

MOCK-UP

PROPOSED AMENDMENT 3222 TO ASSEMBLY BILL NO. 126

PREPARED FOR ASSEMBLYMAN FRIERSON
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PREPARED BY THE LEGAL DIVISION

NOTE: THIS DOCUMENT SHOWS PROPOSED AMENDMENTS IN CONCEPTUAL FORM. THE LANGUAGE AND ITS PLACEMENT IN THE OFFICIAL AMENDMENT MAY DIFFER.

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

Legislative Counsel's Digest:

Existing law provides that the period for filing a declaration of candidacy: (1) for judicial candidates begins the first Monday in January of the year of the election and ends the second Friday after the first Monday in January; and (2) for all nonjudicial candidates begins the first Monday in March of the year of the election and ends the second Monday after the first Monday in March. Section 6.5 of this bill provides that the period for filing a declaration of candidacy for all candidates begins the last Monday in February and ends the third Friday after the last Monday in February. Sections 6.2, 6.7, 35.3 and 35.6 of this bill make conforming changes related to candidates of a minor political party, independent candidates and candidates in a city election.

This bill also establishes requirements and procedures for conducting a presidential preference primary election, which is an election held in a presidential election year to determine the preferences of the registered voters of a major political party regarding the party's nominee for President of the United States.

1 **Section 43** of this bill requires, with certain exceptions, that a presidential preference
2 primary election be held for each major political party on the **first** Tuesday ~~immediately~~
3 ~~preceding the last Tuesday~~ in ~~January~~ **February** of each presidential election year.

4 **Section 44** of this bill sets forth the process for a qualified candidate to file a
5 declaration of candidacy for a presidential preference primary election. **Section 41** of this
6 bill defines the term "qualified candidate."

7 **Section 45** of this bill requires the county clerk to publish certain information regarding
8 the presidential preference primary election.

9 **Section 46** of this bill provides that a registered voter may cast a ballot at a presidential
10 preference primary election for a major political party only if the registered voter
11 designated on his or her application to register to vote an affiliation with the party. **Section**

1 47 of this bill provides that such a registered voter may cast a ballot at the presidential
2 preference primary election at any polling place in the county. **Section 11** of this bill makes
3 a conforming change to require a county clerk to establish at least one vote center in the
4 county for the day of the presidential preference primary election.

5 **Section 47** of this bill sets forth various duties of a county clerk related to the
6 presidential preference primary election, including distributing sample ballots, establishing
7 polling places, distributing absent ballots and, if applicable, distributing mail ballots or
8 mailing ballots. **Sections 12-16** of this bill make conforming changes to existing provisions
9 relating to absent ballots and mailing ballots.

10 **Section 48** of this bill requires a period for early voting for a presidential preference
11 primary election that begins 10 calendar days before the election and extends through the
12 Friday before the election. **Section 17** of this bill makes a conforming change related to the
13 general process for early voting.

14 **Section 50** of this bill requires the Secretary of State to compile the returns of the
15 presidential preference primary election for each qualified candidate of the major political
16 party, prepare an abstract of the returns and certify the number of votes received by each
17 qualified candidate.

18 **Sections 49 and 51** of this bill provide that the cost of a presidential preference primary
19 election is a charge against the State and must be paid from the Reserve for Statutory
20 Contingency Account. **Section 23** of this bill makes a conforming change related to the cost
21 of distributing sample ballots.

22 **Sections 2-5** of this bill make conforming changes related to the precinct meetings and
23 party conventions of major political parties to account for holding a presidential preference
24 primary election.

25 **Section 6** of this bill clarifies that the minor political parties do not participate in the
26 presidential preference primary election.

27 **Section 7** of this bill requires, with certain exceptions, the Secretary of State to adopt
28 permanent regulations relating to a presidential preference primary election.

29 **Sections 8 and 18** of this bill authorize an Indian tribe to request the establishment of a
30 polling place within the boundaries of an Indian reservation or Indian colony for a
31 presidential preference primary election.

32 **Section 9** of this bill sets forth the procedure for a registered voter to apply to vote at a
33 presidential preference primary election.

34 **Section 10** of this bill requires the county clerk to post certain notices if a candidate
35 whose name appears on the ballot at a presidential preference primary election dies before
36 the closing of the polls.

37 **Section 19** of this bill requires the county clerk to collect and submit to the Secretary of
38 State certain information regarding each presidential preference primary election consistent
39 with the requirements to collect and submit to the Secretary of State information for a
40 primary or general election.

41 **Sections 20-22 and 25** of this bill amend existing provisions relating to voter
42 registration to account for presidential preference primary elections.

43 **Section 24** of this bill requires the county clerk to ascertain by precinct and district the
44 number of registered voters in the county and their political affiliation before the
45 presidential preference primary election consistent with the existing requirements for a
46 primary or general election.

47 **Section 26** of this bill amends the definition of "election" so that provisions that allow
48 certain voter registration after the close of registration and same day voter registration apply
49 to the presidential preference primary election.

50 **Sections 27-32** of this bill make various changes to specify that provisions relating to
51 elections affected by certain emergencies or disasters also apply to presidential preference
52 primary elections.

53 **Sections 33-35** of this bill specify that provisions relating to mechanical voting systems
54 and machines also apply to presidential preference primary elections.

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 thereto
2 a new section to read as follows:

3 *“Presidential preference primary election” means an election held in*
4 *a presidential election year pursuant to sections 37 to 50, inclusive, of*
5 *this act to determine the preferences of the registered voters of a major*
6 *political party regarding the party’s nominee for President of the United*
7 *States.*

8 **Sec. 2.** NRS 293.010 is hereby amended to read as follows:

9 293.010 As used in this title, unless the context otherwise requires,
10 the words and terms defined in NRS 293.013 to 293.121, inclusive, *and*
11 *section 1 of this act* have the meanings ascribed to them in those sections.

12 **Sec. 3.** NRS 293.135 is hereby amended to read as follows:

13 293.135 1. The county central committee of each major political
14 party in each county shall have a precinct meeting of the registered voters
15 of the party residing in each voting precinct entitled to delegates in the
16 county convention called and held on the dates set for the precinct meeting
17 by the respective state central committees in each year in which a general
18 election is held. *In any year in which a presidential preference primary*
19 *election is held for the major political party, the precinct meeting must*
20 *not be held until after the results of the presidential preference primary*
21 *election are certified by the Secretary of State.*

22 2. The meeting must be held in one of the following places in the
23 following order of preference:

24 (a) Any public building within the precinct if the meeting is for a
25 single precinct, or any public building which is in reasonable proximity to
26 the precincts and will accommodate a meeting of two or more precincts; or

27 (b) Any private building within the precinct or one of the precincts.

28 3. The county central committee shall give notice of the meeting by:

29 (a) Posting in a conspicuous place outside the building where the
30 meeting is to be held; and

31 (b) Publishing in one or more newspapers of general circulation in the
32 precinct, published in the county, if any are so published,

33 ↳ on the date set for giving notice of the meeting by the respective state
34 central committees.

35 4. The notice must be printed in conspicuous display advertising
36 format of not less than 10 column inches, and must include the following
37 language, or words of similar import:

38 NOTICE TO ALL VOTERS REGISTERED
39 IN THE (STATE NAME OF MAJOR POLITICAL PARTY)

1 Nevada state law requires each major political party, in every
2 year during which a general election is held, to have a precinct
3 meeting held for each precinct. All persons registered in the party
4 and residing in the precinct are entitled to attend the precinct
5 meeting. Delegates to your party's county convention will be elected
6 at the meeting by those in attendance. Set forth below are the time
7 and place at which your precinct meeting will be held, together with
8 the number of delegates to be elected from each precinct. If you
9 wish to participate in the organization of your party for the coming 2
10 years, attend your precinct meeting.

11
12 5. The notice must specify:

13 (a) The date, time and place of the meeting; and

14 (b) The number of delegates to the county convention to be chosen at
15 the meeting.

16 **Sec. 4.** NRS 293.137 is hereby amended to read as follows:

17 293.137 1. Promptly at the time and place appointed therefor, the
18 mass meeting must be convened and organized for each precinct. If access
19 to the premises appointed for any such meeting is not available, the
20 meeting may be convened at an accessible place immediately adjacent
21 thereto. The meeting must be conducted openly and publicly and in such a
22 manner that it is freely accessible to any registered voter of the party
23 calling the meeting who resides in the precinct and is desirous of attending
24 the meeting, until the meeting is adjourned. At the meeting, the delegates
25 to _____ which

26 the members of the party residing in the precinct are entitled in the party's
27 county convention must be elected pursuant to the rules of the state central
28 committee of that party. ~~In presidential election years, the election of~~
29 ~~delegates may be a part of expressing preferences for candidates for the~~
30 ~~party's nomination for President of the United States if the rules of the~~
31 ~~party permit such conduct.~~ The result of the election *of delegates* must be
32 certified to the county convention of the party by the chair and the
33 secretary of the meeting upon the forms specified in subsection 3.

34 2. At the precinct meetings, the delegates and alternates to the party's
35 convention must be elected. If a meeting is not held for a particular
36 precinct at the location specified, that precinct must be without
37 representation at the county convention unless the meeting was scheduled,
38 with proper notice, and no registered voter of the party appeared. In that
39 case, the meeting shall be deemed to have been held and the position of
40 delegate is vacant. If a position of delegate is vacant, it must be filled by
41 the designated alternate, if any. If there is no designated alternate, the
42 vacancy must be filled pursuant to the rules of the party, if the rules of the
43 party so provide, or, if the rules of the party do not so provide, the county
44 central committee shall appoint a delegate from among the qualified
45 members of the party residing in the precinct in which the vacancy

1 occurred, and the secretary of the county central committee shall certify
2 the appointed delegate to the county convention.

3 3. The county central committee shall prepare and number serially a
4 number of certificate forms equal to the total number of delegates to be
5 elected throughout the county, and deliver the appropriate number to each
6 precinct meeting. Each certificate must be in duplicate. The original must
7 be given to the elected delegate, and the duplicate transmitted to the county
8 central committee.

9 4. All duplicates must be delivered to the chair of the preliminary
10 credentials committee of the county convention. Every delegate who
11 presents a certificate matching one of the duplicates must be seated
12 without dispute.

13 5. Each state central committee shall adopt written rules governing,
14 but not limited to, the following procedures:

15 (a) The selection, rights and duties of committees of a convention;

16 (b) Challenges to credentials of delegates; and

17 (c) Majority and minority reports of committees.

