, if so, whether the candidate has had his or her civil rights restored; and

(b) Shall transmit the credible evidence and the findings from such investigation to the Attorney General, if the filing officer is the Secretary of State, or to the district attorney, if the filing officer is a person other than the Secretary of State.

8. The receipt of information by the Attorney General or district attorney pursuant to subsection 7 must be treated as a challenge of a candidate pursuant to subsections 4 and 5 of NRS 293.182 to which the provisions of NRS 293.2045 apply.



9. Any person who knowingly and willfully files a declaration of candidacy which contains a false statement in violation of this section is guilty of a gross misdemeanor.

Sec. 7. NRS 293.269913 is hereby amended to read as follows:

293.269913 1. Except as otherwise provided in subsection 2, NRS 293.269911 and chapter 293D of NRS, the county clerk shall send to each active registered voter by first-class mail, or by any class of mail if the Official Election Mail logo or an equivalent logo or mark created by the United States Postal Service is properly placed:

(a) A mail ballot;

(b) A return envelope ~~H~~ , *which must include, without limitation, a flap to cover the signature and identifying numbers of the voter required to be written on the return envelope pursuant to NRS 293.269917;*

(c) An envelope or sleeve into which the mail ballot is inserted to ensure its secrecy; and

(d) Instructions.

2. In sending a mail ballot to an active registered voter, the county clerk shall use an envelope that may not be forwarded to an address of the voter that is different from the address to which the mail ballot is mailed.

3. The return envelope must include postage prepaid by first-class mail if the active registered voter is within the boundaries of the United States, its territories or possessions or on a military base.

4. Before sending a mail ballot to an active registered voter, the county clerk shall record:

(a) The date the mail ballot is issued;

(b) The name of the voter to whom the mail ballot is issued, his or her precinct or district and his or her political affiliation, if any, unless all the offices on the mail ballot are nonpartisan offices;

(c) The number of the mail ballot; and

(d) Any remarks the county clerk finds appropriate.

Sec. 8. NRS 293.269917 is hereby amended to read as follows:

293.269917 1. Except as otherwise provided in NRS 293.269919 and chapter 293D of NRS, in order to vote a mail ballot, the voter must, in accordance with the instructions:

(a) Mark and fold the mail ballot;

(b) Deposit the mail ballot in the return envelope and seal the return envelope;

(c) Affix his or her signature on the return envelope in the space provided for the signature; ~~and~~

(d) *Write in the space provided on the return envelope:*



(1) *The last four digits of his or her social security number; and*

(2) *Except as otherwise provided in subsection 2, his or her driver's license number or identification card number;*

(e) *Close the attached flap over the signature and identifying numbers written on the return envelope; and*

(f) Mail or deliver the return envelope in a manner authorized by law.

2. *A voter who does not have a driver's license number or identification card number may include with his or her mail ballot a copy of his or her proof of identity.*

3. Except as otherwise provided in chapter 293D of NRS, voting must be only upon candidates whose names appear upon the mail ballot as prepared pursuant to NRS 293.269911, and no person may write in the name of an additional candidate for any office.

~~3.4~~ 4. If a mail ballot has been sent to a voter who applies to vote in person at a polling place, including, without limitation, a polling place for early voting, the voter must, in addition to complying with all other requirements for voting in person that are set forth in this chapter, surrender his or her mail ballot or sign an affirmation under penalty of perjury that the voter has not voted during the election. A person who receives a surrendered mail ballot shall mark it "Cancelled."

Sec. 9. NRS 293.269927 is hereby amended to read as follows:

293.269927 1. Except as otherwise provided in NRS 293D.200, when a mail ballot is returned by or on behalf of a voter to the county clerk, and a record of its return is made in the mail ballot record for the election, the clerk or an employee in the office of the clerk shall ~~check~~:

(a) *Verify that the last four digits of the social security number and driver's license number or identification card number, as applicable, written on the return envelope match the information of the voter in the records of the county clerk;*

(b) *If pursuant to subsection 2 of NRS 293.269917, the voter has included a copy of his or her proof of identity, check that the proof of identity matches the information of the voter in the records of the county clerk; and*

(c) *Check* the signature used for the mail ballot by electronic means pursuant to subsection 2 or manually pursuant to subsection 3.

2. To check the signature used for a mail ballot by electronic means:

(a) The electronic device must take a digital image of the signature used for the mail ballot and compare the digital image



1 with the signatures of the voter from his or her application to
2 register to vote or application to preregister to vote available in the
3 records of the county clerk.

4 (b) If the electronic device does not match the signature of the
5 voter, the signature shall be reviewed manually pursuant to the
6 provisions of subsection 3.

7 3. To check the signature used for a mail ballot manually, the
8 county clerk shall use the following procedure:

9 (a) The clerk or employee shall check the signature used for the
10 mail ballot against all signatures of the voter available in the records
11 of the clerk.

12 (b) If at least two employees in the office of the clerk believe
13 there is a reasonable question of fact as to whether the signature
14 used for the mail ballot matches the signature of the voter, the clerk
15 shall contact the voter and ask the voter to confirm whether the
16 signature used for the mail ballot belongs to the voter.

17 4. For purposes of subsection 3:

18 (a) There is a reasonable question of fact as to whether the
19 signature used for the mail ballot matches the signature of the voter
20 if the signature used for the mail ballot differs in multiple,
21 significant and obvious respects from the signatures of the voter
22 available in the records of the clerk.

23 (b) There is not a reasonable question of fact as to whether the
24 signature used for the mail ballot matches the signature of the voter
25 if:

26 (1) The signature used for the mail ballot is a variation of the
27 signature of the voter caused by the substitution of initials for the
28 first or middle name, the substitution of a different type of
29 punctuation in the first, middle or last name, the use of a common
30 nickname or the use of one last name for a person who has two last
31 names and it does not otherwise differ in multiple, significant and
32 obvious respects from the signatures of the voter available in the
33 records of the clerk; or

34 (2) There are only slight dissimilarities between the signature
35 used for the mail ballot and the signatures of the voter available in
36 the records of the clerk.

37 5. Except as otherwise provided in subsection 6, if the clerk
38 determines that the voter is entitled to cast the mail ballot, the clerk
39 shall deposit the mail ballot in the proper ballot box or place the
40 mail ballot, unopened, in a container that must be securely locked or
41 under the control of the clerk at all times. The clerk shall deliver the
42 mail ballots to the mail ballot central counting board to be processed
43 and prepared for counting.

44 6. If the clerk determines when checking the signature used for
45 the mail ballot that the voter failed to affix his or her signature or



1 failed to affix it in the manner required by law for the mail ballot or
2 that there is a reasonable question of fact as to whether the signature
3 used for the mail ballot matches the signature of the voter, but the
4 voter is otherwise entitled to cast the mail ballot, the clerk shall
5 contact the voter and advise the voter of the procedures to provide a
6 signature or a confirmation that the signature used for the mail ballot
7 belongs to the voter, as applicable. For the mail ballot to be counted,
8 the voter must provide a signature or a confirmation, as applicable,
9 not later than 5 p.m. on the sixth day following the election.

10 7. The clerk shall prescribe procedures for a voter who failed to
11 affix his or her signature or failed to affix it in the manner required
12 by law for the mail ballot, or for whom there is a reasonable
13 question of fact as to whether the signature used for the mail ballot
14 matches the signature of the voter, in order to:

15 (a) Contact the voter;

16 (b) Allow the voter to provide a signature or a confirmation that
17 the signature used for the mail ballot belongs to the voter, as
18 applicable; and

19 (c) After a signature or a confirmation is provided, as applicable,
20 ensure the mail ballot is delivered to the mail ballot central counting
21 board.

22 8. If there is a reasonable question of fact as to whether the
23 signature used for the mail ballot matches the signature of the voter,
24 the voter must be identified by:

25 (a) Answering questions from the county clerk covering the
26 personal data which is reported on the application to register to vote;

27 (b) Providing the county clerk, orally or in writing, with other
28 personal data which verifies the identity of the voter; or

29 (c) ~~Providing~~ **Presenting** the county clerk with proof of
30 ~~identification as described in NRS 293.277 other than the voter~~
31 ~~registration card issued to the voter.~~ **identity.**

32 9. The procedures established pursuant to subsection 7 for
33 contacting a voter must require the clerk to contact the voter, as
34 soon as possible after receipt of the mail ballot, by:

35 (a) Mail;

36 (b) Telephone, if a telephone number for the voter is available in
37 the records of the clerk; and

38 (c) Electronic means, which may include, without limitation,
39 electronic mail, if the voter has provided the clerk with sufficient
40 information to contact the voter by such means.

