Propositions To Be Voted Upon
In State of Nevada at General
Election, November 8, 1960
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I, John Koontz, the duly elected, qualified and acting Secretary of State of the State of Nevada, do hereby certify that the following are true, full and correct copies of the original text of

Assembly Joint Resolutions Proposing Amendments to the Constitution

Assembly Joint Resolution No. 10 of the Forty-Eighth Session (1957) proposing an amendment to Section 3 of Article IX of the Constitution of the State of Nevada to provide a tax exemption for personal property in transit;

Assembly Joint Resolution No. 14 of the Forty-Eighth Session (1957) proposing an amendment to Section 3 of Article IX of the Constitution of the State of Nevada;

Assembly Joint Resolution No. 20 of the Forty-Eighth Session (1957) proposing an amendment to Section 14 of Article V of the Constitution of the State of Nevada;

and an

Initiative Petition, entitled

"An Act of the People of the State of Nevada amending Section 2 of Article IV of the Constitution of the State of Nevada."

QUESTION NO. 1

Amendment to the Constitution

Shall—Assembly Joint Resolution—Proposing an amendment to section 1 of article 10 of the constitution of the State of Nevada to provide a tax exemption for personal property in transit.

Resolved by the Assembly and Senate of the State of Nevada, jointly, That section 1 of article 10 of the constitution of the State of Nevada be amended to read as follows:

Section 1. The legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal and possessory, except mines and mining claims, when not patented, the proceeds alone of which shall be assessed and taxed,
and when patented, each patented mine shall be assessed at not less than five hundred dollars ($500), except when one hundred dollars ($100) in labor has been actually performed on such patented mine during the year, in addition to the tax upon the net proceeds; shares of stock (except shares of stock in banking corporations), bonds, mortgages, notes, bank deposits, book accounts and credits, and securities and choses in action of like character are deemed to represent interest in property already assessed and taxed, either in Nevada or elsewhere, and shall be exempt. Personal property which is moving in interstate commerce through or over the territory of the State of Nevada, or which was consigned to a warehouse, public or private, within the State of Nevada from outside the State of Nevada for storage in transit to a final destination outside the State of Nevada, whether specified when transportation begins or afterward, shall be deemed to have acquired no situs in Nevada for purposes of taxation and shall be exempt from taxation. Such property shall not be deprived of such exemption because while in the warehouse the property is assembled, bound, joined, processed, disassembled, divided, cut, broken in bulk, relabeled or repackaged. No inheritance or estate tax shall ever be levied, and there shall also be excepted such property as may be exempted by law for municipal, educational, literary, scientific or other charitable purposes. — be approved?

Yes 6 7 928
No 2 4 710

(Explanation of Question No. 1)

Relating to the proposed amendment to Section 1 of Article X of the Constitution of the State of Nevada, as it will be presented in Question No. 1, on the 1960 general election ballot, the following is a statement of the added matter together with a synopsis or explanation of the purpose of the proposed amendment, to be certified by the Secretary of State to the several County Clerks for publication in compliance with the provisions of NRS 296.125.

STATEMENT OF PROPOSED ADDED MATTER

The proposed amendment to Section 1 of Article X of the Nevada Constitution, would, if approved, modify this section by adding to the presently existing constitutional provision, the portion which is set out above in italics.

The new material which would be added, if this question be approved, would be the following:

"Personal property which is moving in interstate commerce through or over the territory of the State of Nevada, or which was consigned to a warehouse, public or private, within the State of Nevada from outside the State of Nevada for storage in transit to a final destination outside the State of Nevada, whether specified when transportation begins or afterward, shall be deemed to have acquired no situs in Nevada for purposes of taxation and shall be exempt from taxation. Such property shall not be deprived
of such exemption because while in the warehouse the property is assembled, bound, joined, processed, disassembled, divided, cut, broken in bulk, relabeled, or repackaged."

SYNOPSIS OR EXPLANATION OF THE PURPOSE OF THE PROPOSED AMENDMENT

Since 1949, the provisions quoted which are sought to be included in Section 1 of Article X of the Constitution have been a part of the statutory law of this State. See: Chapter 77, Statutes 1949, p. 95—NRS 361.160—361.185. It is commonly referred to as the “Free Port Law,” which would exempt from property taxation personal property moving in interstate commerce through Nevada or consigned to a warehouse within Nevada for storage while in transit to another destination outside Nevada. It is now sought to amend the Constitution in order that this statutory exemption from taxation will be free from doubt as to its constitutionality.

