

ASSEMBLY BILL NO. 473—COMMITTEE ON  
LEGISLATIVE OPERATIONS AND ELECTIONS

MARCH 28, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing elections.  
(BDR 24-1021)

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

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

AN ACT relating to elections; amending the requirements of a declaration or acceptance of candidacy for certain offices; increasing the maximum population of registered voters in elections precincts; revising the deadline for preparing and sending absent ballots to certain voters; authorizing county and city clerks to establish the hours of operation during the final days of voter registration; requiring that complaints challenging initiatives or referenda be given priority over all other matters pending before the court, except for criminal proceedings; revising the filing deadline for candidates for the Board of the Virgin Valley Water District; making various other changes relating to elections; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

- 1 Under existing law, a person declaring or accepting candidacy must declare of
- 2 which political party he or she is a registered member. (NRS 293.177) **Section 1** of
- 3 this bill requires a person declaring or accepting candidacy to declare that he or she
- 4 is currently registered to vote in the State of Nevada as a member of a particular
- 5 party.
- 6 **Section 2** of this bill increases the maximum number of registered voters who
- 7 are not designated as inactive in election precincts in which a mechanical voting
- 8 system is used from 1,500 to 3,000.
- 9 Under existing law, the name of the political party of a partisan candidate must
- 10 follow the name of the candidate on the ballot and the word “nonpartisan” must
- 11 follow the name of a nonpartisan candidate. **Section 3** of this bill authorizes the use



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12 of abbreviations of the party name or “independent” or “nonpartisan,” as  
13 applicable.

14 Under existing law, a person who registers to vote by mail must provide certain  
15 identification before voting at a polling place or by mail. (NRS 293.2725) **Section 4**  
16 of this bill requires that a photo identification used for this purpose shows the  
17 physical address of the person.

18 Under existing law, the county clerk of each county is required to prepare  
19 absent ballots for registered voters who have requested them. (NRS 293.309)  
20 **Sections 5 and 9** of this bill require the county or city clerk, as applicable, to  
21 prepare and have ready for distribution absent ballots for persons who applied for  
22 absent ballots pursuant to the Uniformed and Overseas Citizens Absentee Voting  
23 Act, 42 U.S.C. §§ 1973ff et seq., not later than 45 days before an election.

24 Under existing law, a county clerk is required to consider a request for an  
25 absent ballot on a form provided by the Federal Government as a request for an  
26 absent ballot for the two primary and general elections following receipt of the  
27 request. (NRS 293.313) **Sections 6 and 10** of this bill remove the requirement that  
28 the request be considered for two elections.

29 **Sections 7 and 11** of this bill remove the requirement that counting board  
30 officers record the number of votes received by each candidate or for and against  
31 any question submitted to the electors in words and figures.

32 Existing law requires that city and county clerk offices be open at certain times  
33 during the registration period. (NRS 293.560, 293C.527, 349.017, 710.153)  
34 **Sections 8, 12, 14 and 15** of this bill authorize the city or county clerk to establish  
35 the hours of operation of the office of the city or county clerk during the  
36 registration period.

37 Under existing law, a complaint challenging an initiative or referendum  
38 receives priority over all criminal proceedings. (NRS 295.061) **Section 13** of this  
39 bill requires the court to give such a complaint priority over all other matters  
40 pending with the court, except for criminal proceedings.

41 **Section 16** of this bill changes the filing deadline for candidates for election to  
42 the governing board of the Virgin Valley Water District from at least 60 days  
43 before the election to not earlier than the first Monday in March of the year in  
44 which the election is to be held and not later than 5 p.m. on the second Friday after  
45 the first Monday in March.

46 Under existing law, political parties are authorized to recommend three  
47 registered voters to the county clerk to act as election board officers. (NRS  
48 293.219) **Section 17** of this bill removes that requirement.

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

1 **Section 1.** NRS 293.177 is hereby amended to read as follows:

2 293.177 1. Except as otherwise provided in NRS 293.165, a  
3 name may not be printed on a ballot to be used at a primary election  
4 unless the person named has filed a declaration of candidacy or an  
5 acceptance of candidacy, and has paid the fee required by NRS  
6 293.193 not earlier than:

7 (a) For a candidate for judicial office, the first Monday in  
8 January of the year in which the election is to be held nor later than  
9 5 p.m. on the second Friday after the first Monday in January; and



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(b) For all other candidates, the first Monday in March of the year in which the election is to be held nor later than 5 p.m. on the second Friday after the first Monday in March.