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

42 293.2725 1. Except as otherwise provided in subsection 2, in
43 NRS 293.3081, 293.3083 and 293.5772 to 293.5887, inclusive, and
44 in federal law, a person who registers to vote by mail or computer or
45 is registered to vote by an automatic voter registration agency, or a



1 person who preregisters to vote by mail or computer and is
2 subsequently deemed to be registered to vote, and who has not
3 previously voted in an election for federal office in this State:

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

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

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

12 (b) May vote by mail only if , *in addition to the proof of*
13 *identity required pursuant to NRS 293.277 or 293.3585*, the person
14 provides to the county or city clerk:

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

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

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

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

24 (a) Registers to vote by mail or computer, or preregisters to vote
25 by mail or computer and is subsequently deemed to be registered to
26 vote, and submits with an application to preregister or register to
27 vote:

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

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

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

40 (c) Registers to vote pursuant to NRS 293.5768 to 293.57699,
41 inclusive, and at that time presents to the automatic voter
42 registration agency:

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

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



1 which indicates the name and address of the person, but not
2 including a voter registration card; or

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

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

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

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

16 3. The provisions of subsection 1 apply to a person described
17 in paragraph (b) of subsection 2 if the voter registration card issued
18 to the person is mailed by the county clerk to the person and
19 returned to the county clerk by the United States Postal Service.

20 **Sec. 11.** NRS 293.277 is hereby amended to read as follows:

21 293.277 1. Except as otherwise provided in NRS 293.283,
22 293.541, 293.57691 and 293.5772 to 293.5887, inclusive, if a
23 person's name appears in the roster or if the person provides an
24 affirmation pursuant to NRS 293.525, the person is entitled to vote
25 and must ~~sign~~ :

26 (a) *Present proof of identity; and*

27 (b) *Sign* his or her name in the roster or on a signature card
28 when he or she applies to vote. The signature must be compared by
29 an election board officer with the signature or a facsimile thereof on
30 the person's application to register to vote or ~~one of the forms of~~
31 ~~identification listed in subsection 2.]~~ *on his or her proof of identity.*

32 2. ~~[Except as otherwise provided in NRS 293.2725, the forms~~
33 ~~of identification which may be used individually to identify a voter~~
34 ~~at the polling place are:~~

35 ~~—(a) The voter registration card issued to the voter;~~

36 ~~—(b) A driver's license;~~

37 ~~—(c) An identification card issued by the Department of Motor~~
38 ~~Vehicles;~~

39 ~~—(d) A military identification card; or~~

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

43 ~~—3.]~~ The county clerk shall prescribe a procedure, approved by
44 the Secretary of State, to verify that the voter has not already voted
45 in that county in the current election.



Sec. 12. NRS 293.283 is hereby amended to read as follows:

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

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

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

(c) ~~Providing~~ **Presenting** the election board officer with **his or her** proof of ~~identification as described in NRS 293.277 other than the voter registration card issued to the voter.~~ **identity.**

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

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

293.285 1. Except as otherwise provided in NRS 293.283 and 293.5772 to 293.5887, inclusive:

(a) A registered voter applying to vote shall state his or her name to the election board officer in charge of the roster; and

(b) The election board officer shall:

(1) Announce the name of the registered voter;

(2) **Require the registered voter to present proof of identity;**

(3) Instruct the registered voter to sign the roster or signature card;

~~(3)~~ (4) Verify the signature of the registered voter in the manner set forth in NRS 293.277; and

~~(4)~~ (5) Verify that the registered voter has not already voted in that county in the current election.

2. Except as otherwise provided in NRS 293.57691, if the signature does not match, the **registered** voter must be identified by:

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

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

(c) ~~Providing~~ **Presenting** the election board officer with **his or her** proof of ~~identification as described in NRS 293.277 other than the voter registration card issued to the voter.~~ **identity.**

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

4. For the purposes of subsection 2, the personal data of a **registered** voter may include his or her date of birth.



Sec. 14. NRS 293.287 is hereby amended to read as follows:

293.287 1. A registered voter applying to vote at any primary election or presidential preference primary election shall give his or her name and political affiliation, if any, to the election board officer in charge of the roster, and the officer shall immediately announce the name and political affiliation ~~and~~ *and require that the registered voter present proof of identity.*

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

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

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

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

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

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

Sec. 15. NRS 293.3025 is hereby amended to read as follows:

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

1. A sample ballot;

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

3. Instructions for voting and casting a ballot, including a provisional ballot pursuant to NRS 293.3078 to 293.3086, inclusive, or a provisional ballot pursuant to NRS 293.5772 to 293.5887, inclusive;

4. *Instructions concerning the proof of identity required to vote at the polling place;*

5. Instructions concerning the identification required for persons who registered by mail or computer and are first-time voters for federal office in this State;

~~6.~~ 6. Information concerning the accessibility of polling places to persons with disabilities;

~~7.~~ 7. General information concerning federal and state laws which prohibit acts of fraud and misrepresentation; and

~~8.~~ 8. Information concerning the eligibility of a candidate, a ballot question or any other matter appearing on the ballot as a result of a judicial determination or by operation of law, if any.

Sec. 16. NRS 293.303 is hereby amended to read as follows:

293.303 1. A person applying to vote may be challenged:



(a) Orally by any registered voter of the precinct upon the ground that he or she is not the person entitled to vote as claimed or has voted before at the same election. A registered voter who initiates a challenge pursuant to this paragraph must submit an affirmation that is signed under penalty of perjury and in the form prescribed by the Secretary of State stating that the challenge is based on the personal knowledge of the registered voter.

(b) On any ground set forth in a challenge filed with the county clerk pursuant to the provisions of NRS 293.547.

2. If a person is challenged, an election board officer shall tender the challenged person the following oath or affirmation:

(a) If the challenge is on the ground that the challenged person does not belong to the political party designated upon the roster, “I swear or affirm under penalty of perjury that I belong to the political party designated upon the roster”;

(b) If the challenge is on the ground that the roster does not show that the challenged person designated the political party to which he or she claims to belong, “I swear or affirm under penalty of perjury that I designated on the application to register to vote the political party to which I claim to belong”;

(c) If the challenge is on the ground that the challenged person does not reside at the residence for which the address is listed in the roster, “I swear or affirm under penalty of perjury that I reside at the residence for which the address is listed in the roster”;

(d) If the challenge is on the ground that the challenged person previously voted a ballot for the election, “I swear or affirm under penalty of perjury that I have not voted for any of the candidates or questions included on this ballot for this election”; or

(e) If the challenge is on the ground that the challenged person is not the person he or she claims to be, “I swear or affirm under penalty of perjury that I am the person whose name is in this roster.”

↪ The oath or affirmation must be set forth on a form prepared by the Secretary of State and signed by the challenged person under penalty of perjury.

3. Except as otherwise provided in subsection 4, if the challenged person refuses to execute the oath or affirmation so tendered, the person must not be issued a ballot, and the election board officer shall indicate in the roster “Challenged” by the person’s name.

4. If the challenged person refuses to execute the oath or affirmation set forth in paragraph (a) or (b) of subsection 2, the election board officers shall issue the person a nonpartisan ballot.

5. If the challenged person refuses to execute the oath or affirmation set forth in paragraph (c) of subsection 2, the election



board officers shall inform the person that he or she is entitled to vote only in the manner prescribed in NRS 293.304.

6. If the challenged person executes the oath or affirmation and the challenge is not based on the ground set forth in paragraph (e) of subsection 2, the election board officers shall issue the person a partisan ballot.

7. If the challenge is based on the ground set forth in paragraph (c) of subsection 2, and the challenged person executes the oath or affirmation, the election board shall not issue the person a ballot until he or she furnishes satisfactory identification which contains proof of the address at which the person actually resides. For the purposes of this subsection, a voter registration card does not provide proof of the address at which a person resides.

8. If the challenge is based on the ground set forth in paragraph (e) of subsection 2 and the challenged person executes the oath or affirmation, the election board shall not issue the person a ballot unless the person ~~f~~:

~~—(a) Furnishes official identification which contains a photograph of the person, such as a driver's license or other official document; or~~

~~—(b) Brings before the election board officers a person who is at least 18 years of age who:~~

~~—(1) Furnishes official identification which contains a photograph of that person, such as a driver's license or other official document; and~~

~~—(2) Executes an oath or affirmation under penalty of perjury that the challenged person is who he or she swears to be.]~~ **furnishes proof of identity.**

9. The election board officers shall:

(a) Record on the challenge list:

(1) The name of the challenged person;

(2) The name of the registered voter who initiated the challenge; and

(3) The result of the challenge; and

(b) If possible, orally notify the registered voter who initiated the challenge of the result of the challenge.

Sec. 17. NRS 293.3075 is hereby amended to read as follows:

293.3075 1. Except as otherwise provided in NRS 293.283 and 293.5772 to 293.5887, inclusive, upon the appearance of a person to cast a ballot at a polling place established pursuant to NRS 293.3072, the election board officer shall:

(a) Determine ~~that~~ **whether** the person is a registered voter in the county and has not already voted in that county in the current election;

(b) **Require the registered voter to present proof of identity;**



(c) Instruct the **registered** voter to sign the roster or a signature card; and

~~(e)~~ (d) Verify the signature of the **registered** voter in the manner set forth in NRS 293.277.

