



Fact Sheet

RESIDENCY REQUIREMENTS IN NEVADA

RESEARCH DIVISION
LEGISLATIVE COUNSEL BUREAU

APRIL 2010

The State of Nevada has varying residency requirements dependent upon the purpose for claiming in-state residence. Provisions of Nevada law are summarized below. The referenced provisions under *Nevada Revised Statutes* (NRS) may be reviewed through the Legislature's website at www.leg.state.nv.us.

LEGAL RESIDENCE

Unless otherwise required by a specific statute, [NRS 10.155](#) provides that the legal residence of a person in Nevada is that place where the person has been physically present within the State during the period for which residency is claimed. Legal residence starts on the day that such actual physical presence begins. If a person leaves the jurisdiction of his or her residence with the intention, in good faith, of returning without delay and continuing his or her residence, the time of absence is not considered in determining the fact of residence.

ADOPTION

Persons are required to be residents of Nevada for six months prior to the granting of an adoption petition ([NRS 127.060](#)).

MARRIAGE

[Nevada Revised Statutes 122.040](#) requires persons desiring to be married in Nevada to obtain a marriage license from the clerk of any county in the State. However, no residency requirements exist regarding marriage.

ANNULMENT OF MARRIAGES CONTRACTED OUTSIDE OF NEVADA

One of the parties seeking an annulment must have resided in the State for at least six weeks ([NRS 125.370](#)).

DIVORCE

One of the parties must have been a resident of the State for at least six weeks before filing a complaint ([NRS 125.020](#)).

DOMICILE

A declaration of domicile may be made under [NRS 41.191](#). This process involves filing a sworn statement with the district court in the county where the person is located, evidencing residence and intent to make that location a permanent, predominant, or principal home

HUNTING AND FISHING LICENSES

In order to qualify for an in-state hunting or fishing license, [NRS 502.015](#) and [NRS 502.240](#) require the person to have been a resident of the State for at least six months immediately preceding his or her application or be a full-time student at an institution of higher learning in the State. A student must also have been physically present in Nevada for at least six months immediately preceding his or her application and not have been issued a hunting or fishing license from another jurisdiction within the six-month period.

MOTOR VEHICLE REGISTRATION AND DRIVER'S LICENSE

A person is required to apply for registration of any vehicle which he or she owns and intends to operate in the State within 60 days after becoming a resident or at the time he or she obtains a driver's license, whichever occurs first ([NRS 482.385](#)).

Also, within 30 days after becoming a resident of the State of Nevada, a person must obtain a Nevada driver's license as a prerequisite to driving a vehicle in the State ([NRS 483.245](#)).

INCOME TAXES

Nevada does not have a State income tax. In fact, the *Nevada Constitution* states, "No income tax shall be levied upon the wages or personal income of natural persons" ([Article 10, Section 1](#)).

INHERITANCE TAX

In many states, an inheritance tax is imposed on those who inherit property. The *Nevada Constitution* prohibits such levies ([Article 10, Section 1](#)).

ESTATE TAXES

Nevada's estate tax may not exceed the amount of the credit allowed by law against estate taxes payable to the federal government (*Nevada Constitution*, [Article 10, Section 4](#)).

UNIVERSITY TUITION

Each institution of the Nevada System of Higher Education (NSHE) establishes various residency regulations for determining tuition charges. Information about the University of Nevada, Reno, and the University of Nevada, Las Vegas, concerning residency requirements may be accessed at the following websites: <http://www.ss.unr.edu/records/residency/> and <http://www.unlv.edu/admissions/residency.html>. Information regarding other NSHE institutions may be obtained from the Office of the Chancellor at (775) 784-4901 in Reno or (702) 871-0200 in Las Vegas.

VOTING

Persons are eligible to vote if, before an election, they have continuously resided in the State and the county for 30 days and in the precinct for 10 days ([NRS 293.485](#)).