

ASSEMBLY BILL NO. 137—ASSEMBLYMEN ELLISON,
WHEELER AND DICKMAN

FEBRUARY 15, 2021

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections.
(BDR 24-649)

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

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

AN ACT relating to elections; requiring, with certain exceptions, proof of identity for voting in person; requiring the Department of Motor Vehicles, under certain circumstances, to issue voter identification cards at no cost; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires, under certain circumstances, that a person provide
2 certain information to vote in person which may include, depending on the
3 circumstances, proof of residence and identity, answering questions covering the
4 voter’s personal data or providing additional personal data. (NRS 293.2725,
5 293.277, 293.303, 293.3081, 293.3082, 293.3085, 293.330, 293.353, 293.3585,
6 293.541, 293C.270, 293C.292, 293C.330, 293C.3585) **Sections 9-13, 16, 20, 21,**
7 **23, 26, 33-35 and 37-40** of this bill require, with certain exceptions, that a person
8 provide one of the forms of proof of identity specified in **section 2** of this bill to
9 vote in person. **Section 2** sets forth the acceptable forms of proof of identity which
10 are: (1) certain government-issued documents or identity cards that show a
11 recognizable photograph of the person to whom the document or card is issued; (2)
12 a voter identification card; or (3) certain documentation from an administrator of
13 certain health care facilities that are licensed by the State. **Sections 8, 14, 22, 24, 25**
14 **and 27-32** of this bill make conforming changes to existing provisions to reflect the
15 requirement to provide proof of identity to vote in person.

16 **Sections 3-6** of this bill: (1) require the Department of Motor Vehicles to issue
17 a voter identification card, free of charge, to a person who does not possess one of
18 the forms of required photographic identification; (2) set forth requirements for the
19 issuance and content of voter identification cards; and (3) require that the Secretary
20 of State adopt regulations to carry out the provisions of those sections.



21 **Sections 15 and 36** of this bill provide that a person applying to vote whose
22 identity has been challenged must furnish proof of identity in response to such a
23 challenge.

24 **Section 17** of this bill authorizes, under certain circumstances, a person who
25 fails to provide proof of identity when voting in person to cast a provisional ballot.

26 **Section 18** of this bill makes conforming changes to the information that must be
27 provided to a person who casts a provisional ballot. **Section 19** of this bill provides
28 that the provisional ballot of such a voter must be counted if the person provides to
29 the county or city clerk, not later than 5 p.m. on the Friday following the election:
30 (1) proof of identity; or (2) an affidavit stating that the voter cannot provide proof
31 of identity because he or she is indigent or has a religious objection to being
32 photographed.

33 The provisions of this bill which require that a person present, with certain
34 exceptions, one of the forms of identity to vote in person are similar to the
35 provisions of an Indiana law which the United States Supreme Court has
36 determined does not unconstitutionally burden a person's right to vote, in part
37 because a person can obtain one of the forms of required proof of identity free of
38 charge and the requirements to provide proof of identity do not apply to persons
39 who vote by absent ballots. (*Crawford v. Marion County Election Bd.*, 553 U.S.
40 181 (2008))

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 the provisions set forth as sections 2 to 6, inclusive, of this
3 act.

4 **Sec. 2. 1. "Proof of identity" means:**

5 (a) *A document or identity card that:*

6 (1) *Is issued by the State, the United States or a federally*
7 *recognized Indian tribe;*

8 (2) *Shows a recognizable photograph of the person to*
9 *whom the document or identity card is issued;*

10 (3) *Shows the name and signature of the person to whom*
11 *the document or identity card is issued; and*

12 (4) *If the document or identity card is issued by the State,*
13 *bears an expiration date that is not earlier than 4 years before the*
14 *date of the election for which the document or identity card is*
15 *offered as proof of identity;*

16 (b) *A voter identification card issued pursuant to section 3 of*
17 *this act; or*

18 (c) *A document provided by the administrator of a licensed*
19 *medical facility or licensed facility for the dependent to a resident*
20 *of the facility attesting to the person's identity and that he or she is*
21 *a resident of the facility.*

22 **2. As used in this section:**

23 (a) *"Facility for the dependent" has the meaning ascribed to it*
24 *in NRS 449.0045.*



1 (b) "Medical facility" has the meaning ascribed to it in
2 NRS 449.0151.

3 **Sec. 3.** 1. The Department of Motor Vehicles shall:

4 (a) Issue a voter identification card to a person who:

5 (1) Is a registered voter of this State;

6 (2) Does not possess a form of proof of identity described in
7 subsection 1 of section 2 of this act; and

8 (3) Complies with the provisions of section 4 of this act.

9 (b) Provide at least one place in each county at which the
10 Department accepts applications for and issues voter identification
11 cards.

12 2. The Department shall not charge a fee for the issuance of
13 a voter identification card.

14 **Sec. 4.** A person who wishes to obtain a voter identification
15 card must submit to the Department of Motor Vehicles:

16 1. An application in the form prescribed by the Secretary of
17 State;

18 2. Proof of the date of birth of the applicant; and

19 3. A copy of a current utility bill, bank statement, paycheck or
20 check or other document issued by a governmental entity which
21 indicates the name and address of the applicant, but not including
22 a voter registration card issued pursuant to NRS 293.517.

23 **Sec. 5.** A voter identification card issued pursuant to section
24 3 of this act:

25 1. Must include, without limitation:

26 (a) The name, address, date of birth, sex, height, weight, eye
27 color, photograph and signature of the person to whom the card is
28 issued;

29 (b) The date of issuance of the card; and

30 (c) The name of the county in which the card was issued.

31 2. Is valid for as long as the person is registered to vote and
32 resides at the address stated on the card.

33 **Sec. 6.** The Secretary of State shall adopt regulations to
34 carry out the provisions of sections 3 to 6, inclusive, of this act. In
35 adopting such regulations, the Secretary of State shall consult
36 with the Department of Motor Vehicles.

37 **Sec. 7.** NRS 293.010 is hereby amended to read as follows:

38 293.010 As used in this title, unless the context otherwise
39 requires, the words and terms defined in NRS 293.013 to 293.121,
40 inclusive, *and section 2 of this act* have the meanings ascribed to
41 them in those sections.

42 **Sec. 8.** NRS 293.177 is hereby amended to read as follows:

43 293.177 1. Except as otherwise provided in NRS 293.165
44 and 293.166, a name may not be printed on a ballot to be used at a
45 primary election unless the person named has filed a declaration of



1 candidacy with the appropriate filing officer and paid the filing fee
2 required by NRS 293.193 not earlier than:

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

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

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

12 (a) For partisan office:

13
14 DECLARATION OF CANDIDACY OF FOR THE
15 OFFICE OF

16
17 State of Nevada

18
19 County of

20
21 For the purpose of having my name placed on the official
22 ballot as a candidate for the Party nomination for
23 the office of, I, the undersigned, do swear or
24 affirm under penalty of perjury that I actually, as opposed to
25 constructively, reside at, in the City or Town of
26, County of, State of Nevada; that my actual, as
27 opposed to constructive, residence in the State, district,
28 county, township, city or other area prescribed by law to
29 which the office pertains began on a date at least 30 days
30 immediately preceding the date of the close of filing of
31 declarations of candidacy for this office; that my telephone
32 number is, and the address at which I receive mail, if
33 different than my residence, is; that I am registered as a
34 member of the Party; that I am a qualified elector
35 pursuant to Section 1 of Article 2 of the Constitution of the
36 State of Nevada; that if I have ever been convicted of treason
37 or a felony, my civil rights have been restored; that I have
38 not, in violation of the provisions of NRS 293.176, changed
39 the designation of my political party or political party
40 affiliation on an official application to register to vote in any
41 state since December 31 before the closing filing date for this
42 election; that I generally believe in and intend to support the
43 concepts found in the principles and policies of that political
44 party in the coming election; that if nominated as a candidate
45 of the Party at the ensuing election, I will accept



