

Amendment No. 698

Senate Amendment to Senate Bill No. 421 First Reprint	(BDR 24-1148)
Proposed by: Senator Settlemeyer	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

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 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.

JWP/HAC



Date: 5/11/2015

S.B. No. 421—Makes various changes relating to statewide primary elections.
(BDR 24-1148)



SENATE BILL NO. 421—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

MARCH 23, 2015

Referred to Committee on Legislative Operations and Elections

SUMMARY—Makes various changes relating to statewide primary elections.
(BDR 24-1148)

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; providing in certain circumstances for a presidential preference primary election to be held in conjunction with the statewide primary election; revising the date of the statewide primary election to the last Tuesday in February of each even-numbered year; making corresponding changes to various pre-election deadlines; establishing requirements for participation by major political parties and candidates in a presidential preference primary election; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Sections 1, 2, 18-21 and 32-38 of this bill provide for a statewide presidential preference primary election to be held in conjunction with the statewide primary election in February of a presidential election year. **Section 32** provides that a presidential preference primary election is generally governed by the same statutory provisions applicable to the existing statewide primary. Pursuant to **section 33**, a presidential preference primary election ~~is initiated by the submission of a notice to the Secretary of State from the state central committee of any major political party. After the submission of this notice, the election~~ must be held ~~for~~ **for a major political party if: (1) the chair of the national committee of that party fails timely to notify the Secretary of State that the party does not desire to participate in the election; and (2) two or more presidential candidates of that party timely file declarations of candidacy with the Secretary of State.**

Under existing law, the election of delegates at precinct meetings scheduled by the state central committee of each major political party, commonly known as “party caucuses,” may be a part of expressing preferences for candidates for the party’s nomination for President of the United States. (NRS 293.137) In any year in which a presidential preference primary election is held for the party, **section 4** of this bill requires that the precinct meetings not be held until after the presidential preference primary election has been conducted and the results of the election have been certified by the Secretary of State. **Sections 5 and 6** of this bill further require that any rule of a party governing the election of delegates at a precinct meeting, the selection of delegates and alternates to a national party convention, or the voting of delegates at the national convention, must reasonably reflect the results of the presidential preference primary election, if one has been held for the party.

Section 7 of this bill changes the date of the statewide primary election from the second Tuesday in June of each even-numbered year to the last Tuesday in February of each even-

25 numbered year. To provide an example, if the provisions of this bill had been in effect in
26 2014, the primary election would have been held on February 25, 2014, instead of June 10,
27 2014. As a result of changing the date of the statewide primary election, **sections 3, 8-13, 17,**
28 **22 and 23** of this bill amend various other dates relating to elections, such as the date for
29 filing a declaration of candidacy.

30 **Sections 16 and 24** of this bill delete certain existing but obsolete statutory references to
31 the presidential preference primary election.

32 **Sections 37 and 42** of this bill provide that the cost of any presidential preference
33 primary election is a charge against the State and must be paid from the Reserve for Statutory
34 Contingency Account in the State General Fund.

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 a new
2 section to read as follows:

3 ***“Presidential preference primary election” means an election held in***
4 ***presidential election years pursuant to sections 32 to 38, inclusive, of this act.***

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

6 293.010 As used in this title, unless the context otherwise requires, the words
7 and terms defined in NRS 293.013 to 293.121, inclusive, ***and section 1 of this act***
8 have the meanings ascribed to them in those sections.

9 **Sec. 3.** NRS 293.128 is hereby amended to read as follows:

10 293.128 1. To qualify as a major political party, any organization must,
11 under a common name:

12 (a) On ~~January 1~~ ***September 1 of the year*** preceding any primary election,
13 have been designated as a political party on the applications to register to vote of at
14 least 10 percent of the total number of registered voters in this State; or

15 (b) File a petition with the Secretary of State not later than the last Friday in
16 ~~February before~~ ***October of the year preceding*** any primary election signed by a
17 number of registered voters equal to or more than 10 percent of the total number of
18 votes cast at the last preceding general election for the offices of Representative in
19 Congress.

20 2. If a petition is filed pursuant to paragraph (b) of subsection 1, the names of
21 the voters need not all be on one document, but each document of the petition must
22 be verified by the circulator thereof to the effect that the signers are registered
23 voters of this State according to the circulator’s best information and belief and that
24 the signatures are genuine and were signed in the circulator’s presence. Each
25 document of the petition must bear the name of a county, and only registered voters
26 of that county may sign the document. The documents which are circulated for
27 signature must then be submitted for verification pursuant to NRS 293.1276 to
28 293.1279, inclusive, not later than 25 working days before the last Friday in
29 ~~February~~ ***October of the year*** preceding a primary election.

30 3. In addition to the requirements set forth in subsection 1, each organization
31 which wishes to qualify as a political party must file with the Secretary of State a
32 certificate of existence which includes the:

33 (a) Name of the political party;

34 (b) Names and addresses of its officers;

35 (c) Names of the members of its executive committee; and

36 (d) Name of the person who is authorized by the party to act as registered agent
37 in this State.

1 4. A political party shall file with the Secretary of State an amended
2 certificate of existence within 5 days after any change in the information contained
3 in the certificate.

4 **Sec. 4.** NRS 293.135 is hereby amended to read as follows:

5 293.135 1. ~~It is~~ *Except as otherwise provided in this subsection, the*
6 county central committee of each major political party in each county shall have a
7 precinct meeting of the registered voters of the party residing in each voting
8 precinct entitled to delegates in the county convention called and held on the dates
9 set for the precinct meeting by the respective state central committees in each year
10 in which a general election is held. *In any year in which a presidential preference*
11 *primary election is held for the party, the precinct meeting must not be held until*
12 *after the results of that election are certified by the Secretary of State pursuant to*
13 *subsection 5 of NRS 293.387.*

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

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

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

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

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

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

25 on the date set for giving notice of the meeting by the respective state central
26 committees.

