

ASSEMBLY BILL NO. 126—ASSEMBLYMEN FRIERSON,  
BENITEZ-THOMPSON AND BRITTNEY MILLER

FEBRUARY 15, 2021

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections.  
(BDR 24-99)

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

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

AN ACT relating to elections; revising the deadline for a candidate to file a declaration of candidacy; providing for a presidential preference primary election; setting forth requirements and procedures for holding a presidential preference primary election; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law provides that the period for filing a declaration of candidacy: (1)  
2 for judicial candidates begins the first Monday in January of the year of the election  
3 and ends the second Friday after the first Monday in January; and (2) for all  
4 nonjudicial candidates begins the first Monday in March of the year of the election  
5 and ends the second Friday after the first Monday in March. (NRS 293.177)

6 **Section 6.5** of this bill instead provides that the period for filing a declaration of  
7 candidacy for all candidates other than candidates for a presidential preference  
8 primary election begins the last Monday in February of the year of the election and  
9 ends the third Friday after the last Monday in February. **Sections 6.2, 6.7, 35.3 and**  
10 **35.6** of this bill make conforming changes relating to candidates of a minor  
11 political party, independent candidates and candidates in a city election.

12 This bill also establishes requirements and procedures for conducting a  
13 presidential preference primary election, which is an election held in a presidential  
14 election year to determine the preferences of the registered voters of a major  
15 political party regarding the party’s nominee for President of the United States.

16 **Section 43** of this bill requires, with certain exceptions, that a presidential  
17 preference primary election be held for each major political party on the first  
18 Tuesday in February of each presidential election year.

19 **Section 44** of this bill sets forth the process for a qualified candidate to file a  
20 declaration of candidacy for a presidential preference primary election. **Section 41**  
21 of this bill defines the term “qualified candidate.”



22 **Section 45** of this bill requires the county clerk to publish certain information  
23 regarding the presidential preference primary election.

24 **Section 46** of this bill provides that a registered voter may cast a ballot at a  
25 presidential preference primary election for a major political party only if the  
26 registered voter designated on his or her application to register to vote an affiliation  
27 with the party. **Section 47** of this bill provides that such a registered voter may cast  
28 a ballot at the presidential preference primary election at any polling place in the  
29 county. **Section 11** of this bill makes a conforming change to require a county clerk  
30 to establish at least one vote center in the county for the day of the presidential  
31 preference primary election.

32 **Section 47** of this bill sets forth various duties of a county clerk related to the  
33 presidential preference primary election, including distributing sample ballots,  
34 establishing polling places, distributing absent ballots and, if applicable,  
35 distributing mail ballots or mailing ballots. **Sections 12-16** of this bill make  
36 conforming changes to existing provisions relating to absent ballots and mailing  
37 ballots.

38 **Section 48** of this bill requires a period for early voting for a presidential  
39 preference primary election that begins 10 calendar days before the election and  
40 extends through the Friday before the election. **Section 17** of this bill makes a  
41 conforming change related to the general process for early voting.

42 **Section 50** of this bill requires the Secretary of State to compile the returns of  
43 the presidential preference primary election for each qualified candidate of the  
44 major political party, prepare an abstract of the returns and certify the number of  
45 votes received by each qualified candidate.

46 **Sections 49 and 51** of this bill provide that the cost of a presidential preference  
47 primary election is a charge against the State and must be paid from the Reserve for  
48 Statutory Contingency Account. **Section 23** of this bill makes a conforming change  
49 related to the cost of distributing sample ballots.

50 **Sections 2-5** of this bill make conforming changes related to the precinct  
51 meetings and party conventions of major political parties to account for holding a  
52 presidential preference primary election.

53 **Section 6** of this bill clarifies that the minor political parties do not participate  
54 in the presidential preference primary election.

55 **Section 7** of this bill requires, with certain exceptions, the Secretary of State to  
56 adopt regulations relating to a presidential preference primary election.

57 **Sections 8 and 18** of this bill authorize an Indian tribe to request the  
58 establishment of a polling place within the boundaries of an Indian reservation or  
59 Indian colony for a presidential preference primary election.

60 **Section 9** of this bill sets forth the procedure for a registered voter to apply to  
61 vote at a presidential preference primary election.

62 **Section 10** of this bill requires the county clerk to post certain notices if a  
63 candidate whose name appears on the ballot at a presidential preference primary  
64 election dies before the closing of the polls.

65 **Section 19** of this bill requires the county clerk to collect and submit to the  
66 Secretary of State certain information regarding each presidential preference  
67 primary election consistent with the requirements to collect and submit to the  
68 Secretary of State information for a primary or general election.

69 **Sections 20-22 and 25** of this bill amend existing provisions relating to voter  
70 registration to account for presidential preference primary elections.

71 **Section 24** of this bill requires the county clerk to ascertain by precinct and  
72 district the number of registered voters in the county and their political affiliation  
73 before the presidential preference primary election consistent with the existing  
74 requirements for a primary or general election.



75       **Section 26** of this bill amends the definition of “election” so that provisions  
76 that allow certain voter registration after the close of registration and same day  
77 voter registration apply to the presidential preference primary election.

78       **Sections 27-32** of this bill make various changes to specify that provisions  
79 relating to elections affected by certain emergencies or disasters also apply to  
80 presidential preference primary elections.

81       **Sections 33-35** of this bill specify that provisions relating to mechanical voting  
82 systems and machines also apply to presidential preference primary elections.

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

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

3       *“Presidential preference primary election” means an election*  
4 *held in a presidential election year pursuant to sections 37 to 50,*  
5 *inclusive, of this act to determine the preferences of the registered*  
6 *voters of a major political party regarding the party’s nominee for*  
7 *President of the United States.*

8       **Sec. 2.** NRS 293.010 is hereby amended to read as follows:  
9       293.010 As used in this title, unless the context otherwise  
10 requires, the words and terms defined in NRS 293.013 to 293.121,  
11 inclusive, *and section 1 of this act* have the meanings ascribed to  
12 them in those sections.

13       **Sec. 3.** NRS 293.135 is hereby amended to read as follows:  
14       293.135 1. The county central committee of each major  
15 political party in each county shall have a precinct meeting of the  
16 registered voters of the party residing in each voting precinct  
17 entitled to delegates in the county convention called and held on the  
18 dates set for the precinct meeting by the respective state central  
19 committees in each year in which a general election is held. *In any*  
20 *year in which a presidential preference primary election is held for*  
21 *the major political party, the precinct meeting must not be held*  
22 *until after the results of the presidential preference primary*  
23 *election are certified by the Secretary of State.*

24       2. The meeting must be held in one of the following places in  
25 the following order of preference:

26       (a) Any public building within the precinct if the meeting is for  
27 a single precinct, or any public building which is in reasonable  
28 proximity to the precincts and will accommodate a meeting of two  
29 or more precincts; or

30       (b) Any private building within the precinct or one of the  
31 precincts.

32       3. The county central committee shall give notice of the  
33 meeting by:



1 (a) Posting in a conspicuous place outside the building where  
2 the meeting is to be held; and

3 (b) Publishing in one or more newspapers of general circulation  
4 in the precinct, published in the county, if any are so published,

5 ↪ on the date set for giving notice of the meeting by the respective  
6 state central committees.

7 4. The notice must be printed in conspicuous display  
8 advertising format of not less than 10 column inches, and must  
9 include the following language, or words of similar import:

10  
11 Notice to All Voters Registered  
12 IN THE (STATE NAME OF MAJOR POLITICAL PARTY)  
13

14 Nevada state law requires each major political party, in  
15 every year during which a general election is held, to have a  
16 precinct meeting held for each precinct. All persons  
17 registered in the party and residing in the precinct are entitled  
18 to attend the precinct meeting. Delegates to your party's  
19 county convention will be elected at the meeting by those in  
20 attendance. Set forth below are the time and place at which  
21 your precinct meeting will be held, together with the number  
22 of delegates to be elected from each precinct. If you wish to  
23 participate in the organization of your party for the coming 2  
24 years, attend your precinct meeting.  
25

26 5. The notice must specify:

27 (a) The date, time and place of the meeting; and

28 (b) The number of delegates to the county convention to be  
29 chosen at the meeting.

30 **Sec. 4.** NRS 293.137 is hereby amended to read as follows:

31 293.137 1. Promptly at the time and place appointed therefor,  
32 the mass meeting must be convened and organized for each precinct.  
33 If access to the premises appointed for any such meeting is not  
34 available, the meeting may be convened at an accessible place  
35 immediately adjacent thereto. The meeting must be conducted  
36 openly and publicly and in such a manner that it is freely accessible  
37 to any registered voter of the party calling the meeting who resides  
38 in the precinct and is desirous of attending the meeting, until the  
39 meeting is adjourned. At the meeting, the delegates to which  
40 the members of the party residing in the precinct are entitled in the  
41 party's county convention must be elected pursuant to the rules of  
42 the state central committee of that party. ~~[In presidential election  
43 years, the election of delegates may be a part of expressing  
44 preferences for candidates for the party's nomination for President  
45 of the United States if the rules of the party permit such conduct.]~~



1 The result of the election *of delegates* must be certified to the  
2 county convention of the party by the chair and the secretary of the  
3 meeting upon the forms specified in subsection 3.

4 2. At the precinct meetings, the delegates and alternates to the  
5 party's convention must be elected. If a meeting is not held for a  
6 particular precinct at the location specified, that precinct must be  
7 without representation at the county convention unless the meeting  
8 was scheduled, with proper notice, and no registered voter of the  
9 party appeared. In that case, the meeting shall be deemed to have  
10 been held and the position of delegate is vacant. If a position of  
11 delegate is vacant, it must be filled by the designated alternate, if  
12 any. If there is no designated alternate, the vacancy must be filled  
13 pursuant to the rules of the party, if the rules of the party so provide,  
14 or, if the rules of the party do not so provide, the county central  
15 committee shall appoint a delegate from among the qualified  
16 members of the party residing in the precinct in which the vacancy  
17 occurred, and the secretary of the county central committee shall  
18 certify the appointed delegate to the county convention.

19 3. The county central committee shall prepare and number  
20 serially a number of certificate forms equal to the total number of  
21 delegates to be elected throughout the county, and deliver the  
22 appropriate number to each precinct meeting. Each certificate must  
23 be in duplicate. The original must be given to the elected delegate,  
24 and the duplicate transmitted to the county central committee.