2. A declaration of candidacy or an acceptance of candidacy required to be filed by this section must be in substantially the following form:

(a) For partisan office:

DECLARATION OF CANDIDACY OF ..... FOR THE  
OFFICE OF .....

State of Nevada

County of .....

For the purpose of having my name placed on the official ballot as a candidate for the ..... Party nomination for the office of ....., I, the undersigned ....., do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at ....., in the City or Town of ....., County of ....., State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is ....., and the address at which I receive mail, if different than my residence, is .....; that I am *currently* registered *to vote in the State of Nevada* as a member of the ..... Party; that I am a qualified elector pursuant to Section 1 of Article 2 of the Constitution of the State of Nevada; that if I have ever been convicted of treason or a felony, my civil rights have been restored by a court of competent jurisdiction; that I have not, in violation of the provisions of NRS 293.176, changed the designation of my political party or political party affiliation on an official application to register to vote in any state since December 31 before the closing filing date for this election; that I generally believe in and intend to support the concepts found in the principles and policies of that political party in the coming election; that if nominated as a candidate of the ..... Party at the ensuing election, I will accept that nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years



1 or terms for which a person may hold the office; and that I  
2 understand that my name will appear on all ballots as designated in  
3 this declaration.

4  
5 .....  
6 (Designation of name)

7  
8 .....  
9 (Signature of candidate for office)

10  
11 Subscribed and sworn to before me  
12 this ..... day of the month of ..... of the year .....

13 .....  
14 Notary Public or other person  
15 authorized to administer an oath

16  
17  
18 (b) For nonpartisan office:

19  
20 DECLARATION OF CANDIDACY OF ..... FOR THE  
21 OFFICE OF .....

22  
23 State of Nevada

24  
25 County of .....

26  
27 For the purpose of having my name placed on the official ballot as a  
28 candidate for the office of ....., I, the undersigned .....,  
29 do swear or affirm under penalty of perjury that I actually, as  
30 opposed to constructively, reside at ....., in the City or Town of  
31 ....., County of ....., State of Nevada; that my actual, as  
32 opposed to constructive, residence in the State, district, county,  
33 township, city or other area prescribed by law to which the office  
34 pertains began on a date at least 30 days immediately preceding the  
35 date of the close of filing of declarations of candidacy for this  
36 office; that my telephone number is ....., and the address at  
37 which I receive mail, if different than my residence, is .....; that I  
38 am a qualified elector pursuant to Section 1 of Article 2 of the  
39 Constitution of the State of Nevada; that if I have ever been  
40 convicted of treason or a felony, my civil rights have been restored  
41 by a court of competent jurisdiction; that if nominated as a  
42 nonpartisan candidate at the ensuing election, I will accept the  
43 nomination and not withdraw; that I will not knowingly violate any  
44 election law or any law defining and prohibiting corrupt and  
45 fraudulent practices in campaigns and elections in this State; that I



1 will qualify for the office if elected thereto, including, but not  
2 limited to, complying with any limitation prescribed by the  
3 Constitution and laws of this State concerning the number of years  
4 or terms for which a person may hold the office; and my name will  
5 appear on all ballots as designated in this declaration.

6  
7 .....  
8 (Designation of name)  
9

10 .....  
11 (Signature of candidate for office)  
12

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

15 .....  
16 .....  
17 Notary Public or other person  
18 authorized to administer an oath  
19

20 3. The address of a candidate which must be included in the  
21 declaration of candidacy or acceptance of candidacy pursuant to  
22 subsection 2 must be the street address of the residence where the  
23 candidate actually, as opposed to constructively, resides in  
24 accordance with NRS 281.050, if one has been assigned. The  
25 declaration or acceptance of candidacy must not be accepted for  
26 filing if:

27 (a) The candidate's address is listed as a post office box unless a  
28 street address has not been assigned to his or her residence; or

29 (b) The candidate does not present to the filing officer:

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

33 (2) A current utility bill, bank statement, paycheck, or  
34 document issued by a governmental entity, including a check which  
35 indicates the candidate's name and residential address, but not  
36 including a voter registration card issued pursuant to NRS 293.517.