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

30
31 Notice to All Voters Registered
32 IN THE (STATE NAME OF MAJOR POLITICAL PARTY)

33
34 Nevada state law requires each major political party, in every year
35 during which a general election is held, to have a precinct meeting held for
36 each precinct. All persons registered in the party and residing in the
37 precinct are entitled to attend the precinct meeting. Delegates to your
38 party's county convention will be elected at the meeting by those in
39 attendance. Set forth below are the time and place at which your precinct
40 meeting will be held, together with the number of delegates to be elected
41 from each precinct. If you wish to participate in the organization of your
42 party for the coming 2 years, attend your precinct meeting.

43
44 5. The notice must specify:

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

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

48 **Sec. 5.** NRS 293.137 is hereby amended to read as follows:

49 293.137 1. Promptly at the time and place appointed therefor, the mass
50 meeting must be convened and organized for each precinct. If access to the
51 premises appointed for any such meeting is not available, the meeting may be
52 convened at an accessible place immediately adjacent thereto. The meeting must be
53 conducted openly and publicly and in such a manner that it is freely accessible to

1 any registered voter of the party calling the meeting who resides in the precinct and
2 is desirous of attending the meeting, until the meeting is adjourned. At the meeting,
3 the delegates to which the members of the party residing in the precinct are entitled
4 in the party's county convention must be elected pursuant to the rules of the state
5 central committee of that party. In presidential election years, the ~~election of~~
6 ~~delegates may be a part of expressing preferences for candidates for the party's~~
7 ~~nomination for President of the United States if the rules of the party permit such~~
8 ~~conduct.~~ *rules of the state central committee must reasonably reflect the results*
9 *of the presidential preference primary election, if one has been held for the party.*

10 The result of the election must be certified to the county convention of the party by
11 the chair and the secretary of the meeting upon the forms specified in subsection 3.

12 2. At the precinct meetings, the delegates and alternates to the party's
13 convention must be elected. If a meeting is not held for a particular precinct at the
14 location specified, that precinct must be without representation at the county
15 convention unless the meeting was scheduled, with proper notice, and no registered
16 voter of the party appeared. In that case, the meeting shall be deemed to have been
17 held and the position of delegate is vacant. If a position of delegate is vacant, it
18 must be filled by the designated alternate, if any. If there is no designated alternate,
19 the vacancy must be filled pursuant to the rules of the party, if the rules of the party
20 so provide, or, if the rules of the party do not so provide, the county central
21 committee shall appoint a delegate from among the qualified members of the party
22 residing in the precinct in which the vacancy occurred, and the secretary of the
23 county central committee shall certify the appointed delegate to the county
24 convention.

25 3. The county central committee shall prepare and number serially a number
26 of certificate forms equal to the total number of delegates to be elected throughout
27 the county, and deliver the appropriate number to each precinct meeting. Each
28 certificate must be in duplicate. The original must be given to the elected delegate,
29 and the duplicate transmitted to the county central committee.

30 4. All duplicates must be delivered to the chair of the preliminary credentials
31 committee of the county convention. Every delegate who presents a certificate
32 matching one of the duplicates must be seated without dispute.

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

- 35 (a) The selection, rights and duties of committees of a convention;
- 36 (b) Challenges to credentials of delegates; and
- 37 (c) Majority and minority reports of committees.

38 **Sec. 6.** NRS 293.163 is hereby amended to read as follows:

39 293.163 1. In presidential election years, on the call of a national party
40 convention, but one set of party conventions and but one state convention shall be
41 held on such respective dates and at such places as the state central committee of
42 the party shall designate. If no earlier dates are fixed, the state convention shall be
43 held 30 days before the date set for the national convention and the county
44 conventions shall be held 60 days before the date set for the national convention.

45 2. Delegates to such conventions shall be selected in the same manner as
46 prescribed in NRS 293.130 to 293.160, inclusive, and each convention shall have
47 and exercise all of the power granted it under NRS 293.130 to 293.160, inclusive.
48 In addition to such powers granted it, the state convention shall select the necessary
49 delegates and alternates to the national convention of the party and, if consistent
50 with the rules and regulations of the party, shall select the national committeeman
51 and committeewoman of the party from the State of Nevada. *Any rule or*
52 *regulation of the party governing the election of delegates and alternates to the*
53 *national convention of the party, or directing the votes of delegates at the*

1 *national convention, must reasonably reflect the results of the presidential*
 2 *preference primary election, if one has been held for the party.*

3 **Sec. 7.** NRS 293.175 is hereby amended to read as follows:

4 293.175 1. The primary election must be held on the ~~second Tuesday in~~
 5 ~~June~~ *last Tuesday in February* of each even-numbered year.

6 2. ~~Candidates~~ *Except as otherwise provided in this subsection, candidates*
 7 *for partisan office of a major political party and candidates for nonpartisan office*
 8 *must be nominated at the primary election. The provisions of this subsection do*
 9 *not apply to candidates for nomination for President of the United States.*

10 3. Candidates for partisan office of a minor political party must be nominated
 11 in the manner prescribed pursuant to NRS 293.171 to 293.174, inclusive.

12 4. Independent candidates for partisan office must be nominated in the
 13 manner provided in NRS 293.200.

14 5. The provisions of NRS 293.175 to 293.203, inclusive:

15 (a) Apply to a special election to fill a vacancy, except to the extent that
 16 compliance with the provisions is not possible because of the time at which the
 17 vacancy occurred.

18 (b) Do not apply to the nomination of the officers of incorporated cities.

19 (c) Do not apply to the nomination of district officers whose nomination is
 20 otherwise provided for by statute.