25 4. All duplicates must be delivered to the chair of the  
26 preliminary credentials committee of the county convention. Every  
27 delegate who presents a certificate matching one of the duplicates  
28 must be seated without dispute.

29 5. Each state central committee shall adopt written rules  
30 governing, but not limited to, the following procedures:

31 (a) The selection, rights and duties of committees of a  
32 convention;

33 (b) Challenges to credentials of delegates; and

34 (c) Majority and minority reports of committees.

35 **Sec. 5.** NRS 293.163 is hereby amended to read as follows:

36 293.163 1. In presidential election years, on the call of a  
37 national party convention, but one set of party conventions and but  
38 one state convention shall be held on such respective dates and at  
39 such places as the state central committee of the party shall  
40 designate. If no earlier dates are fixed, the state convention shall be  
41 held 30 days before the date set for the national convention and the  
42 county conventions shall be held 60 days before the date set for the  
43 national convention.

44 2. Delegates to such conventions shall be selected in the same  
45 manner as prescribed in NRS 293.130 to 293.160, inclusive, and



1 each convention shall have and exercise all of the power granted it  
2 under NRS 293.130 to 293.160, inclusive. In addition to such  
3 powers granted it, the state convention shall select the necessary  
4 delegates and alternates to the national convention of the party and,  
5 if consistent with the rules and regulations of the party, shall select  
6 the national committeeman and committeewoman of the party from  
7 the State of Nevada.

8 **3. Any rules or regulations of the party governing the election**  
9 **of delegates and alternates to the national convention of the party,**  
10 **or directing the votes of delegates at the national convention must**  
11 **reasonably reflect the results of the presidential preference**  
12 **primary election, if one has been held for the party.**

13 **Sec. 6.** NRS 293.1715 is hereby amended to read as follows:

14 293.1715 1. The names of the candidates for partisan office  
15 of a minor political party must not appear on the ballot for a primary  
16 election ~~or~~ **or presidential preference primary election.**

17 2. The names of the candidates for partisan office of a minor  
18 political party must be placed on the ballot for the general election if  
19 the minor political party is qualified. To qualify as a minor political  
20 party, the minor political party must have filed a certificate of  
21 existence and be organized pursuant to NRS 293.171, must have  
22 filed a list of its candidates for partisan office pursuant to the  
23 provisions of NRS 293.1725 with the Secretary of State and:

24 (a) At the last preceding general election, the minor political  
25 party must have polled for any of its candidates for partisan office a  
26 number of votes equal to or more than 1 percent of the total number  
27 of votes cast for the offices of Representative in Congress;

28 (b) On January 1 preceding a primary election, the minor  
29 political party must have been designated as the political party on  
30 the applications to register to vote of at least 1 percent of the total  
31 number of registered voters in this State; or

32 (c) Not later than the third Friday in June preceding the general  
33 election, must file a petition with the Secretary of State which is  
34 signed by a number of registered voters equal to at least 1 percent of  
35 the total number of votes cast at the last preceding general election  
36 for the offices of Representative in Congress.

37 3. The name of only one candidate of each minor political  
38 party for each partisan office may appear on the ballot for a general  
39 election.

40 4. A minor political party must file a copy of the petition  
41 required by paragraph (c) of subsection 2 with the Secretary of State  
42 before the petition may be circulated for signatures.



1       **Sec. 6.2.** NRS 293.1725 is hereby amended to read as follows:  
2       293.1725 1. Except as otherwise provided in subsection 4, a  
3 minor political party that wishes to place its candidates for partisan  
4 office on the ballot for a general election and:

5       (a) Is entitled to do so pursuant to paragraph (a) or (b) of  
6 subsection 2 of NRS 293.1715; or

7       (b) Files or will file a petition pursuant to paragraph (c) of  
8 subsection 2 of NRS 293.1715,

9       ↳ must file with the Secretary of State a list of its candidates for  
10 partisan office not earlier than the ~~first~~ *last* Monday in ~~March~~  
11 *February* preceding the election and not later than 5 p.m. on the  
12 ~~second~~ *third* Friday after the ~~first~~ *last* Monday in ~~March~~  
13 *February*. The list must be signed by the person so authorized in the  
14 certificate of existence of the minor political party before a notary  
15 public or other person authorized to take acknowledgments. The list  
16 may be amended not later than 5 p.m. on the ~~second~~ *third* Friday  
17 after the ~~first~~ *last* Monday in ~~March~~ *February*.

18       2. The Secretary of State shall immediately forward a certified  
19 copy of the list of candidates for partisan office of each minor  
20 political party to the filing officer with whom each candidate must  
21 file his or her declaration of candidacy.

22       3. Each candidate on the list must file his or her declaration of  
23 candidacy with the appropriate filing officer and pay the filing fee  
24 required by NRS 293.193 not earlier than the date on which the list  
25 of candidates for partisan office of the minor political party is filed  
26 with the Secretary of State and not later than 5 p.m. on the ~~second~~  
27 *third* Friday after the ~~first~~ *last* Monday in ~~March~~ *February*.

28       4. A minor political party that wishes to place candidates for  
29 the offices of President and Vice President of the United States on  
30 the ballot and has qualified to place the names of its candidates for  
31 partisan office on the ballot for the general election pursuant to  
32 subsection 2 of NRS 293.1715 must file with the Secretary of State  
33 a certificate of nomination for these offices not later than the last  
34 Tuesday in August.

35       **Sec. 6.5.** NRS 293.177 is hereby amended to read as follows:

36       293.177 1. Except as otherwise provided in NRS 293.165  
37 and 293.166, a name may not be printed on a ballot to be used at a  
38 primary election unless the person named has filed a declaration of  
39 candidacy with the appropriate filing officer and paid the filing fee  
40 required by NRS 293.193 not earlier than ~~;~~

41 ~~—(a) For a candidate for judicial office, the first~~ *the last* Monday  
42 in ~~January~~ *February* of the year in which the election is to be held  
43 and not later than 5 p.m. on the ~~second~~ *third* Friday after the ~~first~~  
44 *last* Monday in ~~January~~; and



1 ~~— (b) For all other candidates, the first Monday in March of the~~  
2 ~~year in which the election is to be held and not later than 5 p.m. on~~  
3 ~~the second Friday after the first Monday in March.] February.~~

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

6 (a) For partisan office:

7  
8 DECLARATION OF CANDIDACY OF ..... FOR THE  
9 OFFICE OF .....

10  
11 State of Nevada

12  
13 County of .....

14  
15 For the purpose of having my name placed on the official  
16 ballot as a candidate for the ..... Party nomination for  
17 the office of ....., I, the undersigned ....., do swear or  
18 affirm under penalty of perjury that I actually, as opposed to  
19 constructively, reside at ....., in the City or Town of .....,  
20 County of ....., State of Nevada; that my actual, as opposed  
21 to constructive, residence in the State, district, county,  
22 township, city or other area prescribed by law to which the  
23 office pertains began on a date at least 30 days immediately  
24 preceding the date of the close of filing of declarations of  
25 candidacy for this office; that my telephone number is  
26 ....., and the address at which I receive mail, if different  
27 than my residence, is .....; that I am registered as a member  
28 of the ..... Party; that I am a qualified elector pursuant  
29 to Section 1 of Article 2 of the Constitution of the State of  
30 Nevada; that if I have ever been convicted of treason or a  
31 felony, my civil rights have been restored; that I have not, in  
32 violation of the provisions of NRS 293.176, changed the  
33 designation of my political party or political party affiliation  
34 on an official application to register to vote in any state since  
35 December 31 before the closing filing date for this election;  
36 that I generally believe in and intend to support the concepts  
37 found in the principles and policies of that political party in  
38 the coming election; that if nominated as a candidate of the  
39 ..... Party at the ensuing election, I will accept that  
40 nomination and not withdraw; that I will not knowingly  
41 violate any election law or any law defining and prohibiting  
42 corrupt and fraudulent practices in campaigns and elections in  
43 this State; that I will qualify for the office if elected thereto,  
44 including, but not limited to, complying with any limitation  
45 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 (1) A valid driver's license or identification card issued by a  
2 governmental agency that contains a photograph of the candidate  
3 and the candidate's residential address; or

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

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

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

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

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

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

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

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



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

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

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

11 8. The receipt of information by the Attorney General or  
12 district attorney pursuant to subsection 7 must be treated as a  
13 challenge of a candidate pursuant to subsections 4 and 5 of NRS  
14 293.182 to which the provisions of NRS 293.2045 apply.

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

18 **Sec. 6.7.** NRS 293.200 is hereby amended to read as follows:

19 293.200 1. An independent candidate for partisan office must  
20 file with the appropriate filing officer as set forth in NRS 293.185:

21 (a) A copy of the petition of candidacy that he or she intends to  
22 subsequently circulate for signatures. The copy must be filed not  
23 earlier than the January 2 preceding the date of the election and not  
24 later than 10 working days before the last day to file the petition  
25 pursuant to subsection 4. The copy of the petition must be filed with  
26 the appropriate filing officer before the petition may be circulated  
27 for signatures.

28 (b) Either of the following:

29 (1) A petition of candidacy signed by a number of registered  
30 voters equal to at least 1 percent of the total number of ballots cast  
31 in:

32 (I) This State for that office at the last preceding general  
33 election in which a person was elected to that office, if the office is a  
34 statewide office;

35 (II) The county for that office at the last preceding general  
36 election in which a person was elected to that office, if the office is a  
37 county office; or

38 (III) The district for that office at the last preceding  
39 general election in which a person was elected to that office, if the  
40 office is a district office.

41 (2) A petition of candidacy signed by 250 registered voters if  
42 the candidate is a candidate for statewide office, or signed by 100  
43 registered voters if the candidate is a candidate for any office other  
44 than a statewide office.



1 2. The petition may consist of more than one document. Each  
2 document must bear the name of the county in which it was  
3 circulated, and only registered voters of that county may sign the  
4 document. If the office is not a statewide office, only the registered  
5 voters of the county, district or municipality in question may sign  
6 the document. The documents that are circulated for signature in a  
7 county must be submitted to that county clerk for verification in the  
8 manner prescribed in NRS 293.1276 to 293.1279, inclusive, not  
9 later than 10 working days before the last day to file the petition  
10 pursuant to subsection 4. Each person who signs the petition shall  
11 add to his or her signature the address of the place at which the  
12 person actually resides, the date that he or she signs the petition and  
13 the name of the county where he or she is registered to vote. The  
14 person who circulates each document of the petition shall sign an  
15 affidavit attesting that the signatures on the document are genuine to  
16 the best of his or her knowledge and belief and were signed in his or  
17 her presence by persons registered to vote in that county.