18 **Sec. 5.** NRS 293.163 is hereby amended to read as follows:

19 293.163 1. In presidential election years, on the call of a national
20 party convention, but one set of party conventions and but one state
21 convention shall be held on such respective dates and at such places as the
22 state central committee of the party shall designate. If no earlier dates are
23 fixed, the state convention shall be held 30 days before the date set for the
24 national convention and the county conventions shall be held 60 days
25 before the date set for the national convention.

26 2. Delegates to such conventions shall be selected in the same manner
27 as prescribed in NRS 293.130 to 293.160, inclusive, and each convention
28 shall have and exercise all of the power granted it under NRS 293.130 to
29 293.160, inclusive. In addition to such powers granted it, the state
30 convention shall select the necessary delegates and alternates to the
31 national convention of the party and, if consistent with the rules and
32 regulations of the party, shall select the national committeeman and
33 committeewoman of the party from the State of Nevada.

34 *3. Any rules or regulations of the party governing the election of*
35 *delegates and alternates to the national convention of the party, or*
36 *directing the votes of delegates at the national convention must*
37 *reasonably reflect the results of the presidential preference primary*
38 *election, if one has been held for the party.*

39 **Sec. 6.** NRS 293.1715 is hereby amended to read as follows:

40 293.1715 1. The names of the candidates for partisan office of a
41 minor political party must not appear on the ballot for a primary election
42 **+** *or presidential preference primary election.*

43 2. The names of the candidates for partisan office of a minor political
44 party must be placed on the ballot for the general election if the minor
45 political party is qualified. To qualify as a minor political party, the minor

1 political party must have filed a certificate of existence and be organized
2 pursuant to NRS 293.171, must have filed a list of its candidates for
3 partisan office pursuant to the provisions of NRS 293.1725 with the
4 Secretary of State and:

5 (a) At the last preceding general election, the minor political party
6 must have polled for any of its candidates for partisan office a number of
7 votes equal to or more than 1 percent of the total number of votes cast for
8 the offices of Representative in Congress;

9 (b) On January 1 preceding a primary election, the minor political
10 party must have been designated as the political party on the applications
11 to register to vote of at least 1 percent of the total number of registered
12 voters in this State; or

13 (c) Not later than the third Friday in June preceding the general
14 election, must file a petition with the Secretary of State which is signed by
15 a number of registered voters equal to at least 1 percent of the total number
16 of votes cast at the last preceding general election for the offices of
17 Representative in Congress.

18 3. The name of only one candidate of each minor political party for
19 each partisan office may appear on the ballot for a general election.

20 4. A minor political party must file a copy of the petition required by
21 paragraph (c) of subsection 2 with the Secretary of State before the petition
22 may be circulated for signatures.

23 **Sec. 6.2. NRS 293.1725 is hereby amended to read as follows:**

24 293.1725 1. Except as otherwise provided in subsection 4, a minor
25 political party that wishes to place its candidates for partisan office on the
26 ballot for a general election and:

27 (a) Is entitled to do so pursuant to paragraph (a) or (b) of subsection 2
28 of NRS 293.1715; or

29 (b) Files or will file a petition pursuant to paragraph (c) of subsection 2
30 of NRS 293.1715,

31 ↪ must file with the Secretary of State a list of its candidates for partisan
32 office not earlier than the ~~first~~ **last** Monday in ~~March~~ **February**
33 preceding the election and not later than 5 p.m. on the ~~second~~ **third**
34 Friday ~~after the first Monday in March.~~ **after the last Monday in**
35 **February.** The list must be signed by the person so authorized in the
36 certificate of existence of the minor political party before a notary public
37 or other person authorized to take acknowledgments. The list may be
38 amended not later than 5 p.m. on the ~~second~~ **third** Friday ~~after the first~~
39 ~~Monday in March.~~ **after the last Monday in February.**

40 2. The Secretary of State shall immediately forward a certified copy
41 of the list of candidates for partisan office of each minor political party to
42 the filing officer with whom each candidate must file his or her declaration
43 of candidacy.

44 3. Each candidate on the list must file his or her declaration of
45 candidacy with the appropriate filing officer and pay the filing fee required

1 by NRS 293.193 not earlier than the date on which the list of candidates
2 for partisan office of the minor political party is filed with the Secretary of
3 State and not later than 5 p.m. on the second Friday after the first Monday
4 in March.

5 4. A minor political party that wishes to place candidates for the
6 offices of President and Vice President of the United States on the ballot
7 and has qualified to place the names of its candidates for partisan office on
8 the ballot for the general election pursuant to subsection 2 of NRS
9 293.1715 must file with the Secretary of State a certificate of nomination
10 for these offices not later than the last Tuesday in August.

11 **Sec. 6.5. NRS 293.177 is hereby amended to read as follows:**

12 293.177 1. Except as otherwise provided in NRS 293.165 and
13 293.166, a name may not be printed on a ballot to be used at a primary
14 election unless the person named has filed a declaration of candidacy with
15 the appropriate filing officer and paid the filing fee required by NRS
16 293.193 not earlier than ~~the~~

17 ~~— (a) For a candidate for judicial office, the first last Monday in~~
18 ~~January February~~ of the year in which the election is to be held and not
19 later than 5 p.m. on the ~~second third~~ Friday after the ~~first last~~ Monday
20 in ~~January; and~~

21 ~~— (b) For all other candidates, the first Monday in March of the year in~~
22 ~~which the election is to be held and not later than 5 p.m. on the second~~
23 ~~Friday after the first Monday in March. February.~~

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

26 (a) For partisan office:

27
28 Declaration of Candidacy of for the
29 Office of

30
31 State of Nevada

32
33 County of

34
35 For the purpose of having my name placed on the official ballot as a
36 candidate for the Party nomination for the office of, I, the
37 undersigned, do swear or affirm under penalty of perjury that I
38 actually, as opposed to constructively, reside at, in the City or Town
39 of, County of, State of Nevada; that my actual, as opposed to
40 constructive, residence in the State, district, county, township, city or other
41 area prescribed by law to which the office pertains began on a date at least
42 30 days immediately preceding the date of the close of filing of
43 declarations of candidacy for this office; that my telephone number is
44, and the address at which I receive mail, if different than my
45 residence, is; that I am registered as a member of the

1 Party; that I am a qualified elector pursuant to Section 1 of Article 2 of the
2 Constitution of the State of Nevada; that if I have ever been convicted of
3 treason or a felony, my civil rights have been restored; that I have not, in
4 violation of the provisions of NRS 293.176, changed the designation of my
5 political party or political party affiliation on an official application to
6 register to vote in any state since December 31 before the closing filing
7 date for this election; that I generally believe in and intend to support the
8 concepts found in the principles and policies of that political party in the
9 coming election; that if nominated as a candidate of the Party at
10 the ensuing election, I will accept that nomination and not withdraw; that I
11 will not knowingly violate any election law or any law defining and
12 prohibiting corrupt and fraudulent practices in campaigns and elections in
13 this State; that I will qualify for the office if elected thereto, including, but
14 not limited to, complying with any limitation prescribed by the
15 Constitution and laws of this State concerning the number of years or
16 terms for which a person may hold the office; that I understand that
17 knowingly and willfully filing a declaration of candidacy which contains a
18 false statement is a crime punishable as a gross misdemeanor and also
19 subjects me to a civil action disqualifying me from entering upon the
20 duties of the office; and that I understand that my name will appear on all
21 ballots as designated in this declaration.

22
23
24 (Designation of name)

25
26
27 (Signature of candidate for office)

28
29 Subscribed and sworn to before me
30 this day of the month of of the year

31
32
33 Notary Public or other person
34 authorized to administer an oath

35
36 (b) For nonpartisan office:

37
38 Declaration of Candidacy of for the
39 Office of

40
41 State of Nevada

42
43 County of
44

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

26
27

28 (Designation of name)

29
30

31 (Signature of candidate for office)

32
33

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

35
36

37 Notary Public or other person
 38 authorized to administer an oath

39
40

41 3. The address of a candidate which must be included in the
 42 declaration of candidacy pursuant to subsection 2 must be the street
 43 address of the residence where the candidate actually, as opposed to
 44 constructively, resides in accordance with NRS 281.050, if one has been
 assigned. The declaration of candidacy must not be accepted for filing if

1 the candidate fails to comply with the following provisions of this
2 subsection or, if applicable, the provisions of subsection 4:

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

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

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

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

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

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

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

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

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

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

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

1 specified address, unless the candidate has designated in writing to the
2 filing officer a different address for that purpose, in which case the filing
3 officer shall mail the copy to the last address so designated.

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

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

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

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

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

21 **Sec. 6.7. NRS 293.200 is hereby amended to read as follows:**

22 293.200 1. An independent candidate for partisan office must file
23 with the appropriate filing officer as set forth in NRS 293.185:

24 (a) A copy of the petition of candidacy that he or she intends to
25 subsequently circulate for signatures. The copy must be filed not earlier
26 than the January 2 preceding the date of the election and not later than 10
27 working days before the last day to file the petition pursuant to subsection
28 4. The copy of the petition must be filed with the appropriate filing officer
29 before the petition may be circulated for signatures.

30 (b) Either of the following:

31 (1) A petition of candidacy signed by a number of registered voters
32 equal to at least 1 percent of the total number of ballots cast in:

33 (I) This State for that office at the last preceding general election
34 in which a person was elected to that office, if the office is a statewide
35 office;

36 (II) The county for that office at the last preceding general
37 election in which a person was elected to that office, if the office is a
38 county office; or

39 (III) The district for that office at the last preceding general
40 election in which a person was elected to that office, if the office is a
41 district office.

42 (2) A petition of candidacy signed by 250 registered voters if the
43 candidate is a candidate for statewide office, or signed by 100 registered
44 voters if the candidate is a candidate for any office other than a statewide
45 office.

1 2. The petition may consist of more than one document. Each
2 document must bear the name of the county in which it was circulated, and
3 only registered voters of that county may sign the document. If the office is
4 not a statewide office, only the registered voters of the county, district or
5 municipality in question may sign the document. The documents that are
6 circulated for signature in a county must be submitted to that county clerk
7 for verification in the manner prescribed in NRS 293.1276 to 293.1279,
8 inclusive, not later than 10 working days before the last day to file the
9 petition pursuant to subsection 4. Each person who signs the petition shall
10 add to his or her signature the address of the place at which the person
11 actually resides, the date that he or she signs the petition and the name of
12 the county where he or she is registered to vote. The person who circulates
13 each document of the petition shall sign an affidavit attesting that the
14 signatures on the document are genuine to the best of his or her knowledge
15 and belief and were signed in his or her presence by persons registered to
16 vote in that county.