2. Except as otherwise provided in NRS 293.57691, if the signature of the **registered** voter does not match, the **registered** voter must be identified by:

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

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

(c) ~~Providing~~ **Presenting** the election board officer with **his or her** proof of ~~identification as described in NRS 293.277 other than the voter registration card issued to the voter.~~ **identity.**

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

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

5. When a **registered** voter is entitled to cast a ballot and has identified himself or herself to the satisfaction of the election board officer, the **registered** voter is entitled to receive the appropriate ballot or ballots, but only for his or her own use at the polling place where he or she applies to vote.

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

(a) Prepare the mechanical voting device for the **registered** voter;

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

(c) Allow the **registered** voter to cast a vote.

7. A **registered** voter applying to vote at a polling place established pursuant to NRS 293.3072 may be challenged pursuant to NRS 293.303.

Sec. 18. NRS 293.3081 is hereby amended to read as follows:

293.3081 A person at a polling place may cast a provisional ballot in an election pursuant to NRS 293.3078 to 293.3086, inclusive, if the person complies with the applicable provisions of NRS 293.3082 and:



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

3 (a) *The name of the person* does not appear on a voter
4 registration list as a voter eligible to vote in that election in that
5 jurisdiction ~~or an~~ ;

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

8 (c) *The person fails to present proof of identity.*

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

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

18 **Sec. 19.** NRS 293.3082 is hereby amended to read as follows:

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

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

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

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

29 (d) The date and type of election;

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

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

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

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

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

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

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

43 (4) Any other information that the person believes may be
44 useful in verifying that the person has registered to vote; and



(5) A statement informing the voter that if the voter does not provide ~~identification~~ *proof of identity* at the time the voter casts the provisional ballot, the required ~~identification~~ *proof of identity* must be provided to the county or city clerk not later than 5 p.m. on the Friday following election day and that failure to do so will result in the provisional ballot not being counted;

(i) If the person is casting the provisional ballot pursuant to subsection 2 of NRS 293.3081:

(1) The address of the person as listed on the application to register to vote;

(2) The voter registration number, if any, issued to the person; and

(3) A statement informing the voter that the required identification must be provided to the county or city clerk not later than 5 p.m. on the Friday following election day and that failure to do so will result in the provisional ballot not being counted; and

(j) If the person is casting the provisional ballot pursuant to subsection 3 of NRS 293.3081, the voter registration number, if any, issued to the person.

2. After a person completes a written affirmation pursuant to subsection 1:

(a) The election board officer shall provide the person with a receipt that includes the unique affirmation identification number described in subsection 1 and that explains how the person may use the free access system established pursuant to NRS 293.3086 to ascertain whether the person's vote was counted, and, if the vote was not counted, the reason why the vote was not counted;

(b) The voter's name and applicable information must be entered into the roster in a manner which indicates that the voter cast a provisional ballot; and

(c) The election board officer shall issue a provisional ballot to the person to vote.

Sec. 20. NRS 293.3085 is hereby amended to read as follows:

293.3085 1. Following each election, a canvass of the provisional ballots cast in the election must be conducted pursuant to NRS 293.387 and, if appropriate, pursuant to NRS 293C.387.

2. The county and city clerk shall not:

(a) Include any provisional ballot in the unofficial results reported on election night; or

(b) Open any envelope containing a provisional ballot before 8 a.m. on the Wednesday following election day.

3. Except as otherwise provided in subsection 4, a provisional ballot must be counted if:

(a) The county or city clerk determines that the person who cast the provisional ballot was registered to vote in the election, eligible



1 to vote in the election and issued the appropriate ballot for the
2 address at which the person resides;

3 (b) A voter who failed to provide required identification at the
4 polling place or with his or her mailed ballot provides the required
5 identification to the county or city clerk not later than 5 p.m. on the
6 Friday following election day ~~that~~ *, including, if applicable, his or*
7 *her proof of identity;* or

8 (c) A court order has not been issued by 5 p.m. on the Friday
9 following election day directing that provisional ballots cast
10 pursuant to subsection 3 of NRS 293.3081 not be counted, and the
11 provisional ballot was cast pursuant to subsection 3 of
12 NRS 293.3081.

13 4. A provisional ballot must not be counted if the county or
14 city clerk determines that the person who cast the provisional ballot
15 cast the wrong ballot for the address at which the person resides.

16 **Sec. 21.** NRS 293.356 is hereby amended to read as follows:

17 293.356 If a request is made to vote early by a registered voter
18 in person, the election board shall *, except as otherwise provided in*
19 *NRS 293.3585,* issue a ballot for early voting to the voter. Such a
20 ballot must be voted on the premises of a polling place for early
21 voting established pursuant to NRS 293.3564, 293.3572, 293.3575
22 or 298.690.

23 **Sec. 22.** NRS 293.3585 is hereby amended to read as follows:

24 293.3585 1. Except as otherwise provided in NRS 293.283
25 and 293.5772 to 293.5887, inclusive, upon the appearance of a
26 person to cast a ballot for early voting, an election board officer
27 shall:

28 (a) Determine ~~that~~ *whether* the person is a registered voter in
29 the county.

30 (b) *Require the registered voter to present proof of identity.*

31 (c) Instruct the *registered* voter to sign the roster for early voting
32 or a signature card.

33 ~~(c)~~ (d) Verify the signature of the *registered* voter in the
34 manner set forth in NRS 293.277.

35 ~~(d)~~ (e) Verify that the *registered* voter has not already voted in
36 that county in the current election.

37 2. Except as otherwise provided in NRS 293.57691, if the
38 signature of the *registered* voter does not match, the *registered* voter
39 must be identified by:

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

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



(c) ~~[Providing]~~ **Presenting** the election board officer with proof of ~~[identification as described in NRS 293.277 other than the voter registration card issued to the voter.]~~ **identity.**

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

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

5. The roster for early voting or a signature card, as applicable, must contain:

(a) The **registered** voter's name, the address where he or she is registered to vote, his or her voter identification number and a place for the **registered** voter's signature;

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

(c) The date of voting early in person.

6. When a **registered** voter is entitled to cast a ballot and has identified himself or herself to the satisfaction of the election board officer, the **registered** voter is entitled to receive the appropriate ballot or ballots, but only for his or her own use at the polling place for early voting.

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

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

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

(c) Allow the **registered** voter to cast a vote.

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

9. For the purposes of subsection 2, the personal data of a **registered** voter may include his or her date of birth.

Sec. 23. NRS 293.505 is hereby amended to read as follows:

293.505 1. All justices of the peace, except those located in county seats, are ex officio field registrars to carry out the provisions of this chapter.

2. The county clerk shall appoint at least one registered voter to serve as a field registrar of voters who, except as otherwise provided in NRS 293.5055, shall preregister and register voters within the county for which the field registrar is appointed. Except as otherwise provided in subsection 1, a candidate for any office may



1 not be appointed or serve as a field registrar. A field registrar serves
2 at the pleasure of the county clerk and shall perform such duties as
3 the county clerk may direct. The county clerk shall not knowingly
4 appoint any person as a field registrar who has been convicted of a
5 felony involving theft or fraud. The Secretary of State may bring an
6 action against a county clerk to collect a civil penalty of not more
7 than \$5,000 for each person who is appointed as a field registrar in
8 violation of this subsection. Any civil penalty collected pursuant to
9 this subsection must be deposited with the State Treasurer for credit
10 to the State General Fund.

11 3. A field registrar shall demand of any person who applies for
12 preregistration or registration all information required by the
13 application to preregister or register to vote, as applicable, and shall
14 administer all oaths required by this chapter.

15 4. When a field registrar has in his or her possession five or
16 more completed applications to preregister or register to vote, the
17 field registrar shall forward them to the county clerk, but in no case
18 may the field registrar hold any number of them for more than 10
19 days.

20 5. Each field registrar shall forward to the county clerk all
21 completed applications in his or her possession immediately after
22 the last day to register to vote by mail pursuant to NRS 293.560 or
23 293C.527, as applicable. Within 5 days after the last day to register
24 to vote by mail pursuant to NRS 293.560 or 293C.527, as
25 applicable, a field registrar shall return all unused applications in his
26 or her possession to the county clerk. If all of the unused
27 applications are not returned to the county clerk, the field registrar
28 shall account for the unreturned applications.

29 6. Each field registrar shall submit to the county clerk a list of
30 the serial numbers of the completed applications to preregister or
31 register to vote and the names of the electors on those applications.
32 The serial numbers must be listed in numerical order.

33 7. Each field registrar shall post notices sent to him or her by
34 the county clerk for posting in accordance with the election laws of
35 this State.

36 8. A field registrar, employee of a voter registration agency or
37 person assisting a voter pursuant to NRS 293.5235 shall not:

38 (a) Delegate any of his or her duties to another person; or

39 (b) Refuse to preregister or register a person on account of that
40 person's political party affiliation.

41 9. A person shall not hold himself or herself out to be or
42 attempt to exercise the duties of a field registrar unless the person
43 has been so appointed.