18 3. The petition of candidacy may state the principle, if any,  
19 which the person qualified represents.

20 4. Petitions of candidacy must be filed not earlier than the  
21 ~~first~~ last Monday in ~~March~~ February preceding the general  
22 election and not later than 5 p.m. on the third Friday in June.

23 5. No petition of candidacy may contain the name of more than  
24 one candidate for each office to be filled.

25 6. A person may not file as an independent candidate if he or  
26 she is proposing to run as the candidate of a political party.

27 7. The names of independent candidates must be placed on the  
28 general election ballot and must not appear on the primary election  
29 ballot.

30 8. If the sufficiency of the petition of the candidacy of any  
31 person seeking to qualify pursuant to this section is challenged, all  
32 affidavits and documents in support of the challenge must be filed  
33 not later than 5 p.m. on the fourth Friday in June. Any judicial  
34 proceeding resulting from the challenge must be set for hearing not  
35 more than 5 days after the fourth Friday in June.

36 9. Any challenge pursuant to subsection 8 must be filed with:

37 (a) The First Judicial District Court if the petition of candidacy  
38 was filed with the Secretary of State.

39 (b) The district court for the county where the petition of  
40 candidacy was filed if the petition was filed with a county clerk.

41 10. The district court in which the challenge is filed shall give  
42 priority to such proceedings over all other matters pending with the  
43 court, except for criminal proceedings.

44 11. An independent candidate for partisan office must file a  
45 declaration of candidacy with the appropriate filing officer and pay



1 the filing fee required by NRS 293.193 not earlier than the ~~first~~  
2 *last* Monday in ~~March~~ *February* of the year in which the election  
3 is held and not later than 5 p.m. on the ~~second~~ *third* Friday after  
4 the ~~first~~ *last* Monday in ~~March~~ *February*.

5 **Sec. 7.** NRS 293.247 is hereby amended to read as follows:

6 293.247 1. The Secretary of State shall adopt regulations, not  
7 inconsistent with the election laws of this State, for the conduct of  
8 primary, *presidential preference primary*, general, special and  
9 district elections in all cities and counties. Permanent regulations of  
10 the Secretary of State that regulate the conduct of a primary,  
11 general, special or district election and are effective on or before the  
12 last business day of February immediately preceding a primary,  
13 general, special or district election govern the conduct of that  
14 election. *Permanent regulations of the Secretary of State that*  
15 *regulate the conduct of a presidential preference primary election*  
16 *and are effective on or before the last business day of September*  
17 *immediately preceding a presidential preference primary election*  
18 *govern the conduct of that election.*

19 2. The Secretary of State shall prescribe the forms for a  
20 declaration of candidacy and any petition which is filed pursuant to  
21 the election laws of this State.

22 3. The regulations must prescribe:

23 (a) The manner of printing ballots and the number of ballots to  
24 be distributed to precincts and districts;

25 (b) The form and placement of instructions to voters;

26 (c) The disposition of election returns;

27 (d) The procedures to be used for canvasses, ties, recounts and  
28 contests, including, without limitation, the appropriate use of a  
29 paper record created when a voter casts a ballot on a mechanical  
30 voting system that directly records the votes electronically;

31 (e) The procedures to be used to ensure the security of the  
32 ballots from the time they are transferred from the polling place  
33 until they are stored pursuant to the provisions of NRS 293.391 or  
34 293C.390;

35 (f) The procedures to be used to ensure the security and  
36 accuracy of computer programs and tapes used for elections;

37 (g) The procedures to be used for the testing, use and auditing of  
38 a mechanical voting system which directly records the votes  
39 electronically and which creates a paper record when a voter casts a  
40 ballot on the system;

41 (h) The acceptable standards for the sending and receiving of  
42 applications, forms and ballots, by approved electronic transmission,  
43 by the county clerks and the electors, registered voters or other  
44 persons who are authorized to use approved electronic transmission  
45 pursuant to the provisions of this title;



1 (i) The forms for applications to preregister and register to vote  
2 and any other forms necessary for the administration of this title;  
3 and

4 (j) Such other matters as determined necessary by the Secretary  
5 of State.

6 4. The Secretary of State may provide interpretations and take  
7 other actions necessary for the effective administration of the  
8 statutes and regulations governing the conduct of primary,  
9 *presidential preference primary*, general, special and district  
10 elections in this State.

11 5. The Secretary of State shall prepare and distribute to each  
12 county and city clerk copies of:

13 (a) Laws and regulations concerning elections in this State;

14 (b) Interpretations issued by the Secretary of State's Office; and

15 (c) Any Attorney General's opinions or any state or federal  
16 court decisions which affect state election laws or regulations  
17 whenever any of those opinions or decisions become known to the  
18 Secretary of State.

19 **Sec. 8.** NRS 293.2733 is hereby amended to read as follows:

20 293.2733 1. If an Indian reservation or Indian colony is  
21 located in whole or in part within a county, the Indian tribe may  
22 submit a request to the county clerk for the establishment of a  
23 polling place within the boundaries of the Indian reservation or  
24 Indian colony for the day of a primary election , *presidential*  
25 *preference primary election* or general election.

26 2. A request for the establishment of a polling place within the  
27 boundaries of an Indian reservation or Indian colony for the day of a  
28 primary election , *presidential preference primary election* or  
29 general election:

30 (a) Must be submitted to the county clerk by the Indian tribe on  
31 or before:

32 (1) If the request is for a primary election, the first Friday in  
33 January of the year in which the primary election is to be held.

34 (2) *If the request is for a presidential preference primary*  
35 *election, the first Friday in November of the year immediately*  
36 *preceding the year of the presidential preference primary election.*

37 (3) If the request is for a general election, the first Friday in  
38 July of the year in which the general election is to be held.

39 (b) May include one or more proposed locations within the  
40 boundaries of the Indian reservation or Indian colony for the polling  
41 place. Any proposed location must satisfy the criteria the county  
42 clerk uses for the establishment of any other polling place.

43 3. Except as otherwise provided in this subsection, if the  
44 county clerk receives a request that satisfies the requirements set  
45 forth in subsection 2, the county clerk must establish at least one



1 polling place within the boundaries of the Indian reservation or  
2 Indian colony at a location or locations, as applicable, approved by  
3 the Indian tribe for the day of a primary election , *presidential*  
4 *preference primary election* or general election. The county clerk is  
5 not required to establish a polling place within the boundaries of an  
6 Indian reservation or Indian colony for the day of a primary election  
7 , *presidential preference primary election* or general election if the  
8 county clerk established a temporary branch polling place for early  
9 voting pursuant to NRS 293.3572 within the boundaries of the  
10 Indian reservation or Indian colony for the same election.

11 4. If the county clerk establishes one or more polling places  
12 within the boundaries of an Indian reservation or Indian colony  
13 pursuant to subsection 3 for the day of a primary election,  
14 *presidential preference primary election* or general election, the  
15 county clerk must continue to establish one or more polling places  
16 within the boundaries of the Indian reservation or Indian colony at a  
17 location or locations approved by the Indian tribe for the day of any  
18 future primary election, *presidential preference primary election* or  
19 general election unless otherwise requested by the Indian tribe.

20 **Sec. 9.** NRS 293.287 is hereby amended to read as follows:

21 293.287 1. A registered voter applying to vote at any primary  
22 election *or presidential preference primary election* shall give his  
23 or her name and political affiliation, if any, to the election board  
24 officer in charge of the roster, and the officer shall immediately  
25 announce the name and political affiliation.

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

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

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

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

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

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

38 **Sec. 10.** NRS 293.302 is hereby amended to read as follows:

39 293.302 If a candidate whose name appears on the ballot at a  
40 primary election , *presidential preference primary election* or  
41 general election dies after the applicable dates set forth in NRS  
42 293.368 but before the time of the closing of the polls on the day of  
43 the election, the county clerk shall post a notice of the candidate's  
44 death at each polling place where the candidate's name will appear





1 on the ballot for the primary election , *presidential preference*  
2 *primary election* or general election.

3 **Sec. 11.** NRS 293.3072 is hereby amended to read as follows:

4 293.3072 1. A county clerk ~~{may}~~ :

5 (a) *May* establish one or more polling places in the county  
6 where any person entitled to vote in the county by personal  
7 appearance may do so on the day of the primary election or general  
8 election.

9 (b) *Must establish one or more polling places in the county*  
10 *where any person entitled to vote in the county by personal*  
11 *appearance may do so on the day of the presidential preference*  
12 *primary election.*

13 2. Any person entitled to vote in the county by personal  
14 appearance may do so at any polling place established pursuant to  
15 subsection 1.

16 **Sec. 12.** NRS 293.309 is hereby amended to read as follows:

17 293.309 1. The county clerk of each county shall prepare an  
18 absent ballot for the use of registered voters who have requested  
19 absent ballots. The county clerk shall make reasonable  
20 accommodations for the use of the absent ballot by a person who is  
21 elderly or disabled, including, without limitation, by providing,  
22 upon request, the absent ballot in 12-point type to a person who is  
23 elderly or disabled.

24 2. The ballot must be prepared and ready for distribution to:

25 (a) Each registered voter who:

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

28 (2) Except as otherwise provided in paragraph (b), resides  
29 outside the State, not later than 40 days before a primary *election,*  
30 *presidential preference primary election* or general election, if  
31 possible.

32 (b) Each covered voter who is entitled to have a military-  
33 overseas ballot transmitted pursuant to the provisions of chapter  
34 293D of NRS or the Uniformed and Overseas Citizens Absentee  
35 Voting Act, 52 U.S.C. §§ 20301 et seq., not later than the time  
36 required by those provisions.

37 3. Any untimely legal action which would prevent the ballot  
38 from being distributed to any voter pursuant to subsection 2 is moot  
39 and of no effect.

40 **Sec. 13.** NRS 293.313 is hereby amended to read as follows:

41 293.313 1. Except as otherwise provided in NRS 293.272,  
42 293.316, 293.3165 and 293.502, a registered voter may request an  
43 absent ballot if, before 5 p.m. on the 14th calendar day preceding the  
44 election, the registered voter:

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



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

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

5 3. A county clerk shall consider a request from a voter who has  
6 given sufficient written notice on a form provided by the Federal  
7 Government as a request for an absent ballot for the primary  
8 *election, presidential preference primary election* and general  
9 ~~elections~~ *election* immediately following the date on which the  
10 county clerk received the request.