37 4. The filing officer shall retain a copy of the proof of identity  
38 and residency provided by the candidate pursuant to paragraph (b)  
39 of subsection 3. Such a copy:

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

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

43 5. By filing the declaration or acceptance of candidacy, the  
44 candidate shall be deemed to have appointed the filing officer for  
45 the office as his or her agent for service of process for the purposes



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1 of a proceeding pursuant to NRS 293.182. Service of such process  
2 must first be attempted at the appropriate address as specified by the  
3 candidate in the declaration or acceptance of candidacy. If the  
4 candidate cannot be served at that address, service must be made by  
5 personally delivering to and leaving with the filing officer duplicate  
6 copies of the process. The filing officer shall immediately send, by  
7 registered or certified mail, one of the copies to the candidate at the  
8 specified address, unless the candidate has designated in writing to  
9 the filing officer a different address for that purpose, in which case  
10 the filing officer shall mail the copy to the last address so  
11 designated.

12 6. If the filing officer receives credible evidence indicating that  
13 a candidate has been convicted of a felony and has not had his or her  
14 civil rights restored by a court of competent jurisdiction, the filing  
15 officer:

16 (a) May conduct an investigation to determine whether the  
17 candidate has been convicted of a felony and, if so, whether the  
18 candidate has had his or her civil rights restored by a court of  
19 competent jurisdiction; and

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

24 7. The receipt of information by the Attorney General or  
25 district attorney pursuant to subsection 6 must be treated as a  
26 challenge of a candidate pursuant to subsections 4 and 5 of NRS  
27 293.182. If the ballots are printed before a court of competent  
28 jurisdiction makes a determination that a candidate has been  
29 convicted of a felony and has not had his or her civil rights restored  
30 by a court of competent jurisdiction, the filing officer must post a  
31 notice at each polling place where the candidate's name will appear  
32 on the ballot informing the voters that the candidate is disqualified  
33 from entering upon the duties of the office for which the candidate  
34 filed the declaration of candidacy or acceptance of candidacy.

35 **Sec. 2.** NRS 293.207 is hereby amended to read as follows:

36 293.207 1. Election precincts must be established on the  
37 basis of the number of registered voters therein, with a maximum of  
38 ~~1,500~~ 3,000 registered voters who are not designated inactive  
39 pursuant to NRS 293.530 per precinct in those precincts in which a  
40 mechanical voting system is used.

41 2. Except as otherwise provided in subsections 3 and 4, the  
42 county clerk may consolidate two or more contiguous election  
43 precincts into a single voting district to conduct a particular election  
44 as public convenience, necessity and economy may require.



1 3. If a county clerk proposes to consolidate two or more  
2 contiguous election precincts, in whole or in part, pursuant to  
3 subsection 2, the county clerk shall, at least 14 days before  
4 consolidating the precincts, cause notice of the proposed  
5 consolidation to be:

6 (a) Posted in the manner prescribed for a regular meeting of the  
7 board of county commissioners; and

8 (b) Mailed to each Assemblyman, Assemblywoman, State  
9 Senator, county commissioner and, if applicable, member of the  
10 governing body of a city who represents residents of a precinct  
11 affected by the consolidation.

12 4. A person may file a written objection to the proposed  
13 consolidation with the county clerk. The county clerk shall consider  
14 each written objection filed pursuant to this subsection before  
15 consolidating the precincts.

16 **Sec. 3.** NRS 293.267 is hereby amended to read as follows:

17 293.267 1. Ballots for a general election must contain the  
18 names of candidates who were nominated at the primary election,  
19 the names of the candidates of a minor political party and the names  
20 of independent candidates.

21 2. Except as otherwise provided in NRS 293.2565, names of  
22 candidates must be grouped alphabetically under the title and length  
23 of term of the office for which those candidates filed.

24 3. Except as otherwise provided in subsection 4:

25 (a) Immediately following the name of each candidate for a  
26 partisan office must appear the name *or abbreviation* of his or her  
27 political party or the word “independent [?]” *or the abbreviation*  
28 *“IND,”* as the case may be.