1 10. A county clerk, field registrar, employee of a voter
2 registration agency or person assisting another person pursuant to
3 NRS 293.5235 shall not:

4 (a) Solicit a vote for or against a particular question or
5 candidate;

6 (b) Speak to a person on the subject of marking his or her ballot
7 for or against a particular question or candidate; or

8 (c) Distribute any petition or other material concerning a
9 candidate or question which will be on the ballot for the ensuing
10 election,

11 ➤ while preregistering or registering the person.

12 11. When the county clerk receives applications to preregister
13 or register to vote from a field registrar, the county clerk shall issue
14 a receipt to the field registrar. The receipt must include:

15 (a) The number of persons preregistered or registered; and

16 (b) The political party of the persons preregistered or registered.

17 12. A county clerk, field registrar, employee of a voter
18 registration agency or person assisting another person pursuant to
19 NRS 293.5235 shall not:

20 (a) Knowingly:

21 (1) Register a person who is not a qualified elector or a
22 person who has filed a false or misleading application to register to
23 vote; or

24 (2) Preregister a person who does not meet the qualifications
25 set forth in NRS 293.4855; or

26 (b) Preregister or register a person who fails to provide
27 satisfactory ~~proof~~ evidence of ~~identification~~ his or her identity
28 and the address at which the person actually resides.

29 13. A county clerk, field registrar, employee of a voter
30 registration agency, person assisting another person pursuant to
31 NRS 293.5235 or any other person providing a form for the
32 application to preregister or register to vote to an elector for the
33 purpose of preregistering or registering to vote:

34 (a) If the person who assists another person with completing the
35 form for the application to preregister or register to vote retains the
36 form, shall enter his or her name on the duplicate copy or receipt
37 retained by the person upon completion of the form; and

38 (b) Shall not alter, deface or destroy an application to preregister
39 or register to vote that has been signed by a person except to correct
40 information contained in the application after receiving notice from
41 the person that a change in or addition to the information is required.

42 14. If a field registrar violates any of the provisions of this
43 section, the county clerk shall immediately suspend the field
44 registrar and notify the district attorney of the county in which the
45 violation occurred.



15. A person who violates any of the provisions of subsection 8, 9, 10, 12 or 13 is guilty of a category E felony and shall be punished as provided in NRS 193.130.

Sec. 24. NRS 293.517 is hereby amended to read as follows:

293.517 1. Any person who meets the qualifications set forth in NRS 293.4855 residing within the county may preregister to vote and any elector residing within the county may register to vote:

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

(b) By completing and mailing or personally delivering to the county clerk an application to preregister or register to vote pursuant to the provisions of NRS 293.5235;

(c) Pursuant to the provisions of NRS 293.5727 or chapter 293D of NRS;

(d) At his or her residence with the assistance of a field registrar pursuant to NRS 293.5237;

(e) By submitting an application to preregister or register to vote by computer using the system established by the Secretary of State pursuant to NRS 293.671; or

(f) By any other method authorized by the provisions of this title.

➤ The county clerk shall require a person to submit official identification as ~~proof~~ **evidence** of residence and identity ~~as required by this subsection~~ **in accordance with this subsection**, such as a driver's license or other official document, before preregistering or registering the person. If the applicant preregisters or registers to vote pursuant to this subsection and fails to provide ~~proof~~ **evidence** of residence and identity, the applicant must provide ~~proof~~ **evidence** of residence and identity before casting a ballot in person or by mail or after casting a provisional ballot pursuant to NRS 293.3078 to 293.3086, inclusive. For the purposes of this subsection, a voter registration card does not provide ~~proof~~ **evidence** of the residence or identity of a person.

2. In addition to the methods for registering to vote described in subsection 1, an elector may register to vote pursuant to:

(a) NRS 293.269951, if applicable;

(b) NRS 293.5768 to 293.57699, inclusive; or

(c) NRS 293.5772 to 293.5887, inclusive.

3. Except as otherwise provided in NRS 293.5768 to 293.57699, inclusive, the application to preregister or register to



1 vote must be signed and verified under penalty of perjury by the
2 person preregistering or the elector registering.

3 4. Each person or elector who is or has been married must be
4 preregistered or registered under his or her own given or first name,
5 and not under the given or first name or initials of his or her spouse.

6 5. A person or an elector who is preregistered or registered and
7 changes his or her name must complete a new application to
8 preregister or register to vote, as applicable. The person or elector
9 may obtain a new application:

10 (a) At the office of the county clerk or field registrar;

11 (b) By submitting an application to preregister or register to vote
12 pursuant to the provisions of NRS 293.5235;

13 (c) By submitting a written statement to the county clerk
14 requesting the county clerk to mail an application to preregister or
15 register to vote;

16 (d) At any voter registration agency; or

17 (e) By submitting an application to preregister or register to vote
18 by computer using the system established by the Secretary of State
19 pursuant to NRS 293.671.

20 ➡ If the elector fails to register under his or her new name, the
21 elector may be challenged pursuant to the provisions of NRS
22 293.303 or 293C.292 and may be required to furnish ~~proof~~
23 *evidence of his or her* identity and subsequent change of name.

24 6. Except as otherwise provided in subsection 8 and NRS
25 293.5768 to 293.57699, inclusive, and 293.5772 to 293.5887,
26 inclusive, an elector who registers to vote pursuant to paragraph (a)
27 of subsection 1 shall be deemed to be registered upon the
28 completion of an application to register to vote.

29 7. After the county clerk determines that the application to
30 register to vote of a person is complete and that, except as otherwise
31 provided in NRS 293D.210, the person is eligible to vote pursuant
32 to NRS 293.485, the county clerk shall issue a voter registration
33 card to the voter.

34 8. If a person or an elector submits an application to preregister
35 or register to vote or an affidavit described in paragraph (c) of
36 subsection 1 of NRS 293.507 that contains any handwritten
37 additions, erasures or interlineations, the county clerk may object to
38 the application if the county clerk believes that because of such
39 handwritten additions, erasures or interlineations, the application is
40 incomplete or that, except as otherwise provided in NRS 293D.210,
41 the person is not eligible to preregister pursuant to NRS 293.4855 or
42 the elector is not eligible to vote pursuant to NRS 293.485, as
43 applicable. If the county clerk objects pursuant to this subsection, he
44 or she shall immediately notify the person or elector, as applicable,
45 and the district attorney of the county. Not later than 5 business days



1 after the district attorney receives such notification, the district
2 attorney shall advise the county clerk as to whether:

3 (a) The application is complete and, except as otherwise
4 provided in NRS 293D.210, the person is eligible to preregister
5 pursuant to NRS 293.4855 or the elector is eligible to vote pursuant
6 to NRS 293.485; and

7 (b) The county clerk should proceed to process the application.

8 9. If the district attorney advises the county clerk to process the
9 application pursuant to subsection 8, the county clerk shall
10 immediately issue a voter registration card to the applicant, unless
11 the applicant is preregistered to vote and does not currently meet the
12 requirements to be issued a voter registration card pursuant to
13 NRS 293.4855.

14 **Sec. 25.** NRS 293.541 is hereby amended to read as follows:

15 293.541 1. The county clerk shall cancel the preregistration
16 of a person or the registration of a voter if:

17 (a) After consultation with the district attorney, the district
18 attorney determines that there is probable cause to believe that
19 information in the application to preregister or register to vote
20 concerning the identity or residence of the person or voter is
21 fraudulent;

22 (b) The county clerk provides a notice as required pursuant to
23 subsection 2 or executes an affidavit of cancellation pursuant to
24 subsection 3; and

25 (c) The person or voter fails to present satisfactory ~~proof~~
26 **evidence** of identity and residence pursuant to subsection 2, 4 or 5.

27 2. Except as otherwise provided in subsection 3, the county
28 clerk shall notify the person or voter by registered or certified mail,
29 return receipt requested, of a determination made pursuant to
30 subsection 1. The notice must set forth the grounds for cancellation.
31 Unless the person or voter, within 15 days after the return receipt
32 has been filed in the office of the county clerk, presents satisfactory
33 ~~proof~~ **evidence** of identity and residence to the county clerk, the
34 county clerk shall cancel the person's preregistration or the voter's
35 registration, as applicable.

36 3. If insufficient time exists before a pending election to
37 provide the notice required by subsection 2 to a registered voter, the
38 county clerk shall execute an affidavit of cancellation and attach a
39 copy of the affidavit of cancellation in the roster.

40 4. If a voter appears to vote at the election next following the
41 date that an affidavit of cancellation was executed for the voter
42 pursuant to this section, the voter must be allowed to vote only if ,
43 **in addition to the proof of identity required pursuant to NRS**
44 **293.277 or 293.3585,** the voter furnishes:



(a) Official identification which contains a photograph of the voter, including, without limitation, a driver's license or other official document; and

(b) Satisfactory ~~identification that contains proof~~ **evidence** of the address at which the voter actually resides and that address is consistent with the address listed on the roster.