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

17 **Sec. 14.** NRS 293.3165 is hereby amended to read as follows:

18 293.3165 1. Except as otherwise provided in this section, a  
19 registered voter who provides sufficient written notice to the county  
20 clerk may request that the registered voter receive an absent ballot  
21 for all elections at which the registered voter is eligible to vote. The  
22 written notice is effective for all elections that are conducted after  
23 the registered voter provides the written notice to the county clerk,  
24 except that the written notice is not effective for the next ensuing  
25 election unless the written notice is provided to the county clerk  
26 before the time has elapsed for requesting an absent ballot for the  
27 election pursuant to subsection 1 of NRS 293.313.

28 2. Except as otherwise provided in this section or for an  
29 affected election that is subject to the provisions of NRS 293.8801  
30 to 293.8887, inclusive, upon receipt of the written notice provided  
31 by the registered voter pursuant to subsection 1, the county clerk  
32 shall:

33 (a) Issue an absent ballot to the registered voter for each primary  
34 election, *presidential preference primary election*, general election  
35 and special election, other than a special city election, that is  
36 conducted after the written notice is effective pursuant to  
37 subsection 1.

38 (b) Inform the applicable city clerk of receipt of the written  
39 notice provided by the registered voter. Upon being informed of the  
40 written notice by the county clerk, the city clerk shall issue an  
41 absent ballot for each primary city election, *presidential preference*  
42 *primary election*, general city election and special city election that  
43 is conducted after the written notice is effective pursuant to  
44 subsection 1.



1 3. The county clerk must not mail an absent ballot requested by  
2 a registered voter pursuant to subsection 1 if, after the request is  
3 submitted:

4 (a) The registered voter is designated inactive pursuant to  
5 NRS 293.530;

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

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

11 4. The procedure authorized pursuant to this section is subject  
12 to all other provisions of this chapter relating to voting by absent  
13 ballot to the extent that those provisions are not inconsistent with  
14 the provisions of this section.

15 **Sec. 15.** NRS 293.343 is hereby amended to read as follows:

16 293.343 1. Except as otherwise provided for an affected  
17 election that is subject to the provisions of NRS 293.8801 to  
18 293.8887, inclusive, a registered voter who resides in an election  
19 precinct in which there were not more than 200 voters registered for  
20 the last preceding general election, or in a precinct in which it  
21 appears to the satisfaction of the county clerk and Secretary of State  
22 that there are not more than 200 registered voters, may vote at any  
23 election regulated by this chapter *or chapter 298 of NRS* in the  
24 manner provided in NRS 293.343 to 293.355, inclusive.

25 2. Except as otherwise provided for an affected election that is  
26 subject to the provisions of NRS 293.8801 to 293.8887, inclusive,  
27 whenever the county clerk has designated a precinct as a mailing  
28 precinct, registered voters residing in that precinct may vote at any  
29 election regulated by this chapter *or chapter 298 of NRS* in the  
30 manner provided in NRS 293.343 to 293.355, inclusive.

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

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

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



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

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

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

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

17 **Sec. 16.** NRS 293.345 is hereby amended to read as follows:

18 293.345 1. Except as otherwise provided for an affected  
19 election that is subject to the provisions of NRS 293.8801 to  
20 293.8887, inclusive, before 5 p.m. on the last business day  
21 preceding the first day of the period for early voting for any primary  
22 election , *presidential preference primary election* or general  
23 election, the county clerk shall cause to be mailed to each registered  
24 voter in each mailing precinct and in each absent ballot mailing  
25 precinct a mailing ballot, and accompanying supplies, as specified in  
26 NRS 293.350.

27 2. If the county clerk has designated, pursuant to subsection 3  
28 or 4 of NRS 293.343, one or more polling places where a voter may  
29 vote in person, the mailing ballot and the sample ballot must include  
30 a notice in bold type informing the voter of the location of the  
31 designated polling place or polling places on election day and the  
32 polling places during the period for early voting where the voter  
33 may vote in person pursuant to paragraph (b) of subsection 2 of  
34 NRS 293.353 or subsection 3 of NRS 293.353.

35 3. Any untimely legal action which would prevent the mailing  
36 ballot from being distributed to any voter pursuant to this section is  
37 moot and of no effect.

38 **Sec. 17.** NRS 293.356 is hereby amended to read as follows:

39 293.356 If a request is made to vote early by a registered voter  
40 in person, the election board shall issue a ballot for early voting to  
41 the voter. Such a ballot must be voted on the premises of a polling  
42 place for early voting established pursuant to NRS 293.3564 or  
43 293.3572 **[H]** *or section 47 of this act.*



1       **Sec. 18.** NRS 293.3572 is hereby amended to read as follows:  
2       293.3572 1. In addition to permanent polling places for early  
3 voting, except as otherwise provided in subsection 4, the county  
4 clerk may establish temporary branch polling places for early voting  
5 which may include, without limitation, the clerk's office pursuant to  
6 NRS 293.3561.

7       2. If an Indian reservation or Indian colony is located in whole  
8 or in part within a county, the Indian tribe may submit a request to  
9 the county clerk for the establishment of a temporary branch polling  
10 place for early voting within the boundaries of the Indian  
11 reservation or Indian colony.

12       3. A request for the establishment of a temporary branch  
13 polling place for early voting within the boundaries of the Indian  
14 reservation or Indian colony:

15       (a) Must be submitted to the county clerk by the Indian tribe on  
16 or before:

17       (1) If the request is for a primary election, the first Friday in  
18 January of the year in which the general election is to be held.

19       (2) *If the request is for a presidential preference primary*  
20 *election, the first Friday in November of the year immediately*  
21 *preceding the year of the presidential preference primary election.*

22       (3) If the request is for a general election, the first Friday in  
23 July of the year in which the general election is to be held.

24       (b) May include one or more proposed locations within the  
25 boundaries of the Indian reservation or Indian colony for the  
26 temporary branch polling place and proposed hours of operation  
27 thereof. Any proposed location must satisfy the criteria established  
28 by the county clerk for the selection of temporary branch polling  
29 places pursuant to NRS 293.3561.

30       4. Except as otherwise provided in this subsection, if the  
31 county clerk receives a request that satisfies the requirements set  
32 forth in subsection 3, the county clerk must establish at least one  
33 temporary branch polling place for early voting within the  
34 boundaries of the Indian reservation or Indian colony. The location  
35 and hours of operation of such a temporary branch polling place for  
36 early voting must be approved by the Indian tribe. The county clerk  
37 is not required to establish a temporary branch polling place within  
38 the boundaries of the Indian reservation or Indian colony if the  
39 county clerk determines that it is not logistically feasible to establish  
40 a temporary branch polling place within the boundaries of the Indian  
41 reservation or Indian colony.

42       5. If the county clerk establishes one or more temporary branch  
43 polling places within the boundaries of an Indian reservation or  
44 Indian colony pursuant to subsection 4 for early voting, the county  
45 clerk must continue to establish one or more temporary branch



1 polling places within the boundaries of the Indian reservation or  
2 Indian colony at a location or locations approved by the Indian tribe  
3 for early voting in future elections unless otherwise requested by the  
4 Indian tribe.

5 6. The provisions of subsection 3 of NRS 293.3568 do not  
6 apply to a temporary branch polling place. Voting at a temporary  
7 branch polling place may be conducted on any one or more days and  
8 during any hours within the period for early voting by personal  
9 appearance, as determined by the county clerk.

10 7. The schedules for conducting voting are not required to be  
11 uniform among the temporary branch polling places.

12 8. The legal rights and remedies which inure to the owner or  
13 lessor of private property are not impaired or otherwise affected by  
14 the leasing of the property for use as a temporary branch polling  
15 place for early voting, except to the extent necessary to conduct  
16 early voting at that location.

17 **Sec. 19.** NRS 293.4695 is hereby amended to read as follows:

18 293.4695 1. Each county clerk shall collect the following  
19 information regarding each primary *election, presidential*  
20 *preference primary election* and general election, on a form  
21 provided by the Secretary of State and made available at each  
22 polling place in the county, each polling place for early voting in the  
23 county, the office of the county clerk and any other location deemed  
24 appropriate by the Secretary of State:

25 (a) The number of ballots that have been discarded or for any  
26 reason not included in the final canvass of votes, along with an  
27 explanation for the exclusion of each such ballot from the final  
28 canvass of votes.

29 (b) A report on each malfunction of any mechanical voting  
30 system, including, without limitation:

- 31 (1) Any known reason for the malfunction;  
32 (2) The length of time during which the mechanical voting  
33 system could not be used;  
34 (3) Any remedy for the malfunction which was used at the  
35 time of the malfunction; and  
36 (4) Any effect the malfunction had on the election process.

37 (c) A list of each polling place not open during the time  
38 prescribed pursuant to NRS 293.273 and an account explaining why  
39 each such polling place was not open during the time prescribed  
40 pursuant to NRS 293.273.

41 (d) A description of each challenge made to the eligibility of a  
42 voter pursuant to NRS 293.303 and the result of each such  
43 challenge.



1 (e) A description of each complaint regarding a ballot cast by  
2 mail or facsimile filed with the county clerk and the resolution, if  
3 any, of the complaint.

4 (f) The results of any audit of election procedures and practices  
5 conducted pursuant to regulations adopted by the Secretary of State  
6 pursuant to this chapter.

7 (g) The number of provisional ballots cast pursuant to NRS  
8 293.3078 to 293.3086, inclusive, and the reason for the casting of  
9 each such provisional ballot.

10 (h) The number of provisional ballots cast pursuant to NRS  
11 293.5772 to 293.5887, inclusive.

12 2. Each county clerk shall submit to the Secretary of State, on a  
13 form provided by the Secretary of State, the information collected  
14 pursuant to subsection 1 not more than 60 days after each primary  
15 *election, presidential preference primary election* and general  
16 election.

17 3. The Secretary of State may contact any political party and  
18 request information to assist in the investigation of any allegation of  
19 voter intimidation.

20 4. The Secretary of State shall establish and maintain an  
21 Internet website pursuant to which the Secretary of State shall solicit  
22 and collect voter comments regarding election processes.

23 5. The Secretary of State shall compile the information and  
24 comments collected pursuant to this section into a report and shall  
25 submit the report to the Director of the Legislative Counsel Bureau  
26 for transmission to the Legislature not sooner than 30 days before  
27 and not later than 30 days after the first day of each regular session  
28 of the Legislature.