21 **Sec. 8.** NRS 293.176 is hereby amended to read as follows:

22 293.176 1. Except as otherwise provided in subsection 2, no person may be
 23 a candidate of a major political party for partisan office in any election if the person
 24 has changed:

25 (a) The designation of his or her political party affiliation; or

26 (b) His or her designation of political party from nonpartisan to a designation
 27 of a political party affiliation,

28 ~~on~~ *on an application to register to vote in the State of Nevada or in any other state*
 29 *during the time beginning on ~~December~~ August 31 preceding the closing filing*
 30 *date for that election and ending on the date of that election whether or not the*
 31 *person's previous registration was still effective at the time of the change in party*
 32 *designation.*

33 2. The provisions of subsection 1 do not apply to any person who is a
 34 candidate of a political party that is not organized pursuant to NRS 293.171 on the
 35 ~~December~~ *August 31* next preceding the closing filing date for the election.

36 **Sec. 9.** NRS 293.177 is hereby amended to read as follows:

37 293.177 1. Except as otherwise provided in NRS 293.165, *and section 34 of*
 38 *this act*, a name may not be printed on a ballot to be used at a primary election
 39 unless the person named has filed a declaration of candidacy or an acceptance of
 40 candidacy, and has paid the fee required by NRS 293.193 not earlier than:

41 (a) For a candidate for judicial office, the first Monday in ~~January of the year~~
 42 ~~in which the election is to be held~~ *September* nor later than 5 p.m. on the second
 43 Friday after the first Monday in ~~January~~ *September of the year preceding the*
 44 *primary election;* and

45 (b) For all other candidates, the first Monday in ~~March of the year in which~~
 46 ~~the election is to be held~~ *November* nor later than 5 p.m. on the second Friday after
 47 the first Monday in ~~March~~ *November of the year preceding the primary election.*

48 2. A declaration of candidacy or an acceptance of candidacy required to be
 49 filed by this section must be in substantially the following form:

50 (a) For partisan office:

51
 52 DECLARATION OF CANDIDACY OF FOR THE
 53 OFFICE OF

1 State of Nevada

2
3 County of

4
5 For the purpose of having my name placed on the official ballot as a
6 candidate for the Party nomination for the office of, I,
7 the undersigned, do swear or affirm under penalty of perjury that I
8 actually, as opposed to constructively, reside at, in the City or
9 Town of, County of, State of Nevada; that my actual, as
10 opposed to constructive, residence in the State, district, county, township,
11 city or other area prescribed by law to which the office pertains began on a
12 date at least 30 days immediately preceding the date of the close of filing of
13 declarations of candidacy for this office; that my telephone number is
14, and the address at which I receive mail, if different than my
15 residence, is; that I am registered as a member of the
16 Party; that I am a qualified elector pursuant to Section 1 of Article 2 of the
17 Constitution of the State of Nevada; that if I have ever been convicted of
18 treason or a felony, my civil rights have been restored by a court of
19 competent jurisdiction; that I have not, in violation of the provisions of
20 NRS 293.176, changed the designation of my political party or political
21 party affiliation on an official application to register to vote in any state
22 since ~~December~~ August 31 before the closing filing date for this election;
23 that I generally believe in and intend to support the concepts found in the
24 principles and policies of that political party in the coming election; that if
25 nominated as a candidate of the Party at the ensuing election, I
26 will accept that nomination and not withdraw; that I will not knowingly
27 violate any election law or any law defining and prohibiting corrupt and
28 fraudulent practices in campaigns and elections in this State; that I will
29 qualify for the office if elected thereto, including, but not limited to,
30 complying with any limitation prescribed by the Constitution and laws of
31 this State concerning the number of years or terms for which a person may
32 hold the office; and that I understand that my name will appear on all
33 ballots as designated in this declaration.

34
35
36 (Designation of name)

37
38
39 (Signature of candidate for office)

40
41 Subscribed and sworn to before me
42 this day of the month of of the year

43
44
45 Notary Public or other person
46 authorized to administer an oath

47
48 (b) For nonpartisan office:

49
50 DECLARATION OF CANDIDACY OF FOR THE
51 OFFICE OF

1 State of Nevada

2
3 County of

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

27
28
29 (Designation of name)

30
31
32 (Signature of candidate for office)

33
34 Subscribed and sworn to before me
35 this day of the month of of the year

36
37
38 Notary Public or other person
39 authorized to administer an oath
40

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

46 (a) The candidate's address is listed as a post office box unless a street address
47 has not been assigned to his or her residence; or

48 (b) The candidate does not present to the filing officer:

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

52 (2) A current utility bill, bank statement, paycheck, or document issued by
53 a governmental entity, including a check which indicates the candidate's name and

1 residential address, but not including a voter registration card issued pursuant to
2 NRS 293.517.

3 4. The filing officer shall retain a copy of the proof of identity and residency
4 provided by the candidate pursuant to paragraph (b) of subsection 3. Such a copy:

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

6 (b) Must not contain the social security number or driver's license or
7 identification card number of the candidate.

8 5. By filing the declaration or acceptance of candidacy, the candidate shall be
9 deemed to have appointed the filing officer for the office as his or her agent for
10 service of process for the purposes of a proceeding pursuant to NRS 293.182.
11 Service of such process must first be attempted at the appropriate address as
12 specified by the candidate in the declaration or acceptance of candidacy. If the
13 candidate cannot be served at that address, service must be made by personally
14 delivering to and leaving with the filing officer duplicate copies of the process. The
15 filing officer shall immediately send, by registered or certified mail, one of the
16 copies to the candidate at the specified address, unless the candidate has designated
17 in writing to the filing officer a different address for that purpose, in which case the
18 filing officer shall mail the copy to the last address so designated.

