

SENATE BILL NO. 304—SENATOR LESLIE

MARCH 21, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing elections and officers in certain cities. (BDR S-731)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 cities; creating, contingent upon voter approval, a sixth ward for the City of Reno; requiring, contingent upon voter approval, that the candidates for Supervisor in Carson City and for Council Member in the City of Henderson, the City of Reno and the City of Sparks be voted upon in a primary or general election only by the registered voters of the ward that a candidate seeks to represent; revising the requirements for serving as the City Attorney for the City of Sparks; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 The existing Charter of the City of Reno divides the City into five wards, each
2 of which is represented on the City Council by a Council Member. A sixth Council
3 Member represents the City at large. (Reno City Charter §§ 1.050, 2.010) **Section 7**
4 of this bill increases the number of wards in Reno to six, and **sections 8-10** of this
5 bill replace the office of Council Member at large with the office of Council
6 Member to represent the newly created sixth ward.
7 The existing Charters of the Cities of Reno and Sparks provide that the
8 candidates for Council Member to represent a particular ward must be voted on in a
9 primary election only by the registered voters of that ward but in a general election,
10 must be elected by the registered voters of the City at large. (Reno City Charter §§
11 5.010, 5.020; Sparks City Charter §§ 5.010, 5.020) **Sections 9 and 10** of this bill
12 amend the Charter of the City of Reno, and **sections 11 and 12** of this bill amend
13 the Charter of the City of Sparks, to provide that all candidates for Council Member
14 must be elected in a general election by only the registered voters of the ward that a
15 candidate seeks to represent. The existing Charters of Carson City and the City of
16 Henderson provide that the candidates for Supervisor and Council Member,
17 respectively, must be elected by the registered voters of the City at large in both a
18 primary and a general election. (Carson City Charter §§ 2.010, 5.010, 5.020;



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19 Henderson City Charter §§ 2.010, 5.010, 5.020) **Sections 1-3** of this bill amend the
20 Charter of Carson City, and **sections 4-6** of this bill amend the Charter of the City
21 of Henderson, to provide that all candidates for Supervisor and Council Member,
22 respectively, must be elected in a primary or general election only by the registered
23 voters of the ward that a candidate seeks to represent.

24 **Sections 15-18** of this bill require Carson City and the Cities of Henderson,
25 Reno and Sparks to place on the ballot for the 2012 general election the question of
26 whether to amend their respective charters to provide that all candidates for
27 Supervisor or Council Member, as appropriate, must be elected in a primary or
28 general election by only the registered voters of the ward that a candidate seeks to
29 represent.

30 The existing Charter of the City of Sparks provides that all elective officers,
31 including the City Attorney, must be: (1) residents of the City for at least 30 days
32 before the end of the period for filing for office and for the duration of their term of
33 office; and (2) registered voters within the City. (Sparks City Charter § 1.060)
34 **Section 10.5** of this bill revises these requirements for the City Attorney, requiring
35 instead that the City Attorney be a resident of and registered to vote in Washoe
36 County, rather than the City of Sparks.

37 **Section 19** of this bill provides that the sections of this bill relating to Carson
38 City and the Cities of Henderson and Sparks become effective only if the voters of
39 that City approve the ballot question required by this bill. **Section 19** also provides
40 that the sections of this bill relating to the City of Reno and the City Attorney for
41 the City of Sparks become effective on July 1, 2011. Finally, **section 19** provides
42 that the sections of this bill relating to the City of Reno expire on June 30, 2015, if
43 the voters of that City do not approve the ballot question required by this bill.

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

1 **Section 1.** Section 2.010 of the Charter of Carson City, being
2 chapter 213, Statutes of Nevada 1969, as last amended by chapter
3 118, Statutes of Nevada 1985, at page 474, is hereby amended to
4 read as follows:

5 Sec. 2.010 Board of Supervisors: Qualifications;
6 election; term of office.

7 1. The legislative power of Carson City is vested in a
8 Board of Supervisors consisting of five Supervisors,
9 including the Mayor.