17 3. The petition of candidacy may state the principle, if any, which the
18 person qualified represents.

19 4. Petitions of candidacy must be filed not earlier than the ~~first~~ last
20 Monday in ~~March~~ February preceding the general election and not later
21 than 5 p.m. on the third Friday in June.

22 5. No petition of candidacy may contain the name of more than one
23 candidate for each office to be filled.

24 6. A person may not file as an independent candidate if he or she is
25 proposing to run as the candidate of a political party.

26 7. The names of independent candidates must be placed on the
27 general election ballot and must not appear on the primary election ballot.

28 8. If the sufficiency of the petition of the candidacy of any person
29 seeking to qualify pursuant to this section is challenged, all affidavits and
30 documents in support of the challenge must be filed not later than 5 p.m.
31 on the fourth Friday in June. Any judicial proceeding resulting from the
32 challenge must be set for hearing not more than 5 days after the fourth
33 Friday in June.

34 9. Any challenge pursuant to subsection 8 must be filed with:

35 (a) The First Judicial District Court if the petition of candidacy was
36 filed with the Secretary of State.

37 (b) The district court for the county where the petition of candidacy
38 was filed if the petition was filed with a county clerk.

39 10. The district court in which the challenge is filed shall give priority
40 to such proceedings over all other matters pending with the court, except
41 for criminal proceedings.

42 11. An independent candidate for partisan office must file a
43 declaration of candidacy with the appropriate filing officer and pay the
44 filing fee required by NRS 293.193 not earlier than the ~~first~~ last Monday
45 in ~~March~~ February of the year in which the election is held and not later

1 than 5 p.m. on the ~~second~~ third Friday after the ~~first~~ last Monday in
2 ~~March~~ February.

3 **Sec. 7.** NRS 293.247 is hereby amended to read as follows:

4 293.247 1. The Secretary of State shall adopt regulations, not
5 inconsistent with the election laws of this State, for the conduct of primary,
6 *presidential preference primary*, general, special and district elections in
7 all cities and counties. Permanent regulations of the Secretary of State that
8 regulate the conduct of a primary, general, special or district election and
9 are effective on or before the last business day of February immediately
10 preceding a primary, general, special or district election govern the
11 conduct of that election. *Permanent regulations of the Secretary of State*
12 *that regulate the conduct of a presidential preference primary election*
13 *and are effective on or before the last business day of September*
14 *immediately preceding a presidential preference primary election govern*
15 *the conduct of that election.*

16 2. The Secretary of State shall prescribe the forms for a declaration of
17 candidacy and any petition which is filed pursuant to the election laws of
18 this State.

19 3. The regulations must prescribe:

20 (a) The manner of printing ballots and the number of ballots to be
21 distributed to precincts and districts;

22 (b) The form and placement of instructions to voters;

23 (c) The disposition of election returns;

24 (d) The procedures to be used for canvasses, ties, recounts and
25 contests, including, without limitation, the appropriate use of a paper
26 record created when a voter casts a ballot on a mechanical voting system
27 that directly records the votes electronically;

28 (e) The procedures to be used to ensure the security of the ballots from
29 the time they are transferred from the polling place until they are stored
30 pursuant to the provisions of NRS 293.391 or 293C.390;

31 (f) The procedures to be used to ensure the security and accuracy of
32 computer programs and tapes used for elections;

33 (g) The procedures to be used for the testing, use and auditing of a
34 mechanical voting system which directly records the votes electronically
35 and which creates a paper record when a voter casts a ballot on the system;

36 (h) The acceptable standards for the sending and receiving of
37 applications, forms and ballots, by approved electronic transmission, by
38 the county clerks and the electors, registered voters or other persons who
39 are authorized to use approved electronic transmission pursuant to the
40 provisions of this title;

41 (i) The forms for applications to preregister and register to vote and
42 any other forms necessary for the administration of this title; and

43 (j) Such other matters as determined necessary by the Secretary of
44 State.

1 4. The Secretary of State may provide interpretations and take other
2 actions necessary for the effective administration of the statutes and
3 regulations governing the conduct of primary, *presidential preference*
4 *primary*, general, special and district elections in this State.

5 5. The Secretary of State shall prepare and distribute to each county
6 and city clerk copies of:

7 (a) Laws and regulations concerning elections in this State;

8 (b) Interpretations issued by the Secretary of State's Office; and

9 (c) Any Attorney General's opinions or any state or federal court
10 decisions which affect state election laws or regulations whenever any of
11 those opinions or decisions become known to the Secretary of State.

12 **Sec. 8.** NRS 293.2733 is hereby amended to read as follows:

13 293.2733 1. If an Indian reservation or Indian colony is located in
14 whole or in part within a county, the Indian tribe may submit a request to
15 the county clerk for the establishment of a polling place within the
16 boundaries of the Indian reservation or Indian colony for the day of a
17 primary election , *presidential preference primary election* or general
18 election.

19 2. A request for the establishment of a polling place within the
20 boundaries of an Indian reservation or Indian colony for the day of a
21 primary election , *presidential preference primary election* or general
22 election:

23 (a) Must be submitted to the county clerk by the Indian tribe on or
24 before:

25 (1) If the request is for a primary election, the first Friday in
26 January of the year in which the primary election is to be held.

27 (2) *If the request is for a presidential preference primary election,*
28 *the first Friday in November of the year immediately preceding the year*
29 *of the presidential preference primary election.*

30 (3) If the request is for a general election, the first Friday in July of
31 the year in which the general election is to be held.

32 (b) May include one or more proposed locations within the boundaries
33 of the Indian reservation or Indian colony for the polling place. Any
34 proposed location must satisfy the criteria the county clerk uses for the
35 establishment of any other polling place.

36 3. Except as otherwise provided in this subsection, if the county clerk
37 receives a request that satisfies the requirements set forth in subsection 2,
38 the county clerk must establish at least one polling place within the
39 boundaries of the Indian reservation or Indian colony at a location or
40 locations, as applicable, approved by the Indian tribe for the day of a
41 primary election , *presidential preference primary election* or general
42 election. The county clerk is not required to establish a polling place
43 within the boundaries of an Indian reservation or Indian colony for the day
44 of a primary election , *presidential preference primary election* or general
45 election if the county clerk established a temporary branch polling place

1 for early voting pursuant to NRS 293.3572 within the boundaries of the
2 Indian reservation or Indian colony for the same election.

3 4. If the county clerk establishes one or more polling places within
4 the boundaries of an Indian reservation or Indian colony pursuant to
5 subsection 3 for the day of a primary election , *presidential preference*
6 *primary election* or general election, the county clerk must continue to
7 establish one or more polling places within the boundaries of the Indian
8 reservation or Indian colony at a location or locations approved by the
9 Indian tribe for the day of any future primary election , *presidential*
10 *preference primary election* or general election unless otherwise requested
11 by the Indian tribe.

12 **Sec. 9.** NRS 293.287 is hereby amended to read as follows:

13 293.287 1. A registered voter applying to vote at any primary
14 election *or presidential preference primary election* shall give his or her
15 name and political affiliation, if any, to the election board officer in charge
16 of the roster, and the officer shall immediately announce the name and
17 political affiliation.

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

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

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

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

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

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

30 **Sec. 10.** NRS 293.302 is hereby amended to read as follows:

31 293.302 If a candidate whose name appears on the ballot at a primary
32 election , *presidential preference primary election* or general election dies
33 after the applicable dates set forth in NRS 293.368 but before the time of
34 the closing of the polls on the day of the election, the county clerk shall
35 post a notice of the candidate's death at each polling place where the
36 candidate's name will appear on the ballot for the primary election ,
37 *presidential preference primary election* or general election.

38 **Sec. 11.** NRS 293.3072 is hereby amended to read as follows:

39 293.3072 1. A county clerk ~~may~~ :

40 (a) *May* establish one or more polling places in the county where any
41 person entitled to vote in the county by personal appearance may do so on
42 the day of the primary election or general election.

43 (b) *Must establish one or more polling places in the county where*
44 *any person entitled to vote in the county by personal appearance may do*
45 *so on the day of the presidential preference primary election.*

1 2. Any person entitled to vote in the county by personal appearance
2 may do so at any polling place established pursuant to subsection 1.

3 **Sec. 12.** NRS 293.309 is hereby amended to read as follows:

4 293.309 1. The county clerk of each county shall prepare an absent
5 ballot for the use of registered voters who have requested absent ballots.
6 The county clerk shall make reasonable accommodations for the use of the
7 absent ballot by a person who is elderly or disabled, including, without
8 limitation, by providing, upon request, the absent ballot in 12-point type to
9 a person who is elderly or disabled.

10 2. The ballot must be prepared and ready for distribution to:

11 (a) Each registered voter who:

12 (1) Resides within the State, not later than 20 days before the
13 election in which it is to be used; and

14 (2) Except as otherwise provided in paragraph (b), resides outside
15 the State, not later than 40 days before a primary *election, presidential*
16 *preference primary election* or general election, if possible.

17 (b) Each covered voter who is entitled to have a military-overseas
18 ballot transmitted pursuant to the provisions of chapter 293D of NRS or
19 the Uniformed and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§
20 20301 et seq., not later than the time required by those provisions.

21 3. Any untimely legal action which would prevent the ballot from
22 being distributed to any voter pursuant to subsection 2 is moot and of no
23 effect.

24 **Sec. 13.** NRS 293.313 is hereby amended to read as follows:

25 293.313 1. Except as otherwise provided in NRS 293.272, 293.316,
26 293.3165 and 293.502, a registered voter may request an absent ballot if,
27 before 5 p.m. on the 14th calendar day preceding the election, the
28 registered voter:

29 (a) Provides sufficient written notice to the county clerk; and

30 (b) Has identified himself or herself to the satisfaction of the county
31 clerk.

32 2. A registered voter may request an absent ballot for all elections
33 held during the year he or she requests an absent ballot.

34 3. A county clerk shall consider a request from a voter who has given
35 sufficient written notice on a form provided by the Federal Government as
36 a request for an absent ballot for the primary *election, presidential*
37 *preference primary election* and general ~~elections~~ *election* immediately
38 following the date on which the county clerk received the request.

39 4. It is unlawful for a person fraudulently to request an absent ballot
40 in the name of another person or to induce or coerce another person
41 fraudulently to request an absent ballot in the name of another person. A
42 person who violates this subsection is guilty of a category E felony and
43 shall be punished as provided in
44 NRS 193.130.