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

15
16
17 (Designation of name)

18
19
20 (Signature of candidate for office)

21
22 Subscribed and sworn to before me
23 this day of the month of of the year

24
25
26 Notary Public or other person
27 authorized to administer an oath

28
29 (b) For nonpartisan office:

30
31 DECLARATION OF CANDIDACY OF FOR THE
32 OFFICE OF

33
34 State of Nevada

35
36 County of

37
38 For the purpose of having my name placed on the official
39 ballot as a candidate for the office of, I, the
40 undersigned, do swear or affirm under penalty of
41 perjury that I actually, as opposed to constructively, reside at
42, in the City or Town of, County of,
43 State of Nevada; that my actual, as opposed to constructive,
44 residence in the State, district, county, township, city or other
45 area prescribed by law to which the office pertains began on a



1 date at least 30 days immediately preceding the date of the
2 close of filing of declarations of candidacy for this office; that
3 my telephone number is, and the address at which I
4 receive mail, if different than my residence, is; that I
5 am a qualified elector pursuant to Section 1 of Article 2 of the
6 Constitution of the State of Nevada; that if I have ever been
7 convicted of treason or a felony, my civil rights have been
8 restored; that if nominated as a nonpartisan candidate at the
9 ensuing election, I will accept the nomination and not
10 withdraw; that I will not knowingly violate any election law
11 or any law defining and prohibiting corrupt and fraudulent
12 practices in campaigns and elections in this State; that I will
13 qualify for the office if elected thereto, including, but not
14 limited to, complying with any limitation prescribed by the
15 Constitution and laws of this State concerning the number of
16 years or terms for which a person may hold the office; that I
17 understand that knowingly and willfully filing a declaration
18 of candidacy which contains a false statement is a crime
19 punishable as a gross misdemeanor and also subjects me to a
20 civil action disqualifying me from entering upon the duties of
21 the office; and that I understand that my name will appear on
22 all ballots as designated in this declaration.
23

24
25 (Designation of name)

26
27
28 (Signature of candidate for office)
29

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

32
33
34 Notary Public or other person
35 authorized to administer an oath
36

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



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

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

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

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

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

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

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

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

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

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

38 6. By filing the declaration of candidacy, the candidate shall be
39 deemed to have appointed the filing officer for the office as his or
40 her agent for service of process for the purposes of a proceeding
41 pursuant to NRS 293.182. Service of such process must first be
42 attempted at the appropriate address as specified by the candidate in
43 the declaration of candidacy. If the candidate cannot be served at
44 that address, service must be made by personally delivering to and
45 leaving with the filing officer duplicate copies of the process. The



1 filing officer shall immediately send, by registered or certified mail,
2 one of the copies to the candidate at the specified address, unless the
3 candidate has designated in writing to the filing officer a different
4 address for that purpose, in which case the filing officer shall mail
5 the copy to the last address so designated.

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

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

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

16 8. The receipt of information by the Attorney General or
17 district attorney pursuant to subsection 7 must be treated as a
18 challenge of a candidate pursuant to subsections 4 and 5 of NRS
19 293.182 to which the provisions of NRS 293.2045 apply.

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

23 **Sec. 9.** NRS 293.2725 is hereby amended to read as follows:

24 293.2725 1. Except as otherwise provided in subsection 2, in
25 NRS 293.3081, 293.3083 and 293.5772 to 293.5887, inclusive, and
26 in federal law, a person who registers to vote by mail or computer or
27 registers to vote pursuant to NRS 293.5742, or a person who
28 preregisters to vote by mail or computer and is subsequently deemed
29 to be registered to vote, and who has not previously voted in an
30 election for federal office in this State:

31 (a) May vote at a polling place only if the person presents *proof*
32 *of identity* to the election board officer at the polling place ; ~~;~~

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

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

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

41 (1) A copy of ~~[a current and valid photo identification]~~ *the*
42 *proof of identity* of the person, which shows his or her physical
43 address; or

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



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

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

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

6 (a) Registers to vote by mail or computer, or preregisters to vote
7 by mail or computer and is subsequently deemed to be registered to
8 vote, and submits *a copy of his or her proof of identity* with an
9 application to preregister or register to vote ; ~~f~~

10 ~~— (1) A copy of a current and valid photo identification; or~~

11 ~~— (2) A copy of a current utility bill, bank statement, paycheck,~~
12 ~~or document issued by a governmental entity, including a check~~
13 ~~which indicates the name and address of the person, but not~~
14 ~~including a voter registration card.}~~

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

22 (c) Registers to vote pursuant to NRS 293.5742, and at that time
23 presents to the Department of Motor Vehicles:

24 (1) ~~[A copy of a current and valid photo identification;~~

25 ~~— (2) A copy of a current utility bill, bank statement, paycheck~~
26 ~~or document issued by a governmental entity, including a check~~
27 ~~which indicates the name and address of the person, but not~~
28 ~~including a voter registration card; or~~

29 ~~— (3)] Proof of identity; or~~

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

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

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

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

43 3. The provisions of subsection 1 apply to a person described
44 in paragraph (b) of subsection 2 if the voter registration card issued



1 to the person is mailed by the county clerk to the person and
2 returned to the county clerk by the United States Postal Service.

3 **Sec. 10.** NRS 293.277 is hereby amended to read as follows:

4 293.277 1. Except as otherwise provided in NRS 293.283,
5 293.541 and 293.5772 to 293.5887, inclusive, if a person's name
6 appears in the roster or if the person provides an affirmation
7 pursuant to NRS 293.525, the person is entitled to vote and must
8 ~~sign~~ :

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

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

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

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

19 ~~—(b) A driver's license;~~

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

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

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

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

29 **Sec. 11.** NRS 293.283 is hereby amended to read as follows:

30 293.283 1. If, because of physical limitations, a registered
31 voter is unable to sign his or her name in the roster or on a signature
32 card as required by NRS 293.277, the voter must ~~be identified by:~~

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

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

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

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

43 **Sec. 12.** NRS 293.285 is hereby amended to read as follows:

44 293.285 ~~H.]~~ Except as otherwise provided in NRS 293.283
45 and 293.5772 to 293.5887, inclusive:



1 ~~[(a)]~~ 1. A registered voter applying to vote shall state his or
2 her name to the election board officer in charge of the roster; and

3 ~~[(b)]~~ 2. The election board officer shall:

4 ~~[(1)]~~ (a) Announce the name of the registered voter;

5 ~~[(2)]~~ (b) Instruct the registered voter to sign the roster or
6 signature card;

7 ~~[(3)] Verify the signature of the registered voter in the manner
8 set forth in NRS 293.277;]~~

9 (c) *Require that the registered voter present proof of identity;*
10 and

11 ~~[(4)]~~ (d) Verify that the registered voter has not already
12 voted in that county in the current election.