10 2. The Mayor must be:

11 (a) An actual and bona fide resident of Carson City for at
12 least 6 months immediately preceding his election.

13 (b) A qualified elector within Carson City.

14 3. Each Supervisor must be:

15 (a) An actual and bona fide resident of Carson City for at
16 least 6 months immediately preceding his election.

17 (b) A qualified elector within the ward which he
18 represents.

19 (c) A resident of the ward which he represents, except
20 that changes effected in the boundaries of a ward pursuant to



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1 the provisions of section 1.060 do not affect the right of any
2 elected Supervisor to continue in office for the term for which
3 he was elected.

4 4. All Supervisors, including the Mayor, ~~[must be voted~~
5 ~~upon by the registered voters of Carson City at large and]~~
6 shall serve for terms of 4 years.

7 **Sec. 2.** Section 5.010 of the Charter of Carson City, being
8 chapter 213, Statutes of Nevada 1969, as last amended by chapter
9 100, Statutes of Nevada 1999, at page 271, is hereby amended to
10 read as follows:

11 Sec. 5.010 Primary election.

12 1. A primary election must be held on the date fixed by
13 the election laws of this state for statewide elections, at which
14 time there must be nominated candidates for offices to be
15 voted for at the next general election.

16 2. A candidate for any office to be voted for at any
17 primary election must file a declaration of candidacy as
18 provided by the election laws of this state.

19 3. *In an election that is held pursuant to this section:*

20 (a) All candidates for the office of Mayor, ~~[and~~
21 ~~Supervisor,]~~ and candidates for the office of Municipal Judge
22 if a third department of the Municipal Court has been
23 established, must be voted upon by the registered voters of
24 Carson City at large.

25 (b) *A candidate for the office of Supervisor must be*
26 *elected only by the registered voters of the ward that the*
27 *candidate seeks to represent.*

28 4. If only two persons file for a particular office, their
29 names must not appear on the primary ballot but their names
30 must be placed on the ballot for the general election.

31 5. If in the primary election one candidate receives more
32 than a majority of votes cast in that election for the office for
33 which he is a candidate, his name alone must be placed on the
34 ballot for the general election. If in the primary election no
35 candidate receives a majority of votes cast in that election for
36 the office for which he is a candidate, the names of the two
37 candidates receiving the highest numbers of votes must be
38 placed on the ballot for the general election.

39 **Sec. 3.** Section 5.020 of the Charter of Carson City, being
40 chapter 213, Statutes of Nevada 1969, as last amended by chapter
41 96, Statutes of Nevada 1997, at page 183, is hereby amended to read
42 as follows:

43 Sec. 5.020 General election.

44 1. A general election must be held in Carson City on the
45 first Tuesday after the first Monday in November 1970, and



1 on the same day every 2 years thereafter, at which time there
2 must be elected such officers, the offices of which are
3 required next to be filled by election.

4 2. *In an election that is held pursuant to this section:*

5 (a) All candidates for the office of Mayor , ~~and~~
6 ~~Supervisor,~~ and all candidates for the office of Municipal
7 Judge if a third department of the Municipal Court has been
8 established, must be voted upon by the registered voters of
9 Carson City at large.

10 (b) *A candidate for the office of Supervisor must be*
11 *voted upon only by the registered voters of the ward that the*
12 *candidate seeks to represent.*

13 **Sec. 4.** Section 2.010 of the Charter of the City of Henderson,
14 being chapter 266, Statutes of Nevada 1971, as last amended by
15 chapter 596, Statutes of Nevada 1995, at page 2206, is hereby
16 amended to read as follows:

17 Sec. 2.010 City Council: Qualifications; election; term
18 of office; salary.

19 1. The legislative power of the City is vested in a City
20 Council consisting of four Councilmen and the Mayor.

