

ASSEMBLY BILL NO. 440—COMMITTEE ON  
LEGISLATIVE OPERATIONS AND ELECTIONS

MARCH 25, 2013

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to voter registration.  
(BDR 24-987)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to elections; extending the period during which an elector can register to vote in person or by computer; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Under existing law, registration for any primary, primary city, general or  
2 general city election closes on the third Tuesday before the election. Unless  
3 otherwise specified, registration for a recall or special election closes on the third  
4 Saturday before the election. After the fifth Sunday before a primary, primary city,  
5 general or general city election, a person may register to vote only by appearing in  
6 person at the office of the county or city clerk, as applicable, or other designated  
7 site for registering to vote. (NRS 293.560, 293C.527)  
8 This bill extends the period in which a person may register to vote for primary,  
9 primary city, general and general city elections until the last day of early voting for  
10 those elections, which is the Friday before the election. This bill also allows a  
11 person to register to vote by computer after the fifth Sunday before the election.  
12 Additionally, this bill extends the period in which a person may register to vote for  
13 all elections except otherwise specified recall and special elections until the fourth  
14 day before the election. These changes take effect on January 1, 2014.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** (Deleted by amendment.)  
2 **Sec. 2.** (Deleted by amendment.)  
3 **Sec. 3.** NRS 293.356 is hereby amended to read as follows:  
4 293.356 If a request is made *in person* to vote early by a  
5 registered voter ~~in person~~, *including, without limitation, a*



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1 *registered voter who registered to vote after the beginning of the*  
2 *period for early voting by personal appearance,* the election board  
3 shall issue a ballot for early voting to the voter. Such a ballot must  
4 be voted on the premises of a polling place for early voting  
5 established pursuant to NRS 293.3564 or 293.3572.

6 **Sec. 4.** NRS 293.557 is hereby amended to read as follows:

7 293.557 1. The county clerk may cause to be published once  
8 in each of the newspapers circulated in different parts of the county  
9 or cause to be published once in a newspaper circulated in the  
10 county:

11 (a) An alphabetical listing of all registered voters, including the  
12 precinct of each voter:

13 (1) Within the circulation area of each newspaper if the  
14 listing is published in each newspaper circulated in different parts of  
15 the county; or

16 (2) Within the entire county if the listing is published in only  
17 one newspaper in the county; or

18 (b) A statement notifying the public that the county clerk will  
19 provide an alphabetical listing of the names of all registered voters  
20 in the entire county and the precinct of each voter free of charge to  
21 any person upon request.

22 2. If the county clerk publishes the list of registered voters, the  
23 county clerk must do so:

24 (a) Not less than 2 weeks before the ~~close of registration for~~  
25 ~~any~~ primary election.

26 (b) After each primary election and not less than 2 weeks before  
27 the ~~close of registration for the~~ ensuing general election.

28 3. The county may not pay more than 10 cents per name for  
29 six-point or seven-point type or 15 cents per name for eight-point  
30 type or larger to each newspaper publishing the list.

31 4. The list of registered voters, if published, must not be  
32 printed in type smaller than six-point.

33 **Sec. 5.** NRS 293.560 is hereby amended to read as follows:

34 293.560 1. Except as otherwise provided in NRS 293.502,  
35 293D.230 and 293D.300, registration must close *at 5 p.m.* on the  
36 ~~third Tuesday~~ *Friday* preceding any primary or general election  
37 and *, except as otherwise provided by specific law, at 5 p.m.* on the  
38 ~~third Saturday~~ *fourth day* preceding any recall or special election .  
39 ~~-, except that if a recall or special election is held on the same day as~~  
40 ~~a primary or general election, registration must close on the third~~  
41 ~~Tuesday preceding the day of the elections.-~~

42 2. For a primary or special election, the office of the county  
43 clerk must be open until 7 p.m. ~~during~~ *on* the *next to* last ~~2 days~~  
44 *day* on which registration is open ~~+~~ *and 5 p.m. on the last day on*  
45 *which registration is open.* In a county whose population is less



1 than 100,000, the office of the county clerk may close at 5 p.m.  
2 ~~during~~ on the *next to last* ~~2-days~~ *day* before registration closes if  
3 approved by the board of county commissioners.