STATEMENT FOR THE PRINTED BALLOT

It is the opinion of the Secretary of State and the Attorney General that the following be used on the printed ballot in compliance with the provisions of NRS 296.190:

Question No. 1.
Amendment to the Constitution

Shall—"Assembly Joint Resolution—Proposing an amendment to Section 1 of Article X of the Constitution of the State of Nevada to provide a tax exemption for personal property in transit," be approved?

Yes 62,928

No 21,410

(Explanation of Question No. 1)

If approved the Constitution would be amended to exempt from property taxation, personal property moving in interstate commerce through Nevada or consigned to warehouses within Nevada for storage while in transit to another destination outside Nevada.

STATEMENT FOR VOTING MACHINES

The following statement shall appear on the ballot label of voting machines:

Question No. 1.
Amendment to the Constitution

Shall—"Assembly Joint Resolution—Proposing an amendment to Section 1 of Article X of the Constitution of the State of Nevada to provide a tax exemption for personal property in transit," be approved?

Yes 62,913

No 21,400
(Explanation of Question No. 1)

If approved the Constitution would be amended to exempt from property taxation, personal property moving in interstate commerce through Nevada or consigned to warehouses within Nevada for storage while in transit to another destination outside Nevada.

QUESTION NO. 2

Amendment to the Constitution

Shall—Assembly Joint Resolution—Proposing an amendment to section 3 of article 9 of the constitution of the State of Nevada.

Resolved by the Assembly and Senate of the State of Nevada, jointly, That section 3 of article 9 of the constitution of the State of Nevada be amended to read as follows:

Section 3. The state may contract public debts; but such debts shall never, in the aggregate, exclusive of interest, exceed the sum of [one] two per cent of the assessed valuation of the state, as shown by the reports of the county assessors to the state controller, except for the purpose of defraying extraordinary expenses, as hereinafter mentioned. Every such debt shall be authorized by law for some purpose or purposes, to be distinctly specified therein; and every such law shall provide for levying an annual tax sufficient to pay the interest semiannually, and the principal within twenty years from the passage of such law, and shall specially appropriate the proceeds of said taxes to the payment of said principal and interest; and such appropriation shall not be repealed nor the taxes postponed or diminished until the principal and interest of said debts shall have been wholly paid. Every contract of indebtedness entered into or assumed by or on behalf of the state, when all its debts and liabilities amount to said sum before mentioned, shall be void and of no effect, except in cases of money borrowed to repel invasion, suppress insurrection, defend the state in time of war, or, if hostilities be threatened, provide for the public defense.

The state, notwithstanding the foregoing limitations, may, pursuant to authority of the legislature, make and enter into any and all contracts necessary, expedient or advisable for the protection and preservation of any of its property or natural resources, or for the purposes of obtaining the benefits thereof, however arising and whether arising by or through any undertaking or project of the United States or by or through any treaty or compact between the states, or otherwise. The legislature may from time to time make such appropriations as may be necessary to carry out the obligations of the state under such contracts, and shall levy such tax as may be necessary to pay the same or carry them into effect. — be approved?

Yes 21,895

No 53,978
(Explanation of Question No. 2)

Relating to the proposed amendment to Section 3 of Article IX of the Constitution of the State of Nevada, as it will be presented in Question No. 2, on the 1960 general election ballot, the following is a statement of the added and deleted matter together with a synopsis or explanation of the purpose of the proposed amendment, to be certified by the Secretary of State to the several County Clerks for publication in compliance with the provisions of NRS 296.125.

Statement of Proposed Added and Deleted Matter

The word "one" is proposed to be stricken from Section 3, line 3, of Article IX of the Constitution, and the word "two" is proposed to be substituted in lieu thereof.