21 2. The Mayor must be:

22 (a) A bona fide resident of the territory which is
23 established by the boundaries of the City for the 12 months
24 immediately preceding the last day for filing a declaration of
25 candidacy for the office.

26 (b) A qualified elector within the City.

27 3. Each Councilman must be:

28 (a) A bona fide resident of the territory which is
29 established by the boundaries of the City for the 12 months
30 immediately preceding the last day for filing a declaration of
31 candidacy for the office.

32 (b) A qualified elector within the ward which he
33 represents.

34 (c) A resident of the ward which he represents for at least
35 30 days immediately preceding the last day for filing a
36 declaration of candidacy for the office, except that changes in
37 ward boundaries pursuant to the provisions of section 1.040
38 do not affect the right of any elected Councilman to continue
39 in office for the term for which he was elected.

40 4. All Councilmen, including the Mayor, ~~[must be voted~~
41 ~~upon by the registered voters of the City at large and]~~ shall
42 serve for terms of 4 years.

43 5. The Mayor and Councilmen are entitled to receive a
44 salary in an amount fixed by the City Council. The City
45 Council shall not adopt an ordinance which increases or



1 decreases the salary of the Mayor or the Councilmen during
2 the term for which they have been elected or appointed.

3 **Sec. 5.** Section 5.010 of the Charter of the City of Henderson,
4 being chapter 266, Statutes of Nevada 1971, as last amended by
5 chapter 637, Statutes of Nevada 1999, at page 3565, is hereby
6 amended to read as follows:

7 Sec. 5.010 Primary election.

8 1. A primary election must be held on the Tuesday after
9 the first Monday in April of each odd-numbered year, at
10 which time there must be nominated candidates for offices to
11 be voted for at the next general municipal election.

12 2. A candidate for any office to be voted for at any
13 primary municipal election must file a declaration of
14 candidacy as provided by the election laws of this State.

15 3. *In an election that is held pursuant to this section:*

16 (a) All candidates for ~~[elective-office]~~ *the offices of*
17 *Mayor and Municipal Judge* must be voted upon by the
18 registered voters of the City at large.

19 (b) *A candidate for the office of City Council Member*
20 *must be elected only by the registered voters of the ward that*
21 *the candidate seeks to represent.*

22 4. If in the primary election no candidate receives a
23 majority of votes cast in that election for the office for which
24 he is a candidate, the names of the two candidates receiving
25 the highest number of votes must be placed on the ballot for
26 the general election. If in the primary election, regardless
27 of the number of candidates for an office, one candidate
28 receives a majority of votes cast in that election for the office
29 for which he is a candidate, he must be declared elected and
30 no general election need be held for that office.

31 **Sec. 6.** Section 5.020 of the Charter of the City of Henderson,
32 being chapter 266, Statutes of Nevada 1971, as last amended by
33 chapter 209, Statutes of Nevada 2001, at page 971, is hereby
34 amended to read as follows:

35 Sec. 5.020 General municipal election.

36 1. A general election must be held in the City on the first
37 Tuesday after the first Monday in June of each odd-numbered
38 year and on the same day every 2 years thereafter, at which
39 time the registered voters of the City shall elect city officers
40 to fill the available elective positions.

41 2. *In an election that is held pursuant to this section:*

42 (a) All candidates for the office of Mayor ~~[, Councilman]~~
43 and Municipal Judge must be voted upon by the registered
44 voters of the City at large.



1 ***(b) A candidate for the office of City Council Member***
2 ***must be voted upon only by the registered voters of the ward***
3 ***that the candidate seeks to represent.***

4 3. The term of office for members of the City Council
5 and the Mayor is 4 years. Except as otherwise provided in
6 subsection 3 of section 4.015 of this Charter, the term of
7 office for a Municipal Judge is 6 years.