1 **Sec. 14.** NRS 293.3165 is hereby amended to read as follows:

2 293.3165 1. Except as otherwise provided in this section, a
3 registered voter who provides sufficient written notice to the county clerk
4 may request that the registered voter receive an absent ballot for all
5 elections at which the registered voter is eligible to vote. The written
6 notice is effective for all elections that are conducted after the registered
7 voter provides the written notice to the county clerk, except that the written
8 notice is not effective for the next ensuing election unless the written
9 notice is provided to the county clerk before the time has elapsed for
10 requesting an absent ballot for the election pursuant to subsection 1 of
11 NRS 293.313.

12 2. Except as otherwise provided in this section or for an affected
13 election that is subject to the provisions of NRS 293.8801 to 293.8887,
14 inclusive, upon receipt of the written notice provided by the registered
15 voter pursuant to subsection 1, the county clerk shall:

16 (a) Issue an absent ballot to the registered voter for each primary
17 election, *presidential preference primary election*, general election and
18 special election, other than a special city election, that is conducted after
19 the written notice is effective pursuant to
20 subsection 1.

21 (b) Inform the applicable city clerk of receipt of the written notice
22 provided by the registered voter. Upon being informed of the written
23 notice by the county clerk, the city clerk shall issue an absent ballot for
24 each primary city election, *presidential preference primary election*,
25 general city election and special city election that is conducted after the
26 written notice is effective pursuant to subsection 1.

27 3. The county clerk must not mail an absent ballot requested by a
28 registered voter pursuant to subsection 1 if, after the request is submitted:

29 (a) The registered voter is designated inactive pursuant to
30 NRS 293.530;

31 (b) The county clerk cancels the registration of the person pursuant to
32 NRS 293.527, 293.530, 293.535 or 293.540; or

33 (c) An absent ballot is returned to the county clerk as undeliverable,
34 unless the registered voter has submitted a new request pursuant to
35 subsection 1.

36 4. The procedure authorized pursuant to this section is subject to all
37 other provisions of this chapter relating to voting by absent ballot to the
38 extent that those provisions are not inconsistent with the provisions of this
39 section.

40 **Sec. 15.** NRS 293.343 is hereby amended to read as follows:

41 293.343 1. Except as otherwise provided for an affected election
42 that is subject to the provisions of NRS 293.8801 to 293.8887, inclusive, a
43 registered voter who resides in an election precinct in which there were not
44 more than 200 voters registered for the last preceding general election, or
45 in a precinct in which it appears to the satisfaction of the county clerk and

1 Secretary of State that there are not more than 200 registered voters, may
2 vote at any election regulated by this chapter *or chapter 298 of NRS* in the
3 manner provided in NRS 293.343 to 293.355, inclusive.

4 2. Except as otherwise provided for an affected election that is subject
5 to the provisions of NRS 293.8801 to 293.8887, inclusive, whenever the
6 county clerk has designated a precinct as a mailing precinct, registered
7 voters residing in that precinct may vote at any election regulated by this
8 chapter *or chapter 298 of NRS* in the manner provided in NRS 293.343 to
9 293.355, inclusive.

10 3. In a county whose population is 100,000 or more, whenever a
11 registered voter is entitled to vote in a mailing precinct or an absent ballot
12 mailing precinct, the county clerk:

13 (a) Shall designate at least one polling place in the county as the
14 polling place where such a voter may vote in person, pursuant to paragraph
15 (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, on
16 election day; and

17 (b) May designate certain polling places for early voting as the polling
18 places where such a voter may vote in person, pursuant to paragraph (b) of
19 subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, during the
20 period for early voting, if it is impractical for the county clerk to provide at
21 each polling place for early voting a ballot in every form required in the
22 county.

23 4. In a county whose population is less than 100,000, whenever a
24 registered voter is entitled to vote in a mailing precinct or an absent ballot
25 mailing precinct, the county clerk:

26 (a) May designate one or more polling places in the county as the
27 polling place where such a voter may vote in person, pursuant to paragraph
28 (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, on
29 election day; and

30 (b) May designate certain polling places for early voting as the polling
31 places where such a voter may vote in person, pursuant to paragraph (b) of
32 subsection 2 of NRS 293.353 or subsection 3 of NRS 293.353, during the
33 period for early voting, if it is impractical for the county clerk to provide at
34 each polling place for early voting a ballot in every form required in the
35 county.

36 5. Polling places designated pursuant to subsection 3 or 4 may
37 include, without limitation, polling places located as closely as practicable
38 to the mailing precincts.

39 **Sec. 16.** NRS 293.345 is hereby amended to read as follows:

40 293.345 1. Except as otherwise provided for an affected election
41 that is subject to the provisions of NRS 293.8801 to 293.8887, inclusive,
42 before 5 p.m. on the last business day preceding the first day of the period
43 for early voting for any primary election , *presidential preference primary*
44 *election* or general election, the county clerk shall cause to be mailed to
45 each registered voter in each mailing precinct and in each absent ballot

1 mailing precinct a mailing ballot, and accompanying supplies, as specified
2 in NRS 293.350.

3 2. If the county clerk has designated, pursuant to subsection 3 or 4 of
4 NRS 293.343, one or more polling places where a voter may vote in
5 person, the mailing ballot and the sample ballot must include a notice in
6 bold type informing the voter of the location of the designated polling
7 place or polling places on election day and the polling places during the
8 period for early voting where the voter may vote in person pursuant to
9 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of NRS
10 293.353.

11 3. Any untimely legal action which would prevent the mailing ballot
12 from being distributed to any voter pursuant to this section is moot and of
13 no effect.

14 **Sec. 17.** NRS 293.356 is hereby amended to read as follows:

15 293.356 If a request is made to vote early by a registered voter in
16 person, the election board shall issue a ballot for early voting to the voter.
17 Such a ballot must be voted on the premises of a polling place for early
18 voting established pursuant to NRS 293.3564 or 293.3572 ~~+~~ **or section 47**
19 **of this act.**

20 **Sec. 18.** NRS 293.3572 is hereby amended to read as follows:

21 293.3572 1. In addition to permanent polling places for early
22 voting, except as otherwise provided in subsection 4, the county clerk may
23 establish temporary branch polling places for early voting which may
24 include, without limitation, the clerk's office pursuant to NRS 293.3561.

25 2. If an Indian reservation or Indian colony is located in whole or in
26 part within a county, the Indian tribe may submit a request to the county
27 clerk for the establishment of a temporary branch polling place for early
28 voting within the boundaries of the Indian reservation or Indian colony.

29 3. A request for the establishment of a temporary branch polling place
30 for early voting within the boundaries of the Indian reservation or Indian
31 colony:

32 (a) Must be submitted to the county clerk by the Indian tribe on or
33 before:

34 (1) If the request is for a primary election, the first Friday in
35 January of the year in which the general election is to be held.

36 (2) ***If the request is for a presidential preference primary election,***
37 ***the first Friday in November of the year immediately preceding the year***
38 ***of the presidential preference primary election.***

39 (3) If the request is for a general election, the first Friday in July of
40 the year in which the general election is to be held.

41 (b) May include one or more proposed locations within the boundaries
42 of the Indian reservation or Indian colony for the temporary branch polling
43 place and proposed hours of operation thereof. Any proposed location
44 must satisfy the criteria established by the county clerk for the selection of
45 temporary branch polling places pursuant to NRS 293.3561.

1 4. Except as otherwise provided in this subsection, if the county clerk
2 receives a request that satisfies the requirements set forth in subsection 3,
3 the county clerk must establish at least one temporary branch polling place
4 for early voting within the boundaries of the Indian reservation or Indian
5 colony. The location and hours of operation of such a temporary branch
6 polling place for early voting must be approved by the Indian tribe. The
7 county clerk is not required to establish a temporary branch polling place
8 within the boundaries of the Indian reservation or Indian colony if the
9 county clerk determines that it is not logistically feasible to establish a
10 temporary branch polling place within the boundaries of the Indian
11 reservation or Indian colony.

12 5. If the county clerk establishes one or more temporary branch
13 polling places within the boundaries of an Indian reservation or Indian
14 colony pursuant to subsection 4 for early voting, the county clerk must
15 continue to establish one or more temporary branch polling places within
16 the boundaries of the Indian reservation or Indian colony at a location or
17 locations approved by the Indian tribe for early voting in future elections
18 unless otherwise requested by the Indian tribe.

19 6. The provisions of subsection 3 of NRS 293.3568 do not apply to a
20 temporary branch polling place. Voting at a temporary branch polling
21 place may be conducted on any one or more days and during any hours
22 within the period for early voting by personal appearance, as determined
23 by the county clerk.

24 7. The schedules for conducting voting are not required to be uniform
25 among the temporary branch polling places.

26 8. The legal rights and remedies which inure to the owner or lessor of
27 private property are not impaired or otherwise affected by the leasing of
28 the property for use as a temporary branch polling place for early voting,
29 except to the extent necessary to conduct early voting at that location.

30 **Sec. 19.** NRS 293.4695 is hereby amended to read as follows:

31 293.4695 1. Each county clerk shall collect the following
32 information regarding each primary *election, presidential preference*
33 *primary election* and general election, on a form provided by the Secretary
34 of State and made available at each polling place in the county, each
35 polling place for early voting in the county, the office of the county clerk
36 and any other location deemed appropriate by the Secretary of State:

37 (a) The number of ballots that have been discarded or for any reason
38 not included in the final canvass of votes, along with an explanation for the
39 exclusion of each such ballot from the final canvass of votes.

40 (b) A report on each malfunction of any mechanical voting system,
41 including, without limitation:

42 (1) Any known reason for the malfunction;

43 (2) The length of time during which the mechanical voting system
44 could not be used;

1 (3) Any remedy for the malfunction which was used at the time of
2 the malfunction; and

3 (4) Any effect the malfunction had on the election process.

4 (c) A list of each polling place not open during the time prescribed
5 pursuant to NRS 293.273 and an account explaining why each such polling
6 place was not open during the time prescribed pursuant to NRS 293.273.

7 (d) A description of each challenge made to the eligibility of a voter
8 pursuant to NRS 293.303 and the result of each such challenge.

9 (e) A description of each complaint regarding a ballot cast by mail or
10 facsimile filed with the county clerk and the resolution, if any, of the
11 complaint.

12 (f) The results of any audit of election procedures and practices
13 conducted pursuant to regulations adopted by the Secretary of State
14 pursuant to this chapter.

15 (g) The number of provisional ballots cast pursuant to NRS 293.3078
16 to 293.3086, inclusive, and the reason for the casting of each such
17 provisional ballot.