4 3. For a general election:

5 (a) In a county whose population is less than 100,000, the office  
6 of the county clerk must be open until 7 p.m. ~~during~~ on the *next to*  
7 *last* ~~2-days~~ *day* on which registration is open ~~at~~ *and 5 p.m. on the*  
8 *last day on which registration is open.* The office of the county  
9 clerk may close at 5 p.m. *on the next to last day on which*  
10 *registration is open* if approved by the board of county  
11 commissioners.

12 (b) In a county whose population is 100,000 or more, the office  
13 of the county clerk must be open during the last 4 days, on which  
14 registration is open, according to the following schedule:

15 (1) On ~~weekdays~~ *a day other than the last day on which*  
16 *registration is open,* until 9 p.m.; ~~and~~

17 (2) A minimum of 8 hours on Saturdays, Sundays and legal  
18 holidays ~~at~~; *and*

19 (3) *On the last day on which registration is open, until*  
20 *5 p.m.*

21 4. Except for a special election held pursuant to chapter 306 or  
22 350 of NRS:

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

26 (1) The day and time that registration will be closed; and

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

29 ↪ If no such newspaper is published in the county, the publication  
30 may be made in a newspaper of general circulation published in the  
31 nearest county in this State.

32 (b) The notice must be published once each week for 4  
33 consecutive weeks next preceding the close of registration for any  
34 election.

35 5. The offices of the county clerk, a county facility designated  
36 pursuant to NRS 293.5035 and other ex officio registrars may  
37 remain open on the last Friday in October in each even-numbered  
38 year.

39 6. For the period beginning on the fifth Sunday preceding any  
40 primary or general election and ending on the ~~third Tuesday~~  
41 *Friday* preceding any primary or general election, an elector may  
42 register to vote only by ~~appearing~~:

43 (a) *Appearing* in person at the office of the county clerk ~~for, at~~;

44 (b) *If open, appearing in person at* a county facility designated  
45 pursuant to NRS 293.5035 ~~at~~; *or*



1 (c) *If the county clerk has established a system to allow*  
2 *electors to register to vote by computer pursuant to NRS 293.506,*  
3 *registering by computer.*

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

8 **Sec. 6.** (Deleted by amendment.)

9 **Sec. 7.** NRS 293.567 is hereby amended to read as follows:

10 293.567 After the close of registration for each primary  
11 election but not later than ~~the Friday preceding~~ *the opening of the*  
12 *polls for* the primary election and after the close of registration for  
13 each general election but not later than ~~the Friday preceding~~ *the*  
14 *opening of the polls for* the general election, the county clerk shall  
15 ascertain by precinct and district the number of registered voters in  
16 the county and their political affiliation, if any, and shall transmit  
17 that information to the Secretary of State.

18 **Sec. 8.** (Deleted by amendment.)

19 **Sec. 9.** (Deleted by amendment.)

20 **Sec. 10.** (Deleted by amendment.)

21 **Sec. 11.** NRS 293C.356 is hereby amended to read as follows:

22 293C.356 1. If a request is made *in person* to vote early by a  
23 registered voter ~~in person,~~ *, including, without limitation, a*  
24 *registered voter who registered to vote after the beginning of the*  
25 *period for early voting by personal appearance,* the city clerk shall  
26 issue a ballot for early voting to the voter. Such a ballot must be  
27 voted on the premises of the clerk's office and returned to the clerk.

28 2. On the dates for early voting prescribed in NRS 293C.3568,  
29 each city clerk shall provide a voting booth, with suitable equipment  
30 for voting, on the premises of the city clerk's office for use by  
31 registered voters who are issued ballots for early voting in  
32 accordance with this section.