8 ~~[3.]~~ 4. On the Tuesday after the first Monday in June
9 2001 and every 6 years thereafter, there must be elected by
10 the qualified voters of the City, at a general municipal
11 election to be held for that purpose, a Municipal Judge for
12 Department 1 who will hold office until his successor has
13 been elected and qualified.

14 ~~[4.]~~ 5. On the Tuesday after the first Monday in June
15 2003 and every 6 years thereafter, there must be elected by
16 the qualified voters of the City, at a general municipal
17 election to be held for that purpose, a Municipal Judge for
18 Department 2 who will hold office until his successor has
19 been elected and qualified.

20 ~~[5.]~~ 6. On the Tuesday after the first Monday in June
21 2005 and every 6 years thereafter, there must be elected by
22 the qualified voters of the City, at a general municipal
23 election to be held for that purpose, a Municipal Judge for
24 Department 3 who will hold office until his successor has
25 been elected and qualified.

26 **Sec. 7.** Section 1.050 of the Charter of the City of Reno, being
27 chapter 662, Statutes of Nevada 1971, as last amended by chapter
28 327, Statutes of Nevada 1999, at page 1365, is hereby amended to
29 read as follows:

30 Sec. 1.050 Wards: Creation; boundaries.

31 1. The City must be divided into ~~[five]~~ **six** wards, which
32 must be as nearly equal in population as can be conveniently
33 provided. The territory comprising each ward must be
34 contiguous, except that if any territory of the City which is
35 not contiguous to the remainder of the City does not contain
36 sufficient population to constitute a separate ward, it may be
37 placed in any ward of the City.

38 2. The boundaries of the wards must be established and
39 changed by ordinance, passed by a vote of at least five-
40 sevenths of the City Council. The boundaries of the wards:

41 (a) Must be changed whenever the population, as
42 determined by the last preceding national census of the
43 Bureau of the Census of the United States Department of
44 Commerce, in any ward exceeds the population in any other
45 ward by more than 5 percent.



1 (b) May be changed to include territory that has been
2 annexed, or whenever the population in any ward exceeds the
3 population in another ward by more than 5 percent by any
4 measure that is found to be reliable by the City Council.

5 **Sec. 8.** Section 2.010 of the Charter of the City of Reno, being
6 chapter 662, Statutes of Nevada 1971, as last amended by chapter
7 327, Statutes of Nevada 1999, at page 1366, is hereby amended to
8 read as follows:

9 Sec. 2.010 Mayor and City Council: Qualifications;
10 election; term of office; salary.

11 1. The legislative power of the City is vested in a City
12 Council consisting of six Councilmen and a Mayor.

13 2. The Mayor and Councilmen must be qualified
14 electors within the City. Each Councilman *must be a resident*
15 *of the ward from which he or she is* elected ~~[from a ward]~~
16 *and* must continue to live in that ward for as long as he
17 represents the ward.

18 3. The Mayor ~~[and one Councilman represent]~~
19 *represents* the City at large and one Councilman represents
20 each ward. The Mayor and Councilmen serve for terms of 4
21 years.

22 4. The Mayor and Councilmen are entitled to receive a
23 salary in an amount fixed by the City Council.

24 **Sec. 9.** Section 5.010 of the Charter of the City of Reno, being
25 chapter 662, Statutes of Nevada 1971, as last amended by chapter
26 87, Statutes of Nevada 2001, at page 557, is hereby amended to read
27 as follows:

28 Sec. 5.010 General elections.

29 1. ~~[On the Tuesday after the first Monday in November~~
30 ~~1998, and at each successive interval of 4 years, there must be~~
31 ~~elected by the qualified voters of the City, at the general~~
32 ~~election, a Mayor, Councilmen from the second and fourth~~
33 ~~wards, a Municipal Judge and a City Attorney, all of~~
34 ~~whom hold office for a term of 4 years and until their~~
35 ~~successors have been elected and qualified pursuant to~~
36 ~~subsection 3 or 4.~~