19 6. If the filing officer receives credible evidence indicating that a candidate
20 has been convicted of a felony and has not had his or her civil rights restored by a
21 court of competent jurisdiction, the filing officer:

22 (a) May conduct an investigation to determine whether the candidate has been
23 convicted of a felony and, if so, whether the candidate has had his or her civil rights
24 restored by a court of competent jurisdiction; and

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

29 7. The receipt of information by the Attorney General or district attorney
30 pursuant to subsection 6 must be treated as a challenge of a candidate pursuant to
31 subsections 4 and 5 of NRS 293.182. If the ballots are printed before a court of
32 competent jurisdiction makes a determination that a candidate has been convicted
33 of a felony and has not had his or her civil rights restored by a court of competent
34 jurisdiction, the filing officer must post a notice at each polling place where the
35 candidate's name will appear on the ballot informing the voters that the candidate is
36 disqualified from entering upon the duties of the office for which the candidate
37 filed the declaration of candidacy or acceptance of candidacy.

38 **Sec. 10.** NRS 293.180 is hereby amended to read as follows:

39 293.180 1. Ten or more registered voters may file a certificate of candidacy
40 designating any registered voter as a candidate for:

41 (a) Their major political party's nomination for any partisan elective office ~~†~~
42 *other than President of the United States*, or as a candidate for nomination for any
43 nonpartisan office other than a judicial office, not earlier than the first Monday in
44 ~~†February of the year in which the election is to be held†~~ *October* nor later than 5
45 p.m. on the first Friday in ~~†March;†~~ *November of the year preceding the year in*
46 *which the election is to be held; or*

47 (b) Nomination for a judicial office, not earlier than the first Monday in
48 ~~†December of the year immediately preceding the year in which the election is to be~~
49 ~~held†~~ *August* nor later than 5 p.m. on the first Friday in ~~†January†~~ *September* of the
50 year *preceding the year* in which the election is to be held.

51 2. When the certificate has been filed, the officer in whose office it is filed
52 shall notify the person named in the certificate. If the person named in the
53 certificate files an acceptance of candidacy and pays the required fee, as provided

1 by law, he or she is a candidate in the primary election in like manner as if he or she
2 had filed a declaration of candidacy.

3 3. If a certificate of candidacy relates to a partisan office, all of the signers
4 must be of the same major political party as the candidate designated.

5 **Sec. 11.** NRS 293.205 is hereby amended to read as follows:

6 293.205 1. Except as otherwise provided in NRS 293.208, on or before the
7 third Wednesday in ~~March of every even-numbered~~ *November of each odd-*
8 *numbered* year, the county clerk shall establish election precincts, define the
9 boundaries thereof, abolish, alter, consolidate and designate precincts as public
10 convenience, necessity and economy may require.

11 2. The boundaries of each election precinct must follow visible ground
12 features or extensions of visible ground features, except where the boundary
13 coincides with the official boundary of the State or a county or city.

14 3. Election precincts must be composed only of contiguous territory.

15 4. As used in this section, "visible ground feature" includes a street, road,
16 highway, river, stream, shoreline, drainage ditch, railroad right-of-way or any other
17 physical feature which is clearly visible from the ground.

18 **Sec. 12.** NRS 293.206 is hereby amended to read as follows:

19 293.206 1. On or before the last day in ~~March of every even-numbered~~
20 *November of each odd-numbered* year, the county clerk shall provide the Secretary
21 of State and the Director of the Legislative Counsel Bureau with a copy or
22 electronic file of a map showing the boundaries of all election precincts in the
23 county.

24 2. If the Secretary of State determines that the boundaries of an election
25 precinct do not comply with the provisions of NRS 293.205, the Secretary of State
26 must provide the county clerk with a written statement of noncompliance setting
27 forth the reasons the precinct is not in compliance. Within 15 days after receiving
28 the notice of noncompliance, the county clerk shall make any adjustments to
29 the boundaries of the precinct which are required to bring the precinct into compliance
30 with the provisions of NRS 293.205 and shall submit a corrected copy or electronic
31 file of the precinct map to the Secretary of State and the Director of the Legislative
32 Counsel Bureau.

33 3. If the initial or corrected election precinct map is not filed as required
34 pursuant to this section or the county clerk fails to make the necessary changes to
35 the boundaries of an election precinct pursuant to subsection 2, the Secretary of
36 State may establish appropriate precinct boundaries in compliance with the
37 provisions of NRS 293.205 to 293.213, inclusive. If the Secretary of State revises
38 the map pursuant to this subsection, the Secretary of State shall submit a copy or
39 electronic file of the revised map to the Director of the Legislative Counsel Bureau
40 and the appropriate county clerk.

41 4. As used in this section, "electronic file" includes, without limitation, an
42 electronic data file of a geographic information system.

43 **Sec. 13.** NRS 293.208 is hereby amended to read as follows:

44 293.208 1. Except as otherwise provided in subsections 2, 3 and 5 and in
45 NRS 293.206, no election precinct may be created, divided, abolished or
46 consolidated, or the boundaries thereof changed, during the period between the
47 third Wednesday in ~~March~~ *November* of any year whose last digit is ~~4~~ *5* and the
48 time when the Legislature has been redistricted in a year whose last digit is 1,
49 unless the creation, division, abolishment or consolidation of the precinct, or the
50 change in boundaries thereof, is:

51 (a) Ordered by a court of competent jurisdiction;

1 (b) Required to meet objections to a precinct by the Attorney General of the
2 United States pursuant to the Voting Rights Act of 1965, 42 U.S.C. §§ 1971 and
3 1973 et seq., and any amendments thereto;

4 (c) Required to comply with subsection 2 of NRS 293.205;

5 (d) Required by the incorporation of a new city; or

6 (e) Required by the creation of or change in the boundaries of a special district.

7 **↪** As used in this subsection, “special district” means any general improvement
8 district or any other quasi-municipal corporation organized under the local
9 improvement and service district laws of this State as enumerated in title 25 of NRS
10 which is required by law to hold elections or any fire protection district which is
11 required by law to hold elections.