18 (h) The number of provisional ballots cast pursuant to NRS 293.5772
19 to 293.5887, inclusive.

20 2. Each county clerk shall submit to the Secretary of State, on a form
21 provided by the Secretary of State, the information collected pursuant to
22 subsection 1 not more than 60 days after each primary *election*,
23 *presidential preference primary election* and general election.

24 3. The Secretary of State may contact any political party and request
25 information to assist in the investigation of any allegation of voter
26 intimidation.

27 4. The Secretary of State shall establish and maintain an Internet
28 website pursuant to which the Secretary of State shall solicit and collect
29 voter comments regarding election processes.

30 5. The Secretary of State shall compile the information and comments
31 collected pursuant to this section into a report and shall submit the report
32 to the Director of the Legislative Counsel Bureau for transmission to the
33 Legislature not sooner than 30 days before and not later than 30 days after
34 the first day of each regular session of the Legislature.

35 6. The Secretary of State may make the report required pursuant to
36 subsection 5 available on an Internet website established and maintained
37 by the Secretary of State.

38 **Sec. 20.** NRS 293.485 is hereby amended to read as follows:

39 293.485 1. Every citizen of the United States, 18 years of age or
40 over, who has continuously resided in this State and in the county 30 days
41 and in the precinct 10 days next preceding the day of the next succeeding:

42 (a) Primary election;

43 (b) Primary city election;

44 (c) *Presidential preference primary election*;

45 (d) General election; or

1 ~~(d)~~ (e) General city election,
2 and who has registered in the manner provided in this chapter, is
3 entitled to vote at that election.

4 2. This section does not exclude the registration of eligible persons
5 whose 18th birthday or the date of whose completion of the required
6 residence occurs on or before the next succeeding:

- 7 (a) Primary election;
- 8 (b) Primary city election;
- 9 (c) *Presidential preference primary election*;
- 10 (d) General election;

11 ~~(d)~~ (e) General city election; or

12 ~~(e)~~ (f) Any other election.

13 **Sec. 21.** NRS 293.5057 is hereby amended to read as follows:

14 293.5057 A person who does not maintain a residence in this State
15 may preregister or register to vote for the office of President and Vice
16 President of the United States *at the general election* if the person files a
17 sworn statement with the county clerk or field registrar of voters that the
18 person is not preregistered or registered to vote in any other state and
19 provides evidence:

20 1. Of his or her domicile in this State in accordance with the
21 provisions of NRS 41.191;

22 2. That he or she maintains an account at a financial institution
23 located in this State; or

24 3. That his or her motor vehicle is registered in this State.

25 **Sec. 22.** NRS 293.560 is hereby amended to read as follows:

26 293.560 1. Except as otherwise provided in NRS 293.502, 293.5772
27 to 293.5887, inclusive, 293D.230 and 293D.300:

28 (a) For a primary *election, presidential preference primary election* or
29 general election, or a recall or special election that is held on the same day
30 as a primary *election, presidential preference primary election* or general
31 election, the last day to register to vote:

32 (1) By mail is the fourth Tuesday preceding the primary *election,*
33 *presidential preference primary election* or general election.

34 (2) By appearing in person at the office of the county clerk or, if
35 open, a county facility designated pursuant to NRS 293.5035, is the fourth
36 Tuesday preceding the primary *election, presidential preference primary*
37 *election* or general election.

38 (3) By computer, if the county clerk has established a system
39 pursuant to NRS 293.506 for using a computer to register voters, is the
40 Thursday preceding the primary *election, presidential preference primary*
41 *election* or general election, unless the system is used to register voters for
42 the election pursuant to NRS 293.5842 or 293.5847.

43 (4) By computer using the system established by the Secretary of
44 State pursuant to NRS 293.671, is the Thursday preceding the primary
45 *election, presidential preference primary election* or general election,

1 unless the system is used to register voters for the election pursuant to
2 NRS 293.5842 or 293.5847.

3 (b) If a recall or special election is not held on the same day as a
4 primary *election, presidential preference primary election* or general
5 election, the last day to register to vote for the recall or special election by
6 any method of registration is the third Saturday preceding the recall or
7 special election.

8 2. Except as otherwise provided in NRS 293.5772 to 293.5887,
9 inclusive, after the deadlines for the close of registration for a primary
10 *election, presidential preference primary election* or general election set
11 forth in subsection 1, no person may register to vote for the election.

12 3. Except for a recall or special election held pursuant to chapter 306
13 or 350 of NRS:

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

17 (1) The day and time that each method of registration for the
18 election, as set forth in subsection 1, will be closed; and

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

21 ➤ If no such newspaper is published in the county, the publication may be
22 made in a newspaper of general circulation published in the nearest county
23 in this State.

24 (b) The notice must be published once each week for 4 consecutive
25 weeks next preceding the day that the last method of registration for the
26 election, as set forth in subsection 1, will be closed.

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

30 5. A county facility designated pursuant to NRS 293.5035 may be
31 open during the periods described in this section for such hours of
32 operation as the county clerk may determine, as set forth in subsection 3 of
33 NRS 293.5035.

34 **Sec. 23.** NRS 293.565 is hereby amended to read as follows:

35 293.565 1. Except as otherwise provided in subsection 3, sample
36 ballots must include:

37 (a) If applicable, the statement required by NRS 293.267;

38 (b) The fiscal note or description of anticipated financial effect, as
39 provided pursuant to NRS 218D.810, 293.250, 293.481, 295.015, 295.095
40 or 295.230 for each proposed constitutional amendment, statewide
41 measure, measure to be voted upon only by a special district or political
42 subdivision and advisory question;

43 (c) An explanation, as provided pursuant to NRS 218D.810, 293.250,
44 293.481, 295.121 or 295.230, of each proposed constitutional amendment,

1 statewide measure, measure to be voted upon only by a special district or
2 political subdivision and advisory question;

3 (d) Arguments for and against each proposed constitutional
4 amendment, statewide measure, measure to be voted upon only by a
5 special district or political subdivision and advisory question, and rebuttals
6 to each argument, as provided pursuant to NRS 218D.810, 293.250,
7 293.252 or 295.121; and

8 (e) The full text of each proposed constitutional amendment.

9 2. If, pursuant to the provisions of NRS 293.2565, the word
10 "Incumbent" must appear on the ballot next to the name of the candidate
11 who is the incumbent, the word "Incumbent" must appear on the sample
12 ballot next to the name of the candidate who is the incumbent.

13 3. Sample ballots that are mailed to registered voters may be printed
14 without the full text of each proposed constitutional amendment if:

15 (a) The cost of printing the sample ballots would be significantly
16 reduced if the full text of each proposed constitutional amendment were
17 not included;

18 (b) The county clerk ensures that a sample ballot that includes the full
19 text of each proposed constitutional amendment is provided at no charge to
20 each registered voter who requests such a sample ballot; and

21 (c) The sample ballots provided to each polling place include the full
22 text of each proposed constitutional amendment.

23 4. A county clerk may establish a system for distributing sample
24 ballots by electronic means to each registered voter who elects to receive a
25 sample ballot by electronic means. Such a system may include, without
26 limitation, electronic mail or electronic access through an Internet website.
27 If a county clerk establishes such a system and a registered voter elects to
28 receive a sample ballot by electronic means, the county clerk shall
29 distribute the sample ballot to the registered voter by electronic means
30 pursuant to the procedures and requirements set forth by regulations
31 adopted by the Secretary of State.

32 5. If a registered voter does not elect to receive a sample ballot by
33 electronic means pursuant to subsection 4, the county clerk shall distribute
34 the sample ballot to the registered voter by mail.

35 6. Except as otherwise provided in subsection 7, before the period for
36 early voting for any election begins, the county clerk shall distribute to
37 each registered voter in the county by mail or electronic means, as
38 applicable, the sample ballot for his or her precinct, with a notice
39 informing the voter of the location of his or her polling place or places. If
40 the location of the polling place or places has changed since the last
41 election:

42 (a) The county clerk shall mail a notice of the change to each
43 registered voter in the county not sooner than 10 days before distributing
44 the sample ballots; or

1 (b) The sample ballot must also include a notice in bold type
2 immediately above the location which states:

3
4 NOTICE: THE LOCATION OF YOUR POLLING PLACE OR
5 PLACES HAS CHANGED SINCE THE LAST ELECTION
6

7 7. If a person registers to vote less than 20 days before the date of an
8 election, the county clerk is not required to distribute to the person the
9 sample ballot for that election by mail or electronic means.

10 8. Except as otherwise provided in subsection 9, a sample ballot
11 required to be distributed pursuant to this section must:

12 (a) Be prepared in at least 12-point type; and

13 (b) Include on the front page, in a separate box created by bold lines, a
14 notice prepared in at least 20-point bold type that states:

15
16 NOTICE: TO RECEIVE A SAMPLE BALLOT IN
17 LARGE TYPE, CALL (Insert appropriate telephone number)
18

19 9. A portion of a sample ballot that contains a facsimile of the display
20 area of a voting device may include material in less than
21 12-point type to the extent necessary to make the facsimile fit on the pages
22 of the sample ballot.

23 10. The sample ballot distributed to a person who requests a sample
24 ballot in large type by exercising the option provided pursuant to NRS
25 293.508, or in any other manner, must be prepared in at least 14-point
26 type, or larger when practicable.

27 11. If a person requests a sample ballot in large type, the county clerk
28 shall ensure that all future sample ballots distributed to that person from
29 the county are in large type.

30 12. The county clerk shall include in each sample ballot a statement
31 indicating that the county clerk will, upon request of a voter who is elderly
32 or disabled, make reasonable accommodations to allow the voter to vote at
33 his or her polling place or places and provide reasonable assistance to the
34 voter in casting his or her vote, including, without limitation, providing
35 appropriate materials to assist the voter. In addition, if the county clerk has
36 provided pursuant to subsection 4 of NRS 293.2955 for the placement at
37 centralized voting locations of specially equipped voting devices for use by
38 voters who are elderly or disabled, the county clerk shall include in the
39 sample ballot a statement indicating:

40 (a) The addresses of such centralized voting locations;

41 (b) The types of specially equipped voting devices available at such
42 centralized voting locations; and

43 (c) That a voter who is elderly or disabled may cast his or her ballot at
44 such a centralized voting location rather than at his or her regularly
45 designated polling place or places.

1 13. The cost of distributing sample ballots for any election other than
2 a primary *election, presidential preference primary election* or general
3 election must be borne by the political subdivision holding the election.