37 ~~—2.— On the Tuesday after the first Monday in November~~
38 ~~2000, and at each successive interval of 4 years, there must be~~
39 ~~elected by the qualified voters of the City, at the general~~
40 ~~election, Councilmen from the first, third and fifth wards, one~~
41 ~~Councilman at large and two Municipal Judges, all of~~
42 ~~whom hold office for a term of 4 years and until their~~
43 ~~successors have been elected and qualified pursuant to~~
44 ~~subsection 5 or 6.~~



1 ~~—3.]~~ On the Tuesday after the first Monday in November
2 2002, and at each successive interval of 6 years, there must be
3 elected, ~~[by the qualified voters of the City,]~~ at the general
4 election, a Municipal Judge, who holds office for a term of 6
5 years and until his successor has been elected and qualified.

6 ~~[4.]~~ 2. On the Tuesday after the first Monday in
7 November 2002, and at each successive interval of 4 years,
8 there must be elected, ~~[by the qualified voters of the City,]~~ at
9 the general election, a Mayor, Councilmen from the second
10 and fourth wards, and a City Attorney, all of whom hold
11 office for a term of 4 years and until their successors have
12 been elected and qualified.

13 ~~[5.]~~ 3. On the Tuesday after the first Monday in
14 November 2004, and at each successive interval of 6 years,
15 there must be elected, ~~[by the qualified voters of the City,]~~ at
16 the general election, three Municipal Judges, all of whom
17 hold office for a term of 6 years and until their successors
18 have been elected and qualified.

19 ~~[6.]~~ 4. On the Tuesday after the first Monday in
20 November 2004, and at each successive interval of 4 years,
21 there must be elected, ~~[by the qualified voters of the City,]~~ at
22 the general election, Councilmen from the first, third and fifth
23 wards, ~~[and one Councilman at large,]~~ all of whom hold
24 office for a term of 4 years and until their successors have
25 been elected and qualified ~~[.]~~ pursuant to subsection 5.

26 *5. On the Tuesday after the first Monday in November*
27 *2012, and at each successive interval of 4 years, there must*
28 *be elected, at the general election, Council Members from*
29 *the first, third, fifth and sixth wards, all of whom hold office*
30 *for a term of 4 years and until their successors have been*
31 *elected and qualified.*

32 *6. In an election held pursuant to this section:*

33 *(a) A candidate for the office of City Council Member*
34 *must be elected only by the registered voters of the ward that*
35 *the candidate seeks to represent.*

36 *(b) Candidates for Mayor, Municipal Judge and City*
37 *Attorney must be elected by the registered voters of the city*
38 *at large.*

39 **Sec. 10.** Section 5.020 of the Charter of the City of Reno,
40 being chapter 662, Statutes of Nevada 1971, as last amended by
41 chapter 376, Statutes of Nevada 2005, at page 1438, is hereby
42 amended to read as follows:

43 Sec. 5.020 Primary elections; declaration of candidacy.

44 1. A candidate for any office to be voted for at an
45 election must file a declaration of candidacy with the City



1 Clerk. All filing fees collected by the City Clerk must be
2 deposited to the credit of the General Fund of the City.

3 2. If for any general election, there are three or more
4 candidates for any office to be filled at that election, a
5 primary election for any such office must be held on the date
6 fixed by the election laws of this State for statewide elections,
7 at which time there must be nominated candidates for the
8 office to be voted for at the next general election. If for any
9 general election there are two or fewer candidates for any
10 office to be filled at that election, their names must not be
11 placed on the ballot for the primary election but must be
12 placed on the ballot for the general election.

13 3. In the primary election:

14 (a) The names of the two candidates for Municipal Judge,
15 City Attorney or a particular City Council seat, as the case
16 may be, who receive the highest number of votes must be
17 placed on the ballot for the general election.