12 2. If a city annexes an unincorporated area located in the same county as the
13 city and adjacent to the corporate boundary, the annexed area may be included in an
14 election precinct immediately adjacent to it.

15 3. A new election precinct may be established at any time if it lies entirely
16 within the boundaries of any existing precinct.

17 4. If a change in the boundaries of an election precinct is made pursuant to
18 this section during the time specified in subsection 1, the county clerk must:

19 (a) Within 15 days after the change to the boundary of a precinct is established
20 by the county clerk or ordered by a court, send to the Director of the Legislative
21 Counsel Bureau and the Secretary of State a copy or electronic file of a map
22 showing the new boundaries of the precinct; and

23 (b) Maintain in his or her office an index providing the name of the precinct
24 and describing all changes which were made, including any change in the name of
25 the precinct and the name of any new precinct created within the boundaries of an
26 existing precinct.

27 5. Cities of population categories two and three are exempt from the
28 provisions of subsection 1.

29 6. As used in this section, “electronic file” includes, without limitation, an
30 electronic data file of a geographic information system.

31 **Sec. 14.** NRS 293.209 is hereby amended to read as follows:

32 293.209 A political subdivision of this State shall not create, divide, change
33 the boundaries of, abolish or consolidate an election district ~~after~~ **at any time**
34 **during the period between** the first day of filing by candidates ~~during any year in~~
35 ~~which a~~ **and the date of the** general election or city general election ~~is held~~
36 for that election district. This section does not prohibit a political subdivision from
37 annexing territory ~~in a year in which a general election or city general election is~~
38 ~~held for that election district.~~ **during that period.**

39 **Sec. 15.** NRS 293.260 is hereby amended to read as follows:

40 293.260 1. **Except as otherwise provided in subsection 2:**

41 (a) Where there is no contest of election for nomination to a particular office,
42 neither the title of the office nor the name of the candidate may appear on the
43 ballot.

44 ~~2-~~ (b) If more than one major political party has candidates for a particular
45 office, the persons who receive the highest number of votes at the primary elections
46 must be declared the nominees of those parties for the office.

47 ~~3-~~ (c) If only one major political party has candidates for a particular office
48 and a minor political party has nominated a candidate for the office or an
49 independent candidate has filed for the office, the candidate who receives the
50 highest number of votes in the primary election of the major political party must be
51 declared the nominee of that party and his or her name must be placed on the
52 general election ballot with the name of the nominee of the minor political party for
53 the office and the name of the independent candidate who has filed for the office.

1 ~~4+~~ (d) If only one major political party has candidates for a particular office
2 and no minor political party has nominated a candidate for the office and no
3 independent candidate has filed for the office:

4 ~~6+~~ (1) If there are more candidates than twice the number to be elected to the
5 office, the names of the candidates must appear on the ballot for a primary election.
6 Except as otherwise provided in this ~~paragraph,~~ *subparagraph*, the candidates of
7 that party who receive the highest number of votes in the primary election, not to
8 exceed twice the number to be elected to that office at the general election, must be
9 declared the nominees for the office. If only one candidate is to be elected to the
10 office and a candidate receives a majority of the votes in the primary election for
11 that office, that candidate must be declared the nominee for that office and his or
12 her name must be placed on the ballot for the general election.

13 ~~6+~~ (2) If there are no more than twice the number of candidates to be elected
14 to the office, the candidates must, without a primary election, be declared the
15 nominees for the office.

16 ~~5+~~ (e) Where no more than the number of candidates to be elected have filed
17 for nomination for:

18 ~~6+~~ (1) Any partisan office, the office of judge of the Court of Appeals or the
19 office of justice of the Supreme Court, the names of those candidates must be
20 omitted from all ballots for a primary election and placed on all ballots for a general
21 election;

22 ~~6+~~ (2) Any nonpartisan office, other than the office of justice of the
23 Supreme Court, office of judge of the Court of Appeals or the office of member of
24 a town advisory board, the names of those candidates must appear on the ballot for
25 a primary election unless the candidates were nominated pursuant to subsection 2 of
26 NRS 293.165. If a candidate receives one or more votes at the primary election, the
27 candidate must be declared elected to the office and his or her name must not be
28 placed on the ballot for the general election. If a candidate does not receive one or
29 more votes at the primary election, his or her name must be placed on the ballot for
30 the general election; and

31 ~~6+~~ (3) The office of member of a town advisory board, the candidate must
32 be declared elected to the office and no election must be held for that office.

33 ~~6+~~ (f) If there are more candidates than twice the number to be elected to a
34 nonpartisan office, the names of the candidates must appear on the ballot for a
35 primary election. Those candidates who receive the highest number of votes at that
36 election, not to exceed twice the number to be elected, must be declared nominees
37 for the office.

38 ***2. The provisions of subsection 1 do not apply to candidates for nomination***
39 ***for President of the United States.***

40 **Sec. 16.** NRS 293.3604 is hereby amended to read as follows:

41 293.3604 If ballots which are voted on a mechanical recording device which
42 directly records the votes electronically are used during the period for early voting
43 by personal appearance in an election : ~~other than a presidential preference~~
44 ~~primary election;~~

45 1. At the close of each voting day, the election board shall:

46 (a) Prepare and sign a statement for the polling place. The statement must
47 include:

48 (1) The title of the election;

49 (2) The number of the precinct or voting district;

50 (3) The number which identifies the mechanical recording device and the
51 storage device required pursuant to NRS 293B.084;

52 (4) The number of ballots voted on the mechanical recording device for
53 that day; and

1 (5) The number of signatures in the roster for early voting for that day.
2 (b) Secure:
3 (1) The ballots pursuant to the plan for security required by NRS 293.3594;
4 and
5 (2) Each mechanical voting device in the manner prescribed by the
6 Secretary of State pursuant to NRS 293.3594.