4 **Sec. 24.** NRS 293.567 is hereby amended to read as follows:

5 293.567 After the close of registration for each primary election but
6 not later than the Friday preceding the primary election , *after the close of*
7 *registration for each presidential preference primary election but not*
8 *later than the Friday preceding the presidential preference primary*
9 *election* and after the close of registration for each general election but not
10 later than the Friday preceding the general election, the county clerk shall
11 ascertain by precinct and district the number of registered voters in the
12 county and their political affiliation, if any, and shall transmit that
13 information to the Secretary of State.

14 **Sec. 25.** NRS 293.5737 is hereby amended to read as follows:

15 293.5737 1. The Department of Motor Vehicles shall follow the
16 procedures described in this section and NRS 293.5742 and 293.5747 if a
17 person applies to the Department for the issuance or renewal of or change
18 of address for any type of driver's license or identification card issued by
19 the Department.

20 2. Before concluding the person's transaction with the Department,
21 the Department shall notify each person described in subsection 1:

22 (a) Of the qualifications to vote in this State, as provided by NRS
23 293.485;

24 (b) That, unless the person affirmatively declines in writing to apply to
25 register to vote or have his or her voter registration information updated, as
26 applicable:

27 (1) The person is deemed to have consented to the transmission of
28 information to the Secretary of State and the county clerks for the purpose
29 of registering the person to vote or updating the voter registration
30 information of the person for the purpose of correcting the statewide voter
31 registration list pursuant to NRS 293.530; and

32 (2) The Department will transmit to the county clerk of the county
33 in which the person resides all information required to register the person
34 to vote pursuant to this chapter or to update the voter registration
35 information of the person for the purpose of correcting the statewide voter
36 registration list pursuant to
37 NRS 293.530;

38 (c) That:

39 (1) Indicating a political party affiliation or indicating that the
40 person is not affiliated with a political party is voluntary;

41 (2) The person may indicate a political party affiliation on a paper
42 or electronic form provided by the Department; and

43 (3) The person will not be able to vote at a primary election ,
44 *presidential preference primary election* or primary city election for
45 candidates for partisan offices of a major political party unless the person

1 updates his or her voter registration information to indicate a major
2 political party affiliation; and

3 (d) Of the provisions of subsections 2 and 3 of NRS 293.5757.

4 3. The failure or refusal of the person to acknowledge that he or she
5 has received the notice required by subsection 2:

6 (a) Is not a declination by the person to apply to register to vote or
7 have his or her voter registration information updated; and

8 (b) Shall not be deemed to affect any duty of the Department, the
9 Secretary of State or any county clerk:

10 (1) Relating to the application of the person to register to vote; or

11 (2) To update the voter registration information of the person.

12 4. The Department:

13 (a) Shall prescribe by regulation the form of the notice required by
14 subsection 2 and the procedure for providing it; and

15 (b) Shall not require the person to acknowledge that he or she has
16 received the notice required by subsection 2.

17 **Sec. 26.** NRS 293.5777 is hereby amended to read as follows:

18 293.5777 "Election" means:

19 1. A primary election;

20 2. *A presidential preference primary election;*

21 3. A general election;

22 ~~3.~~ 4. A primary city election; or

23 ~~4.~~ 5. A general city election.

24 **Sec. 27.** NRS 293.8811 is hereby amended to read as follows:

25 293.8811 "Affected election" or "election" means a primary election,
26 primary city election, *presidential preference primary election*, general
27 election, general city election or special election which, in accordance with
28 the provisions of NRS 293.8821, is deemed to be an affected election that
29 is subject to the provisions of NRS 293.8801 to 293.8887, inclusive.

30 **Sec. 28.** NRS 293.8821 is hereby amended to read as follows:

31 293.8821 1. Except as otherwise provided in this section, if a state
32 of emergency or declaration of disaster is proclaimed by the Governor or
33 by resolution of the Legislature pursuant to NRS 414.070 for the entire
34 State of Nevada, the following elections are deemed to be affected
35 elections that are subject to the provisions of NRS 293.8801 to 293.8887,
36 inclusive:

37 (a) A primary election, if on the March 1 preceding the primary
38 election, the state of emergency or declaration of disaster is in effect for
39 the entire State of Nevada.

40 (b) *A presidential preference primary election, if on the October 1*
41 *preceding the presidential preference primary election, the state of*
42 *emergency or declaration of disaster is in effect for the entire State of*
43 *Nevada.*

44 (c) A primary city election:

1 (1) Held on the date of the primary election set forth in NRS
2 293.175, if on the March 1 preceding the primary city election, the state of
3 emergency or declaration of disaster is in effect for the entire State of
4 Nevada.

5 (2) Held on a date other than the date of the primary election set
6 forth in NRS 293.175, if on the date that is 90 days preceding the date of
7 the primary city election, the state of emergency or declaration of disaster
8 is in effect for the entire State of Nevada.

9 ~~(c)~~ (d) A general election, if on the July 1 preceding the general
10 election, the state of emergency or declaration of disaster is in effect for
11 the entire State of Nevada.

12 ~~(d)~~ (e) A general city election:

13 (1) Held on the date of the general election set forth in NRS
14 293.12755, if on the July 1 preceding the general city election, the state of
15 emergency or declaration of disaster is in effect for the entire State of
16 Nevada.

17 (2) Held on a date other than the date of the general election set
18 forth in NRS 293.12755, if on the date that is 90 days preceding the date of
19 the general city election, the state of emergency or declaration of disaster
20 is in effect for the entire State of Nevada.

21 ~~(e)~~ (f) A special election, if:

22 (1) On the date that the call for the special election is issued, the
23 state of emergency or declaration of disaster is in effect for the entire State
24 of Nevada; or

25 (2) The special election is held on the same day as a primary
26 election, primary city election, general election or general city election that
27 is subject to the provisions of NRS 293.8801 to 293.8887, inclusive.

28 2. If a state of emergency or declaration of disaster is proclaimed by
29 the Governor or by resolution of the Legislature pursuant to NRS 414.070
30 for the entire State of Nevada after the applicable date set forth in
31 subsection 1 for an election, the Governor may order that the election is
32 deemed to be an affected election that is subject to the provisions of NRS
33 293.8801 to 293.8887, inclusive, if the Governor finds that:

34 (a) The health, safety and welfare of voters and elections personnel or
35 the security and integrity of the election may be adversely affected by the
36 emergency or disaster; and

37 (b) Elections officials have sufficient time to comply with the
38 requirements set forth in NRS 293.8801 to 293.8887, inclusive, and any
39 applicable requirements set forth in federal law for the election.

40 3. If a state of emergency or declaration of disaster is proclaimed by
41 the Governor or by resolution of the Legislature pursuant to NRS 414.070
42 for one or more specific areas of the State of Nevada affected by the
43 emergency or disaster but not for the entire State of Nevada as provided in
44 subsection 1 or 2, the Governor may order that an election in one or more
45 of those specific areas is deemed to be an affected election that is subject

1 to the provisions of NRS 293.8801 to 293.8887, inclusive, if the Governor
2 finds that:

3 (a) The health, safety and welfare of voters and elections personnel or
4 the security and integrity of the election may be adversely affected by the
5 emergency or disaster; and

6 (b) Elections officials have sufficient time to comply with the
7 requirements set forth in NRS 293.8801 to 293.8887, inclusive, and any
8 applicable requirements set forth in federal law for the election.

9 **Sec. 29.** NRS 293.8831 is hereby amended to read as follows:

10 293.8831 1. Except as otherwise provided in this section, if any
11 affected election is:

12 (a) A primary election or general election, the provisions of NRS
13 293.356 to 293.361, inclusive, governing early voting by personal
14 appearance apply to the election.

15 (b) *A presidential preference primary election, the provisions of*
16 *section 47 of this act, governing early voting by personal appearance*
17 *apply to the election.*

18 (c) A primary city election or general city election, the provisions of
19 NRS 293C.355 to 293C.361, inclusive, governing early voting by personal
20 appearance apply to the election if the city has provided for early voting by
21 personal appearance pursuant to NRS 293C.110.

22 2. If the affected election is a primary election , *presidential*
23 *preference primary election* or general election, the county clerk must
24 establish:

25 (a) In a county whose population is 700,000 or more, at least 35
26 polling places for early voting by personal appearance, which may be any
27 combination of temporary or permanent polling places for early voting.

28 (b) In a county whose population is 100,000 or more but less than
29 700,000, at least 15 polling places for early voting by personal appearance,
30 which may be any combination of temporary or permanent polling places
31 for early voting.

32 (c) In a county whose population is less than 100,000, at least 1
33 permanent polling place for early voting by personal appearance.

34 3. In addition to the polling places for early voting established
35 pursuant to subsection 2, the county clerk must establish a temporary
36 polling place for early voting by personal appearance within the
37 boundaries of an Indian reservation or Indian colony that is located in
38 whole or in part within the county if:

39 (a) The Indian tribe submits a request to the county clerk for the
40 establishment of such a temporary polling place for early voting; and

41 (b) The request described in paragraph (a) is submitted to the county
42 clerk:

43 (1) For a primary election, not later than the April 1 preceding the
44 primary election; ~~for~~

1 (2) *For a presidential preference primary election, not later than*
2 *the December 1 preceding the presidential preference primary election;*
3 *or*

4 (3) For a general election, not later than the September 1 preceding
5 the general election.

6 4. If the affected election is a primary city election or a general city
7 election and the city has provided for early voting by personal appearance
8 pursuant to NRS 293C.110, the city clerk must establish at least one
9 permanent polling place for early voting by personal appearance in the
10 city.

11 5. In addition to the polling place for early voting established
12 pursuant to subsection 4, the city clerk must establish a temporary polling
13 place for early voting by personal appearance within the boundaries of an
14 Indian reservation or Indian colony that is located in whole or in part
15 within the city if:

16 (a) The Indian tribe submits a request to the city clerk for the
17 establishment of such a temporary polling place for early voting; and

18 (b) The request described in paragraph (a) is submitted to the city
19 clerk:

20 (1) For a primary city election:

21 (I) Held on the date of the primary election set forth in NRS
22 293.175, not later than the April 1 preceding the primary city election.

23 (II) Held on a date other than the date of the primary election set
24 forth in NRS 293.175, not later than 45 days before the date of the primary
25 city election.

26 (2) For a general city election:

27 (I) Held on the date of the general election set forth in NRS
28 293.12755, not later than the September 1 preceding the general city
29 election.

30 (II) Held on a date other than the date of the general election set
31 forth in NRS 293.12755, not later than 45 days before the date of the
32 general city election.