29 6. The Secretary of State may make the report required  
30 pursuant to subsection 5 available on an Internet website established  
31 and maintained by the Secretary of State.

32 **Sec. 20.** NRS 293.485 is hereby amended to read as follows:

33 293.485 1. Every citizen of the United States, 18 years of age  
34 or over, who has continuously resided in this State and in the county  
35 30 days and in the precinct 10 days next preceding the day of the  
36 next succeeding:

- 37 (a) Primary election;  
38 (b) Primary city election;  
39 (c) *Presidential preference primary election;*  
40 (d) General election; or  
41 ~~(d)~~ (e) General city election,

42 ↪ and who has registered in the manner provided in this chapter, is  
43 entitled to vote at that election.



1 2. This section does not exclude the registration of eligible  
2 persons whose 18th birthday or the date of whose completion of the  
3 required residence occurs on or before the next succeeding:

- 4 (a) Primary election;
- 5 (b) Primary city election;
- 6 (c) *Presidential preference primary election*;
- 7 (d) General election;
- 8 ~~[(d)]~~ (e) General city election; or
- 9 ~~[(e)]~~ (f) Any other election.

10 **Sec. 21.** NRS 293.5057 is hereby amended to read as follows:

11 293.5057 A person who does not maintain a residence in this  
12 State may preregister or register to vote for the office of President  
13 and Vice President of the United States *at the general election* if the  
14 person files a sworn statement with the county clerk or field  
15 registrar of voters that the person is not preregistered or registered to  
16 vote in any other state and provides evidence:

17 1. Of his or her domicile in this State in accordance with the  
18 provisions of NRS 41.191;

19 2. That he or she maintains an account at a financial institution  
20 located in this State; or

21 3. That his or her motor vehicle is registered in this State.

22 **Sec. 22.** NRS 293.560 is hereby amended to read as follows:

23 293.560 1. Except as otherwise provided in NRS 293.502,  
24 293.5772 to 293.5887, inclusive, 293D.230 and 293D.300:

25 (a) For a primary *election, presidential preference primary*  
26 *election* or general election, or a recall or special election that is  
27 held on the same day as a primary *election, presidential preference*  
28 *primary election* or general election, the last day to register to vote:

29 (1) By mail is the fourth Tuesday preceding the primary  
30 *election, presidential preference primary election* or general  
31 election.

32 (2) By appearing in person at the office of the county clerk  
33 or, if open, a county facility designated pursuant to NRS 293.5035,  
34 is the fourth Tuesday preceding the primary *election, presidential*  
35 *preference primary election* or general election.

36 (3) By computer, if the county clerk has established a system  
37 pursuant to NRS 293.506 for using a computer to register voters, is  
38 the Thursday preceding the primary *election, presidential*  
39 *preference primary election* or general election, unless the system is  
40 used to register voters for the election pursuant to NRS 293.5842  
41 or 293.5847.

42 (4) By computer using the system established by the  
43 Secretary of State pursuant to NRS 293.671, is the Thursday  
44 preceding the primary *election, presidential preference primary*





1 *election* or general election, unless the system is used to register  
2 voters for the election pursuant to NRS 293.5842 or 293.5847.

3 (b) If a recall or special election is not held on the same day as a  
4 primary *election, presidential preference primary election* or  
5 general election, the last day to register to vote for the recall or  
6 special election by any method of registration is the third Saturday  
7 preceding the recall or special election.

8 2. Except as otherwise provided in NRS 293.5772 to 293.5887,  
9 inclusive, after the deadlines for the close of registration for a  
10 primary *election, presidential preference primary election* or  
11 general election set forth in subsection 1, no person may register to  
12 vote for the election.

13 3. Except for a recall or special election held pursuant to  
14 chapter 306 or 350 of NRS:

15 (a) The county clerk of each county shall cause a notice signed  
16 by him or her to be published in a newspaper having a general  
17 circulation in the county indicating:

18 (1) The day and time that each method of registration for the  
19 election, as set forth in subsection 1, will be closed; and

20 (2) If the county clerk has designated a county facility  
21 pursuant to NRS 293.5035, the location of that facility.

22 ↪ If no such newspaper is published in the county, the publication  
23 may be made in a newspaper of general circulation published in the  
24 nearest county in this State.

25 (b) The notice must be published once each week for 4  
26 consecutive weeks next preceding the day that the last method of  
27 registration for the election, as set forth in subsection 1, will be  
28 closed.

29 4. The offices of the county clerk, a county facility designated  
30 pursuant to NRS 293.5035 and other ex officio registrars may  
31 remain open on the last Friday in October in each even-numbered  
32 year.

33 5. A county facility designated pursuant to NRS 293.5035 may  
34 be open during the periods described in this section for such hours  
35 of operation as the county clerk may determine, as set forth in  
36 subsection 3 of NRS 293.5035.

37 **Sec. 23.** NRS 293.565 is hereby amended to read as follows:

38 293.565 1. Except as otherwise provided in subsection 3,  
39 sample ballots must include:

40 (a) If applicable, the statement required by NRS 293.267;

41 (b) The fiscal note or description of anticipated financial effect,  
42 as provided pursuant to NRS 218D.810, 293.250, 293.481, 295.015,  
43 295.095 or 295.230 for each proposed constitutional amendment,  
44 statewide measure, measure to be voted upon only by a special  
45 district or political subdivision and advisory question;



1 (c) An explanation, as provided pursuant to NRS 218D.810,  
2 293.250, 293.481, 295.121 or 295.230, of each proposed  
3 constitutional amendment, statewide measure, measure to be voted  
4 upon only by a special district or political subdivision and advisory  
5 question;

6 (d) Arguments for and against each proposed constitutional  
7 amendment, statewide measure, measure to be voted upon only by a  
8 special district or political subdivision and advisory question, and  
9 rebuttals to each argument, as provided pursuant to NRS 218D.810,  
10 293.250, 293.252 or 295.121; and

11 (e) The full text of each proposed constitutional amendment.

12 2. If, pursuant to the provisions of NRS 293.2565, the word  
13 "Incumbent" must appear on the ballot next to the name of the  
14 candidate who is the incumbent, the word "Incumbent" must appear  
15 on the sample ballot next to the name of the candidate who is the  
16 incumbent.

17 3. Sample ballots that are mailed to registered voters may be  
18 printed without the full text of each proposed constitutional  
19 amendment if:

20 (a) The cost of printing the sample ballots would be significantly  
21 reduced if the full text of each proposed constitutional amendment  
22 were not included;

23 (b) The county clerk ensures that a sample ballot that includes  
24 the full text of each proposed constitutional amendment is provided  
25 at no charge to each registered voter who requests such a sample  
26 ballot; and

27 (c) The sample ballots provided to each polling place include the  
28 full text of each proposed constitutional amendment.

29 4. A county clerk may establish a system for distributing  
30 sample ballots by electronic means to each registered voter who  
31 elects to receive a sample ballot by electronic means. Such a system  
32 may include, without limitation, electronic mail or electronic access  
33 through an Internet website. If a county clerk establishes such a  
34 system and a registered voter elects to receive a sample ballot by  
35 electronic means, the county clerk shall distribute the sample ballot  
36 to the registered voter by electronic means pursuant to the  
37 procedures and requirements set forth by regulations adopted by the  
38 Secretary of State.

39 5. If a registered voter does not elect to receive a sample ballot  
40 by electronic means pursuant to subsection 4, the county clerk shall  
41 distribute the sample ballot to the registered voter by mail.

42 6. Except as otherwise provided in subsection 7, before the  
43 period for early voting for any election begins, the county clerk shall  
44 distribute to each registered voter in the county by mail or electronic  
45 means, as applicable, the sample ballot for his or her precinct, with a



1 notice informing the voter of the location of his or her polling place  
2 or places. If the location of the polling place or places has changed  
3 since the last election:

4 (a) The county clerk shall mail a notice of the change to each  
5 registered voter in the county not sooner than 10 days before  
6 distributing the sample ballots; or

7 (b) The sample ballot must also include a notice in bold type  
8 immediately above the location which states:

9  
10 **NOTICE: THE LOCATION OF YOUR POLLING PLACE OR**  
11 **PLACES HAS CHANGED SINCE THE LAST ELECTION**  
12

13 7. If a person registers to vote less than 20 days before the date  
14 of an election, the county clerk is not required to distribute to the  
15 person the sample ballot for that election by mail or electronic  
16 means.

17 8. Except as otherwise provided in subsection 9, a sample  
18 ballot required to be distributed pursuant to this section must:

19 (a) Be prepared in at least 12-point type; and

20 (b) Include on the front page, in a separate box created by bold  
21 lines, a notice prepared in at least 20-point bold type that states:

22  
23 **NOTICE: TO RECEIVE A SAMPLE BALLOT IN**  
24 **LARGE TYPE, CALL (Insert appropriate telephone number)**  
25

26 9. A portion of a sample ballot that contains a facsimile of the  
27 display area of a voting device may include material in less than  
28 12-point type to the extent necessary to make the facsimile fit on the  
29 pages of the sample ballot.

30 10. The sample ballot distributed to a person who requests a  
31 sample ballot in large type by exercising the option provided  
32 pursuant to NRS 293.508, or in any other manner, must be prepared  
33 in at least 14-point type, or larger when practicable.

34 11. If a person requests a sample ballot in large type, the  
35 county clerk shall ensure that all future sample ballots distributed to  
36 that person from the county are in large type.

37 12. The county clerk shall include in each sample ballot a  
38 statement indicating that the county clerk will, upon request of a  
39 voter who is elderly or disabled, make reasonable accommodations  
40 to allow the voter to vote at his or her polling place or places and  
41 provide reasonable assistance to the voter in casting his or her vote,  
42 including, without limitation, providing appropriate materials to  
43 assist the voter. In addition, if the county clerk has provided  
44 pursuant to subsection 4 of NRS 293.2955 for the placement at  
45 centralized voting locations of specially equipped voting devices for



1 use by voters who are elderly or disabled, the county clerk shall  
2 include in the sample ballot a statement indicating:

3 (a) The addresses of such centralized voting locations;

4 (b) The types of specially equipped voting devices available at  
5 such centralized voting locations; and

6 (c) That a voter who is elderly or disabled may cast his or her  
7 ballot at such a centralized voting location rather than at his or her  
8 regularly designated polling place or places.