7 2. At the close of the last voting day, the county clerk shall deliver to the
8 ballot board for early voting:

- 9 (a) The statements for all polling places for early voting;
10 (b) The voting rosters used for early voting;
11 (c) The storage device required pursuant to NRS 293B.084 from each
12 mechanical recording device used during the period for early voting; and
13 (d) Any other items as determined by the county clerk.

14 3. Upon receipt of the items set forth in subsection 2 at the close of the last
15 voting day, the ballot board for early voting shall:

- 16 (a) Sort the items by precinct or voting district;
17 (b) Count the number of ballots voted by precinct or voting district;
18 (c) Account for all ballots on an official statement of ballots; and
19 (d) Place the items in the container provided to transport those items to the
20 central counting place and seal the container with a numbered seal. The official
21 statement of ballots must accompany the items to the central counting place.

22 **Sec. 17.** NRS 293.368 is hereby amended to read as follows:

23 293.368 1. Except as otherwise provided in subsection 4 of NRS 293.165, if
24 a candidate on the ballot at a primary election dies after 5 p.m. of the second
25 Tuesday in ~~April~~ *December of the year preceding the election*, the deceased
26 candidate's name must remain on the ballot and the votes cast for the deceased
27 candidate must be counted in determining the nomination for the office for which
28 the decedent was a candidate.

29 2. If the deceased candidate on the ballot at the primary election receives the
30 number of votes required to receive the nomination to the office for which he or she
31 was a candidate, except as otherwise provided in subsection 2 of NRS 293.165, the
32 deceased candidate shall be deemed nominated and the vacancy in the nomination
33 must be filled as provided in NRS 293.165 or 293.166. If the deceased person was a
34 candidate for a nonpartisan office, the nomination must be filled pursuant to
35 subsection 2 of NRS 293.165.

36 3. Whenever a candidate whose name appears upon the ballot at a general
37 election dies after 5 p.m. on the fourth Friday in June of the year in which the
38 general election is held, the votes cast for the deceased candidate must be counted
39 in determining the results of the election for the office for which the decedent was a
40 candidate.

41 4. If the deceased candidate on the ballot at the general election receives the
42 majority of the votes cast for the office, the deceased candidate shall be deemed
43 elected and the office to which he or she was elected shall be deemed vacant at the
44 beginning of the term for which he or she was elected. The vacancy thus created
45 must be filled in the same manner as if the candidate had died after taking office for
46 that term.

47 **Sec. 18.** NRS 293.387 is hereby amended to read as follows:

48 293.387 1. As soon as the returns from all the precincts and districts in any
49 county have been received by the board of county commissioners, the board shall
50 meet and canvass the returns. The canvass must be completed on or before the sixth
51 working day following the election.

52 2. In making its canvass, the board shall:

- 53 (a) Note separately any clerical errors discovered; and

1 (b) Take account of the changes resulting from the discovery, so that the result
2 declared represents the true vote cast.

3 3. The county clerk shall, as soon as the result is declared, enter upon the
4 records of the board an abstract of the result, which must contain the number of
5 votes cast for each candidate. The board, after making the abstract, shall cause the
6 county clerk to certify the abstract and, by an order made and entered in the minutes
7 of its proceedings, to make:

8 (a) A copy of the certified abstract; and

9 (b) A mechanized report of the abstract in compliance with regulations adopted
10 by the Secretary of State,

11 and transmit them to the Secretary of State not more than 7 working days after
12 the election.

13 4. The Secretary of State shall, immediately after any primary election,
14 compile the returns for all candidates voted for in more than one county. The
15 Secretary of State shall make out and file in his or her office an abstract thereof,
16 and shall certify to the county clerk of each county the name of each person
17 nominated, and the name of the office for which the person is nominated.

18 ***5. The Secretary of State shall, immediately after any presidential***
19 ***preference primary election, compile the returns for all the candidates. The***
20 ***Secretary of State shall make out and file in his or her office an abstract thereof,***
21 ***and shall certify to the state central committee and, if necessary to comply with***
22 ***the rules and regulations of the party, to the national committee of each major***
23 ***political party for which a presidential preference primary election was held, the***
24 ***number of votes received by each candidate.***

25 **Sec. 19.** NRS 293.400 is hereby amended to read as follows:

26 293.400 1. If, after the completion of the canvass of the returns of any
27 election, two or more persons receive an equal number of votes, which is sufficient
28 for the election of one or more but fewer than all of them to the office, the person or
29 persons elected must be determined as follows:

30 (a) In a general election for a United States Senator, Representative in
31 Congress, state officer who is elected statewide or by district, district judge, or
32 district officer whose district includes area in more than one county, the Legislature
33 shall, by joint vote of both houses, elect one of those persons to fill the office.

34 (b) In a primary election for a United States Senator, Representative in
35 Congress, state officer who is elected statewide or by district, district judge, or
36 district officer whose district includes area in more than one county, the Secretary
37 of State shall summon the candidates, ***or in the case of a presidential preference***
38 ***primary election, the candidates or their representatives,*** who have received the tie
39 votes to appear before the Secretary of State at a time and place designated by the
40 Secretary of State and the Secretary of State shall determine the tie by lot. If the tie
41 vote is for the office of Secretary of State, the Governor shall perform these duties.

42 (c) For any office of a county, township, incorporated city, city organized
43 under a special charter where the charter is silent as to determination of a tie vote,
44 or district which is wholly located within one county, the county clerk shall
45 summon the candidates who have received the tie votes to appear before the county
46 clerk at a time and place designated by the county clerk and determine the tie by
47 lot. If the tie vote is for the office of county clerk, the board of county
48 commissioners shall perform these duties.

49 2. The summons mentioned in this section must be mailed to the address of
50 the candidate as it appears upon the candidate's declaration of candidacy at least 5
51 days before the day fixed for the determination of the tie vote and must contain the
52 time and place where the determination will take place.

53 3. The right to a recount extends to all candidates in case of a tie.