13 ~~[2.—If the signature does not match, the voter must be identified
14 by:~~

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

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

20 ~~—(c) Providing the election board officer with proof of
21 identification as described in NRS 293.277 other than the voter
22 registration card issued to the voter.~~

23 ~~—3.—If the signature of the voter has changed in comparison to
24 the signature on the application to preregister or register to vote, the
25 voter must update his or her signature on a form prescribed by the
26 Secretary of State.]~~

27 **Sec. 13.** NRS 293.287 is hereby amended to read as follows:

28 293.287 1. A registered voter applying to vote at any primary
29 election shall give his or her name and political affiliation, if any, to
30 the election board officer in charge of the roster, and the officer
31 shall immediately announce the name and political affiliation ~~[.]~~ *and*
32 *require that the registered voter present proof of identity.*

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

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

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

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

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

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



1 **Sec. 14.** NRS 293.3025 is hereby amended to read as follows:
2 293.3025 The Secretary of State and each county and city clerk
3 shall ensure that a copy of each of the following is posted in a
4 conspicuous place at each polling place on election day:

5 1. A sample ballot;

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

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

12 4. Instructions concerning the ~~identification~~ *proof of identity*
13 required for persons who registered by mail or computer and are
14 first-time voters for federal office in this State;

15 5. Information concerning the accessibility of polling places to
16 persons with disabilities;

17 6. General information concerning federal and state laws which
18 prohibit acts of fraud and misrepresentation; and

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

22 **Sec. 15.** NRS 293.303 is hereby amended to read as follows:

23 293.303 1. A person applying to vote may be challenged:

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

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

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

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

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

44 (c) If the challenge is on the ground that the challenged person
45 does not reside at the residence for which the address is listed in the



1 roster, "I swear or affirm under penalty of perjury that I reside at the
2 residence for which the address is listed in the roster";

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

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

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

13 3. Except as otherwise provided in subsection 4, if the
14 challenged person refuses to execute the oath or affirmation so
15 tendered, the person must not be issued a ballot, and the election
16 board officer shall indicate in the roster "Challenged" by the
17 person's name.

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

21 5. If the challenged person refuses to execute the oath or
22 affirmation set forth in paragraph (c) of subsection 2, the election
23 board officers shall inform the person that he or she is entitled to
24 vote only in the manner prescribed in NRS 293.304.

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

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

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

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

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



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

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

9. The election board officers shall:

(a) Record on the challenge list:

(1) The name of the challenged person;

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

(3) The result of the challenge; and

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

Sec. 16. NRS 293.3075 is hereby amended to read as follows:

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

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

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

~~(c) [Verify the signature of the voter in the manner set forth in NRS 293.277.~~

~~2. If the signature of the voter does not match, the voter must be identified by:~~

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

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

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

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

~~4.]~~ *Require that the voter present proof of identity.*

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

~~[5.]~~ 3. When a voter is entitled to cast a ballot and has identified himself or herself to the satisfaction of the election board



1 officer, the voter is entitled to receive the appropriate ballot or
2 ballots, but only for his or her own use at the polling place where he
3 or she applies to vote.

4 ~~[6.]~~ 4. If the ballot is voted on a mechanical recording device
5 which directly records the votes electronically, the election board
6 officer shall:

7 (a) Prepare the mechanical voting device for the voter;

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

11 (c) Allow the voter to cast a vote.

12 ~~[7.]~~ 5. A voter applying to vote at a polling place established
13 pursuant to NRS 293.3072 may be challenged pursuant to
14 NRS 293.303.

15 **Sec. 17.** NRS 293.3081 is hereby amended to read as follows:

16 293.3081 A person at a polling place may cast a provisional
17 ballot in an election pursuant to NRS 293.3078 to 293.3086,
18 inclusive, if the person complies with the applicable provisions of
19 NRS 293.3082 and:

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

22 (a) *The name of the person* does not appear on a voter
23 registration list as a voter eligible to vote in that election in that
24 jurisdiction ~~[or an]~~ ;

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

27 (c) *The person fails to provide proof of identity;*

28 2. Applies by mail or computer, on or after January 1, 2003, to
29 register to vote and has not previously voted in an election for
30 federal office in this State and fails to provide ~~[the identification~~
31 ~~required pursuant to paragraph (a) of subsection 1 of NRS~~
32 ~~293.2725]~~ *proof of identity* to the election board officer at the
33 polling place; or

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

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

39 293.3082 1. Before a person may cast a provisional ballot
40 pursuant to NRS 293.3081, the person must complete a written
41 affirmation on a form provided by an election board officer, as
42 prescribed by the Secretary of State, at the polling place which
43 includes:

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

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



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

4 (d) The date and type of election;

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

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

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

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

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

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

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

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

20 (5) A statement informing the voter that if the voter does not
21 provide **[identification] proof of identity** at the time the voter casts
22 the provisional ballot, the required **[identification] proof of identity**
23 **or an affidavit stating that the voter is unable to provide proof of**
24 **identity because he or she is indigent or has a religious objection**
25 **to being photographed** must be provided to the county or city clerk
26 not later than 5 p.m. on the Friday following election day and that
27 failure to do so will result in the provisional ballot not being
28 counted;

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

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

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

35 (3) A statement informing the voter that the required
36 **[identification] proof of identity or an affidavit stating that the**
37 **voter is unable to provide proof of identity because he or she is**
38 **indigent or had a religious objection to being photographed** must
39 be provided to the county or city clerk not later than 5 p.m. on the
40 Friday following election day and that failure to do so will result in
41 the provisional ballot not being counted; and

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



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

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

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

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

14 **Sec. 19.** NRS 293.3085 is hereby amended to read as follows:

15 293.3085 1. Following each election, a canvass of the
16 provisional ballots cast in the election must be conducted pursuant
17 to NRS 293.387 and, if appropriate, pursuant to NRS 293C.387.

18 2. The county and city clerk shall not:

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

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

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

25 (a) The county or city clerk determines that the person who cast
26 the provisional ballot was registered to vote in the election, eligible
27 to vote in the election and issued the appropriate ballot for the
28 address at which the person resides;

29 (b) A voter who failed to provide required identification at the
30 polling place or with his or her mailed ballot provides the required
31 identification to the county or city clerk not later than 5 p.m. on the
32 Friday following election day ~~H~~, *including, if applicable, his or*
33 *her proof of identity or an affidavit stating that the voter cannot*
34 *provide proof of identity because he or she is indigent or has a*
35 *religious objection to being photographed;* or

36 (c) A court order has not been issued by 5 p.m. on the Friday
37 following election day directing that provisional ballots cast
38 pursuant to subsection 3 of NRS 293.3081 not be counted, and the
39 provisional ballot was cast pursuant to subsection 3 of
40 NRS 293.3081.

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



1 **Sec. 20.** NRS 293.330 is hereby amended to read as follows:
2 293.330 1. Except as otherwise provided in this section,
3 subsection 2 of NRS 293.323, NRS 293.329 and chapter 293D of
4 NRS, in order to vote an absent ballot, the absent voter must, in
5 accordance with the instructions:

- 6 (a) Mark and fold the absent ballot;
- 7 (b) Deposit the absent ballot in the return envelope and seal the
8 return envelope;
- 9 (c) Affix his or her signature on the return envelope in the space
10 provided for the signature; and
- 11 (d) Mail or deliver the return envelope in a manner authorized
12 by law.

13 2. Except as otherwise provided in subsection 3, if a voter who
14 has requested an absent ballot by mail applies to vote the absent
15 ballot in person at:

- 16 (a) The office of the county clerk, the voter must mark and fold
17 the absent ballot, deposit it in the return envelope and seal the return
18 envelope and affix his or her signature in the same manner as
19 provided in subsection 1, and deliver the return envelope to the
20 clerk.

- 21 (b) A polling place, including, without limitation, a polling place
22 for early voting, the voter must surrender the absent ballot and
23 provide satisfactory ~~identification~~ *proof of identity* before being
24 issued a ballot to vote at the polling place. A person who receives a
25 surrendered absent ballot shall mark it "Cancelled."

26 3. If a voter who has requested an absent ballot by mail applies
27 to vote in person at the office of the county clerk or a polling place,
28 including, without limitation, a polling place for early voting, and
29 the voter does not have the absent ballot to deliver or surrender, the
30 voter must be issued a ballot to vote if the voter:

- 31 (a) Provides satisfactory ~~identification;~~ *proof of identity;*
- 32 (b) Is a registered voter who is otherwise entitled to vote; and
- 33 (c) Signs an affirmation under penalty of perjury on a form
34 prepared by the Secretary of State declaring that the voter has not
35 voted during the election.