Synopsis or Explanation of the Purpose of the Proposed Amendment

Section 3 of Article IX of the Constitution, among other things, provides that the State is permitted to contract debts which in the aggregate shall not exceed one per cent of the total assessed valuation of all property subject to taxation therein. The proposed amendment would permit the State to contract debts which in the aggregate would not be permitted to exceed two per cent of the total assessed valuation of all property subject to taxation. The purpose is to permit the State to incur a more extensive bonded indebtedness than permitted under the existing constitutional limitation.

Statement for the Printed Ballot

It is the opinion of the Secretary of State and the Attorney General that the following be used on the printed ballot in compliance with the provisions of NRS 296.190:

Question No. 2.
Amendment to the Constitution

Shall—"Assembly Joint Resolution—Proposing an amendment to Section 3 of Article IX of the Constitution of the State of Nevada," be approved?

Yes  21,835
No   58,378

(Explanation of Question No. 2)

If approved the Constitution would be amended to increase the limitation on public debts for which the State may contract from one to two per cent of the assessed valuation of all taxable property.
STATEMENT FOR VOTING MACHINES

The following statement shall appear on the ballot label of voting machines:

Question No. 2.
Amendment to the Constitution

Shall—"Assembly Joint Resolution—Proposing an amendment to Section 3 of Article IX of the Constitution of the State of Nevada," be approved?

Yes 21,895                  ☐
No 58,978                    ☐

(Explanation of Question No. 2)

If approved the Constitution would be amended to increase the limitation on public debts for which the State may contract from one to two per cent of the assessed valuation of all taxable property.

QUESTION NO. 3

Amendment to the Constitution

Shall—Assembly Joint Resolution—Proposing an amendment to section 14, of article 5 of the constitution of the State of Nevada.

Resolved by the Assembly and Senate of the State of Nevada, jointly, That section 14, of article 5 of the constitution of the State of Nevada be amended to read as follows:

Section 14. The governor, justices of the supreme court, and attorney general, or a major part of them, of whom the governor shall be one, may, upon such conditions and with such limitations and restrictions as he may think proper, remit fines and forfeitures, commute punishments, and grant pardons, after convictions, in all cases, except treason and impeachments, subject to such regulations as may be provided by law relative to the manner of applying for pardons. In lieu of the independent action of the governor in matters of executive clemency, the legislature may provide for a board of pardons to be appointed by the governor and to serve at his pleasure and of which the governor shall serve as chairman. The legislature is authorized to pass laws conferring upon the district courts authority to suspend the execution of sentences, fix the conditions for, and to grant probation, and within the minimum and maximum periods authorized by law, fix the sentence to be served by the person convicted of crime in said courts. — be approved?

Yes 33,942                    ☐
No 47,882                     ☒
(Explanation of Question No. 3)

Relating to the proposed amendment to Section 14 of Article V of the Constitution of the State of Nevada, as it will be presented in Question No. 3, on the 1960 general election ballot, the following is a statement of the added and deleted matter together with a synopsis or explanation of the purpose of the proposed amendment, to be certified by the Secretary of State to the several County Clerks for publication in compliance with the provisions of NRS 296.125.

Statement of Proposed Added and Deleted Matter

This proposed amendment to Section 14 of Article V of the Constitution of the State of Nevada, if approved, would strike the words “justices of the supreme court, and attorney general, or a major part of them, of whom the governor shall be one” and would strike the word “they” and would substitute in lieu thereof the word “he.”

This proposed amendment would also add the following language: “In lieu of the independent action of the governor in matters of executive clemency, the legislature may provide for a board of pardons to be appointed by the governor to serve at his pleasure and of which the governor shall serve as chairman.”

Synopsis or Explanation of the Purpose of the Proposed Amendment

This proposed amendment if approved would modify Section 14 of Article V of the Constitution in two respects, viz:

1. It would without any legislation remove from the board now authorized to remit fines and forfeitures, commute punishments, and grant pardons after conviction, the Justices of the Supreme Court and the Attorney General, and pending legislation the Governor would be authorized to act independently of other officers in the granting of executive clemency in such matters.

2. It would also, if approved, permit the legislature to provide for a board of pardons to be appointed by the Governor and to serve at his pleasure, of which board the Governor would serve as chairman, which board would be authorized to exercise executive clemency.