18 (b) ~~[Candidates]~~ *A candidate for the office of City*
19 *Councilman* ~~[who represent a specific ward]~~ must be voted
20 upon only by the registered voters of ~~[that ward.]~~ *the ward*
21 *that the candidate seeks to represent.*

22 (c) Candidates for Mayor ~~[and Councilman at large]~~ ,
23 *Municipal Judge and City Attorney* must be voted upon by
24 ~~[all]~~ *the* registered voters of the City ~~[-~~

25 ~~—4. The Mayor and all Councilmen must be voted upon~~
26 ~~by all registered voters of the City at the general election.]~~ *at*
27 *large.*

28 **Sec. 10.5.** Section 1.060 of the Charter of the City of Sparks,
29 being chapter 470, Statutes of Nevada 1975, as last amended by
30 chapter 41, Statutes of Nevada 2001, at page 394, is hereby
31 amended to read as follows:

32 Sec. 1.060 Elective officers: Qualifications; salaries.

33 1. The elective officers of the City consist of:

34 (a) A Mayor.

35 (b) Five members of the Council.

36 (c) A City Attorney.

37 (d) Municipal Judges, the number to be determined
38 pursuant to section 4.010.

39 2. ~~[All]~~ *Except as otherwise provided in subsection 4,*
40 *all* elective officers of the City must be:

41 (a) Bona fide residents of the City for at least 30 days
42 immediately preceding the last day for filing a declaration of
43 candidacy for such an office.



1 (b) Residents of the City during their term of office, and,
2 in the case of a member of the Council, a resident of the ward
3 the member represents.

4 (c) Registered voters within the City.

5 3. No person may be elected or appointed as a member
6 of the Council who was not an actual bona fide resident of the
7 ward to be represented by him for a period of at least 30 days
8 immediately preceding the last day for filing a declaration of
9 candidacy for the office, or, in the case of appointment, 30
10 days immediately preceding the day the office became
11 vacant.

12 4. The City Attorney must be ~~fa~~ :

13 (a) *A bona fide resident of Washoe County for at least*
14 *30 days immediately preceding the last day for filing a*
15 *declaration of candidacy for such an office.*

16 (b) *A resident of Washoe County during his or her term*
17 *of office.*

18 (c) *Registered to vote within Washoe County.*

19 (d) *A licensed member of the State Bar of Nevada.*

20 5. Each elective officer is entitled to receive a salary in
21 an amount fixed by the City Council. At any time before
22 January 1 of the year in which a general election is held, the
23 City Council shall enact an ordinance fixing the initial salary
24 for each elective office for the term beginning on the first
25 Monday following that election. This ordinance may not be
26 amended to increase or decrease the salary for the office of
27 Mayor, City Councilman or City Attorney during the term. If
28 the City Council fails to enact such an ordinance before
29 January 1 of the election year, the succeeding elective officers
30 are entitled to receive the same salaries as their respective
31 predecessors.

32 **Sec. 11.** Section 5.010 of the Charter of the City of Sparks,
33 being chapter 470, Statutes of Nevada 1975, as last amended by
34 chapter 52, Statutes of Nevada 2005, at page 104, is hereby
35 amended to read as follows:

36 Sec. 5.010 General elections.

37 1. ~~[On the Tuesday after the first Monday in June 2001,~~
38 ~~there must be elected by the registered voters of the City, at a~~
39 ~~general municipal election, Council members to represent the~~
40 ~~first, third and fifth wards, a Municipal Judge for Department~~
41 ~~1 and a City Attorney, all of whom hold office until their~~
42 ~~successors have been elected and qualified, pursuant to~~
43 ~~subsection 3 or 4.~~

44 ~~—2. On the Tuesday after the first Monday in June 2003,~~
45 ~~there must be elected by the registered voters of the City, at a~~



1 ~~general municipal election, Council members to represent the~~
2 ~~second and fourth wards, a Mayor and a Municipal Judge~~
3 ~~for Department 2, all of whom hold office until their~~
4 ~~successors have been elected and qualified, pursuant to~~
5 ~~subsection 5 or 6.~~

6 ~~—3.]~~ On the Tuesday after the first Monday in November
7 2004, and at each successive interval of 4 years, there must be
8 elected, ~~[by the registered voters of the City,]~~ at the general
9 election, Council members to represent the first, third and
10 fifth wards and a City Attorney, all of whom hold office for a
11 term of 4 years and until their successors have been elected
12 and qualified.

