PROPOSED REGULATION OF THE

SECRETARY OF STATE

LCB FILE NO. R107-21I

The following document is the initial draft regulation proposed

by the agency submitted on 11/23/2021

PROPOSED REGULATIONS OF THE SECRETARY OF STATE

ELECTIONS DIVISION

LCB File No. _____

Section 1. Chapter 293 of NAC is hereby amended by establishing the provisions set forth in Section 2, inclusive of this regulation.

Sec. 2.

NAC 293.___   Voter Preference for Receiving or Not Receiving a Mail Ballot. (NRS 293.124, 293.247, AB321 (2021)

1. A voter who wishes to opt out of receiving a mail ballot for each election for which the voter is eligible may submit a written request on the form created by the county clerk, on a form created by the Secretary of State, or by submitting a request online through the application created by the Secretary of State.

2. If a voter who has submitted a written request to opt out of receiving a mail ballot later decides to request a mail ballot, the voter may submit a written request for mail ballot on a form created by the county clerk or Secretary of State or by submitting a request online using the application created by the Secretary of State.

3. If a voter indicates a change in preference to receive or not receive a mail ballot and that request is received by the county clerk's office later than sixty days before the election, the request will be not effective for that election, but for subsequent elections.

4. For a voter who registers to vote or updates their mailing address after the date that the county clerk or the county clerk's mail ballot vendor sends out mail ballots to that county's registered voters, the county clerk will mail a ballot by the close of business on the thirteenth (13th) day before election day. For purposes of this subsection, "mail" means that the county

clerk or the county clerk's vendor delivers a mail ballot to the post office for further handling by close of business on the 13th day before election day. If the county clerk has already mailed a ballot to a specific voter at a previous address, the county clerk must indicate in the voter registration database that a second ballot has been issued. The county clerk must spoil the first ballot in the voter registration database.