29 (b) Immediately following the name of each candidate for a  
30 nonpartisan office must appear the word “nonpartisan [?]” *or the*  
31 *abbreviation “NP.”*

32 4. Where a system of voting other than by paper ballot is used,  
33 the Secretary of State may provide for any placement of the name *or*  
34 *abbreviation* of the political party or the word “independent” or  
35 “nonpartisan” *or the abbreviation “IND” or “NP,” as appropriate,*  
36 which clearly relates the designation to the name of the candidate to  
37 whom it applies.

38 5. If the Legislature rejects a statewide measure proposed by  
39 initiative and proposes a different measure on the same subject  
40 which the Governor approves, the measure proposed by the  
41 Legislature and approved by the Governor must be listed on the  
42 ballot before the statewide measure proposed by initiative. Each  
43 ballot and sample ballot upon which the measures appear must  
44 contain a statement that reads substantially as follows:



1 The following questions are alternative approaches to the  
2 same issue, and only one approach may be enacted into law.  
3 Please vote for only one.

4 **Sec. 4.** NRS 293.2725 is hereby amended to read as follows:

5 293.2725 1. Except as otherwise provided in subsection 2, in  
6 NRS 293.3081 and 293.3083 and in federal law, a person who  
7 registers by mail to vote in this State and who has not previously  
8 voted in an election for federal office in this State:

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

11 (1) A current and valid photo identification of the person ~~§~~,  
12 *which shows his or her physical address*; or

13 (2) A copy of a current utility bill, bank statement, paycheck,  
14 or document issued by a governmental entity, including a check  
15 which indicates the name and address of the person, but not  
16 including a voter registration card issued pursuant to NRS 293.517;  
17 and

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

20 (1) A copy of a current and valid photo identification of the  
21 person ~~§~~, *which shows his or her physical address*; or

22 (2) A copy of a current utility bill, bank statement, paycheck,  
23 or document issued by a governmental entity, including a check  
24 which indicates the name and address of the person, but not  
25 including a voter registration card issued pursuant to NRS 293.517.

26 *↳ If there is a question as to the physical address of the person,*  
27 *the election board officer or clerk may request additional*  
28 *information.*

29 2. The provisions of this section do not apply to a person who:

30 (a) Registers to vote by mail and submits with an application to  
31 register to vote:

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

33 (2) A copy of a current utility bill, bank statement, paycheck,  
34 or document issued by a governmental entity, including a check  
35 which indicates the name and address of the person, but not  
36 including a voter registration card issued pursuant to NRS 293.517;

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

43 (c) Is entitled to vote an absent ballot pursuant to the Uniformed  
44 and Overseas Citizens Absentee Voting Act, 42 U.S.C. §§ 1973ff et  
45 seq.;





1 (d) Is provided the right to vote otherwise than in person under  
2 the Voting Accessibility for the Elderly and Handicapped Act, 42  
3 U.S.C. §§ 1973ee et seq.; or

4 (e) Is entitled to vote otherwise than in person under any other  
5 federal law.

6 **Sec. 5.** NRS 293.309 is hereby amended to read as follows:

7 293.309 1. The county clerk of each county shall prepare an  
8 absent ballot for the use of registered voters who have requested  
9 absent ballots. The county clerk shall make reasonable  
10 accommodations for the use of the absent ballot by a person who is  
11 elderly or disabled, including, without limitation, by providing,  
12 upon request, the absent ballot in 12-point type to a person who is  
13 elderly or disabled.

14 2. The ballot must be prepared and ready for distribution to a  
15 registered voter who:

16 (a) Resides within the State, not later than 20 days before the  
17 election in which it is to be used; ~~for~~

18 (b) ~~Resides~~ *Except as otherwise provided in paragraph (c),*  
19 *resides* outside the State, not later than 40 days before a primary or  
20 general election, if possible ~~is~~; or

21 (c) *Requested an absent ballot pursuant to the provisions of*  
22 *the Uniformed and Overseas Citizens Absentee Voting Act, 42*  
23 *U.S.C. §§ 1973ff et seq., not later than 45 days before the election.*

24 3. Any legal action which would prevent the ballot from being  
25 issued pursuant to subsection 2 is moot and of no effect.