33 **Sec. 30.** NRS 293.8834 is hereby amended to read as follows:

34 293.8834 1. Except as otherwise provided in this section, for any
35 affected election, the county or city clerk, as applicable, may establish one
36 or more polling places as vote centers for the day of the election.

37 2. If the affected election is a primary election , *presidential*
38 *preference primary election* or general election, the county clerk:

39 (a) In a county whose population is 700,000 or more, must establish at
40 least 100 vote centers for the day of the election.

41 (b) In a county whose population is 100,000 or more but less than
42 700,000, must establish at least 25 vote centers for the day of the election.

43 (c) In a county whose population is less than 100,000, may establish
44 one or more vote centers for the day of the election.

1 **Sec. 31.** NRS 293.8837 is hereby amended to read as follows:

2 293.8837 1. If any affected election is a primary election,
3 *presidential preference primary election*, primary city election, general
4 election or general city election, the provisions of NRS 293.5772 to
5 293.5887, inclusive, apply to the election.

6 2. Except as otherwise provided in subsection 3, the county or city
7 clerk, as applicable, may establish polling places for the election precincts
8 in the county or city, as applicable, where:

9 (a) A voter may vote in person on the day of the election in his or her
10 election precinct; and

11 (b) A person may register to vote pursuant to NRS 293.5772 to
12 293.5887, inclusive, and vote in person on the day of the election in his or
13 her election precinct.

14 3. If, for a primary election or general election, the county clerk in a
15 county whose population is less than 100,000 does not establish at least
16 one vote center for the day of the election pursuant to NRS 293.8834, the
17 county clerk must establish polling places for the election precincts in the
18 county for the day of the election where:

19 (a) A voter may vote in person on the day of the election in his or her
20 election precinct; and

21 (b) A person may register to vote pursuant to NRS 293.5772 to
22 293.5887, inclusive, and vote in person on the day of the election in his or
23 her election precinct.

24 4. If, for a primary city election or general city election, the city clerk
25 does not establish at least one vote center for the day of the election
26 pursuant to NRS 293.8834, the city clerk must establish polling places for
27 the election precincts in the city for the day of the election where:

28 (a) A voter may vote in person on the day of the election in his or her
29 election precinct; and

30 (b) A person may register to vote pursuant to NRS 293.5772 to
31 293.5887, inclusive, and vote in person on the day of the election in his or
32 her election precinct.

33 **Sec. 32.** NRS 293.8841 is hereby amended to read as follows:

34 293.8841 1. Except as otherwise provided in this section, if any
35 affected election is:

36 (a) A primary election , *presidential preference primary election* or
37 general election, the provisions of NRS 293.2733 and 293.2735 apply to a
38 request for the establishment of a polling place for the election.

39 (b) A primary city election or general city election, the provisions of
40 NRS 293C.2675 and 293C.268 apply to a request for the establishment of
41 a polling place for the election.

42 2. The request for the establishment of:

43 (a) A polling place pursuant to NRS 293.2733 or 293.2735 must be
44 submitted to the county clerk not later than the April 1 before the primary

1 election , *the December 1 before the presidential preference primary*
2 *election* or the September 1 before the general election, as applicable.

3 (b) A polling place pursuant to NRS 293C.2675 or 293C.268 must be
4 submitted to the city clerk:

5 (1) For a primary city election:

6 (I) Held on the date of the primary election set forth in NRS
7 293.175, not later than the April 1 preceding the primary city election.

8 (II) Held on a date other than the date of the primary election set
9 forth in NRS 293.175, not later than 45 days before the date of the primary
10 city election.

11 (2) For a general city election:

12 (I) Held on the date of the general election set forth in NRS
13 293.12755, not later than September 1 preceding the general city election.

14 (II) Held on a date other than the date of the general election set
15 forth in NRS 293.12755, not later than 45 days before the date of the
16 general city election.

17 **Sec. 33.** NRS 293B.130 is hereby amended to read as follows:

18 293B.130 1. Before any election where a mechanical voting system
19 is to be used, the county clerk shall prepare or cause to be prepared a
20 computer program on cards, tape or other material suitable for use with the
21 computer or counting device to be employed for counting the votes cast.
22 The program must cause the computer or counting device to operate in the
23 following manner:

24 (a) All lawful votes cast by each voter must be counted.

25 (b) All unlawful votes, including, but not limited to, overvotes or, in a
26 primary election ~~†~~ *or presidential preference primary election*, votes cast
27 for a candidate of a major political party other than the party, if any, of the
28 registration of the voter must not be counted.

29 (c) If the election is:

30 (1) A primary election held in an even-numbered year; ~~†~~

31 (2) *A presidential preference primary election; or*

32 (3) A general election,

33 ↪ the total votes, other than absentee votes and votes in a mailing precinct,
34 must be accumulated by precinct.

35 (d) The computer or counting device must halt or indicate by
36 appropriate signal if a ballot is encountered which lacks a code identifying
37 the precinct in which it was voted and, in a primary election ~~†~~ *or*
38 *presidential preference primary election*, identifying the major political
39 party of the voter.

40 2. The program must be prepared under the supervision of the
41 accuracy certification board appointed pursuant to the provisions of NRS
42 293B.140.

43 3. The county clerk shall take such measures as he or she deems
44 necessary to protect the program from being altered or damaged.

1 **Sec. 34.** NRS 293B.190 is hereby amended to read as follows:

2 293B.190 When used in primary elections ~~§~~ *or presidential*
3 *preference primary elections*, the list of offices and candidates and the
4 statements of measures to be voted on for each mechanical recording
5 device, except those devices intended solely for nonpartisan voters, must
6 be so arranged that it contains a page or pages setting forth the ballot of
7 one major political party only . ~~§~~ *For a primary election, the page or*
8 *pages setting forth the ballot of one major political party must be*
9 followed by a page or pages setting forth the nonpartisan ballot and so that
10 the voter may cast partisan and nonpartisan votes on a single ballot but
11 may not cast partisan votes for a candidate of another major political party.

12 **Sec. 35.** NRS 293B.300 is hereby amended to read as follows:

13 293B.300 1. In a primary election ~~§~~ *or presidential preference*
14 *primary election*, a member of the election board for a precinct shall issue
15 each partisan voter a ballot which contains a distinctive code associated
16 with the major political party of the voter and on which is clearly printed
17 the name of the party.

18 2. If a mechanical voting system is used in a primary election *or*
19 *presidential preference primary election* whereby votes are directly
20 recorded electronically, a member of the election board shall, if the clerk
21 uses voting receipts, in addition to the ballot described in subsection 1,
22 issue each partisan voter a voting receipt on which is clearly printed the
23 name of the major political party of the voter.

24 3. The member of the election board shall direct the partisan voter to
25 a mechanical recording device containing the list of offices and candidates
26 arranged for the voter's major political party in the manner provided in
27 NRS 293B.190.

28 **Sec. 35.3.** NRS 293C.145 is hereby amended to read as follows:

29 293C.145 1. A general city election must be held in each city of
30 population category three on the first Tuesday after the first Monday in
31 November of the first even-numbered year after incorporation, and at each
32 successive interval of 2 years.

33 2. There must be one mayor and three or five council members, as the
34 city council shall provide by ordinance, for each city of population
35 category three. The terms of office of the mayor and the council members
36 are 4 years, which terms must be staggered. The mayor and council
37 members elected to office immediately after incorporation shall decide, by
38 lot, among themselves which two of their offices expire at the next general
39 city election, and thereafter the terms of office must be 4 years. If a city
40 council thereafter increases the number of council members, it shall, by lot,
41 stagger the initial terms of the additional members.

42 3. A candidate for an office to be voted for at the general city election
43 must file a declaration of candidacy with the city clerk not earlier than ~~§~~

44 ~~—(a) For the office of judge of a municipal court, the first~~ the last
45 Monday in ~~January~~ February of the year in which the applicable election

1 is to be held and not later than 5 p.m. on the ~~{second}~~ third Friday after the
2 ~~{first}~~ last Monday in ~~{January}~~.

3 ~~— (b) For any other office, the first Monday in March of the year in~~
4 ~~which the applicable election is to be held and not later than 5 p.m. on the~~
5 ~~second Friday after the first Monday in March.~~ February.

6 4. At the time that a candidate files a declaration of candidacy, the
7 city clerk shall charge and collect from the candidate, and the candidate
8 must pay to the city clerk, a filing fee in an amount fixed by the city
9 council by ordinance or resolution.

10 5. Candidates for mayor must be voted upon by the electors of the
11 city at large. Candidates for the city council must be voted upon by the
12 electors of their respective wards to represent the wards in which they
13 reside or by the electors of the city at large in accordance with the
14 provisions of chapter 266 of NRS.

15 **Sec. 35.6. NRS 293C.175 is hereby amended to read as follows:**

16 293C.175 1. A primary city election must be held in each city of
17 population category one, and in each city of population category two that
18 has so provided by ordinance, on the second Tuesday in June of each even-
19 numbered year, at which time there must be nominated candidates for
20 offices to be voted for at the next general city election.

21 2. A candidate for an office to be voted for at the primary or general
22 city election must file a declaration of candidacy with the city clerk not
23 earlier than ~~the~~

24 ~~— (a) For the office of judge of a municipal court, the first~~ the last
25 Monday in ~~{January}~~ February of the year in which the applicable election
26 is to be held and not later than 5 p.m. on the ~~{second}~~ third Friday after the
27 ~~{first}~~ last Monday in ~~{January}~~.

28 ~~— (b) For any other office, the first Monday in March of the year in~~
29 ~~which the applicable election is to be held and not later than 5 p.m. on the~~
30 ~~second Friday after the first Monday in March.~~ February.

31 3. At the time that a candidate files a declaration of candidacy, the
32 city clerk shall charge and collect from the candidate, and the candidate
33 must pay to the city clerk, a filing fee in an amount fixed by the governing
34 body of the city by ordinance or resolution. The filing fees collected by the
35 city clerk must be deposited to the credit of the general fund of the city.

36 4. All candidates, except as otherwise provided in NRS 266.220, must
37 be voted upon by the electors of the city at large.

38 5. If, in a primary city election held in a city of population category
39 one or two, one candidate receives a majority of votes cast in that election
40 for the office for which he or she is a candidate, the candidate must be
41 declared elected to the office and the candidate's name must not be placed
42 on the ballot for the general city election. If, in the primary city election,
43 no candidate receives a majority of votes cast in that election for the office
44 for which he or she is a candidate, the names of the two candidates

1 receiving the highest number of votes must be placed on the ballot for the
2 general city election.

3 **Sec. 36.** Chapter 298 of NRS is hereby amended by adding thereto
4 the provisions set forth as sections 37 to 50, inclusive, of this act.

