

Amendment No. 2

Assembly Amendment to Assembly Bill No. 4	(BDR 24-13)
<b>Proposed by:</b> Assembly Committee of the Whole	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

Adoption of this amendment will MAINTAIN the unfunded mandate not requested by the affected local government to A.B. 4 (§§ 11-13, 15, 16, 20, 22-27, 85).
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ASSEMBLY ACTION	Initial and Date		SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>		Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>		Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>		Receded <input type="checkbox"/>	Not <input type="checkbox"/>

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is newly added language; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) ~~fuchsia double strikethrough~~ is new language in the bill proposed to be deleted in this amendment; (6) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment.

**SHORT FORM AMENDMENT**

Sections 11, 12 and 84 of this act are the only sections affected by this amendment.

HAC



Date: 7/31/2020

A.B. No. 4—Revises provisions relating to elections. (BDR 24-13)





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**Section 11 of Assembly Bill No. 4 is hereby amended as follows:**

1        **Sec. 11. 1. Except as otherwise provided in this section, if any affected**  
2 **election is:**

3        (a) **A primary election or general election, the provisions of NRS 293.356 to**  
4 **293.361, inclusive, governing early voting by personal appearance apply to the**  
5 **election.**

6        (b) **A primary city election or general city election, the provisions of NRS**  
7 **293C.355 to 293C.361, inclusive, governing early voting by personal appearance**  
8 **apply to the election if the city has provided for early voting by personal**  
9 **appearance pursuant to NRS 293C.110.**

10        2. **If the affected election is a primary election or general election, the**  
11 **county clerk must establish:**

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

15        (b) **In a county whose population is 100,000 or more but less than 700,000, at**  
16 **least ~~177~~ 15 polling places for early voting by personal appearance, which may**  
17 **be any combination of temporary or permanent polling places for early voting.**

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

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

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

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

27            (1) **For a primary election, not later than the April 1 preceding the**  
28 **primary election; or**

29            (2) **For a general election, not later than the September 1 preceding the**  
30 **general election.**

31        4. **If the affected election is a primary city election or a general city election**  
32 **and the city has provided for early voting by personal appearance pursuant to**  
33 **NRS 293C.110, the city clerk must establish at least one permanent polling place**  
34 **for early voting by personal appearance in the city.**

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

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

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

42            (I) **For a primary city election:**

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

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

48            (2) **For a general city election:**

49                (I) **Held on the date of the general election set forth in NRS**  
50 **293.12755, not later than the September 1 preceding the general city election.**

1                    *(II) Held on a date other than the date of the general election set*  
2 *forth in NRS 293.12755, not later than 45 days before the date of the general city*  
3 *election.*

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**Section 12 of Assembly Bill No. 4 is hereby amended as follows:**

4            **Sec. 12.** *1. Except as otherwise provided in this section, for any affected*  
5 *election, the county or city clerk, as applicable, may establish one or more polling*  
6 *places as vote centers for the day of the election.*

7                    *2. If the affected election is a primary election or general election, the*  
8 *county clerk:*

9                    *(a) In a county whose population is 700,000 or more, must establish at least*  
10 *100 vote centers for the day of the election.*

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

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

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**Section 84 of Assembly Bill No. 4 is hereby amended as follows:**

15            **Sec. 84.** *1. The Chief of the Budget Division shall transfer the sum of*  
16 *~~[\$2,000,000]~~ \$3,000,000 from Budget Account 101-1327 to the Secretary of State*  
17 *for the costs related to the preparation and distribution of mail ballots pursuant to*  
18 *the provisions of sections 2 to 27, inclusive, of this act for the 2020 General*  
19 *Election.*

20                    *2. The provisions of section 10 of chapter 525, Statutes of Nevada 2019, at*  
21 *page 3144, do not apply to any money received by the Secretary of State from*  
22 *sources other than the State General Fund or the State Highway Fund for the costs*  
23 *related to the preparation and distribution of mail ballots pursuant to the provisions*  
24 *of sections 2 to 27, inclusive, of this act for the 2020 General Election.*

25                    *3. If the State of Nevada receives money from the Federal Government that*  
26 *the State of Nevada is authorized to use for the costs related to the 2020 General*  
27 *Election on or after the effective date of this section, the Chief of the Budget*  
28 *Division shall disburse the money that is so received in accordance with the*  
29 *provisions of chapter 353 of NRS to the Secretary of State. On and after the date of*  
30 *such a disbursement, the Secretary of State shall expend the money disbursed*  
31 *pursuant to this subsection before expending any of the money transferred pursuant*  
32 *to subsection 1 that remains on the date of the disbursement. If any money remains*  
33 *from a disbursement made pursuant to this subsection, such money, to the extent*  
34 *available, must be transferred to Budget Account 101-1327 in an amount to*  
35 *reimburse that account for the money transferred pursuant to subsection 1 that was*  
36 *expended by the Secretary of State.*

37                    *4. All money transferred pursuant to subsection 1 must be expended by the*  
38 *Secretary of State on or before December 30, 2020. Any remaining balance of the*  
39 *money must not be committed for expenditure on or after December 30, 2020, by*  
40 *the Secretary of State or any entity to which the money is granted or otherwise*  
41 *transferred in any manner, and any portion of the money remaining must not be*  
42 *spent for any purpose after December 30, 2020, by either the Secretary of State or*

1 the entity to which the money was subsequently granted or transferred, and must be  
2 reverted to Budget Account 101-1327.

3 5. As used in section:

4 (a) "2020 General Election" means the general election held throughout the  
5 State of Nevada on the first Tuesday after the first Monday of November 2020 and  
6 every other election held on the same day as the 2020 General Election pursuant to  
7 the provisions of title 24 of NRS or any other law or city charter.

8 (b) "Chief of the Budget Division" means the Chief of the Budget Division of  
9 the Office of Finance created by NRS 223.400.

10 (c) "Mail ballot" has the meaning ascribed to it in section 6 of this act.