26 **Sec. 6.** NRS 293.313 is hereby amended to read as follows:

27 293.313 1. Except as otherwise provided in NRS 293.272  
28 and 293.502, a registered voter who provides sufficient written  
29 notice to the county clerk may vote an absent ballot as provided in  
30 this chapter.

31 2. A registered voter who:

32 (a) Is at least 65 years of age; or

33 (b) Has a physical disability or condition which substantially  
34 impairs his or her ability to go to the polling place,

35 ➔ may request an absent ballot for all elections held during the year  
36 he or she requests an absent ballot.

37 3. A county clerk shall consider a request from a voter who has  
38 given sufficient written notice on a form provided by the Federal  
39 Government as a request for an absent ballot for the ~~two~~ primary  
40 and general elections immediately following the date on which the  
41 county clerk received the request.

42 4. It is unlawful for a person fraudulently to request an absent  
43 ballot in the name of another person or to induce or coerce another  
44 person fraudulently to request an absent ballot in the name of  
45 another person. A person who violates this subsection is guilty of a



1 category E felony and shall be punished as provided in  
2 NRS 193.130.

3 5. As used in this section, "sufficient written notice" means a:

4 (a) Written request for an absent ballot which is signed by the  
5 registered voter and returned to the county clerk in person or by  
6 mail or facsimile machine;

7 (b) Form prescribed by the Secretary of State which is  
8 completed and signed by the registered voter and returned to the  
9 county clerk in person or by mail or facsimile machine; or

10 (c) Form provided by the Federal Government.

11 **Sec. 7.** NRS 293.370 is hereby amended to read as follows:

12 293.370 1. When all the votes have been counted, the  
13 counting board officers shall enter on the tally lists by the name of  
14 each candidate the number of votes the candidate received. ~~[The~~  
15 ~~number must be expressed in words and figures.]~~ The vote for and  
16 against any question submitted to the electors must be entered in the  
17 same manner.

18 2. The tally lists must show the number of votes, other than  
19 absentee votes and votes in a mailing precinct, which each candidate  
20 received in each precinct at:

21 (a) A primary election held in an even-numbered year; or

22 (b) A general election.

23 **Sec. 8.** NRS 293.560 is hereby amended to read as follows:

24 293.560 1. Except as otherwise provided in NRS 293.502,  
25 registration must close ~~[at 9 p.m.]~~ on the third Tuesday preceding  
26 any primary or general election and ~~[at 9 p.m.]~~ on the third Saturday  
27 preceding any recall or special election, except that if a recall or  
28 special election is held on the same day as a primary or general  
29 election, registration must close ~~[at 9 p.m.]~~ on the third Tuesday  
30 preceding the day of the elections.

31 2. ~~[The office of the county clerk must be open from 9 a.m. to~~  
32 ~~5 p.m. and from 7 p.m. to 9 p.m., including Saturdays, during the~~  
33 ~~last days before the close of registration, according to the following~~  
34 ~~schedule:~~

35 ~~—(a) In a county whose population is less than 100,000, the office~~  
36 ~~of the county clerk must be open during the last day before~~  
37 ~~registration closes.~~

38 ~~—(b) In all other counties, the office of the county clerk must be~~  
39 ~~open during the last 5 days before registration closes.]~~ *The county*  
40 *clerk shall determine the hours during which the office of the*  
41 *county clerk must remain open to the public during the*  
42 *registration period.*

43 3. Except for a special election held pursuant to chapter 306 or  
44 350 of NRS:



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

4 (1) The day *and time* that registration will be closed; and

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

7 ↪ If no such newspaper is published in the county, the publication  
8 may be made in a newspaper of general circulation published in the  
9 nearest county in this State.

10 (b) The notice must be published once each week for 4  
11 consecutive weeks next preceding the close of registration for any  
12 election.

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

17 5. For the period beginning on the fifth Sunday preceding any  
18 primary or general election and ending on the third Tuesday  
19 preceding any primary or general election, an elector may register to  
20 vote only by appearing in person at the office of the county clerk or,  
21 if open, a county facility designated pursuant to NRS 293.5035.