9 13. The cost of distributing sample ballots for any election  
10 other than a primary *election, presidential preference primary*  
11 *election* or general election must be borne by the political  
12 subdivision holding the election.

13 **Sec. 24.** NRS 293.567 is hereby amended to read as follows:

14 293.567 After the close of registration for each primary  
15 election but not later than the Friday preceding the primary election,  
16 *after the close of registration for each presidential preference*  
17 *primary election but not later than the Friday preceding the*  
18 *presidential preference primary election* and after the close of  
19 registration for each general election but not later than the Friday  
20 preceding the general election, the county clerk shall ascertain by  
21 precinct and district the number of registered voters in the county  
22 and their political affiliation, if any, and shall transmit that  
23 information to the Secretary of State.

24 **Sec. 25.** NRS 293.5737 is hereby amended to read as follows:

25 293.5737 1. The Department of Motor Vehicles shall follow  
26 the procedures described in this section and NRS 293.5742 and  
27 293.5747 if a person applies to the Department for the issuance or  
28 renewal of or change of address for any type of driver's license or  
29 identification card issued by the Department.

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

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

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

38 (1) The person is deemed to have consented to the  
39 transmission of information to the Secretary of State and the county  
40 clerks for the purpose of registering the person to vote or updating  
41 the voter registration information of the person for the purpose of  
42 correcting the statewide voter registration list pursuant to NRS  
43 293.530; and

44 (2) The Department will transmit to the county clerk of the  
45 county in which the person resides all information required to



1 register the person to vote pursuant to this chapter or to update the  
2 voter registration information of the person for the purpose of  
3 correcting the statewide voter registration list pursuant to  
4 NRS 293.530;

5 (c) That:

6 (1) Indicating a political party affiliation or indicating that  
7 the person is not affiliated with a political party is voluntary;

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

10 (3) The person will not be able to vote at a primary election ,  
11 *presidential preference primary election* or primary city election  
12 for candidates for partisan offices of a major political party unless  
13 the person updates his or her voter registration information to  
14 indicate a major political party affiliation; and

15 (d) Of the provisions of subsections 2 and 3 of NRS 293.5757.

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

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

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

22 (1) Relating to the application of the person to register to  
23 vote; or

24 (2) To update the voter registration information of the  
25 person.

26 4. The Department:

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

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

31 **Sec. 26.** NRS 293.5777 is hereby amended to read as follows:  
32 293.5777 "Election" means:

33 1. A primary election;

34 2. *A presidential preference primary election;*

35 3. A general election;

36 ~~3.~~ 4. A primary city election; or

37 ~~4.~~ 5. A general city election.

38 **Sec. 27.** NRS 293.8811 is hereby amended to read as follows:

39 293.8811 "Affected election" or "election" means a primary  
40 election, primary city election, *presidential preference primary*  
41 *election*, general election, general city election or special election  
42 which, in accordance with the provisions of NRS 293.8821, is  
43 deemed to be an affected election that is subject to the provisions of  
44 NRS 293.8801 to 293.8887, inclusive.



1       **Sec. 28.** NRS 293.8821 is hereby amended to read as follows:  
2       293.8821 1. Except as otherwise provided in this section, if a  
3 state of emergency or declaration of disaster is proclaimed by the  
4 Governor or by resolution of the Legislature pursuant to NRS  
5 414.070 for the entire State of Nevada, the following elections are  
6 deemed to be affected elections that are subject to the provisions of  
7 NRS 293.8801 to 293.8887, inclusive:

8       (a) A primary election, if on the March 1 preceding the primary  
9 election, the state of emergency or declaration of disaster is in effect  
10 for the entire State of Nevada.

11       (b) *A presidential preference primary election, if on the*  
12 *October 1 preceding the presidential preference primary election,*  
13 *the state of emergency or declaration of disaster is in effect for the*  
14 *entire State of Nevada.*

15       (c) A primary city election:

16       (1) Held on the date of the primary election set forth in NRS  
17 293.175, if on the March 1 preceding the primary city election, the  
18 state of emergency or declaration of disaster is in effect for the  
19 entire State of Nevada.

20       (2) Held on a date other than the date of the primary election  
21 set forth in NRS 293.175, if on the date that is 90 days preceding the  
22 date of the primary city election, the state of emergency or  
23 declaration of disaster is in effect for the entire State of Nevada.

24       ~~(c)~~ (d) A general election, if on the July 1 preceding the  
25 general election, the state of emergency or declaration of disaster is  
26 in effect for the entire State of Nevada.

27       ~~(d)~~ (e) A general city election:

28       (1) Held on the date of the general election set forth in NRS  
29 293.12755, if on the July 1 preceding the general city election, the  
30 state of emergency or declaration of disaster is in effect for the  
31 entire State of Nevada.

32       (2) Held on a date other than the date of the general election  
33 set forth in NRS 293.12755, if on the date that is 90 days preceding  
34 the date of the general city election, the state of emergency or  
35 declaration of disaster is in effect for the entire State of Nevada.

36       ~~(e)~~ (f) A special election, if:

37       (1) On the date that the call for the special election is issued,  
38 the state of emergency or declaration of disaster is in effect for the  
39 entire State of Nevada; or

40       (2) The special election is held on the same day as a primary  
41 election, primary city election, general election or general city  
42 election that is subject to the provisions of NRS 293.8801 to  
43 293.8887, inclusive.

44       2. If a state of emergency or declaration of disaster is  
45 proclaimed by the Governor or by resolution of the Legislature



1 pursuant to NRS 414.070 for the entire State of Nevada after the  
2 applicable date set forth in subsection 1 for an election, the  
3 Governor may order that the election is deemed to be an affected  
4 election that is subject to the provisions of NRS 293.8801 to  
5 293.8887, inclusive, if the Governor finds that:

6 (a) The health, safety and welfare of voters and elections  
7 personnel or the security and integrity of the election may be  
8 adversely affected by the emergency or disaster; and

9 (b) Elections officials have sufficient time to comply with the  
10 requirements set forth in NRS 293.8801 to 293.8887, inclusive, and  
11 any applicable requirements set forth in federal law for the election.

12 3. If a state of emergency or declaration of disaster is  
13 proclaimed by the Governor or by resolution of the Legislature  
14 pursuant to NRS 414.070 for one or more specific areas of the State  
15 of Nevada affected by the emergency or disaster but not for the  
16 entire State of Nevada as provided in subsection 1 or 2, the  
17 Governor may order that an election in one or more of those specific  
18 areas is deemed to be an affected election that is subject to the  
19 provisions of NRS 293.8801 to 293.8887, inclusive, if the Governor  
20 finds that:

21 (a) The health, safety and welfare of voters and elections  
22 personnel or the security and integrity of the election may be  
23 adversely affected by the emergency or disaster; and

24 (b) Elections officials have sufficient time to comply with the  
25 requirements set forth in NRS 293.8801 to 293.8887, inclusive, and  
26 any applicable requirements set forth in federal law for the election.

27 **Sec. 29.** NRS 293.8831 is hereby amended to read as follows:

28 293.8831 1. Except as otherwise provided in this section, if  
29 any affected election is:

30 (a) A primary election or general election, the provisions of  
31 NRS 293.356 to 293.361, inclusive, governing early voting by  
32 personal appearance apply to the election.

33 (b) *A presidential preference primary election, the provisions*  
34 *of section 47 of this act, governing early voting by personal*  
35 *appearance apply to the election.*

36 (c) A primary city election or general city election, the  
37 provisions of NRS 293C.355 to 293C.361, inclusive, governing  
38 early voting by personal appearance apply to the election if the city  
39 has provided for early voting by personal appearance pursuant to  
40 NRS 293C.110.

41 2. If the affected election is a primary election , *presidential*  
42 *preference primary election* or general election, the county clerk  
43 must establish:

44 (a) In a county whose population is 700,000 or more, at least 35  
45 polling places for early voting by personal appearance, which may



1 be any combination of temporary or permanent polling places for  
2 early voting.

3 (b) In a county whose population is 100,000 or more but less  
4 than 700,000, at least 15 polling places for early voting by personal  
5 appearance, which may be any combination of temporary or  
6 permanent polling places for early voting.

7 (c) In a county whose population is less than 100,000, at least 1  
8 permanent polling place for early voting by personal appearance.

9 3. In addition to the polling places for early voting established  
10 pursuant to subsection 2, the county clerk must establish a  
11 temporary polling place for early voting by personal appearance  
12 within the boundaries of an Indian reservation or Indian colony that  
13 is located in whole or in part within the county if:

14 (a) The Indian tribe submits a request to the county clerk for the  
15 establishment of such a temporary polling place for early voting;  
16 and

17 (b) The request described in paragraph (a) is submitted to the  
18 county clerk:

19 (1) For a primary election, not later than the April 1  
20 preceding the primary election; ~~for~~

21 (2) *For a presidential preference primary election, not later*  
22 *than the December 1 preceding the presidential preference*  
23 *primary election; or*

24 (3) For a general election, not later than the September 1  
25 preceding the general election.

26 4. If the affected election is a primary city election or a general  
27 city election and the city has provided for early voting by personal  
28 appearance pursuant to NRS 293C.110, the city clerk must establish  
29 at least one permanent polling place for early voting by personal  
30 appearance in the city.

31 5. In addition to the polling place for early voting established  
32 pursuant to subsection 4, the city clerk must establish a temporary  
33 polling place for early voting by personal appearance within the  
34 boundaries of an Indian reservation or Indian colony that is located  
35 in whole or in part within the city if:

36 (a) The Indian tribe submits a request to the city clerk for the  
37 establishment of such a temporary polling place for early voting;  
38 and

39 (b) The request described in paragraph (a) is submitted to the  
40 city clerk:

41 (1) For a primary city election:

42 (I) Held on the date of the primary election set forth in  
43 NRS 293.175, not later than the April 1 preceding the primary city  
44 election.





1 (II) Held on a date other than the date of the primary  
2 election set forth in NRS 293.175, not later than 45 days before the  
3 date of the primary city election.

4 (2) For a general city election:

5 (I) Held on the date of the general election set forth in  
6 NRS 293.12755, not later than the September 1 preceding the  
7 general city election.

8 (II) Held on a date other than the date of the general  
9 election set forth in NRS 293.12755, not later than 45 days before  
10 the date of the general city election.

11 **Sec. 30.** NRS 293.8834 is hereby amended to read as follows:

12 293.8834 1. Except as otherwise provided in this section, for  
13 any affected election, the county or city clerk, as applicable, may  
14 establish one or more polling places as vote centers for the day of  
15 the election.