5. If a determination is made pursuant to subsection 1 concerning information in the registration to vote of a voter and a mail ballot is received from the voter, the mail ballot must be kept separate from other ballots and must not be counted unless the voter presents satisfactory ~~proof~~ **evidence** to the county clerk of identity and residence before such ballots are counted on election day.

6. For the purposes of this section, a voter registration card does not provide ~~proof~~ **evidence** of the:

(a) Address at which a person actually resides; or

(b) Residence or identity of a person.

Sec. 26. NRS 293.5768 is hereby amended to read as follows:

293.5768 1. The following agencies are automatic voter registration agencies:

(a) The Department of Motor Vehicles;

(b) The Department of Health and Human Services;

(c) Any agency designated by the Director of the Department of Health and Human Services to receive applications for Medicaid;

(d) The Silver State Health Insurance Exchange created by NRS 695I.200;

(e) Any agency that has been designated by the Governor as an automatic voter registration agency pursuant to NRS 293.57682; and

(f) Any agency of an Indian tribe that has been designated by the Governor to be an automatic voter registration agency pursuant to NRS 293.57684.

2. If, in the normal course of business, an automatic voter registration agency collects sufficient information that demonstrates a person is qualified to vote pursuant to NRS 293.485, including, without limitation, ~~proof~~ **evidence** of identity, citizenship, residence and date of birth, the provisions of NRS 293.5768 to 293.57699, inclusive, apply to the automatic voter registration agency when a person submits any of the following:

(a) An application for the issuance or renewal of or change of address for any type of driver's license or identification card issued by the Department of Motor Vehicles;

(b) An application for Medicaid through the system established by the Department of Health and Human Services pursuant to NRS 422.2703;

(c) An application for health insurance through the Silver State Health Insurance Exchange; and



(d) An application for any service or assistance from an automatic voter registration agency described in paragraph (e) or (f) of subsection 1.

3. An automatic voter registration agency shall not:

(a) Request any additional information for purposes of voter registration that is not required in the normal course of business; and

(b) Transmit any information about a person using the system established pursuant to NRS 293.57686 if the person did not provide the agency in the normal course of business sufficient information that demonstrates the person is qualified to vote pursuant to NRS 293.485, including, without limitation, ~~proof~~ evidence of identity, citizenship, residence and date of birth.

Sec. 27. NRS 293.57682 is hereby amended to read as follows:

293.57682 1. The Governor may designate any agency in the Executive Department of the State Government not described in paragraphs (a) to (d), inclusive, of subsection 1 of NRS 293.5768 as an automatic voter registration agency if the agency collects in the regular course of business from a person applying to the agency to receive any service or assistance sufficient information that demonstrates a person is qualified to vote pursuant to NRS 293.485, including, without limitation, ~~proof~~ evidence of identity, citizenship, residence and date of birth.

2. Upon the designation of an agency as an automatic voter registration agency pursuant to subsection 1:

(a) The Governor shall notify the Secretary of State; and

(b) The Secretary of State and the automatic voter registration agency shall comply with the provisions of NRS 293.57686.

Sec. 28. NRS 293.57684 is hereby amended to read as follows:

293.57684 1. If an Indian reservation or Indian colony is located in whole or in part within a county, the Indian tribe may submit a request to the Governor for approval to allow an agency of the tribe to become an automatic voter registration agency in order to submit voter registration information of tribal members to the Secretary of State and the appropriate county clerk for the purpose of registering tribal members to vote or updating the voter registration information of tribal members for the purpose of correcting the statewide voter registration list pursuant to NRS 293.530.

2. If the Governor finds that the tribal agency collects in the regular course of business from a person applying to the agency to receive any service or assistance sufficient information that demonstrates the person is qualified to vote pursuant to



1 NRS 293.485, including, without limitation, ~~{proof}~~ *evidence* of
2 identity, citizenship, residence and date of birth:

3 (a) The Governor shall designate the tribal agency as an
4 automatic voter registration agency; and

5 (b) The Secretary of State and the Indian tribe shall comply with
6 the provisions of NRS 293.57686.

7 **Sec. 29.** NRS 293.57691 is hereby amended to read as
8 follows:

9 293.57691 1. A county clerk shall not reject as an application
10 to register to vote the information received from an automatic voter
11 registration agency solely on the basis that the information does not
12 contain an electronic facsimile of the signature of the person who is
13 applying to vote or update his or her voter registration information
14 on the statewide voter registration list.

15 2. If the county clerk does not receive an electronic facsimile
16 of the signature of the person from the automatic voter registration
17 agency, the county clerk must obtain the person's signature or an
18 electronic facsimile of the person's signature through one of the
19 following methods:

20 (a) Through the notice provided by the county clerk to the
21 person pursuant to NRS 293.57693, if the notice is returned to
22 the county clerk by the person and the returned notice includes the
23 person's signature;

24 (b) Requesting an electronic facsimile of the person's signature
25 from the Department of Motor Vehicles or another state agency;

26 (c) Requesting the person to submit an electronic facsimile of
27 the person's signature through a method approved by the Secretary
28 of State; or

29 (d) Requesting the person to sign a paper or electronic form the
30 first time the person applies to vote in person at a polling place,
31 including, without limitation, a polling place for early voting by
32 personal appearance. A signature provided by a person pursuant to
33 this paragraph must be compared to ~~one of the forms of~~
34 ~~identification which may be used individually to identify a voter at~~
35 ~~the polling place set forth in NRS 293.277]~~ *the signature on the*
36 *person's proof of identity* before the person is allowed to vote in
37 person.

38 3. In addition to the requirements of this section and NRS
39 293.2725, a person who is registered to vote pursuant to NRS
40 293.5768 to 293.57699, inclusive, must provide an affirmation
41 signed under penalty of perjury that the person is eligible to vote the
42 first time a person votes in person or by mail ballot if the person has
43 not already provided such an affirmation to the county clerk.



Sec. 30. NRS 293.5837 is hereby amended to read as follows:

293.5837 1. An elector may register to vote in the county or city, as applicable, in which the elector is eligible to vote by submitting an application to register to vote by computer using the system established by the Secretary of State pursuant to NRS 293.671 before the elector appears at a polling place described in subsection 2 to vote in person.

2. If an elector submits an application to register to vote pursuant to this section less than 14 days before the election, the elector may vote only in person:

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

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

(1) A polling place established pursuant to NRS 293.3072 or 293C.3032 in the county or city, as applicable, in which the elector is eligible to vote; or

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

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

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

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

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

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

(a) A military identification card;

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

(c) A bank or credit union statement;

(d) A paycheck;

(e) An income tax return;

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



(g) A motor vehicle registration;

(h) A property tax statement; or

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

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

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

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

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

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

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

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

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

Sec. 31. NRS 293.5842 is hereby amended to read as follows:

293.5842 1. Notwithstanding the close of any method of registration for an election pursuant to NRS 293.560 or 293C.527, an elector may register to vote in person at any polling place for early voting by personal appearance in the county or city, as applicable, in which the elector is eligible to vote.

2. To register to vote in person during the period for early voting, an elector must:

(a) Appear before the close of polls at a polling place for early voting by personal appearance in the county or city, as applicable, in which the elector is eligible to vote.

(b) Complete the application to register to vote by a method authorized by the county or city clerk pursuant to this paragraph. The county or city clerk shall authorize at least one of the following methods for a person to register to vote pursuant to this paragraph:

(1) A paper application; or

(2) The system established by the Secretary of State pursuant to NRS 293.671.

➔ If the county or city clerk authorizes the use of both methods, the county or city clerk may limit the use of one method to circumstances when the other method is not reasonably available.

(c) Except as otherwise provided in subsection 3, provide his or her current and valid driver's license or identification card issued by



1 the Department of Motor Vehicles which shows his or her physical
2 address as ~~proof~~ **evidence** of the elector's identity and residency.

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

9 (a) A military identification card;

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

13 (c) A bank or credit union statement;

14 (d) A paycheck;

15 (e) An income tax return;

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

18 (g) A motor vehicle registration;

19 (h) A property tax statement; or

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

21 4. Subject to final verification, if an elector registers to vote in
22 person at a polling place pursuant to this section:

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

25 (1) The determination that the application to register to vote
26 is complete; and

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

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

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

32 (2) Must vote as soon as practicable and before leaving that
33 polling place; and

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

37 **Sec. 32.** NRS 293.5847 is hereby amended to read as follows:

38 293.5847 1. Notwithstanding the close of any method of
39 registration for an election pursuant to NRS 293.560 or 293C.527,
40 an elector may register to vote in person on the day of the election at
41 any polling place in the county or city, as applicable, in which the
42 elector is eligible to vote.

43 2. To register to vote on the day of the election, an elector
44 must:



(a) Appear before the close of polls at a polling place in the county or city, as applicable, in which the elector is eligible to vote.

(b) Complete the application to register to vote by a method authorized by the county or city clerk pursuant to this paragraph. The county or city clerk shall authorize at least one of the following methods for a person to register to vote pursuant to this paragraph:

(1) A paper application; or

(2) The system established by the Secretary of State pursuant to NRS 293.671.