13 ~~4.—On the Tuesday after the first Monday in November~~
14 ~~2004, and at each successive interval of 4 years, there must be~~
15 ~~elected by the registered voters of the City, at the general~~
16 ~~election, a Municipal Judge for Department 1, who holds~~
17 ~~office for a term of 4 years and until his successor has been~~
18 ~~elected and qualified, pursuant to subsection 7.~~

19 ~~—5.]~~ 2. On the Tuesday after the first Monday in
20 November 2006, and at each successive interval of 4 years,
21 there must be elected, ~~[by the registered voters of the City,]~~
22 at the general election, Council members to represent the
23 second and fourth wards and a Mayor, all of whom hold
24 office for a term of 4 years and until their successors have
25 been elected and qualified.

26 ~~6.]~~ 3. On the Tuesday after the first Monday in
27 November 2006, and at each successive interval of 6 years,
28 there must be elected, ~~[by the registered voters of the City,]~~
29 at the general election, a Municipal Judge for Department 2,
30 who holds office for a term of 6 years and until his successor
31 has been elected and qualified.

32 ~~7.]~~ 4. On the Tuesday after the first Monday in
33 November 2008, and at each successive interval of 6 years,
34 there must be elected, ~~[by the registered voters of the City,]~~
35 at the general election, a Municipal Judge for Department 1,
36 who holds office for a term of 6 years and until his successor
37 has been elected and qualified.

38 ~~8.—All candidates at]~~

39 5. *In an election that is held pursuant to this section :*

40 *(a) Candidates for the offices of Mayor, City Attorney*
41 *and Municipal Judge must be voted upon by the registered*
42 *voters of the City at large.*

43 *(b) A candidate for the office of City Council Member*
44 *must be voted upon only by the registered voters of the ward*
45 *that the candidate seeks to represent.*



1 **Sec. 12.** Section 5.020 of the Charter of the City of Sparks,
2 being chapter 470, Statutes of Nevada 1975, as last amended by
3 chapter 41, Statutes of Nevada 2001, at page 398, is hereby
4 amended to read as follows:

5 Sec. 5.020 Primary elections.

6 1. *At an election that is held pursuant to this section:*

7 (a) Candidates for the offices of Mayor, City Attorney
8 and Municipal Judge must be voted upon by the registered
9 voters of the City at large. ~~Candidates to represent a ward as~~
10 ~~a member of the City Council]~~

11 (b) *A candidate for the office of City Council Member*
12 *must be voted upon only by the registered voters of the ward*
13 ~~[to be represented by them.]~~ *that the candidate seeks to*
14 *represent.*

15 2. The names of the two candidates for Mayor, City
16 Attorney and Municipal Judge and the names of the two
17 candidates to represent the ward as a member of the City
18 Council from each ward who receive the highest number of
19 votes at the primary election must be placed on the ballot for
20 the general election.

21 **Sec. 13.** The City Council of the City of Reno shall, not later
22 than October 1, 2011, establish the boundaries of the ward created
23 by the amendatory provisions of section 7 of this act, which must be
24 designated the sixth ward, and change the boundaries of the first
25 through fifth wards to comply with the provisions of section 1.050
26 of the Charter of the City of Reno, as amended by section 7 of this
27 act.

28 **Sec. 13.5.** The City Council of the City of Reno shall, not later
29 than October 1, 2015, change the boundaries of the first through
30 fifth wards to comply with the expiration by limitation of the
31 provisions of section 1.050 of the Charter of the City of Reno, as
32 amended by section 7 of this act.