33 **Sec. 12.** NRS 293C.527 is hereby amended to read as follows:

34 293C.527 1. Except as otherwise provided in NRS 293.502,  
35 293D.230 and 293D.300, registration must close *at 5 p.m.* on the  
36 ~~third Tuesday~~ *Friday* preceding any primary city election or  
37 general city election and, *except as otherwise provided by specific*  
38 *law, at 5 p.m.* on the ~~third Saturday~~ *fourth day* preceding any  
39 recall or special election. ~~Except that if a recall or special election~~  
40 ~~is held on the same day as a primary city election or general city~~  
41 ~~election, registration must close on the third Tuesday preceding the~~  
42 ~~day of the elections.~~

43 2. For a primary city election or special city election, the office  
44 of the city clerk must be open until 7 p.m. ~~during~~ *on* the *next*  
45 last ~~2 days~~ *day* on which registration is open ~~and~~ *and 5 p.m. on the*



1 ***last day on which registration is open.*** In a city whose population is  
2 less than 25,000, the office of the city clerk may close at 5 p.m. ***on***  
3 ***the next to last day before registration closes*** if approved by the  
4 governing body of the city.

5 3. For a general ***city*** election:

6 (a) In a city whose population is less than 25,000, the office of  
7 the city clerk must be open until 7 p.m. ~~during~~ ***on*** the ***next to last***  
8 ~~2 days~~ ***day*** on which registration is open ~~and~~ ***5 p.m. on the last***  
9 ***day on which registration is open.*** The office of the city clerk may  
10 close at 5 p.m. ***on the next to last day on which registration is open***  
11 if approved by the governing body of the city.

12 (b) In a city whose population is 25,000 or more, the office of  
13 the city clerk must be open during the last 4 days on which  
14 registration is open, according to the following schedule:

15 (1) On ~~weekdays~~ ***a day other than the last day on which***  
16 ***registration is open,*** until 9 p.m.; ~~and~~

17 (2) A minimum of 8 hours on Saturdays, Sundays and legal  
18 holidays ~~and~~ ***and***

19 (3) ***On the last day on which registration is open, until***  
20 ***5 p.m.***

21 4. Except for a special election held pursuant to chapter 306 or  
22 350 of NRS:

23 (a) The city clerk of each city shall cause a notice signed by him  
24 or her to be published in a newspaper having a general circulation in  
25 the city indicating:

26 (1) The day and time that registration will be closed; and

27 (2) If the city clerk has designated a municipal facility  
28 pursuant to NRS 293C.520, the location of that facility.

29 ➤ If no newspaper is of general circulation in that city, the  
30 publication may be made in a newspaper of general circulation in  
31 the nearest city in this State.

32 (b) The notice must be published once each week for 4  
33 consecutive weeks next preceding the close of registration for any  
34 election.

35 5. For the period beginning on the fifth Sunday preceding any  
36 primary city election or general city election and ending on the  
37 ~~third Tuesday~~ ***Friday*** preceding any primary city election or  
38 general city election, an elector may register to vote only by  
39 ~~appearing~~ ***appearing*** :

40 (a) ***Appearing*** in person at the office of the city clerk ~~or, if~~ ***;***

41 (b) ***If*** open, ***appearing in person at*** a municipal facility  
42 designated pursuant to NRS 293C.520 ~~and~~ ***or***

43 (c) ***If the county clerk of the county in which the city is located***  
44 ***has established a system to allow electors to register to vote by***  
45 ***computer pursuant to NRS 293.506, registering by computer.***



1       6. A municipal facility designated pursuant to NRS 293C.520  
2 may be open during the periods described in this section for such  
3 hours of operation as the city clerk may determine, as set forth in  
4 subsection 3 of NRS 293C.520.

5       **Sec. 13.** (Deleted by amendment.)

6       **Sec. 14.** This act becomes effective upon passage and approval  
7 for purposes of adopting regulations and performing any other  
8 preparatory administrative tasks that are necessary to carry out the  
9 provisions of this act and on January 1, 2014, for all other purposes.

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