16 2. If the affected election is a primary election , *presidential*  
17 *preference primary election* or general election, the county clerk:

18 (a) In a county whose population is 700,000 or more, must  
19 establish at least 100 vote centers for the day of the election.

20 (b) In a county whose population is 100,000 or more but less  
21 than 700,000, must establish at least 25 vote centers for the day of  
22 the election.

23 (c) In a county whose population is less than 100,000, may  
24 establish one or more vote centers for the day of the election.

25 **Sec. 31.** NRS 293.8837 is hereby amended to read as follows:

26 293.8837 1. If any affected election is a primary election,  
27 *presidential preference primary election*, primary city election,  
28 general election or general city election, the provisions of NRS  
29 293.5772 to 293.5887, inclusive, apply to the election.

30 2. Except as otherwise provided in subsection 3, the county or  
31 city clerk, as applicable, may establish polling places for the  
32 election precincts in the county or city, as applicable, where:

33 (a) A voter may vote in person on the day of the election in his  
34 or her election precinct; and

35 (b) A person may register to vote pursuant to NRS 293.5772 to  
36 293.5887, inclusive, and vote in person on the day of the election in  
37 his or her election precinct.

38 3. If, for a primary election or general election, the county  
39 clerk in a county whose population is less than 100,000 does not  
40 establish at least one vote center for the day of the election pursuant  
41 to NRS 293.8834, the county clerk must establish polling places for  
42 the election precincts in the county for the day of the election where:

43 (a) A voter may vote in person on the day of the election in his  
44 or her election precinct; and



1 (b) A person may register to vote pursuant to NRS 293.5772 to  
2 293.5887, inclusive, and vote in person on the day of the election in  
3 his or her election precinct.

4 4. If, for a primary city election or general city election, the  
5 city clerk does not establish at least one vote center for the day of  
6 the election pursuant to NRS 293.8834, the city clerk must establish  
7 polling places for the election precincts in the city for the day of the  
8 election where:

9 (a) A voter may vote in person on the day of the election in his  
10 or her election precinct; and

11 (b) A person may register to vote pursuant to NRS 293.5772 to  
12 293.5887, inclusive, and vote in person on the day of the election in  
13 his or her election precinct.

14 **Sec. 32.** NRS 293.8841 is hereby amended to read as follows:

15 293.8841 1. Except as otherwise provided in this section, if  
16 any affected election is:

17 (a) A primary election , *presidential preference primary*  
18 *election* or general election, the provisions of NRS 293.2733 and  
19 293.2735 apply to a request for the establishment of a polling place  
20 for the election.

21 (b) A primary city election or general city election, the  
22 provisions of NRS 293C.2675 and 293C.268 apply to a request for  
23 the establishment of a polling place for the election.

24 2. The request for the establishment of:

25 (a) A polling place pursuant to NRS 293.2733 or 293.2735 must  
26 be submitted to the county clerk not later than the April 1 before the  
27 primary election , *the December 1 before the presidential*  
28 *preference primary election* or the September 1 before the general  
29 election, as applicable.

30 (b) A polling place pursuant to NRS 293C.2675 or 293C.268  
31 must be submitted to the city clerk:

32 (1) For a primary city election:

33 (I) Held on the date of the primary election set forth in  
34 NRS 293.175, not later than the April 1 preceding the primary city  
35 election.

36 (II) Held on a date other than the date of the primary  
37 election set forth in NRS 293.175, not later than 45 days before the  
38 date of the primary city election.

39 (2) For a general city election:

40 (I) Held on the date of the general election set forth in  
41 NRS 293.12755, not later than September 1 preceding the general  
42 city election.

43 (II) Held on a date other than the date of the general  
44 election set forth in NRS 293.12755, not later than 45 days before  
45 the date of the general city election.



1       **Sec. 33.** NRS 293B.130 is hereby amended to read as follows:  
2       293B.130 1. Before any election where a mechanical voting  
3 system is to be used, the county clerk shall prepare or cause to be  
4 prepared a computer program on cards, tape or other material  
5 suitable for use with the computer or counting device to be  
6 employed for counting the votes cast. The program must cause the  
7 computer or counting device to operate in the following manner:

8       (a) All lawful votes cast by each voter must be counted.  
9       (b) All unlawful votes, including, but not limited to, overvotes  
10 or, in a primary election ~~§~~ *or presidential preference primary*  
11 *election*, votes cast for a candidate of a major political party other  
12 than the party, if any, of the registration of the voter must not be  
13 counted.

14       (c) If the election is:  
15           (1) A primary election held in an even-numbered year; ~~§~~  
16           (2) *A presidential preference primary election; or*  
17           (3) A general election,  
18       ↳ the total votes, other than absentee votes and votes in a mailing  
19 precinct, must be accumulated by precinct.

20       (d) The computer or counting device must halt or indicate by  
21 appropriate signal if a ballot is encountered which lacks a code  
22 identifying the precinct in which it was voted and, in a primary  
23 election ~~§~~ *or presidential preference primary election*, identifying  
24 the major political party of the voter.

25       2. The program must be prepared under the supervision of the  
26 accuracy certification board appointed pursuant to the provisions of  
27 NRS 293B.140.

28       3. The county clerk shall take such measures as he or she  
29 deems necessary to protect the program from being altered or  
30 damaged.

31       **Sec. 34.** NRS 293B.190 is hereby amended to read as follows:  
32       293B.190 When used in primary elections ~~§~~ *or presidential*  
33 *preference primary elections*, the list of offices and candidates and  
34 the statements of measures to be voted on for each mechanical  
35 recording device, except those devices intended solely for  
36 nonpartisan voters, must be so arranged that it contains a page or  
37 pages setting forth the ballot of one major political party only. ~~§~~  
38 *For a primary election, the page or pages setting forth the ballot of*  
39 *one major political party must be* followed by a page or pages  
40 setting forth the nonpartisan ballot and so that the voter may cast  
41 partisan and nonpartisan votes on a single ballot but may not cast  
42 partisan votes for a candidate of another major political party.

43       **Sec. 35.** NRS 293B.300 is hereby amended to read as follows:  
44       293B.300 1. In a primary election ~~§~~ *or presidential*  
45 *preference primary election*, a member of the election board for a



1 precinct shall issue each partisan voter a ballot which contains a  
2 distinctive code associated with the major political party of the voter  
3 and on which is clearly printed the name of the party.

4 2. If a mechanical voting system is used in a primary election  
5 *or presidential preference primary election* whereby votes are  
6 directly recorded electronically, a member of the election board  
7 shall, if the clerk uses voting receipts, in addition to the ballot  
8 described in subsection 1, issue each partisan voter a voting receipt  
9 on which is clearly printed the name of the major political party of  
10 the voter.

11 3. The member of the election board shall direct the partisan  
12 voter to a mechanical recording device containing the list of offices  
13 and candidates arranged for the voter's major political party in the  
14 manner provided in NRS 293B.190.

15 **Sec. 35.3.** NRS 293C.145 is hereby amended to read as  
16 follows:

17 293C.145 1. A general city election must be held in each city  
18 of population category three on the first Tuesday after the first  
19 Monday in November of the first even-numbered year after  
20 incorporation, and at each successive interval of 2 years.

21 2. There must be one mayor and three or five council members,  
22 as the city council shall provide by ordinance, for each city of  
23 population category three. The terms of office of the mayor and the  
24 council members are 4 years, which terms must be staggered. The  
25 mayor and council members elected to office immediately after  
26 incorporation shall decide, by lot, among themselves which two of  
27 their offices expire at the next general city election, and thereafter  
28 the terms of office must be 4 years. If a city council thereafter  
29 increases the number of council members, it shall, by lot, stagger the  
30 initial terms of the additional members.

31 3. A candidate for an office to be voted for at the general city  
32 election must file a declaration of candidacy with the city clerk not  
33 earlier than ~~f~~:

34 ~~—(a) For the office of judge of a municipal court, the first} the last~~  
35 Monday in ~~{January} February~~ of the year in which the applicable  
36 election is to be held and not later than 5 p.m. on the ~~{second} third~~  
37 Friday after the ~~{first} last~~ Monday in ~~{January}.~~

38 ~~—(b) For any other office, the first Monday in March of the year~~  
39 ~~in which the applicable election is to be held and not later than 5~~  
40 ~~p.m. on the second Friday after the first Monday in March.}~~  
41 *February.*

42 4. At the time that a candidate files a declaration of candidacy,  
43 the city clerk shall charge and collect from the candidate, and the  
44 candidate must pay to the city clerk, a filing fee in an amount fixed  
45 by the city council by ordinance or resolution.



1 5. Candidates for mayor must be voted upon by the electors of  
2 the city at large. Candidates for the city council must be voted upon  
3 by the electors of their respective wards to represent the wards in  
4 which they reside or by the electors of the city at large in accordance  
5 with the provisions of chapter 266 of NRS.

6 **Sec. 35.6.** NRS 293C.175 is hereby amended to read as  
7 follows:

8 293C.175 1. A primary city election must be held in each city  
9 of population category one, and in each city of population category  
10 two that has so provided by ordinance, on the second Tuesday in  
11 June of each even-numbered year, at which time there must be  
12 nominated candidates for offices to be voted for at the next general  
13 city election.

14 2. A candidate for an office to be voted for at the primary or  
15 general city election must file a declaration of candidacy with the  
16 city clerk not earlier than ~~[-~~

17 ~~—(a) For the office of judge of a municipal court, the first] the last~~  
18 Monday in ~~[January] February~~ of the year in which the applicable  
19 election is to be held and not later than 5 p.m. on the ~~[second] third~~  
20 Friday after the ~~[first] last~~ Monday in ~~[January-~~

21 ~~—(b) For any other office, the first Monday in March of the year~~  
22 ~~in which the applicable election is to be held and not later than 5~~  
23 ~~p.m. on the second Friday after the first Monday in March.]~~  
24 ~~February.~~

25 3. At the time that a candidate files a declaration of candidacy,  
26 the city clerk shall charge and collect from the candidate, and the  
27 candidate must pay to the city clerk, a filing fee in an amount fixed  
28 by the governing body of the city by ordinance or resolution. The  
29 filing fees collected by the city clerk must be deposited to the credit  
30 of the general fund of the city.

31 4. All candidates, except as otherwise provided in NRS  
32 266.220, must be voted upon by the electors of the city at large.