Statement for the Printed Ballot

It is the opinion of the Secretary of State and the Attorney General that the following be used on the printed ballot in compliance with the provisions of NRS 296.190:

Question No. 3.
Amendment to the Constitution

shall—“Assembly Joint Resolution—Proposing an amendment to Section 14 of Article V of the Constitution of the State of Nevada;” be approved?

<table>
<thead>
<tr>
<th>Yes</th>
<th>33,462</th>
</tr>
</thead>
<tbody>
<tr>
<td>No</td>
<td>47,885</td>
</tr>
</tbody>
</table>
(Explanation of Question No. 3)

If approved Justices of the Supreme Court and Attorney General would be removed from board of pardons and Governor would act alone, unless legislature provides for board appointed by Governor.

**STATEMENT FOR VOTING MACHINES**

The following statement shall appear on the ballot label of voting machines:

**Question No. 3.**

Amendment to the Constitution

Shall—“Assembly Joint Resolution—Proposing an amendment to Section 14 of Article V of the Constitution of the State of Nevada,” be approved?

Yes 3,346,224  
No 1,677,397

(Explanation of Question No. 3)

If approved Justices of the Supreme Court and Attorney General would be removed from board of pardons and Governor would act alone, unless legislature provides for board appointed by Governor.

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**QUESTION NO. 4**

**Initiative Petition**

Shall—“An Act of the People of the State of Nevada amending Section 2 of Article 4 of the Constitution of the State of Nevada.”

The People of the State of Nevada do enact as follows:

SECTION 1.—Sec. 2. The sessions of the Legislature shall be biennial, and shall commence on the 3rd Monday of January next ensuing the election of members of the Assembly, unless the Governor of the State shall, in the interim, convene the Legislature by proclamation.

SECTION 2. This amendment of the Constitution of the State of Nevada shall be in full force and effect from and after its enactment by the Legislature and approval by the Governor, or from and after its approval by a majority of the electors voting thereon and the official declaration of the vote.—be approved?

Yes 1,954,512  
No 35,397
(Explanation of Question No. 4)

Relating to the proposed amendment to Section 2 of Article IV of the Constitution of the State of Nevada, as it will be presented in Question No. 4, on the 1960 general election ballot, the following is a statement of the added and deleted matter together with a synopsis or explanation of the purpose of the proposed amendment, to be certified by the Secretary of State to the several County Clerks for publication in compliance with the provisions of NRS 296.125.

**Statement of Proposed Added and Deleted Matter**

Section 2 of Article IV of the Constitution of Nevada now provides:

"The sessions of the legislature shall be annual, and shall commence on the third Monday of January in each year, unless the governor of the state shall, in the interim, convene the legislature by proclamation."

The proposed amendment would strike the word "annual" and would substitute in lieu thereof the word "biennial." It would also strike the language, "in each year," and would substitute in lieu thereof the language, "next ensuing the election of members of the assembly."

**Synopsis or Explanation of the Purpose of the Proposed Amendment**

The purpose of this proposed amendment is to require regular legislative sessions to be held once each two years in odd numbered years, rather than one session each year, as at present provided.

**Statement for the Printed Ballot**

It is the opinion of the Secretary of State and the Attorney General that the following be used on the printed ballot in compliance with the provisions of NRS 296.190:

**Question No. 4.**

Amendment to the Constitution by Initiative Petition

Shall—"An Act of the People of the State of Nevada, amending Section 2 of Article IV of the Constitution of the State of Nevada," be approved?

Yes ☑️ 48,019 ☐
No ☑️ 35,397 ☐

(Explanation of Question No. 4)

If approved, the legislature would meet in regular session, once each two years, in odd numbered years, instead of once each year.
STATEMENT FOR VOTING MACHINES

The following statement shall appear on the ballot label of voting machines:

Question No. 4.
Amendment to the Constitution by Initiative Petition

Shall—"An Act of the People of the State of Nevada, amending Section 2 of Article IV of the Constitution of the State of Nevada," be approved?

Yes 12,019
No 35,397

(Explanation of Question No. 4)

If approved the legislature would meet in regular session, once each two years, in odd numbered years, instead of once each year.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State, at my office in Carson City, Nevada, this 5th day of August, 1960.

John Voorhis
Secretary of State.