22 6. A county facility designated pursuant to NRS 293.5035 may  
23 be open during the periods described in this section for such hours  
24 of operation as the county clerk may determine, as set forth in  
25 subsection 3 of NRS 293.5035.

26 **Sec. 9.** NRS 293C.305 is hereby amended to read as follows:

27 293C.305 1. The city clerk shall prepare an absent ballot for  
28 the use of registered voters who have requested absent ballots. The  
29 city clerk shall make reasonable accommodations for the use of the  
30 absent ballot by a person who is elderly or disabled, including,  
31 without limitation, by providing, upon request, the absent ballot in  
32 12-point type to a person who is elderly or disabled.

33 2. The ballot must be prepared and ready for distribution to a  
34 registered voter who :

35 (a) *Except as otherwise provided in paragraph (b)*, resides  
36 within or outside this State, not later than 20 days before the election  
37 in which it will be used.

38 (b) *Requested an absent ballot pursuant to the provisions of*  
39 *the Uniformed and Overseas Citizens Absentee Voting Act, 42*  
40 *U.S.C. §§ 1973ff et seq., not later than 45 days before the election.*

41 3. Any legal action that would prevent the ballot from being  
42 issued pursuant to subsection 2 is moot and of no effect.

43 **Sec. 10.** NRS 293C.310 is hereby amended to read as follows:

44 293C.310 1. Except as otherwise provided in NRS 293.502  
45 and 293C.265, a registered voter who provides sufficient written



1 notice to the city clerk may vote an absent ballot as provided in this  
2 chapter.

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

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

8 (b) A request for an absent ballot for the ~~two~~ primary and  
9 general elections immediately following the date on which the city  
10 clerk received the request.

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

17 4. As used in this section, "sufficient written notice" means a:

18 (a) Written request for an absent ballot that is signed by the  
19 registered voter and returned to the city clerk in person or by mail or  
20 facsimile machine;

21 (b) Form prescribed by the Secretary of State that is completed  
22 and signed by the registered voter and returned to the city clerk in  
23 person or by mail or facsimile machine; or

24 (c) Form provided by the Federal Government.

25 **Sec. 11.** NRS 293C.372 is hereby amended to read as follows:

26 293C.372 When all the votes have been counted, the counting  
27 board officers shall enter on the tally lists by the name of each  
28 candidate the number of votes the candidate received. ~~[The number~~  
29 ~~must be expressed in words and figures.]~~ The vote for and against  
30 any question submitted to the electors must be entered in the same  
31 manner.

32 **Sec. 12.** NRS 293C.527 is hereby amended to read as follows:

33 293C.527 1. Except as otherwise provided in NRS 293.502,  
34 registration must close ~~at 9 p.m.]~~ on the third Tuesday preceding  
35 any primary city election or general city election and at 9 p.m. on  
36 the third Saturday preceding any recall or special election, except  
37 that if a recall or special election is held on the same day as a  
38 primary city election or general city election, registration must close  
39 ~~at 9 p.m.]~~ on the third Tuesday preceding the day of the elections.

40 2. ~~[The office of the city clerk must be open from 9 a.m. to~~  
41 ~~5 p.m. and from 7 p.m. to 9 p.m., including Saturdays, during the~~  
42 ~~last days before the close of registration before a primary city~~  
43 ~~election or general city election, according to the following~~  
44 ~~schedule:~~



1 ~~—(a) In a city whose population is less than 25,000, the office of~~  
2 ~~the city clerk must be open during the last 3 days before registration~~  
3  ~~closes.~~

4 ~~—(b) In a city whose population is 25,000 or more, the office of~~  
5 ~~the city clerk must be open during the last 5 days before registration~~  
6  ~~closes.]~~ *The city clerk shall determine the hours during which the*  
7 *office of the city clerk must remain open to the public during the*  
8 *last 5 days of the registration period.*

9 3. Except for a special election held pursuant to chapter 306 or  
10 350 of NRS:

11 (a) The city clerk of each city shall cause a notice signed by him  
12 or her to be published in a newspaper having a general circulation in  
13 the city indicating:

14 (1) The day *and time* that registration will be closed; and

15 (2) If the city clerk has designated a municipal facility  
16 pursuant to NRS 293C.520, the location of that facility.