36 4. Except as otherwise provided in subsection 5, at the request
37 of a voter whose absent ballot has been prepared by or on behalf of
38 the voter for an election, a person authorized by the voter may return
39 the absent ballot on behalf of the voter by mail or personal delivery
40 to the county clerk.

41 5. Except for an election board officer in the course of the
42 election board officer's official duties, a person shall not willfully:

- 43 (a) Impede, obstruct, prevent or interfere with the return of a
44 voter's absent ballot;
- 45 (b) Deny a voter the right to return the voter's absent ballot; or



1 (c) If the person receives the voter's absent ballot and
2 authorization to return the absent ballot on behalf of the voter by
3 mail or personal delivery, fail to return the absent ballot, unless
4 otherwise authorized by the voter, by mail or personal delivery:

5 (1) Before the end of the third day after the day of receipt, if
6 the person receives the absent ballot from the voter four or more
7 days before the day of the election; or

8 (2) Before the deadline established by the United States
9 Postal Service for the absent ballot to be postmarked on the day of
10 the election or before the polls close on the day of the election, as
11 applicable to the type of delivery, if the person receives the absent
12 ballot from the voter three or fewer days before the day of the
13 election.

14 6. A person who violates any provision of subsection 5 is
15 guilty of a category E felony and shall be punished as provided in
16 NRS 193.130.

17 **Sec. 21.** NRS 293.353 is hereby amended to read as follows:

18 293.353 1. Except as otherwise provided in this section, NRS
19 293.352 and chapter 293D of NRS, in order to vote a mailing ballot,
20 the registered voter must, in accordance with the instructions:

21 (a) Mark and fold the mailing ballot;

22 (b) Deposit the mailing ballot in the return envelope and seal the
23 return envelope;

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

26 (d) Mail or deliver the return envelope in a manner authorized
27 by law.

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

30 (a) The office of the county clerk, the registered voter must
31 mark and fold the mailing ballot, deposit it in the return envelope
32 and seal the return envelope and affix his or her signature in the
33 same manner as provided in subsection 1, and deliver the return
34 envelope to the clerk.

35 (b) One of the polling places on election day or a polling place
36 for early voting in the county designated pursuant to subsection 3 or
37 4 of NRS 293.343, the registered voter must surrender the mailing
38 ballot and provide satisfactory **[identification] proof of identity**
39 before being issued a ballot to vote at the polling place. A person
40 who receives a surrendered mailing ballot shall mark it "Cancelled."

41 3. If a registered voter who has received a mailing ballot
42 wishes to vote in person at the office of the county clerk or at one of
43 the polling places on election day or a polling place for early voting
44 in the county designated pursuant to subsection 3 or 4 of
45 NRS 293.343, and the voter does not have the mailing ballot to



1 deliver or surrender, the voter must be issued a ballot to vote if the
2 voter:

- 3 (a) Provides satisfactory ~~identification;~~ *proof of identity;*
4 (b) Is a registered voter who is otherwise entitled to vote; and
5 (c) Signs an affirmation under penalty of perjury on a form
6 prepared by the Secretary of State declaring that the voter has not
7 voted during the election.

8 4. Except as otherwise provided in subsection 5, at the request
9 of a voter whose mailing ballot has been prepared by or on behalf of
10 the voter for an election, a person authorized by the voter may return
11 the mailing ballot on behalf of the voter by mail or personal delivery
12 to the county clerk.

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

- 15 (a) Impede, obstruct, prevent or interfere with the return of a
16 voter's mailing ballot;
17 (b) Deny a voter the right to return the voter's mailing ballot; or
18 (c) If the person receives the voter's mailing ballot and
19 authorization to return the mailing ballot on behalf of the voter by
20 mail or personal delivery, fail to return the mailing ballot, unless
21 otherwise authorized by the voter, by mail or personal delivery:

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

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

31 6. A person who violates any provision of subsection 5 is
32 guilty of a category E felony and shall be punished as provided in
33 NRS 193.130.

34 **Sec. 22.** NRS 293.356 is hereby amended to read as follows:

35 293.356 If a request is made to vote early by a registered voter
36 in person, the election board shall , *except as otherwise provided in*
37 *NRS 293.3585*, issue a ballot for early voting to the voter. Such a
38 ballot must be voted on the premises of a polling place for early
39 voting established pursuant to NRS 293.3564 or 293.3572.

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

41 293.3585 1. Except as otherwise provided in NRS 293.283
42 and 293.5772 to 293.5887, inclusive, upon the appearance of a
43 person to cast a ballot for early voting, an election board officer
44 shall:



1 (a) Determine ~~[that]~~ *whether* the person is a registered voter in
2 the county.

3 (b) Instruct the *registered* voter to sign the roster for early
4 voting or a signature card.

5 (c) ~~[Verify the signature of the voter in the manner set forth in
6 NRS 293.277.]~~ *Require the registered voter to present proof of
7 identity.*

8 (d) Verify that the *registered* voter has not already voted in that
9 county in the current election.

10 2. ~~[If the signature of the voter does not match, the voter must
11 be identified by:~~

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

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

17 ~~—(c) Providing the election board officer with proof of
18 identification as described in NRS 293.277 other than the voter
19 registration card issued to the voter.~~

20 ~~—3. If the signature of the voter has changed in comparison to
21 the signature on the application to register to vote, the voter must
22 update his or her signature on a form prescribed by the Secretary of
23 State.~~

24 ~~—4.]~~ The county clerk shall prescribe a procedure, approved by
25 the Secretary of State, to verify that the voter has not already voted
26 in that county in the current election.

27 ~~[5.]~~ 3. The roster for early voting or a signature card, as
28 applicable, must contain:

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

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

34 (c) The date of voting early in person.

35 ~~[6.]~~ 4. When a voter is entitled to cast a ballot and has
36 identified himself or herself to the satisfaction of the election board
37 officer, the voter is entitled to receive the appropriate ballot or
38 ballots, but only for his or her own use at the polling place for early
39 voting.

40 ~~[7.]~~ 5. If the ballot is voted on a mechanical recording device
41 which directly records the votes electronically, the election board
42 officer shall:

43 (a) Prepare the mechanical recording device for the voter;



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

4 (c) Allow the voter to cast a vote.

5 ~~[8.]~~ 6. A voter applying to vote early by personal appearance
6 may be challenged pursuant to NRS 293.303.

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

8 293.517 1. Any person who meets the qualifications set forth
9 in NRS 293.4855 residing within the county may preregister to vote
10 and any elector residing within the county may register to vote:

11 (a) Except as otherwise provided in NRS 293.560 and
12 293C.527, by appearing before the county clerk, a field registrar or a
13 voter registration agency, completing the application to preregister
14 or register to vote, giving true and satisfactory answers to all
15 questions relevant to his or her identity and right to preregister or
16 register to vote, and providing ~~[proof]~~ *evidence* of *his or her*
17 residence and identity ~~[:]~~ *in accordance with this subsection;*

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

21 (c) Pursuant to the provisions of NRS 293.5727 or 293.5742 or
22 chapter 293D of NRS;

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

25 (e) By submitting an application to preregister or register to vote
26 by computer using the system:

27 (1) Established by the Secretary of State pursuant to NRS
28 293.671; or

29 (2) Established by the county clerk, if the county clerk has
30 established a system pursuant to NRS 293.506 for using a computer
31 to register voters; or

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

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



1 2. In addition to the methods for registering to vote described
2 in subsection 1, an elector may register to vote pursuant to NRS
3 293.5772 to 293.5887, inclusive.

4 3. Except as otherwise provided in NRS 293.5732 to 293.5757,
5 inclusive, the application to preregister or register to vote must be
6 signed and verified under penalty of perjury by the person
7 preregistering or the elector registering.