➤ If the county or city clerk authorizes the use of both methods, the county or city clerk may limit the use of one method to circumstances when the other method is not reasonably available.

(c) Except as otherwise provided in subsection 3, provide his or her current and valid driver's license or identification card issued by the Department of Motor Vehicles which shows his or her physical address as ~~proof~~ evidence of the elector's identity and residency.

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

(a) A military identification card;

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

(c) A bank or credit union statement;

(d) A paycheck;

(e) An income tax return;

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

(g) A motor vehicle registration;

(h) A property tax statement; or

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

4. Subject to final verification, if an elector registers to vote in person at a polling place pursuant to this section:

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

(1) The determination that the application to register to vote is complete; and

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

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

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



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

(3) Must vote by casting a provisional ballot.

Sec. 33. NRS 293.775 is hereby amended to read as follows:

293.775 1. A person who is not a qualified elector and who votes or attempts to vote knowing that he or she is not a qualified elector is guilty of a category D felony and shall be punished as provided in NRS 193.130.

2. A person who votes or attempts to vote using the name of another person , *including, without limitation, voting the mail ballot of another person*, is guilty of a category D felony and shall be punished as provided in NRS 193.130.

Sec. 34. NRS 293C.185 is hereby amended to read as follows:

293C.185 1. Except as otherwise provided in NRS 293C.190, a name may not be printed on a ballot to be used at a primary or general city election unless the person named has, in accordance with NRS 293C.145 or 293C.175, as applicable, timely filed a declaration of candidacy with the appropriate filing officer and paid the filing fee established by the governing body of the city.

2. A declaration of candidacy required to be filed pursuant to this chapter must be in substantially the following form:

DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

City of.....

For the purpose of having my name placed on the official ballot as a candidate for the office of, I,, the undersigned do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at, in the City or Town of, County of, State of Nevada; that my actual, as opposed to constructive, residence in the city, township or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is, and the address at which I receive mail, if different than my residence, is; that I am a qualified elector pursuant to Section 1 of Article 2 of the Constitution of the State of Nevada; that if I have ever been convicted of treason or a felony, my civil rights have been restored; that if nominated as a candidate at the ensuing



election I will accept the nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years or terms for which a person may hold the office; that I understand that knowingly and willfully filing a declaration of candidacy which contains a false statement is a crime punishable as a gross misdemeanor and also subjects me to a civil action disqualifying me from entering upon the duties of the office; and that I understand that my name will appear on all ballots as designated in this declaration.

.....
(Designation of name)

.....
(Signature of candidate for office)

Subscribed and sworn to before me
this day of the month of of the year

.....
Notary Public or other person
authorized to administer an oath

3. The address of a candidate that must be included in the declaration of candidacy pursuant to subsection 2 must be the street address of the residence where the candidate actually, as opposed to constructively, resides in accordance with NRS 281.050, if one has been assigned. The declaration of candidacy must not be accepted for filing if the candidate fails to comply with the following provisions of this subsection or, if applicable, the provisions of subsection 4:

(a) The candidate shall not list the candidate's address as a post office box unless a street address has not been assigned to the residence; and

(b) Except as otherwise provided in subsection 4, the candidate shall present to the filing officer:

(1) A valid driver's license or identification card issued by a governmental agency that contains a photograph of the candidate and the candidate's residential address; or



(2) A current utility bill, bank statement, paycheck, or document issued by a governmental entity, including a check which indicates the candidate's name and residential address, but not including a voter registration card.

4. If the candidate executes an oath or affirmation under penalty of perjury stating that the candidate is unable to present to the filing officer the proof of residency required by subsection 3 because a street address has not been assigned to the candidate's residence or because the rural or remote location of the candidate's residence makes it impracticable to present the proof of residency required by subsection 3, the candidate shall present to the filing officer:

(a) A valid driver's license or identification card issued by a governmental agency that contains a photograph of the candidate; and

(b) Alternative proof of the candidate's residential address that the filing officer determines is sufficient to verify where the candidate actually, as opposed to constructively, resides in accordance with NRS 281.050. The Secretary of State may adopt regulations establishing the forms of alternative proof of the candidate's residential address that the filing officer may accept to verify where the candidate actually, as opposed to constructively, resides in accordance with NRS 281.050.

5. The filing officer shall retain a copy of the ~~proof~~ evidence of identity and residency provided by the candidate pursuant to subsection 3 or 4. Such a copy:

(a) May not be withheld from the public; and

(b) Must not contain the social security number, driver's license or identification card number or account number of the candidate.

6. By filing the declaration of candidacy, the candidate shall be deemed to have appointed the city clerk as his or her agent for service of process for the purposes of a proceeding pursuant to NRS 293C.186. Service of such process must first be attempted at the appropriate address as specified by the candidate in the declaration of candidacy. If the candidate cannot be served at that address, service must be made by personally delivering to and leaving with the city clerk duplicate copies of the process. The city clerk shall immediately send, by registered or certified mail, one of the copies to the candidate at the specified address, unless the candidate has designated in writing to the city clerk a different address for that purpose, in which case the city clerk shall mail the copy to the last address so designated.

7. If the city clerk receives credible evidence indicating that a candidate has been convicted of a felony and has not had his or her civil rights restored, the city clerk:



(a) May conduct an investigation to determine whether the candidate has been convicted of a felony and, if so, whether the candidate has had his or her civil rights restored; and

(b) Shall transmit the credible evidence and the findings from such investigation to the city attorney.

8. The receipt of information by the city attorney pursuant to subsection 7 must be treated as a challenge of a candidate pursuant to subsections 4 and 5 of NRS 293C.186 to which the provisions of NRS 293.2045 apply.

9. Any person who knowingly and willfully files a declaration of candidacy which contains a false statement in violation of this section is guilty of a gross misdemeanor.

Sec. 35. NRS 293C.26312 is hereby amended to read as follows:

293C.26312 1. Except as otherwise provided in subsection 2, NRS 293C.263 and chapter 293D of NRS, the city clerk shall send to each active registered voter by first-class mail, or by any class of mail if the Official Election Mail logo or an equivalent logo or mark created by the United States Postal Service is properly placed:

(a) A mail ballot;

(b) A return envelope  , *which must include, without limitation, a flap to cover the signature and identifying numbers of the voter required to be written on the return envelope pursuant to NRS 293C.26316;*

(c) An envelope or sleeve into which the mail ballot is inserted to ensure its secrecy; and

(d) Instructions.

2. In sending a mail ballot to an active registered voter, the city clerk shall use an envelope that may not be forwarded to an address of the voter that is different from the address to which the mail ballot is mailed.

3. The return envelope must include postage prepaid by first-class mail if the active registered voter is within the boundaries of the United States, its territories or possessions or on a military base.

4. Before sending a mail ballot to an active registered voter, the city clerk shall record:

(a) The date the mail ballot is issued;

(b) The name of the voter to whom the mail ballot is issued, his or her precinct or district and his or her political affiliation, if any, unless all the offices on the mail ballot are nonpartisan offices;

(c) The number of the mail ballot; and

(d) Any remarks the city clerk finds appropriate.



Sec. 36. NRS 293C.26316 is hereby amended to read as follows:

293C.26316 1. Except as otherwise provided in NRS 293C.26318 and chapter 293D of NRS, in order to vote a mail ballot, the voter must, in accordance with the instructions:

(a) Mark and fold the mail ballot;

(b) Deposit the mail ballot in the return envelope and seal the return envelope;

(c) Affix his or her signature on the return envelope in the space provided for the signature; ~~and~~

(d) *Write in the space provided on the return envelope:*

(1) The last four digits of his or her social security number; and

(2) Except as otherwise provided in subsection 2, his or her driver's license number or identification card number;

(e) Close the attached flap over the signature and identifying numbers written on the return envelope; and

(f) Mail or deliver the return envelope in a manner authorized by law.

2. *A voter who does not have a driver's license number or identification card number may include with his or her mail ballot a copy of his or her proof of identity.*

3. Except as otherwise provided in chapter 293D of NRS, voting must be only upon candidates whose names appear upon the mail ballot as prepared pursuant to NRS 293C.263, and no person may write in the name of an additional candidate for any office.

~~3.1~~ 4. If a mail ballot has been sent to a voter who applies to vote in person at a polling place, including, without limitation, a polling place for early voting, the voter must, in addition to complying with all other requirements for voting in person that are set forth in this chapter, surrender his or her mail ballot or sign an affirmation under penalty of perjury that the voter has not voted during the election. A person who receives a surrendered mail ballot shall mark it "Cancelled."

Sec. 37. NRS 293C.26327 is hereby amended to read as follows:

293C.26327 1. Except as otherwise provided in NRS 293D.200, when a mail ballot is returned by or on behalf of a voter to the city clerk, and a record of its return is made in the mail ballot record for the election, the clerk or an employee in the office of the clerk shall ~~check~~ :

(a) Verify that the last four digits of the social security number and driver's license number or identification card number, as applicable, written on the return envelope match the information of the voter in the records of the city clerk;



(b) If pursuant to subsection 2 of NRS 293C.26316, the voter has included a copy of his or her proof of identity, check that the proof of identity matches the information of the voter in the records of the city clerk; and

(c) Check the signature used for the mail ballot by electronic means pursuant to subsection 2 or manually pursuant to subsection 3.