1 **Sec. 20.** NRS 293.407 is hereby amended to read as follows:

2 293.407 1. A candidate at any election, or any registered voter of the
3 appropriate political subdivision, may contest the election of any candidate, except
4 for the office of United States Senator or Representative in Congress.

5 2. Except where the contest involves the general election for the office of
6 Governor, Lieutenant Governor, Assemblyman, Assemblywoman, State Senator,
7 justice of the Supreme Court or judge of the Court of Appeals, a candidate or voter
8 who wishes to contest an election, including *a presidential preference primary*
9 *election or an* election to the office of presidential elector, must, within the time
10 prescribed in NRS 293.413, file with the clerk of the district court a written
11 statement of contest, setting forth:

12 (a) The name of the contestant and *, unless the contestant is a candidate in a*
13 *presidential preference primary election*, that the contestant is a registered voter of
14 the political subdivision in which the election to be contested or part of it was held;

15 (b) The name of the defendant;

16 (c) The office to which the defendant was declared elected;

17 (d) The particular grounds of contest and the section of Nevada Revised
18 Statutes pursuant to which the statement is filed; and

19 (e) The date of the declaration of the result of the election and the body or
20 board which canvassed the returns thereof.

21 3. The contestant shall verify the statement of contest in the manner provided
22 for the verification of pleadings in civil actions.

23 4. All material regarding a contest filed by a contestant with the clerk of the
24 district court must be filed in triplicate.

25 **Sec. 21.** NRS 293.417 is hereby amended to read as follows:

26 293.417 1. If, in any contest, the court finds from the evidence that a person
27 other than the defendant received the greatest number of legal votes, the court, as a
28 part of the judgment, shall declare that person elected or nominated.

29 2. The person declared nominated or elected by the court is entitled to a
30 certificate of nomination or election. If a certificate has not been issued to that
31 person, the county clerk, city clerk or Secretary of State shall execute and deliver to
32 the person a certificate of election or a certificate of nomination.

33 3. If a certificate of election or nomination to the same office has been issued
34 to any person other than the one declared elected by the court, that certificate must
35 be annulled by the judgment of the court.

36 4. Whenever an election is annulled or set aside by the court, and the court
37 does not declare some candidate elected, the certificate of election or the
38 commission, if any has been issued, is void and the office is vacant.

39 5. *In a contest over a presidential preference primary election, the Secretary*
40 *of State shall correct, in accordance with the judgment of the court, any*
41 *certification previously issued pursuant to subsection 5 of NRS 293.387. If such a*
42 *certification has not been issued, the Secretary of State shall issue the*
43 *certification in accordance with the judgment.*

44 **Sec. 22.** NRS 293.481 is hereby amended to read as follows:

45 293.481 1. Except as otherwise provided in subsection 3, every governing
46 body of a political subdivision, public or quasi-public corporation, or other local
47 agency authorized by law to submit questions to the qualified electors or registered
48 voters of a designated territory, when the governing body decides to submit a
49 question:

50 (a) At a general election, shall provide to each county clerk within the
51 designated territory on or before the third Monday in July preceding the election:

52 (1) A copy of the question, including an explanation of the question; and

1 (2) A description of the anticipated financial effect on the local
2 government which, if the question is an advisory question that proposes a bond, tax,
3 fee or expense, must be prepared in accordance with subsection 4 of NRS 295.230.

4 (b) At a primary election, shall provide to each county clerk within the
5 designated territory on or before the second Friday after the first Monday in
6 ~~March~~ *November of the year* preceding the election:

7 (1) A copy of the question, including an explanation of the question; and

8 (2) A description of the anticipated financial effect on the local
9 government which, if the question is an advisory question that proposes a bond, tax,
10 fee or expense, must be prepared in accordance with subsection 4 of NRS 295.230.

11 (c) At any election other than a primary or general election at which the county
12 clerk gives notice of the election or otherwise performs duties in connection
13 therewith other than the registration of electors and the making of records of
14 registered voters available for the election, shall provide to each county clerk at
15 least 60 days before the election:

16 (1) A copy of the question, including an explanation of the question; and

17 (2) A description of the anticipated financial effect on the local
18 government which, if the question is an advisory question that proposes a bond, tax,
19 fee or expense, must be prepared in accordance with subsection 4 of NRS 295.230.

20 (d) At any city election at which the city clerk gives notice of the election or
21 otherwise performs duties in connection therewith, shall provide to the city clerk at
22 least 60 days before the election:

23 (1) A copy of the question, including an explanation of the question; and

24 (2) A description of the anticipated financial effect on the local
25 government which, if the question is an advisory question that proposes a bond, tax,
26 fee or expense, must be prepared in accordance with subsection 4 of NRS 295.230.

27 2. An explanation of a question required to be provided to a county clerk
28 pursuant to subsection 1 must be written in easily understood language and include
29 a digest. The digest must include a concise and clear summary of any existing laws
30 directly related to the measure proposed by the question and a summary of how the
31 measure proposed by the question adds to, changes or repeals such existing laws.
32 For a measure that creates, generates, increases or decreases any public revenue in
33 any form, the first paragraph of the digest must include a statement that the measure
34 creates, generates, increases or decreases, as applicable, public revenue.

35 3. A question may be submitted after the dates specified in subsection 1 if the
36 question is expressly privileged or required to be submitted pursuant to the
37 provisions of Article 19 of the Constitution of the State of Nevada, or pursuant to
38 the provisions of chapter 295 of NRS or any other statute except NRS 295.230,
39 354.59817, 354.5982, 387.3285 or 387.3287 or any statute that authorizes the
40 governing body to issue bonds upon the approval of the voters.

41 4. A question that is submitted pursuant to subsection 1 may be withdrawn if
42 the governing body provides notification to each of the county or city clerks within
43 the designated territory of its decision to withdraw the particular question on or
44 before the same dates specified for submission pursuant to paragraph (a), (b), (c) or
45 (d) of subsection 1, as appropriate.