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

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

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

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

18 (c) By submitting a written statement to the county clerk
19 requesting the county clerk to mail an application to preregister or
20 register to vote;

21 (d) At any voter registration agency; or

22 (e) By submitting an application to preregister or register to vote
23 by computer using the system:

24 (1) Established by the Secretary of State pursuant to NRS
25 293.671; or

26 (2) Established by the county clerk, if the county clerk has
27 established a system pursuant to NRS 293.506 for using a computer
28 to register voters.

29 ↪ If the elector fails to register under his or her new name, the
30 elector may be challenged pursuant to the provisions of NRS
31 293.303 or 293C.292 and may be required to furnish proof of
32 identity and subsequent change of name.

33 6. Except as otherwise provided in subsection 8 and NRS
34 293.5742 to 293.5757, inclusive, 293.5767 and 293.5772 to
35 293.5887, inclusive, an elector who registers to vote pursuant to
36 paragraph (a) of subsection 1 shall be deemed to be registered upon
37 the completion of an application to register to vote.

38 7. After the county clerk determines that the application to
39 register to vote of a person is complete and that, except as otherwise
40 provided in NRS 293D.210, the person is eligible to vote pursuant
41 to NRS 293.485, the county clerk shall issue a voter registration
42 card to the voter.

43 8. If a person or an elector submits an application to preregister
44 or register to vote or an affidavit described in paragraph (c) of
45 subsection 1 of NRS 293.507 that contains any handwritten



1 additions, erasures or interlineations, the county clerk may object to
2 the application if the county clerk believes that because of such
3 handwritten additions, erasures or interlineations, the application is
4 incomplete or that, except as otherwise provided in NRS 293D.210,
5 the person is not eligible to preregister pursuant to NRS 293.4855 or
6 the elector is not eligible to vote pursuant to NRS 293.485, as
7 applicable. If the county clerk objects pursuant to this subsection, he
8 or she shall immediately notify the person or elector, as applicable,
9 and the district attorney of the county. Not later than 5 business days
10 after the district attorney receives such notification, the district
11 attorney shall advise the county clerk as to whether:

12 (a) The application is complete and, except as otherwise
13 provided in NRS 293D.210, the person is eligible to preregister
14 pursuant to NRS 293.4855 or the elector is eligible to vote pursuant
15 to NRS 293.485; and

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

17 9. If the district attorney advises the county clerk to process the
18 application pursuant to subsection 8, the county clerk shall
19 immediately issue a voter registration card to the applicant, unless
20 the applicant is preregistered to vote and does not currently meet the
21 requirements to be issued a voter registration card pursuant to
22 NRS 293.4855.

23 **Sec. 25.** NRS 293.5235 is hereby amended to read as follows:

24 293.5235 1. Except as otherwise provided in NRS 293.502
25 and chapter 293D of NRS, a person may preregister or register to
26 vote by:

27 (a) Mailing an application to preregister or register to vote to the
28 county clerk of the county in which the person resides.

29 (b) A computer using:

30 (1) The system established by the Secretary of State pursuant
31 to NRS 293.671; or

32 (2) A system established by the county clerk, if the county
33 clerk has established a system pursuant to NRS 293.506 for using a
34 computer to preregister or register to vote.

35 (c) Any other method authorized by the provisions of this title.

36 2. The county clerk shall, upon request, mail an application to
37 preregister or register to vote to an applicant. The county clerk shall
38 make the applications available at various public places in the
39 county.

40 3. Except as otherwise provided in NRS 293.5772 to 293.5887,
41 inclusive:

42 (a) An application to preregister to vote may be used to correct
43 information in a previous application.

44 (b) An application to register to vote may be used to correct
45 information in the registrar of voters' register.



1 4. An application to preregister or register to vote which is
2 mailed to an applicant by the county clerk or made available to the
3 public at various locations or voter registration agencies in the
4 county may be returned to the county clerk by mail or in person. For
5 the purposes of this section, an application which is personally
6 delivered to the county clerk shall be deemed to have been returned
7 by mail.

8 5. The applicant must complete the application, including,
9 without limitation, checking the boxes described in paragraphs (b)
10 and (c) of subsection 12 and signing the application.

11 6. The county clerk shall, upon receipt of an application,
12 determine whether the application is complete.

13 7. If the county clerk determines that the application is
14 complete, he or she shall, within 10 days after receiving the
15 application, mail to the applicant:

16 (a) A notice that the applicant is preregistered or registered to
17 vote, as applicable. If the applicant is registered to vote, the county
18 clerk must also mail to the applicant a voter registration card; or

19 (b) A notice that the person's application to preregister to vote
20 or the registrar of voters' register has been corrected to reflect any
21 changes indicated on the application.

22 8. Except as otherwise provided in subsections 5 and 6 of NRS
23 293.518 and NRS 293.5767, if the county clerk determines that the
24 application is not complete, the county clerk shall, as soon as
25 possible, mail a notice to the applicant that additional information is
26 required to complete the application. If the applicant provides the
27 information requested by the county clerk within 15 days after the
28 county clerk mails the notice, the county clerk shall, within 10 days
29 after receiving the information, mail to the applicant:

30 (a) A notice that the applicant is:

31 (1) Preregistered to vote; or

32 (2) Registered to vote and a voter registration card; or

33 (b) A notice that the person's application to preregister to vote
34 or the registrar of voters' register has been corrected to reflect any
35 changes indicated on the application.

36 ↪ If the applicant does not provide the additional information
37 within the prescribed period, the application is void.

38 9. The applicant shall be deemed to be preregistered or
39 registered or to have corrected the information in the application to
40 preregister to vote or the registrar of voters' register on the date the
41 application is postmarked or received by the county clerk,
42 whichever is earlier.

43 10. If the applicant fails to check the box described in
44 paragraph (b) of subsection 12, the application shall not be
45 considered invalid, and the county clerk shall provide a means for



1 the applicant to correct the omission at the time the applicant
2 appears to vote in person at the assigned polling place.

3 11. The Secretary of State shall prescribe the form for
4 applications to preregister or register to vote by:

5 (a) Mail, which must be used to preregister or register to vote by
6 mail in this State.

7 (b) Computer, which must be used to preregister or register to
8 vote by computer using:

9 (1) The system established by the Secretary of State pursuant
10 to NRS 293.671; or

11 (2) A system established by the county clerk, if the county
12 clerk has established a system pursuant to NRS 293.506 for using a
13 computer to preregister or register to vote.

14 12. The application to preregister or register to vote by mail
15 must include:

16 (a) A notice in at least 10-point type which states:
17

18 NOTICE: You are urged to return your application to the
19 County Clerk in person or by mail. If you choose to give your
20 completed application to another person to return to the
21 County Clerk on your behalf, and the person fails to deliver
22 the application to the County Clerk, you will not be
23 preregistered or registered to vote, as applicable. Please retain
24 the duplicate copy or receipt from your application to
25 preregister or register to vote.
26

27 (b) The question, "Are you a citizen of the United States?" and
28 boxes for the applicant to check to indicate whether or not the
29 applicant is a citizen of the United States.

30 (c) If the application is to:

31 (1) Preregister to vote, the question, "Are you at least 17
32 years of age and not more than 18 years of age?" and boxes to
33 indicate whether or not the applicant is at least 17 years of age and
34 not more than 18 years of age.

35 (2) Register to vote, the question, "Will you be at least 18
36 years of age on or before election day?" and boxes for the applicant
37 to check to indicate whether or not the applicant will be at least 18
38 years of age or older on election day.

39 (d) A statement instructing the applicant not to complete the
40 application if the applicant checked "no" in response to the question
41 set forth in:

42 (1) If the application is to preregister to vote, paragraph (b)
43 or subparagraph (1) of paragraph (c).

