

**PROPOSED REGULATION OF THE  
SECRETARY OF STATE**

**LCB FILE NO. R097-211**

**The following document is the initial draft regulation proposed  
by the agency submitted on 11/23/2021**

**PROPOSED REGULATIONS OF THE SECRETARY OF STATE**

**ELECTIONS DIVISION**

**LCB File No. \_\_\_\_\_**

**Section 1. Chapter 293 of NAC is hereby amended by amending the provisions set forth in Sections 2 to 4, inclusive of this regulation.**

**Sec. 2. NAC 293.220 is hereby amended to read as follows:**

**NAC 293.220 Preparation of election supplies and equipment for each precinct. (NRS 293.124, 293.247)**

1. At least 2 days before any election, the county clerk shall prepare the following supplies for each precinct:

- (a) The election roster;
- (b) A quantity of mechanical voting devices which assures an efficient flow of voters;
- (c) A means for transporting ballots and VVPATs which allows the ballots and VVPATs to be secured with a lock and key, numbered seal or other device which prevents unauthorized entry;
- (d) At least three copies of each sample ballot which pertains to the election *or, in the case of vote centers, a means for printing a sample ballot;*

2. A member of the election board shall not permit any person to enter a voting booth to vote until he or she ascertains that the person understands how to operate the vote recording device. If it is obvious to the members of an election board that a voter is trying to delay an election by repeatedly voiding his or her selections and not casting a ballot, a member of the election board must warn the voter that such actions are unlawful and offer assistance if necessary. If the voter continues to try to delay the election, the election board may take any appropriate action to

expedite the election, including, without limitation, removing the voter from the polling place if the county clerk has approved the removal.

4. Before the commencement of voting and periodically throughout the election, members of the election board shall examine the voting booths to ensure that each booth does not contain any campaign cards, political advertising, partisan notes or any other matter which constitutes an unauthorized attempt to influence the voters.

5. The election board shall ensure that a copy of the statement set forth in paragraph (c) of subsection 1 is prominently displayed at the polling place.

6. If a member of the election board observes at a polling place any violation of the provisions of title 24 of NRS, he or she shall immediately notify the county clerk.

**Sec. 3. NAC 293.225 is hereby amended to read as follows:**

**NAC 293.225 Procedures regarding election supplies and manner of voting for each polling place *or vote center*.** (NRS 293.124, 293.247)

1. At least 2 days before any election, every county clerk shall prepare the following supplies for each polling place *or vote center*:

(a) One flag of the United States.

(b) Any notices or other materials required to be posted at each polling place *or vote center* pursuant to NRS ~~293.177~~, *293.184, 293.2045*, 293.2549, 293.2955, 293.301, 293.302, 293.3025, 293.361, 293.740 and 293.780.

~~(c) One copy of the statutes and regulations governing elections, or one copy of a compilation of the statutes and regulations governing elections.~~

(c) ~~(d)~~ If a procedure for ~~bilingual~~ *multilingual* voting is used in the county, the required notices in the appropriate foreign languages.

2. The county clerk may prepare for each polling place *or vote center* any additional supplies he or she considers necessary or desirable for carrying out the election.
3. On or before the day preceding the day of an election, each county clerk may deliver the election supplies to the sheriff of his or her county or a person designated by the clerk for further distribution. The election supplies may be delivered in sealed containers and may include any other accountable items. The sheriff or other designated person shall sign a receipt for all items received by him or her. The sheriff or other designated person shall immediately, and in a safe manner, distribute the election supplies to those polling places *or vote centers* or to those members of election boards who are designated by the county clerk to receive and take custody of the supplies.
4. When an election board accepts delivery of election supplies, it shall check the supplies against the list of inventory and immediately notify the county clerk of any shortage. The county clerk shall immediately correct the shortage.
5. At each polling place *or vote center* within the county, the county clerk shall allow voters to vote their ballots conveniently and in a manner that allows their voting to be ~~screened~~ *protected* from the view of others.

**Sec. 4. NAC 293.250 is hereby amended to read as follows:**

**NAC 293.250 Procedures after voting.** (NRS 293.124, 293.247)

1. If a difference exists between the *total* number of persons voting *in person and applying to vote* and the number of ballots cast, the difference must be reported in writing to the county clerk, together with any known reasons for the difference.
2. The total number of voters must be entered by the election board on the forms provided by the county clerk.

3. The chair of an election board is responsible for the safe delivery of the ballots and VVPATs to the central place designated by the county clerk for the counting of ballots, except that a ballot pick-up board, if established, is responsible for the delivery.

4. After closing the polls, the election board shall compare the quantity of its results cartridges, VVPATs, mechanical recording devices or other essential election supplies which were furnished by the county clerk with the county clerk's inventory, shall note any shortages and shall immediately notify the county clerk if any shortages are noted. The chair of the election board is responsible for the safe return of all supplies, including all records, equipment pertaining to the election and essential election supplies, in accordance with the directions of the county clerk.

*5. For every day that an early voting location is open, the early voting election workers must account for the number of applicants and ballots cast as set forth above in subsections 1 and 2.*