17 ↪ If no newspaper is of general circulation in that city, the  
18 publication may be made in a newspaper of general circulation in  
19 the nearest city in this State.

20 (b) The notice must be published once each week for 4  
21 consecutive weeks next preceding the close of registration for any  
22 election.

23 4. For the period beginning on the fifth Sunday preceding any  
24 primary city election or general city election and ending on the third  
25 Tuesday preceding any primary city election or general city  
26 election, an elector may register to vote only by appearing in person  
27 at the office of the city clerk or, if open, a municipal facility  
28 designated pursuant to NRS 293C.520.

29 5. A municipal facility designated pursuant to NRS 293C.520  
30 may be open during the periods described in this section for such  
31 hours of operation as the city clerk may determine, as set forth in  
32 subsection 3 of NRS 293C.520.

33 **Sec. 13.** NRS 295.061 is hereby amended to read as follows:

34 295.061 1. Except as otherwise provided in subsection 3,  
35 whether an initiative or referendum embraces but one subject and  
36 matters necessarily connected therewith and pertaining thereto, and  
37 the description of the effect of an initiative or referendum required  
38 pursuant to NRS 295.009, may be challenged by filing a complaint  
39 in the First Judicial District Court not later than 15 days, Saturdays,  
40 Sundays and holidays excluded, after a copy of the petition is placed  
41 on file with the Secretary of State pursuant to NRS 295.015. All  
42 affidavits and documents in support of the challenge must be filed  
43 with the complaint. The court shall set the matter for hearing not  
44 later than 15 days after the complaint is filed and shall give priority



1 to such a complaint over all *other matters pending with the court,*  
2 *except for* criminal proceedings.

3 2. The legal sufficiency of a petition for initiative or  
4 referendum may be challenged by filing a complaint in district court  
5 not later than 7 days, Saturdays, Sundays and holidays excluded,  
6 after the petition is certified as sufficient by the Secretary of State.  
7 All affidavits and documents in support of the challenge must be  
8 filed with the complaint. The court shall set the matter for hearing  
9 not later than 15 days after the complaint is filed and shall give  
10 priority to such a complaint over all other matters pending with the  
11 court, except for criminal proceedings.

12 3. If a description of the effect of an initiative or referendum  
13 required pursuant to NRS 295.009 is challenged successfully  
14 pursuant to subsection 1 and such description is amended in  
15 compliance with the order of the court, the amended description  
16 may not be challenged.

17 **Sec. 14.** NRS 349.017 is hereby amended to read as follows:

18 349.017 1. If the bond question is submitted at a general  
19 election, no notice of registration of electors is required other than  
20 that required by the laws for a general election.

21 2. If the bond question is submitted at a special election, the  
22 clerk of each county shall cause to be published, at least once a  
23 week for 2 consecutive weeks by two weekly insertions a week  
24 apart, the first publication to be not more than 50 days nor less than  
25 42 days next preceding the election, in a newspaper published  
26 within the county, if any is so published, and having a general  
27 circulation therein, a notice signed by him or her to the effect that  
28 registration for the special election will be closed on a date *and time*  
29 designated therein, as provided in this section.

30 3. Except as otherwise provided in subsection 4, the office of  
31 the county clerk in each county of this State must be open for such a  
32 special election, from 9 a.m. to 12 m. and 1 p.m. to 5 p.m. on  
33 Mondays through Fridays, with Saturdays, Sundays and legal  
34 holidays excepted, for the registration of any qualified elector.

35 4. ~~[The office of the county clerk must be open from 9 a.m. to~~  
36 ~~5 p.m. and from 7 p.m. to 9 p.m. on Monday through Saturday, with~~  
37 ~~Sundays and any legal holidays excepted, during the last days of~~  
38 ~~registration as provided in subsection 2 of NRS 293.560.]~~ *The*  
39 *county clerk shall determine the hours during which the office of*  
40 *the county clerk must remain open to the public during the last 5*  
41 *days of the registration period.*

42 5. The office of the county clerk must be open for registration  
43 of voters for such a special election up to but excluding the 30th day  
44 next preceding that election and during regular office hours.