2. To check the signature used for a mail ballot by electronic means:

(a) The electronic device must take a digital image of the signature used for the mail ballot and electronically compare the digital image with the signatures of the voter from his or her application to register to vote or application to preregister to vote available in the records of the city clerk.

(b) If the electronic device does not match the signature of the voter, the signature shall be reviewed manually pursuant to the provisions of subsection 3.

3. To check the signature used for a mail ballot manually, the city clerk shall use the following procedure:

(a) The clerk or employee shall check the signature used for the mail ballot against all signatures of the voter available in the records of the clerk.

(b) If at least two employees in the office of the clerk believe there is a reasonable question of fact as to whether the signature used for the mail ballot matches the signature of the voter, the clerk shall contact the voter and ask the voter to confirm whether the signature used for the mail ballot belongs to the voter.

4. For purposes of subsection 3:

(a) There is a reasonable question of fact as to whether the signature used for the mail ballot matches the signature of the voter if the signature used for the mail ballot differs in multiple, significant and obvious respects from the signatures of the voter available in the records of the clerk.

(b) There is not a reasonable question of fact as to whether the signature used for the mail ballot matches the signature of the voter if:

(1) The signature used for the mail ballot is a variation of the signature of the voter caused by the substitution of initials for the first or middle name, the substitution of a different type of punctuation in the first, middle or last name, the use of a common nickname or the use of one last name for a person who has two last names and it does not otherwise differ in multiple, significant and obvious respects from the signatures of the voter available in the records of the clerk; or



(2) There are only slight dissimilarities between the signature used for the mail ballot and the signatures of the voter available in the records of the clerk.

5. Except as otherwise provided in subsection 6, if the clerk determines that the voter is entitled to cast the mail ballot, the clerk shall deposit the mail ballot in the proper ballot box or place the mail ballot, unopened, in a container that must be securely locked or under the control of the clerk at all times. The clerk shall deliver the mail ballots to the mail ballot central counting board to be processed and prepared for counting.

6. If the clerk determines when checking the signature used for the mail ballot that the voter failed to affix his or her signature or failed to affix it in the manner required by law for the mail ballot or that there is a reasonable question of fact as to whether the signature used for the mail ballot matches the signature of the voter, but the voter is otherwise entitled to cast the mail ballot, the clerk shall contact the voter and advise the voter of the procedures to provide a signature or a confirmation that the signature used for the mail ballot belongs to the voter, as applicable. For the mail ballot to be counted, the voter must provide a signature or a confirmation, as applicable, not later than 5 p.m. on the sixth day following the election.

7. The clerk shall prescribe procedures for a voter who failed to affix his or her signature or failed to affix it in the manner required by law for the mail ballot, or for whom there is a reasonable question of fact as to whether the signature used for the mail ballot matches the signature of the voter, in order to:

(a) Contact the voter;

(b) Allow the voter to provide a signature or a confirmation that the signature used for the mail ballot belongs to the voter, as applicable; and

(c) After a signature or a confirmation is provided, as applicable, ensure the mail ballot is delivered to the mail ballot central counting board.

8. If there is a reasonable question of fact as to whether the signature used for the mail ballot matches the signature of the voter, the voter must be identified by:

(a) Answering questions from the city clerk covering the personal data which is reported on the application to register to vote;

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

(c) ~~Providing~~ **Presenting** the city clerk with proof of ~~identification as described in NRS 293C.270 other than the voter registration card issued to the voter.~~ **identity.**



9. The procedures established pursuant to subsection 7 for contacting a voter must require the clerk to contact the voter, as soon as possible after receipt of the mail ballot, by:

(a) Mail;

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

(c) Electronic means, which may include, without limitation, electronic mail, if the voter has provided the clerk with sufficient information to contact the voter by such means.

Sec. 38. NRS 293C.270 is hereby amended to read as follows:

293C.270 1. Except as otherwise provided in NRS 293.5772 to 293.5887, inclusive, and 293C.272, if a person's name appears in the roster or if the person provides an affirmation pursuant to NRS 293C.525, the person is entitled to vote and must **sign** :

(a) Present proof of identity; and

(b) Sign his or her name in the roster or on a signature card when he or she applies to vote. Except as otherwise provided in NRS 293.57691, the signature must be compared by an election board officer with the signature or a facsimile thereof on the person's application to register to vote or ~~one of the forms of identification listed in subsection 2.~~ **on his or her proof of identity.**

2. ~~The forms of identification that may be used to identify a voter at the polling place are:~~

~~—(a) The voter registration card issued to the voter;~~

~~—(b) A driver's license;~~

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

~~—(d) A military identification card; or~~

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

~~3.~~ The city clerk shall prescribe a procedure, approved by the Secretary of State, to verify that the voter has not already voted in that city in the current election.

Sec. 39. NRS 293C.272 is hereby amended to read as follows:

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

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

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



(c) ~~[Providing]~~ **Presenting** the election board officer with **his or her** proof of ~~identification as described in NRS 293C.270 other than the voter registration card issued to the voter.~~ **identity.**

2. If the identity of the voter is verified, the election board officer shall indicate in the roster “Identified” by the voter’s name.

Sec. 40. NRS 293C.275 is hereby amended to read as follows:

293C.275 1. Except as otherwise provided in NRS 293.5772 to 293.5887, inclusive, and 293C.272:

(a) A registered voter who applies to vote must state his or her name to the election board officer in charge of the roster; and

(b) The election board officer shall:

(1) Announce the name of the registered voter;

(2) **Require that the registered voter present proof of identity;**

(3) Instruct the registered voter to sign the roster or signature card;

~~[(3)]~~ (4) Verify the signature of the registered voter in the manner set forth in NRS 293C.270; and

~~[(4)]~~ (5) Verify that the registered voter has not already voted in that city in the current election.

2. Except as otherwise provided in NRS 293.57691, if the signature does not match, the **registered** voter must be identified by:

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

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

(c) ~~[Providing]~~ **Presenting** the election board officer with proof of ~~identification as described in NRS 293C.270 other than the voter registration card issued to the voter.~~ **identity.**

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

4. For the purposes of subsection 2, the personal data of a **registered** voter may include his or her date of birth.

Sec. 41. NRS 293C.277 is hereby amended to read as follows:

293C.277 1. A registered voter who applies to vote at an election must give his or her name to the election board officer in charge of the roster, and the officer shall immediately announce the name of the **registered** voter ~~[(3)]~~ **and require that the registered voter present proof of identity.**

2. Any person’s right to vote may be challenged by a registered voter upon any of the grounds allowed for a challenge in



1 NRS 293C.292. Any such challenge must be disposed of in the
2 manner provided in NRS 293C.292.

3 **Sec. 42.** NRS 293C.292 is hereby amended to read as follows:
4 293C.292 1. A person applying to vote may be challenged:

5 (a) Orally by any registered voter of the precinct or district upon
6 the ground that he or she is not the person entitled to vote as claimed
7 or has voted before at the same election; or

8 (b) On any ground set forth in a challenge filed with the county
9 clerk pursuant to the provisions of NRS 293.547.

10 2. If a person is challenged, an election board officer shall
11 tender the challenged person the following oath or affirmation:

12 (a) If the challenge is on the ground that the challenged person
13 does not reside at the residence for which the address is listed in the
14 roster, “I swear or affirm under penalty of perjury that I reside at the
15 residence for which the address is listed in the roster”;

16 (b) If the challenge is on the ground that the challenged person
17 previously voted a ballot for the election, “I swear or affirm under
18 penalty of perjury that I have not voted for any of the candidates or
19 questions included on this ballot for this election”; or

20 (c) If the challenge is on the ground that the challenged person is
21 not the person he or she claims to be, “I swear or affirm under
22 penalty of perjury that I am the person whose name is in this roster.”

23 ➤ The oath or affirmation must be set forth on a form prepared by
24 the Secretary of State and signed by the challenged person under
25 penalty of perjury.

26 3. If the challenged person refuses to execute the oath or
27 affirmation so tendered, the person must not be issued a ballot, and
28 the election board officer shall indicate in the roster “Challenged”
29 by the person’s name.

30 4. If the challenged person refuses to execute the oath or
31 affirmation set forth in paragraph (a) of subsection 2, the election
32 board officers shall inform the person that he or she is entitled to
33 vote only in the manner prescribed in NRS 293C.295.

34 5. If the challenged person executes the oath or affirmation and
35 the challenge is not based on the ground set forth in paragraph (c) of
36 subsection 2, the election board officers shall issue him or her a
37 ballot.