5 **Sec. 37.** *As used in sections 37 to 50, inclusive, of this act, the*
6 *words and terms defined in sections 38 to 41, inclusive, of this act have*
7 *the meanings ascribed to them in those sections.*

8 **Sec. 38.** *“Mail ballot” has the meaning ascribed to it in*
9 *NRS 293.8814.*

10 **Sec. 39.** *“Mailing ballot” means a mailing ballot distributed to a*
11 *voter in a mailing precinct or an absent ballot mailing precinct pursuant*
12 *to NRS 293.343 to 293.355, inclusive.*

13 **Sec. 40.** *“Military-overseas ballot” has the meaning ascribed to it*
14 *in NRS 293D.050.*

15 **Sec. 41.** *“Qualified candidate” means a person who is qualified to*
16 *be the nominee of a party for President of the United States pursuant to*
17 *the Constitution and laws of the United States and the rules of the major*
18 *political party.*

19 **Sec. 42.** 1. *The provisions of chapters 293 and 293B of NRS apply*
20 *to a presidential preference primary election to the extent that such*
21 *provisions do not conflict with this chapter.*

22 2. *If there is a conflict between the provisions of this chapter and*
23 *chapters 293 and 293B of NRS, the provisions of this chapter control.*

24 **Sec. 43.** 1. *Except as otherwise provided in this section, a*
25 *presidential preference primary election must be held for all major*
26 *political parties on the first Tuesday ~~immediately preceding the last~~*
27 *~~Tuesday~~ in ~~January~~ February of each presidential election year. ~~If~~*
28 *~~any other state in the Western United States schedules a presidential~~*
29 *~~preference primary election or caucus to be held in that state earlier than~~*
30 *~~the Tuesday immediately preceding the last Tuesday in January, the~~*
31 *~~Secretary of State must, as soon as practicable and with the approval of~~*
32 *~~the Legislative Commission, select a date for the presidential preference~~*
33 *~~primary election which is not earlier than January 2 of the year of the~~*
34 *~~presidential preference primary election and is not a Saturday, Sunday~~*
35 *~~or legal holiday.~~*

36 2. *A presidential preference primary election must not be held for a*
37 *major political party if only one qualified candidate or no qualified*
38 *candidate of the major political party files a declaration of candidacy*
39 *pursuant to section 44 of this act. If only one qualified candidate of the*
40 *major political party files a declaration of candidacy, the Secretary of*
41 *State must certify the name of the qualified candidate to the state central*
42 *committee and the national committee of the major political party.*

43 ~~3. As used in this section, “any other state in the Western United~~
44 ~~States” means the state of Alaska, Arizona, California, Colorado,~~

1 ~~Hawaii, Idaho, Montana, New Mexico, Oregon, Utah, Washington or~~
2 ~~Wyoming.~~

3 **Sec. 44.** *If a person who is a qualified candidate to be a major*
4 *political party's nominee for President of the United States wants to*
5 *appear on the ballot for a presidential preference primary election that is*
6 *held for the party, the person must, not earlier than ~~November~~ October*
7 *1 and not later than 5 p.m. on ~~November~~ October 15 of the year*
8 *immediately preceding the presidential preference primary election, file*
9 *with the Secretary of State a declaration of candidacy in the form*
10 *prescribed by the Secretary of State.*

11 **Sec. 45. 1.** *The Secretary of State shall forward to each county*
12 *clerk the name, party affiliation and mailing address of each qualified*
13 *candidate whose name must appear on the ballot for the presidential*
14 *preference primary election.*

15 *2. Immediately upon receipt by the county clerk of the list of*
16 *qualified candidates, the county clerk shall publish a notice of the*
17 *presidential preference primary election in a newspaper of general*
18 *circulation in the county once a week for 2 successive weeks. If no such*
19 *newspaper is published in the county, the publication may be made in a*
20 *newspaper of general circulation published in the nearest Nevada*
21 *county. The notice must contain:*

22 *(a) The date of the presidential preference primary election;*

23 *(b) The major political parties that have qualified candidates who*
24 *will be on the ballot at the presidential preference primary election;*

25 *(c) The location of the polling places in the county, including,*
26 *without limitation, polling places for early voting by personal*
27 *appearance; and*

28 *(d) The hours during which the polling places in the county will be*
29 *open for voting during the period for early voting and the day of the*
30 *presidential preference primary election.*

31 **Sec. 46. 1.** *There must be a separate presidential preference*
32 *primary ballot for each major political party that has qualified*
33 *candidates. The name of the major political party must appear at the top*
34 *of the ballot. Following this designation must appear the names of*
35 *qualified candidates of the major political party, grouped alphabetically*
36 *under the title.*

37 *2. A registered voter may cast a ballot at a presidential preference*
38 *primary election for a major political party only if the registered voter*
39 *designated on his or her application to register to vote an affiliation with*
40 *the party. Such a registered voter may vote for only one qualified*
41 *candidate on the ballot as the voter's preference for the nominee for*
42 *President of the United States for the party.*

43 *3. The provisions of NRS 293.5772 to 293.5887, inclusive, apply to a*
44 *presidential preference primary election.*

1 **Sec. 47. 1. In conducting a presidential preference primary**
2 **election, the county clerk shall:**

3 **(a) Distribute sample ballots for the presidential preference primary**
4 **election;**

5 **(b) Establish polling places for early voting by personal appearance;**

6 **(c) Permit voting by registered voters of the major political party by**
7 **absent ballot, military-overseas ballot and, if applicable, by mail ballot or**
8 **mailing ballot, in the manner and within the time required by chapters**
9 **293 and 293D of NRS; and**

10 **(d) Establish polling places for the day of the presidential preference**
11 **primary election. The provisions of NRS 293.273 apply to the**
12 **presidential preference primary election.**

13 **2. A registered voter who is entitled to cast a ballot at the**
14 **presidential preference primary election may do so at any polling place**
15 **in the county.**

16 **Sec. 48. 1. Except as otherwise provided in this section, the**
17 **provisions of NRS 293.356 to 293.361, inclusive, apply to a presidential**
18 **preference primary election.**

19 **2. The period for early voting for a presidential preference primary**
20 **election begins 10 calendar days before the date of the presidential**
21 **preference primary election and extends through the Friday before the**
22 **day of the presidential preference primary election.**

23 **3. The county clerk may:**

24 **(a) Include any Sunday or federal holiday that falls within the period**
25 **for early voting by personal appearance.**

26 **(b) Require a permanent polling place for early voting to remain**
27 **open until 8 p.m. on any Saturday that falls within the period for early**
28 **voting.**

29 **4. A permanent polling place for early voting must remain open:**

30 **(a) On Monday through Friday during the period for early voting,**
31 **for at least 8 hours during such hours as the county clerk may establish.**

32 **(b) On any Saturday that falls within the period for early voting, for**
33 **at least 4 hours during such hours as the county clerk may establish.**

34 **(c) If the county clerk includes a Sunday that falls within the period**
35 **for early voting pursuant to subsection 3, during such hours as the**
36 **county clerk may establish.**

37 **Sec. 49. The cost of a presidential preference primary election is a**
38 **charge against the State and must be paid from the Reserve for Statutory**
39 **Contingency Account upon recommendation by the Secretary of State**
40 **and approval by the State Board of Examiners.**

41 **Sec. 50. 1. Immediately after each county has canvassed the**
42 **returns of a presidential preference primary election ~~is~~ pursuant to NRS**
43 **293.387, the Secretary of State shall compile the returns for each**
44 **qualified candidate of the major political party whose name appears on**
45 **the ballot for the major political party.**

1 **2. The Secretary of State shall make out and file in his or her office**
2 **an abstract of the returns and shall certify the number of votes received**
3 **by each qualified candidate of the major political party to the party's**
4 **state central committee and the national committee of the major political**
5 **party.**

6 **Sec. 51.** NRS 353.264 is hereby amended to read as follows:

7 353.264 1. The Reserve for Statutory Contingency Account is
8 hereby created in the State General Fund.

9 2. The State Board of Examiners shall administer the Reserve for
10 Statutory Contingency Account. The money in the Account must be
11 expended only for:

12 (a) The payment of claims which are obligations of the State pursuant
13 to NRS 41.03435, 41.0347, 62I.025, 176.485, 179.310, 212.040, 212.050,
14 212.070, 281.174, 282.290, 282.315, 288.203, 293.253, 293.405, 353.120,
15 353.262, 412.154 and 475.235 ~~†~~ **and section 49 of this act;**

16 (b) The payment of claims which are obligations of the State pursuant
17 to:

18 (1) Chapter 472 of NRS arising from operations of the Division of
19 Forestry of the State Department of Conservation and Natural Resources
20 directly involving the protection of life and property; and

21 (2) NRS 7.155, 34.750, 176A.640, 179.225 and 213.153,
22 ↪ except that claims may be approved for the respective purposes listed in
23 this paragraph only when the money otherwise appropriated for those
24 purposes has been exhausted;

25 (c) The payment of claims which are obligations of the State pursuant
26 to NRS 41.0349 and 41.037, but only to the extent that the money in the
27 Fund for Insurance Premiums is insufficient to pay the claims;

28 (d) The payment of claims which are obligations of the State pursuant
29 to NRS 41.950; and

30 (e) The payment of claims which are obligations of the State pursuant
31 to NRS 535.030 arising from remedial actions taken by the State Engineer
32 when the condition of a dam becomes dangerous to the safety of life or
33 property.

34 3. The State Board of Examiners may authorize its Clerk or a person
35 designated by the Clerk, under such circumstances as it deems appropriate,
36 to approve, on behalf of the Board, the payment of claims from the
37 Reserve for Statutory Contingency Account. For the purpose of exercising
38 any authority granted to the Clerk of the State Board of Examiners or to
39 the person designated by the Clerk pursuant to this subsection, any
40 statutory reference to the State Board of Examiners relating to such a claim
41 shall be deemed to refer to the Clerk of the Board or the person designated
42 by the Clerk.

43 **Sec. 52.** The provisions of subsection 1 of NRS 218D.380 do not
44 apply to any provision of this act which adds or revises a requirement to
45 submit a report to the Legislature.

1 **Sec. 53.** 1. This section becomes effective upon passage and
2 approval.

3 2. Sections 1 to 52, inclusive, of this act become effective:

4 (a) Upon passage and approval for the purpose of adopting any
5 regulations and performing any other preparatory administrative tasks that
6 are necessary to carry out the provisions of this act; and

7 (b) On January 1, 2022, for all other purposes.

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