1 **Sec. 15.** NRS 710.153 is hereby amended to read as follows:

2 710.153 1. If the question of the sale or lease of the county-  
3 owned telephone system is submitted at a general election, no notice  
4 of registration of electors is required other than that required by the  
5 general election laws for such election. If the question is submitted  
6 at a special election, the county clerk shall cause to be published at  
7 least once a week for 5 consecutive weeks by five weekly insertions  
8 a week apart, the first publication to be not more than 60 days nor  
9 less than 45 days next preceding the election, in a newspaper  
10 published within the county and having a general circulation therein,  
11 a notice signed by the county clerk to the effect that registration for  
12 the special election will be closed on a date *and time* designated  
13 therein, as provided in this section.

14 2. Except as otherwise provided in this subsection, the office of  
15 the county clerk must be open for such a special election from  
16 9 a.m. to 12 m. and from 1 p.m. to 5 p.m. on Mondays through  
17 Fridays, with Saturdays, Sundays and legal holidays excepted, for  
18 the registration of any qualified elector. During the 5 days preceding  
19 the close of registration before such a special election, ~~the office of~~  
20 ~~the county clerk must be open from 9 a.m. to 5 p.m. and from 7 p.m.~~  
21 ~~to 9 p.m. on Monday through Saturday, with Sunday and any legal~~  
22 ~~holidays excepted.] the county clerk shall determine the hours~~  
23 ~~during which the office of the county clerk must remain open to~~  
24 ~~the public.~~

25 3. The office of the county clerk must be opened for  
26 registration of voters for the special election from and including the  
27 20th day next preceding the election and up to but excluding the  
28 10th day next preceding the election and during regular office hours.

29 **Sec. 16.** Section 8 of the Virgin Valley Water District Act,  
30 being chapter 100, Statutes of Nevada 1993, at page 165, is hereby  
31 amended to read as follows:

32 Sec. 8. District Elections. 1. Unless otherwise  
33 required for purposes of an election to incur an indebtedness,  
34 the Registrar of Voters of Clark County shall conduct,  
35 supervise and, by ordinance, regulate all district elections in  
36 accordance, as nearly as practicable, with the general election  
37 laws of this state, including, but not limited to, laws relating  
38 to the time of opening and closing of polls, the manner of  
39 conducting the election, the canvassing, announcement and  
40 certification of results and the preparation and disposition of  
41 ballots.

42 2. ~~[At least 90 days before the election, the Registrar of~~  
43 ~~Voters of Clark County shall publish notice of the election.]~~  
44 Each candidate for election to the Board must file a  
45 declaration of candidacy with the Registrar of Voters ~~[at least~~



1 ~~60 days before the election.]~~ *not earlier than the first*  
2 *Monday in March of the year in which the election is to be*  
3 *held and not later than 5 p.m. on the second Friday after the*  
4 *first Monday in March.* Timely filing of such declaration is a  
5 prerequisite to election.

6 3. If the board establishes various election areas within  
7 the District and there are two or more seats upon the board to  
8 be filled at the same election, each of which represents the  
9 same election area, the two candidates therefor receiving the  
10 highest number of votes, respectively, are elected.

11 4. If a member of the Board is unopposed in seeking  
12 reelection, the Board may declare that member elected  
13 without a formal election, but that member may not  
14 participate in the declaration.

15 5. If no person files candidacy for election to a particular  
16 seat upon the Board, the seat must be filled in the manner  
17 provided in subsection 4 of section 7 of this act for filling a  
18 vacancy.

19 **Sec. 17.** NRS 293.219 is hereby repealed.

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**TEXT OF REPEALED SECTION**

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**293.219 Recommendations by political parties of persons  
for service on election board.**

1. Not less than 60 days before a primary or a general election, the county central committee of each major political party for each county may recommend to the county clerk of the county three registered voters for each precinct in the county to act as election board officers of the primary or general election in the precinct or district.

2. Not less than 60 days before a general election, the executive committee of each minor political party for each county may recommend to the county clerk of the county three registered voters for each precinct in the county to act as election board officers of the general election in the precinct or district.

3. After that date the county clerk may accept recommendations for reserve election board officers for the election.