38 6. If the challenge is based on the ground set forth in paragraph
39 (a) of subsection 2, and the challenged person executes the oath or
40 affirmation, the election board shall not issue the person a ballot
41 until he or she furnishes satisfactory identification that contains
42 proof of the address at which the person actually resides. For the
43 purposes of this subsection, a voter registration card does not
44 provide proof of the address at which a person resides.



7. If the challenge is based on the ground set forth in paragraph (c) of subsection 2 and the challenged person executes the oath or affirmation, the election board shall not issue the person a ballot unless the person ~~f:~~

~~—(a) Furnishes official identification which contains a photograph of the person, such as a driver's license or other official document;~~
~~or~~

~~—(b) Brings before the election board officers a person who is at least 18 years of age who:~~

~~—(1) Furnishes official identification which contains a photograph of the person, such as a driver's license or other official document; and~~

~~—(2) Executes an oath or affirmation under penalty of perjury that the challenged person is who he or she swears to be.]~~ **furnishes proof of identity.**

8. The election board officers shall:

(a) Record on the challenge list:

(1) The name of the challenged person;

(2) The name of the registered voter who initiated the challenge; and

(3) The result of the challenge; and

(b) If possible, orally notify the registered voter who initiated the challenge of the result of the challenge.

Sec. 43. NRS 293C.3035 is hereby amended to read as follows:

293C.3035 1. Except as otherwise provided in NRS 293.5772 to 293.5887, inclusive, and 293C.272, upon the appearance of a person to cast a ballot at a polling place established pursuant to NRS 293C.3032, if any, the election board officer shall:

(a) Determine ~~that~~ **whether** the person is a registered voter in the city and has not already voted in that city in the current election;

(b) **Require that the registered voter present proof of identity;**

(c) Instruct the **registered** voter to sign the roster or a signature card; and

~~(e)~~ (d) Verify the signature of the **registered** voter in the manner set forth in NRS 293C.270.

2. Except as otherwise provided in NRS 293.57691, if the signature of the **registered** voter does not match, the **registered** voter must be identified by:

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

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



(c) ~~[Providing]~~ **Presenting** the election board officer with proof of ~~[identification as described in NRS 293C.270 other than the voter registration card issued to the voter.]~~ **identity.**

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

4. The city clerk shall prescribe a procedure, approved by the Secretary of State, to verify that the **registered** voter has not already voted in that city in the current election.

5. When a **registered** voter is entitled to cast a ballot and has identified himself or herself to the satisfaction of the election board officer, the **registered** voter is entitled to receive the appropriate ballot or ballots, but only for his or her own use at the polling place where he or she applies to vote.

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

(a) Prepare the mechanical voting device for the **registered** voter;

(b) Ensure that the **registered** voter's precinct or voting district and the form of the ballot are indicated on the voting receipt, if the city clerk uses voting receipts; and

(c) Allow the **registered** voter to cast a vote.

7. A **registered** voter applying to vote at a polling place established pursuant to NRS 293C.3032, if any, may be challenged pursuant to NRS 293C.292.

Sec. 44. NRS 293C.356 is hereby amended to read as follows:

293C.356 1. If a request is made to vote early by a registered voter in person, the city clerk shall **, except as otherwise provided in NRS 293C.3585,** issue a ballot for early voting to the voter. Such a ballot must be voted on the premises of the clerk's office and returned to the clerk.

2. On the dates for early voting prescribed in NRS 293C.3568, each city clerk shall provide a voting booth, with suitable equipment for voting, on the premises of the city clerk's office for use by registered voters who are issued ballots for early voting in accordance with this section.

Sec. 45. NRS 293C.3585 is hereby amended to read as follows:

293C.3585 1. Except as otherwise provided in NRS 293.5772 to 293.5887, inclusive, and 293C.272, upon the appearance of a person to cast a ballot for early voting, an election board officer shall:

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



- 1 (b) *Require the registered voter to present proof of identity.*
2 (c) Instruct the *registered* voter to sign the roster for early voting
3 or a signature card.
4 ~~[(e)]~~ (d) Verify the signature of the *registered* voter in the
5 manner set forth in NRS 293C.270.
6 ~~[(d)]~~ (e) Verify that the *registered* voter has not already voted in
7 that city in the current election.
- 8 2. Except as otherwise provided in NRS 293.57691, if the
9 signature does not match, the *registered* voter must be identified by:
10 (a) Answering questions from the election board officer
11 covering the personal data which is reported on the application to
12 register to vote;
13 (b) Providing the election board officer, orally or in writing,
14 with other personal data which verifies the identity of the *registered*
15 voter; or
16 (c) ~~[(Providing)]~~ *Presenting* the election board officer with proof
17 of ~~[(identification as described in NRS 293C.270 other than the voter~~
18 ~~registration card issued to the voter.)]~~ *identity.*
- 19 3. If the signature of the *registered* voter has changed in
20 comparison to the signature on the application to register to vote, the
21 *registered* voter must update his or her signature on a form
22 prescribed by the Secretary of State.
- 23 4. The city clerk shall prescribe a procedure, approved by the
24 Secretary of State, to verify that the *registered* voter has not already
25 voted in that city in the current election.
- 26 5. The roster for early voting or signature card, as applicable,
27 must contain:
28 (a) The *registered* voter's name, the address where he or she is
29 registered to vote, his or her voter identification number and a place
30 for the *registered* voter's signature;
31 (b) The *registered* voter's precinct or voting district number, if
32 that information is available; and
33 (c) The date of voting early in person.
- 34 6. When a *registered* voter is entitled to cast a ballot and has
35 identified himself or herself to the satisfaction of the election board
36 officer, the *registered* voter is entitled to receive the appropriate
37 ballot or ballots, but only for his or her own use at the polling place
38 for early voting.
- 39 7. If the ballot is voted on a mechanical recording device which
40 directly records the votes electronically, the election board officer
41 shall:
42 (a) Prepare the mechanical recording device for the *registered*
43 voter;



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

(c) Allow the **registered** voter to cast a vote.

8. A **registered** voter applying to vote early by personal appearance may be challenged pursuant to NRS 293C.292.

9. For the purposes of subsection 2, the personal data of a **registered** voter may include his or her date of birth.

Sec. 46. NRS 483.820 is hereby amended to read as follows:

483.820 1. A person who applies for an identification card in accordance with the provisions of NRS 483.810 to 483.890, inclusive, and who is not ineligible to receive an identification card pursuant to NRS 483.861, is entitled to receive an identification card if the person is:

(a) A resident of this State and is 10 years of age or older and does not hold a valid driver's license or identification card from any state or jurisdiction; or

(b) A seasonal resident who does not hold a valid Nevada driver's license.

2. Except as otherwise provided in NRS 483.825 ~~§~~ **and section 3 of this act**, the Department shall charge and collect the following fees for the issuance of an original, duplicate or changed identification card:

An original or duplicate identification card issued to a person 65 years of age or older which expires on or before the fourth anniversary of the person's birthday	\$4
An original or duplicate identification card issued to a person 65 years of age or older which expires on or before the eighth anniversary of the person's birthday	8
An original or duplicate identification card issued to a person under 18 years of age which expires on the eighth anniversary of the person's birthday	6
A renewal of an identification card for a person under 18 years of age which expires on the eighth anniversary of the person's birthday	6
An original or duplicate identification card issued to a person under 18 years of age which expires on or before the fourth anniversary of the person's birthday	3



1	A renewal of an identification card for a person	
2	under 18 years of age which expires on or	
3	before the fourth anniversary of the	
4	person's birthday	\$3
5	An original or duplicate identification card	
6	issued to any person at least 18 years of	
7	age, but less than 65 years of age, which	
8	expires on the eighth anniversary of the	
9	person's birthday	18
10	A renewal of an identification card for any	
11	person at least 18 years of age, but less than	
12	65 years of age, which expires on the eighth	
13	anniversary of the person's birthday	18
14	An original or duplicate identification card	
15	issued to any person at least 18 years of	
16	age, but less than 65 years of age, which	
17	expires on or before the fourth anniversary	
18	of the person's birthday	9
19	A renewal of an identification card for any	
20	person at least 18 years of age, but less than	
21	65 years of age, which expires on or before	
22	the fourth anniversary of the person's	
23	birthday	9
24	A new photograph or change of name, or both	4

25
26 3. The Department shall not charge a fee for:

27 (a) An identification card issued to a person who has voluntarily
28 surrendered his or her driver's license pursuant to NRS 483.420; or

29 (b) A renewal of an identification card for a person 65 years of
30 age or older.

31 4. Except as otherwise provided in NRS 483.825 ~~H~~ and
32 **section 3 of this act**, the increase in fees authorized in NRS 483.347
33 must be paid in addition to the fees charged pursuant to this section.

34 5. As used in this section, "photograph" has the meaning
35 ascribed to it in NRS 483.125.

36 **Sec. 47.** 1. This section becomes effective upon passage and
37 approval.

38 2. Sections 1 to 46, inclusive, of this act become effective:

39 (a) Upon passage and approval for the purposes of adopting
40 regulations and performing any other preparatory administrative
41 tasks; and

42 (b) On January 1, 2024, for all other purposes.