33 **Sec. 14.** Notwithstanding the amendatory provisions of
34 sections 8 and 9 of this act, a Council Member of the City of Reno
35 who holds office on July 1, 2011, shall:

36 1. If elected or appointed to represent a ward, continue to
37 represent that ward for the remainder of his or her term of office.

38 2. If elected or appointed to represent the City at large, be
39 deemed to represent only the ward created by the amendatory
40 provisions of section 7 of this act, upon the creation of that ward, for
41 the remainder of his or her term of office.

42 **Sec. 14.5.** Notwithstanding the expiration by limitation of the
43 amendatory provisions of sections 8 and 9 of this act, a Council
44 Member of the City of Reno who holds office on July 1, 2015, shall:



1 1. If elected or appointed to represent the first through fifth
2 ward, continue to represent that ward for the remainder of his or her
3 term of office.

4 2. If elected or appointed to represent the sixth ward, be
5 deemed to represent the City at large for the remainder of his or her
6 term of office.

7 **Sec. 15.** The Board of Supervisors of Carson City shall place
8 on the ballot for the general election to be held on
9 November 6, 2012, a question in substantially the following form:

10 Shall the Charter of Carson City be amended to provide
11 for a ward system for the election of Supervisors, providing
12 that each Supervisor must be elected in a primary or general
13 election by only the registered voters of the ward that he or
14 she seeks to represent?

15 **Sec. 16.** The City Council of the City of Henderson shall place
16 on the ballot for the general election to be held on
17 November 6, 2012, a question in substantially the following form:

18 Shall the Charter of the City of Henderson be amended to
19 provide for a ward system for the election of Council
20 Members, providing that each Council Member must be
21 elected in a primary or general election by only the registered
22 voters of the ward that he or she seeks to represent?

23 **Sec. 17.** The City Council of the City of Reno shall place on
24 the ballot for the general election to be held on November 6, 2012, a
25 question in substantially the following form:

26 Shall the Charter of the City of Reno be amended to
27 provide for a ward system for the election of Council
28 Members, providing that each Council Member must be
29 elected in a general election by only the registered voters of
30 the ward that he or she seeks to represent?

31 **Sec. 18.** The City Council of the City of Sparks shall place on
32 the ballot for the general election to be held on November 6, 2012, a
33 question in substantially the following form:

34 Shall the Charter of the City of Sparks be amended to
35 provide for a ward system for the election of Council
36 Members, providing that each Council Member must be
37 elected in a general election by only the registered voters of
38 the ward that he or she seeks to represent?

39 **Sec. 19.** 1. This section and sections 15 to 18, inclusive, of
40 this act become effective upon passage and approval.

41 2. Sections 7 to 10.5, inclusive, 13 and 14 of this act become
42 effective on July 1, 2011.

43 3. Sections 1, 2 and 3 of this act become effective on
44 July 1, 2013, only if a majority of the voters voting on the question



1 placed on the ballot pursuant to section 15 of this act vote
2 affirmatively on the question.

3 4. Sections 4, 5 and 6 of this act become effective on
4 July 1, 2013, only if a majority of the voters voting on the question
5 placed on the ballot pursuant to section 16 of this act vote
6 affirmatively on the question.

7 5. Sections 11 and 12 of this act become effective on
8 July 1, 2013, only if a majority of the voters voting on the question
9 placed on the ballot pursuant to section 18 of this act vote
10 affirmatively on the question.

11 6. Sections 7 to 10, inclusive, of this act expire by limitation on
12 June 30, 2015, unless a majority of the voters voting on the question
13 placed on the ballot pursuant to section 17 of this act vote
14 affirmatively on the question.

15 7. Sections 13.5 and 14.5 of this act become effective on
16 July 1, 2015, only if a majority of the voters voting on the question
17 placed on the ballot pursuant to section 17 of this act disapproves
18 the question.