44 (2) If the application is to register to vote, paragraph (b) or
45 subparagraph (2) of paragraph (c).



1 (e) A statement informing the applicant that if the application is
2 submitted by mail and the applicant is preregistering or registering
3 to vote for the first time, the applicant must ~~[submit]~~ *comply with*
4 the ~~[information set forth in paragraph (a)]~~ *provisions* of ~~[subsection~~
5 ~~2 of]~~ NRS 293.2725 . ~~[to avoid the requirements of subsection 1 of~~
6 ~~NRS 293.2725 upon voting for the first time.]~~

7 13. Except as otherwise provided in subsections 5 and 6 of
8 NRS 293.518, the county clerk shall not preregister or register a
9 person to vote pursuant to this section unless that person has
10 provided all of the information required by the application.

11 14. The county clerk shall mail, by postcard, the notices
12 required pursuant to subsections 7 and 8. If the postcard is returned
13 to the county clerk by the United States Postal Service because the
14 address is fictitious or the person does not live at that address, the
15 county clerk shall attempt to determine whether the person's current
16 residence is other than that indicated on the application to
17 preregister or register to vote in the manner set forth in
18 NRS 293.530.

19 15. A person who, by mail, preregisters or registers to vote
20 pursuant to this section may be assisted in completing the
21 application to preregister or register to vote by any other person.
22 The application must include the mailing address and signature of
23 the person who assisted the applicant. The failure to provide the
24 information required by this subsection will not result in the
25 application being deemed incomplete.

26 16. An application to preregister or register to vote must be
27 made available to all persons, regardless of political party affiliation.

28 17. An application must not be altered or otherwise defaced
29 after the applicant has completed and signed it. An application must
30 be mailed or delivered in person to the office of the county clerk
31 within 10 days after it is completed.

32 18. A person who willfully violates any of the provisions of
33 subsection 15, 16 or 17 is guilty of a category E felony and shall be
34 punished as provided in NRS 193.130.

35 19. The Secretary of State shall adopt regulations to carry out
36 the provisions of this section.

37 **Sec. 26.** NRS 293.541 is hereby amended to read as follows:

38 293.541 1. The county clerk shall cancel the preregistration
39 of a person or the registration of a voter if:

40 (a) After consultation with the district attorney, the district
41 attorney determines that there is probable cause to believe that
42 information in the application to preregister or register to vote
43 concerning the identity or residence of the person or voter is
44 fraudulent;



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

4 (c) The person or voter fails to present satisfactory ~~[proof]~~
5 *evidence of his or her* identity and residence pursuant to subsection
6 2, 4 or 5.

7 2. Except as otherwise provided in subsection 3, the county
8 clerk shall notify the person or voter by registered or certified mail,
9 return receipt requested, of a determination made pursuant to
10 subsection 1. The notice must set forth the grounds for cancellation.
11 Unless the person or voter, within 15 days after the return receipt
12 has been filed in the office of the county clerk, presents satisfactory
13 ~~[proof]~~ *evidence of his or her* identity and residence to the county
14 clerk, the county clerk shall cancel the person's preregistration or
15 the voter's registration, as applicable.

16 3. If insufficient time exists before a pending election to
17 provide the notice required by subsection 2 to a registered voter, the
18 county clerk shall execute an affidavit of cancellation and file the
19 affidavit of cancellation with the registrar of voters' register and:

20 (a) In counties where records of registration are not kept by
21 computer, the county clerk shall attach a copy of the affidavit of
22 cancellation in the roster.

23 (b) In counties where records of registration are kept by
24 computer, the county clerk shall have the affidavit of cancellation
25 printed on the computer entry for the registration and add a copy of
26 it to the roster.

27 4. If a voter appears to vote at the election next following the
28 date that an affidavit of cancellation was executed for the voter
29 pursuant to this section, the voter must be allowed to vote only if the
30 voter furnishes:

31 (a) ~~[Official identification which contains a photograph of the~~
32 ~~voter, including, without limitation, a driver's license or other~~
33 ~~official document.]~~ *Proof of identity;* and

34 (b) Satisfactory ~~[identification that contains]~~ proof of the
35 address at which the voter actually resides and that address is
36 consistent with the address listed on the roster.

37 5. If a determination is made pursuant to subsection 1
38 concerning information in the registration to vote of a voter and an
39 absent ballot or a ballot voted by a voter who resides in a mailing
40 precinct is received from the voter, the ballot must be kept separate
41 from other ballots and must not be counted unless the voter presents
42 satisfactory proof *of identity* to the county clerk ~~[of identity]~~ and
43 *satisfactory proof of* residence before such ballots are counted on
44 election day.



1 6. For the purposes of this section, a voter registration card
2 does not provide proof of the:

- 3 (a) Address at which a person actually resides; or
4 (b) Residence ~~for identity~~ of a person.

5 **Sec. 27.** NRS 293.5837 is hereby amended to read as follows:

6 293.5837 1. Through the Thursday preceding the day of the
7 election, an elector may register to vote in the county or city, as
8 applicable, in which the elector is eligible to vote by submitting an
9 application to register to vote by computer using the system
10 established by the Secretary of State pursuant to NRS 293.671
11 before the elector appears at a polling place described in subsection
12 2 to vote in person.

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

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

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

19 (1) A polling place established pursuant to (1) NRS 293.3072,
20 293.8834 or 293C.3032 in the county or city, as applicable, in which
21 the elector is eligible to vote; or

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

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

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

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

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

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

41 (a) A military identification card;

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



- 1 (c) A bank or credit union statement;
- 2 (d) A paycheck;
- 3 (e) An income tax return;
- 4 (f) A statement concerning the mortgage, rental or lease of a
- 5 residence;
- 6 (g) A motor vehicle registration;
- 7 (h) A property tax statement; or
- 8 (i) Any other document issued by a governmental agency.

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

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

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

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

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

- 22 (1) May vote in the election only at that polling place;
- 23 (2) Must vote as soon as practicable and before leaving that
24 polling place; and

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

28 **Sec. 28.** NRS 293.5842 is hereby amended to read as follows:
29 293.5842 1. Notwithstanding the close of any method of
30 registration for an election pursuant to NRS 293.560 or 293C.527,
31 an elector may register to vote in person at any polling place for
32 early voting by personal appearance in the county or city, as
33 applicable, in which the elector is eligible to vote.

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

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

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

- 43 (1) A paper application;



1 (2) A system established pursuant to NRS 293.506 for using
2 a computer to register voters; or

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

5 ↪ If the county or city clerk authorizes the use of more than one
6 method, the county or city clerk may limit the use of a particular
7 method to circumstances when another method is not reasonably
8 available.

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

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

19 (a) A military identification card;

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

23 (c) A bank or credit union statement;

24 (d) A paycheck;

25 (e) An income tax return;

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

28 (g) A motor vehicle registration;

29 (h) A property tax statement; or

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

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

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

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

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

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

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

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



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

4 **Sec. 29.** NRS 293.5847 is hereby amended to read as follows:

5 293.5847 1. Notwithstanding the close of any method of
6 registration for an election pursuant to NRS 293.560 or 293C.527,
7 an elector may register to vote in person on the day of the election at
8 any polling place in the county or city, as applicable, in which the
9 elector is eligible to vote.

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

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

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

18 (1) A paper application;

19 (2) A system established pursuant to NRS 293.506 for using
20 a computer to register voters; or

21 (3) The system established by the Secretary of State pursuant
22 to NRS 293.671.

23 ↪ If the county or city clerk authorizes the use of more than one
24 method, the county or city clerk may limit the use of a particular
25 method to circumstances when another method is not reasonably
26 available.