33 5. If, in a primary city election held in a city of population  
34 category one or two, one candidate receives a majority of votes cast  
35 in that election for the office for which he or she is a candidate, the  
36 candidate must be declared elected to the office and the candidate's  
37 name must not be placed on the ballot for the general city election.  
38 If, in the primary city election, no candidate receives a majority of  
39 votes cast in that election for the office for which he or she is a  
40 candidate, the names of the two candidates receiving the highest  
41 number of votes must be placed on the ballot for the general city  
42 election.



1     **Sec. 36.** Chapter 298 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 37 to 50, inclusive, of this  
3 act.

4     **Sec. 37.** *As used in sections 37 to 50, inclusive, of this act,*  
5 *the words and terms defined in sections 38 to 41, inclusive, of this*  
6 *act have the meanings ascribed to them in those sections.*

7     **Sec. 38.** *“Mail ballot” has the meaning ascribed to it in*  
8 *NRS 293.8814.*

9     **Sec. 39.** *“Mailing ballot” means a mailing ballot distributed*  
10 *to a voter in a mailing precinct or an absent ballot mailing*  
11 *precinct pursuant to NRS 293.343 to 293.355, inclusive.*

12     **Sec. 40.** *“Military-overseas ballot” has the meaning ascribed*  
13 *to it in NRS 293D.050.*

14     **Sec. 41.** *“Qualified candidate” means a person who is*  
15 *qualified to be the nominee of a party for President of the United*  
16 *States pursuant to the Constitution and laws of the United States*  
17 *and the rules of the major political party.*

18     **Sec. 42.** 1. *The provisions of chapters 293 and 293B of*  
19 *NRS apply to a presidential preference primary election to the*  
20 *extent that such provisions do not conflict with this chapter.*

21     2. *If there is a conflict between the provisions of this chapter*  
22 *and chapters 293 and 293B of NRS, the provisions of this chapter*  
23 *control.*

24     **Sec. 43.** 1. *Except as otherwise provided in subsection 2, a*  
25 *presidential preference primary election must be held for all major*  
26 *political parties on the first Tuesday in February of each*  
27 *presidential election year.*

28     2. *A presidential preference primary election must not be held*  
29 *for a major political party if only one qualified candidate or no*  
30 *qualified candidate of the major political party files a declaration*  
31 *of candidacy pursuant to section 44 of this act. If only one*  
32 *qualified candidate of the major political party files a declaration*  
33 *of candidacy, the Secretary of State must certify the name of the*  
34 *qualified candidate to the state central committee and the national*  
35 *committee of the major political party.*

36     **Sec. 44.** *If a person who is a qualified candidate to be a*  
37 *major political party’s nominee for President of the United States*  
38 *wants to appear on the ballot for a presidential preference primary*  
39 *election that is held for the party, the person must, not earlier than*  
40 *October 1 and not later than 5 p.m. on October 15 of the year*  
41 *immediately preceding the presidential preference primary*  
42 *election, file with the Secretary of State a declaration of candidacy*  
43 *in the form prescribed by the Secretary of State.*

44     **Sec. 45.** 1. *The Secretary of State shall forward to each*  
45 *county clerk the name, party affiliation and mailing address of*



1 *each qualified candidate whose name must appear on the ballot*  
2 *for the presidential preference primary election.*

3 2. *Immediately upon receipt by the county clerk of the list of*  
4 *qualified candidates, the county clerk shall publish a notice of the*  
5 *presidential preference primary election in a newspaper of general*  
6 *circulation in the county once a week for 2 successive weeks. If no*  
7 *such newspaper is published in the county, the publication may be*  
8 *made in a newspaper of general circulation published in the*  
9 *nearest Nevada county. The notice must contain:*

10 (a) *The date of the presidential preference primary election;*

11 (b) *The major political parties that have qualified candidates*  
12 *who will be on the ballot at the presidential preference primary*  
13 *election;*

14 (c) *The location of the polling places in the county, including,*  
15 *without limitation, polling places for early voting by personal*  
16 *appearance; and*

17 (d) *The hours during which the polling places in the county*  
18 *will be open for voting during the period for early voting and the*  
19 *day of the presidential preference primary election.*

20 **Sec. 46.** 1. *There must be a separate presidential*  
21 *preference primary ballot for each major political party that has*  
22 *qualified candidates. The name of the major political party must*  
23 *appear at the top of the ballot. Following this designation must*  
24 *appear the names of qualified candidates of the major political*  
25 *party, grouped alphabetically under the title.*

26 2. *A registered voter may cast a ballot at a presidential*  
27 *preference primary election for a major political party only if the*  
28 *registered voter designated on his or her application to register to*  
29 *vote an affiliation with the party. Such a registered voter may vote*  
30 *for only one qualified candidate on the ballot as the voter's*  
31 *preference for the nominee for President of the United States for*  
32 *the party.*

33 3. *The provisions of NRS 293.5772 to 293.5887, inclusive,*  
34 *apply to a presidential preference primary election.*

35 **Sec. 47.** 1. *In conducting a presidential preference primary*  
36 *election, the county clerk shall:*

37 (a) *Distribute sample ballots for the presidential preference*  
38 *primary election;*

39 (b) *Establish polling places for early voting by personal*  
40 *appearance;*

41 (c) *Permit voting by registered voters of the major political*  
42 *party by absent ballot, military-overseas ballot and, if applicable,*  
43 *by mail ballot or mailing ballot, in the manner and within the time*  
44 *required by chapters 293 and 293D of NRS; and*



1 (d) Establish polling places for the day of the presidential  
2 preference primary election. The provisions of NRS 293.273 apply  
3 to the presidential preference primary election.

4 2. A registered voter who is entitled to cast a ballot at the  
5 presidential preference primary election may do so at any polling  
6 place in the county.

7 **Sec. 48.** 1. Except as otherwise provided in this section, the  
8 provisions of NRS 293.356 to 293.361, inclusive, apply to a  
9 presidential preference primary election.

10 2. The period for early voting for a presidential preference  
11 primary election begins 10 calendar days before the date of the  
12 presidential preference primary election and extends through the  
13 Friday before the day of the presidential preference primary  
14 election.

15 3. The county clerk may:

16 (a) Include any Sunday or federal holiday that falls within the  
17 period for early voting by personal appearance.

18 (b) Require a permanent polling place for early voting to  
19 remain open until 8 p.m. on any Saturday that falls within the  
20 period for early voting.

21 4. A permanent polling place for early voting must remain  
22 open:

23 (a) On Monday through Friday during the period for early  
24 voting, for at least 8 hours during such hours as the county clerk  
25 may establish.

26 (b) On any Saturday that falls within the period for early  
27 voting, for at least 4 hours during such hours as the county clerk  
28 may establish.

29 (c) If the county clerk includes a Sunday that falls within the  
30 period for early voting pursuant to subsection 3, during such  
31 hours as the county clerk may establish.

32 **Sec. 49.** The cost of a presidential preference primary  
33 election is a charge against the State and must be paid from the  
34 Reserve for Statutory Contingency Account upon recommendation  
35 by the Secretary of State and approval by the State Board of  
36 Examiners.

37 **Sec. 50.** 1. Immediately after each county has canvassed  
38 the returns of a presidential preference primary election pursuant  
39 to NRS 293.387, the Secretary of State shall compile the returns  
40 for each qualified candidate of the major political party whose  
41 name appears on the ballot for the major political party.

42 2. The Secretary of State shall make out and file in his or her  
43 office an abstract of the returns and shall certify the number of  
44 votes received by each qualified candidate of the major political





1 *party to the party's state central committee and the national*  
2 *committee of the major political party.*

3 **Sec. 51.** NRS 353.264 is hereby amended to read as follows:

4 353.264 1. The Reserve for Statutory Contingency Account  
5 is hereby created in the State General Fund.

6 2. The State Board of Examiners shall administer the Reserve  
7 for Statutory Contingency Account. The money in the Account must  
8 be expended only for:

9 (a) The payment of claims which are obligations of the State  
10 pursuant to NRS 41.03435, 41.0347, 621.025, 176.485, 179.310,  
11 212.040, 212.050, 212.070, 281.174, 282.290, 282.315, 288.203,  
12 293.253, 293.405, 353.120, 353.262, 412.154 and 475.235 ~~+~~ *and*  
13 *section 49 of this act;*

14 (b) The payment of claims which are obligations of the State  
15 pursuant to:

16 (1) Chapter 472 of NRS arising from operations of the  
17 Division of Forestry of the State Department of Conservation and  
18 Natural Resources directly involving the protection of life and  
19 property; and

20 (2) NRS 7.155, 34.750, 176A.640, 179.225 and 213.153,  
21 ↪ except that claims may be approved for the respective purposes  
22 listed in this paragraph only when the money otherwise appropriated  
23 for those purposes has been exhausted;

24 (c) The payment of claims which are obligations of the State  
25 pursuant to NRS 41.0349 and 41.037, but only to the extent that the  
26 money in the Fund for Insurance Premiums is insufficient to pay the  
27 claims;

28 (d) The payment of claims which are obligations of the State  
29 pursuant to NRS 41.950; and

30 (e) The payment of claims which are obligations of the State  
31 pursuant to NRS 535.030 arising from remedial actions taken by the  
32 State Engineer when the condition of a dam becomes dangerous to  
33 the safety of life or property.

34 3. The State Board of Examiners may authorize its Clerk or a  
35 person designated by the Clerk, under such circumstances as it  
36 deems appropriate, to approve, on behalf of the Board, the payment  
37 of claims from the Reserve for Statutory Contingency Account. For  
38 the purpose of exercising any authority granted to the Clerk of the  
39 State Board of Examiners or to the person designated by the Clerk  
40 pursuant to this subsection, any statutory reference to the State  
41 Board of Examiners relating to such a claim shall be deemed to refer  
42 to the Clerk of the Board or the person designated by the Clerk.

43 **Sec. 52.** The provisions of subsection 1 of NRS 218D.380 do  
44 not apply to any provision of this act which adds or revises a  
45 requirement to submit a report to the Legislature.



1     **Sec. 53.** 1. This section becomes effective upon passage and  
2 approval.

3     2. Sections 1 to 52, inclusive, of this act become effective:

4     (a) Upon passage and approval for the purpose of adopting any  
5 regulations and performing any other preparatory administrative  
6 tasks that are necessary to carry out the provisions of this act; and

7     (b) On January 1, 2022, for all other purposes.

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