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

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

37 (a) A military identification card;

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

41 (c) A bank or credit union statement;

42 (d) A paycheck;

43 (e) An income tax return;

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



- 1 (g) A motor vehicle registration;
- 2 (h) A property tax statement; or
- 3 (i) Any other document issued by a governmental agency.
- 4 4. Subject to final verification, if an elector registers to vote in
- 5 person at a polling place pursuant to this section:
- 6 (a) The elector shall be deemed to be conditionally registered to
- 7 vote at the polling place upon:
- 8 (1) The determination that the application to register to vote
- 9 is complete; and
- 10 (2) The verification of the elector's identity and residency
- 11 pursuant to this section.
- 12 (b) After the elector is deemed to be conditionally registered to
- 13 vote at the polling place pursuant to paragraph (a), the elector:
- 14 (1) May vote in the election only at that polling place;
- 15 (2) Must vote as soon as practicable and before leaving that
- 16 polling place; and
- 17 (3) Must vote by casting a provisional ballot.

18 **Sec. 30.** NRS 293.8851 is hereby amended to read as follows:

19 293.8851 1. Except as otherwise provided in subsection 2,

20 for any affected election, if a person applied by mail or computer to

21 register to vote, or preregistered to vote by mail or computer and is

22 subsequently deemed to be registered to vote, and the person has not

23 previously voted in any election for federal office in this State, the

24 county or city clerk, as applicable, must inform the person that he or

25 she must include a copy of the information required in paragraph (b)

26 of subsection 1 of NRS 293.2725 in the return envelope with the

27 mail ballot.

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

29 (a) Registers to vote by mail or computer, or preregisters to vote

30 by mail or computer and is subsequently deemed to be registered to

31 vote, and submits with his or her application to preregister or

32 register to vote ~~the~~:

33 ~~— (1) A] a copy of [a current and valid photo identification; or~~

34 ~~— (2) A copy of a current utility bill, bank statement, paycheck~~

35 ~~or document issued by a governmental entity, including a check~~

36 ~~which indicates the name and address of the person, but not~~

37 ~~including a voter registration card;] his or her proof of identity;~~

38 (b) Registers to vote by mail or computer and submits with his

39 or her application to register to vote a driver's license number or at

40 least the last four digits of his or her social security number, if a

41 state or local election official has matched that information with an

42 existing identification record bearing the same number, name and

43 date of birth as provided by the person in the application;



1 (c) Registers to vote pursuant to NRS 293.5732 to 293.5757,
2 inclusive, and at that time presents to the Department of Motor
3 Vehicles:

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

5 (2) ~~[A copy of a current utility bill, bank statement, paycheck~~
6 ~~or document issued by a governmental entity, including a check~~
7 ~~which indicates the name and address of the person, but not~~
8 ~~including a voter registration card.] *His or her proof of identity;* or~~

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

14 (d) Is entitled to vote pursuant to the provisions of chapter 293D
15 of NRS or the Uniformed and Overseas Citizens Absentee Voting
16 Act, 52 U.S.C. §§ 20301 et seq.;

17 (e) Is provided the right to vote otherwise than in person
18 pursuant to the provisions of the Voting Accessibility for the Elderly
19 and Handicapped Act, 52 U.S.C. §§ 20101 et seq.; or

20 (f) Is entitled to vote otherwise than in person pursuant to the
21 provisions of any other federal law.

22 3. If a person fails to provide the ~~[identification]~~ *proof of*
23 *identity* required pursuant to paragraph (b) of subsection 1 of NRS
24 293.2725 with his or her mail ballot:

25 (a) The mail ballot must be treated as a provisional ballot; and

26 (b) The county or city clerk must:

27 (1) Contact the person;

28 (2) Allow the person to provide the ~~[identification]~~ *proof of*
29 *identity* required before 5 p.m. on the third day following the
30 election; and

31 (3) If the ~~[identification]~~ *proof of identity* required pursuant
32 to paragraph (b) of subsection 1 of NRS 293.2725 is provided,
33 ensure the mail ballot is delivered to the appropriate mail ballot
34 central counting board.

35 **Sec. 31.** NRS 293C.185 is hereby amended to read as follows:

36 293C.185 1. Except as otherwise provided in NRS 293C.190,
37 a name may not be printed on a ballot to be used at a primary or
38 general city election unless the person named has, in accordance
39 with NRS 293C.145 or 293C.175, as applicable, timely filed a
40 declaration of candidacy with the appropriate filing officer and paid
41 the filing fee established by the governing body of the city.

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



DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

City of.....

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

.....
(Designation of name)

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



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

3
4
5 Notary Public or other person
6 authorized to administer an oath
7

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

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

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

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

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

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

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

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



1 verify where the candidate actually, as opposed to constructively,
2 resides in accordance with NRS 281.050.

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

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

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

9 6. By filing the declaration of candidacy, the candidate shall be
10 deemed to have appointed the city clerk as his or her agent for
11 service of process for the purposes of a proceeding pursuant to NRS
12 293C.186. Service of such process must first be attempted at the
13 appropriate address as specified by the candidate in the declaration
14 of candidacy. If the candidate cannot be served at that address,
15 service must be made by personally delivering to and leaving with
16 the city clerk duplicate copies of the process. The city clerk shall
17 immediately send, by registered or certified mail, one of the copies
18 to the candidate at the specified address, unless the candidate has
19 designated in writing to the city clerk a different address for that
20 purpose, in which case the city clerk shall mail the copy to the last
21 address so designated.

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

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

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

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

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

37 **Sec. 32.** NRS 293C.270 is hereby amended to read as follows:

38 293C.270 1. Except as otherwise provided in NRS 293.5772
39 to 293.5887, inclusive, and 293C.272, if a person's name appears in
40 the roster or if the person provides an affirmation pursuant to NRS
41 293C.525, the person is entitled to vote and must ~~sign~~:

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

43 (b) *Sign* his or her name in the roster or on a signature card
44 when he or she applies to vote. The signature must be compared by
45 an election board officer with the signature or a facsimile thereof on



1 the person's application to register to vote or ~~[one of the forms of~~
2 ~~identification listed in subsection 2.~~

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

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

6 ~~—(b) A driver's license;~~

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

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

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

13 ~~—3.] on his or her proof of identity.~~

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

17 **Sec. 33.** NRS 293C.272 is hereby amended to read as follows:

18 293C.272 1. If, because of physical limitations, a registered
19 voter is unable to sign his or her name in the roster or on a signature
20 card as required by NRS 293C.270, the voter must ~~[be identified by:~~

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

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

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

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

31 **Sec. 34.** NRS 293C.275 is hereby amended to read as follows:

32 293C.275 ~~[1.]~~ Except as otherwise provided in NRS
33 293.5772 to 293.5887, inclusive, and 293C.272:

34 ~~[(a)] 1.~~ A registered voter who applies to vote must state his or
35 her name to the election board officer in charge of the roster; and

36 ~~[(b)] 2.~~ The election board officer shall:

37 ~~[(1)] (a)~~ Announce the name of the registered voter;

38 ~~[(2)] (b)~~ Instruct the registered voter to sign the roster or
39 signature card;

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

42 ~~(c) Require that the registered voter present proof of identity;~~
43 and

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



~~[2. If the signature does not match, the voter must be identified by:~~

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

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

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

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

Sec. 35. NRS 293C.277 is hereby amended to read as follows:

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

2. Any person's right to vote may be challenged by a registered voter upon any of the grounds allowed for a challenge in NRS 293C.292. Any such challenge must be disposed of in the manner provided in NRS 293C.292.

Sec. 36. NRS 293C.292 is hereby amended to read as follows:

293C.292 1. A person applying to vote may be challenged:

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

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

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

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

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

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



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

4 3. If the challenged person refuses to execute the oath or
5 affirmation so tendered, the person must not be issued a ballot, and
6 the election board officer shall indicate in the roster "Challenged"
7 by the person's name.

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

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

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

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

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

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

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

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

38 8. The election board officers shall:

39 (a) Record on the challenge list:

40 (1) The name of the challenged person;

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

43 (3) The result of the challenge; and

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



1 **Sec. 37.** NRS 293C.3035 is hereby amended to read as
2 follows:

3 293C.3035 1. Except as otherwise provided in NRS 293.5772
4 to 293.5887, inclusive, and 293C.272, upon the appearance of a
5 person to cast a ballot at a polling place established pursuant to NRS
6 293C.3032, if any, the election board officer shall:

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

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

11 (c) ~~Verify the signature of the voter in the manner set forth in~~
12 ~~NRS 293C.270.~~

13 ~~—2. If the signature of the voter does not match, the voter must~~
14 ~~be identified by:~~

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

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

20 ~~—(c) Providing the election board officer with proof of~~
21 ~~identification as described in NRS 293C.270 other than the voter~~
22 ~~registration card issued to the voter.~~

23 ~~—3. If the signature of the voter has changed in comparison to~~
24 ~~the signature on the application to register to vote, the voter must~~
25 ~~update his or her signature on a form prescribed by the Secretary of~~
26 ~~State.~~

27 ~~—4.]~~ *Require that the registered voter present proof of identity.*

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

31 ~~[5.]~~ 3. When a voter is entitled to cast a ballot and has
32 identified himself or herself to the satisfaction of the election board
33 officer, the voter is entitled to receive the appropriate ballot or
34 ballots, but only for his or her own use at the polling place where he
35 or she applies to vote.

36 ~~[6.]~~ 4. If the ballot is voted on a mechanical recording device
37 which directly records the votes electronically, the election board
38 officer shall:

39 (a) Prepare the mechanical voting device for the voter;

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

43 (c) Allow the voter to cast a vote.



1 ~~[7.]~~ 5. A voter applying to vote at a polling place established
2 pursuant to NRS 293C.3032, if any, may be challenged pursuant to
3 NRS 293C.292.

4 **Sec. 38.** NRS 293C.330 is hereby amended to read as follows:

5 293C.330 1. Except as otherwise provided in this section,
6 subsection 2 of NRS 293C.322, NRS 293C.329 and chapter 293D of
7 NRS, in order to vote an absent ballot, the absent voter must, in
8 accordance with the instructions:

9 (a) Mark and fold the absent ballot;

10 (b) Deposit the absent ballot in the return envelope and seal the
11 return envelope;

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

14 (d) Mail or deliver the return envelope in a manner authorized
15 by law.

16 2. Except as otherwise provided in subsection 3, if a voter who
17 has requested an absent ballot by mail applies to vote the absent
18 ballot in person at:

19 (a) The office of the city clerk, the voter must mark and fold the
20 absent ballot, deposit it in the return envelope and seal the return
21 envelope and affix his or her signature in the same manner as
22 provided in subsection 1, and deliver the return envelope to the city
23 clerk.

24 (b) A polling place, including, without limitation, a polling place
25 for early voting, the voter must surrender the absent ballot and
26 provide satisfactory ~~identification~~ *proof of identity* before being
27 issued a ballot to vote at the polling place. A person who receives a
28 surrendered absent ballot shall mark it "Cancelled."

29 3. If a voter who has requested an absent ballot by mail applies
30 to vote in person at the office of the city clerk or a polling place,
31 including, without limitation, a polling place for early voting, and
32 the voter does not have the absent ballot to deliver or surrender, the
33 voter must be issued a ballot to vote if the voter:

34 (a) Provides satisfactory ~~identification;~~ *proof of identity;*

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

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

39 4. Except as otherwise provided in subsection 5, at the request
40 of a voter whose absent ballot has been prepared by or on behalf of
41 the voter for an election, a person authorized by the voter may return
42 the absent ballot on behalf of the voter by mail or personal delivery
43 to the city clerk.

44 5. Except for an election board officer in the course of the
45 election board officer's official duties, a person shall not willfully:



1 (a) Impede, obstruct, prevent or interfere with the return of a
2 voter's absent ballot;

3 (b) Deny a voter the right to return the voter's absent ballot; or

4 (c) If the person receives the voter's absent ballot and
5 authorization to return the absent ballot on behalf of the voter by
6 mail or personal delivery, fail to return the absent ballot, unless
7 otherwise authorized by the voter, by mail or personal delivery:

8 (1) Before the end of the third day after the day of receipt, if
9 the person receives the absent ballot from the voter four or more
10 days before the day of the election; or

11 (2) Before the deadline established by the United States
12 Postal Service for the absent ballot to be postmarked on the day of
13 the election or before the polls close on the day of the election, as
14 applicable to the type of delivery, if the person receives the absent
15 ballot from the voter three or fewer days before the day of the
16 election.

17 6. A person who violates any provision of subsection 5 is
18 guilty of a category E felony and shall be punished as provided in
19 NRS 193.130.

20 **Sec. 39.** NRS 293C.356 is hereby amended to read as follows:

21 293C.356 1. If a request is made to vote early by a registered
22 voter in person, the city clerk shall, *except as otherwise provided in*
23 *NRS 293C.3585*, issue a ballot for early voting to the voter. Such a
24 ballot must be voted on the premises of the clerk's office and
25 returned to the clerk.

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

31 **Sec. 40.** NRS 293C.3585 is hereby amended to read as
32 follows:

33 293C.3585 1. Except as otherwise provided in NRS 293.5772
34 to 293.5887, inclusive, and 293C.272, upon the appearance of a
35 person to cast a ballot for early voting, an election board officer
36 shall:

37 (a) Determine ~~[that]~~ *whether* the person is a registered voter in
38 the county.

39 (b) Instruct the *registered* voter to sign the roster for early
40 voting or a signature card.

41 (c) ~~[Verify the signature of the voter in the manner set forth in~~
42 ~~NRS 293C.270.]~~ *Require the registered voter to present proof of*
43 *identity.*

44 (d) Verify that the *registered* voter has not already voted in that
45 city in the current election.



1 2. ~~If the signature does not match, the voter must be identified~~
2 ~~by:~~

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

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

8 ~~—(c) Providing the election board officer with proof of~~
9 ~~identification as described in NRS 293C.270 other than the voter~~
10 ~~registration card issued to the voter.~~

11 ~~—3. If the signature of the voter has changed in comparison to~~
12 ~~the signature on the application to register to vote, the voter must~~
13 ~~update his or her signature on a form prescribed by the Secretary of~~
14 ~~State.~~

15 ~~—4.]~~ The city clerk shall prescribe a procedure, approved by the
16 Secretary of State, to verify that the voter has not already voted in
17 that city in the current election.

18 ~~[5.]~~ 3. The roster for early voting or signature card, as
19 applicable, must contain:

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

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

25 (c) The date of voting early in person.

26 ~~[6.]~~ 4. When a voter is entitled to cast a ballot and has
27 identified himself or herself to the satisfaction of the election board
28 officer, the voter is entitled to receive the appropriate ballot or
29 ballots, but only for his or her own use at the polling place for early
30 voting.

31 ~~[7.]~~ 5. If the ballot is voted on a mechanical recording device
32 which directly records the votes electronically, the election board
33 officer shall:

34 (a) Prepare the mechanical recording device for the voter;

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

38 (c) Allow the voter to cast a vote.

39 ~~[8.]~~ 6. A voter applying to vote early by personal appearance
40 may be challenged pursuant to NRS 293C.292.

41 **Sec. 41.** 1. This section becomes effective upon passage and
42 approval.

43 2. Sections 1 to 40, inclusive, of this act become effective:



- 1 (a) Upon passage and approval for the purpose of adopting
- 2 regulations and performing other preparatory administrative tasks
- 3 that are necessary to carry out the provisions of this act; and
- 4 (b) On January 1, 2022, for all other purposes.