46 5. A county or city clerk:

47 (a) Shall assign a unique identification number to a question submitted
48 pursuant to this section; and

49 (b) May charge any political subdivision, public or quasi-public corporation, or
50 other local agency which submits a question a reasonable fee sufficient to pay for
51 the increased costs incurred in including the question, explanation, arguments and
52 description of the anticipated financial effect on the ballot.

1 **Sec. 23.** NRS 293B.354 is hereby amended to read as follows:

2 293B.354 1. The county clerk shall, not later than ~~April~~ **December** 15 of
3 ~~each~~ **the year preceding the year** in which a general election is held, submit to the
4 Secretary of State for approval a written plan for the accommodation of members of
5 the general public who observe the delivery, counting, handling and processing of
6 ballots at a polling place, receiving center or central counting place.

7 2. The city clerk shall, not later than January 1 of each year in which a general
8 city election is held, submit to the Secretary of State for approval a written plan for
9 the accommodation of members of the general public who observe the delivery,
10 counting, handling and processing of the ballots at a polling place, receiving center
11 or central counting place.

12 3. Each plan must include:

13 (a) The location of the central counting place and of each polling place and
14 receiving center;

15 (b) A procedure for the establishment of areas within each polling place and
16 receiving center and the central counting place from which members of the general
17 public may observe the activities set forth in subsections 1 and 2;

18 (c) The requirements concerning the conduct of the members of the general
19 public who observe the activities set forth in subsections 1 and 2; and

20 (d) Any other provisions relating to the accommodation of members of the
21 general public who observe the activities set forth in subsections 1 and 2 which the
22 county or city clerk considers appropriate.

23 **Sec. 24.** NRS 293C.3604 is hereby amended to read as follows:

24 293C.3604 If ballots which are voted on a mechanical recording device which
25 directly records the votes electronically are used during the period for early voting
26 by personal appearance in an election : ~~other than a presidential preference~~
27 ~~primary election;~~

28 1. At the close of each voting day, the election board shall:

29 (a) Prepare and sign a statement for the polling place. The statement must
30 include:

31 (1) The title of the election;

32 (2) The number of the precinct or voting district;

33 (3) The number which identifies the mechanical recording device and the
34 storage device required pursuant to NRS 293B.084;

35 (4) The number of ballots voted on the mechanical recording device for
36 that day; and

37 (5) The number of signatures in the roster for early voting for that day.

38 (b) Secure:

39 (1) The ballots pursuant to the plan for security required by NRS
40 293C.3594; and

41 (2) Each mechanical voting device in the manner prescribed by the
42 Secretary of State pursuant to NRS 293C.3594.

43 2. At the close of the last voting day, the city clerk shall deliver to the ballot
44 board for early voting:

45 (a) The statements for all polling places for early voting;

46 (b) The voting rosters used for early voting;

47 (c) The storage device required pursuant to NRS 293B.084 from each
48 mechanical recording device used during the period for early voting; and

49 (d) Any other items as determined by the city clerk.

50 3. Upon receipt of the items set forth in subsection 2 at the close of the last
51 voting day, the ballot board for early voting shall:

52 (a) Sort the items by precinct or voting district;

53 (b) Count the number of ballots voted by precinct or voting district;

1 (c) Account for all ballots on an official statement of ballots; and
2 (d) Place the items in the container provided to transport those items to the
3 central counting place and seal the container with a number seal. The official
4 statement of ballots must accompany the items to the central counting place.

5 Sec. 25. (Deleted by amendment.)

6 Sec. 26. (Deleted by amendment.)

7 Sec. 27. (Deleted by amendment.)

8 Sec. 28. (Deleted by amendment.)

9 Sec. 29. (Deleted by amendment.)

10 Sec. 30. (Deleted by amendment.)

11 Sec. 31. Chapter 298 of NRS is hereby amended by adding thereto the
12 provisions set forth as sections 32 to 38, inclusive, of this act.

13 Sec. 32. *Except as otherwise provided in sections 32 to 38, inclusive, of this*
14 *act or other specific statute, the provisions of chapters 293 and 293B of NRS*
15 *relating to a primary election also govern a presidential preference primary*
16 *election.*

17 Sec. 33. 1. ~~*Not later than 5 p.m. on October 31 of the year preceding a*~~
18 ~~*presidential election year, the state central committee of each major political*~~
19 ~~*party shall notify the Secretary of State, in writing, whether the party will*~~
20 ~~*participate in a presidential preference primary election.*~~ *If a major political*
21 *party does not desire to participate in a presidential preference primary election,*
22 *the chair of the national committee of the party must so notify the Secretary of*
23 *State in writing. Except as otherwise provided in this subsection, the notice must*
24 *be given by certified mail and must be received by the Secretary of State not later*
25 *than 5 p.m. on October 25 of the year preceding a presidential election year. If*
26 *October 25 is not a business day, the notice must be received by the Secretary of*
27 *State not later than 5 p.m. of the business day immediately preceding October 25.*
28 *Any such notice may be rescinded by a contrary notice given in the manner*
29 *required by this subsection and more than one notice may be given, but the notice*
30 *last received by the Secretary of State before the deadline established by this*
31 *subsection shall be deemed to be the operative notice for the purposes of this*
32 *section.*

33 2. *If the Secretary of State ~~receives~~ does not receive a timely notice*
34 *pursuant to subsection 1 that a major political party ~~will~~ does not desire to*
35 *participate in a presidential preference primary election and:*

36 (a) *More than one candidate of that party files a declaration of candidacy*
37 *pursuant to section 34 of this act, a presidential preference primary election for*
38 *that party must be held in conjunction with the primary election held pursuant to*
39 *NRS 293.175.*

40 (b) *Only one candidate of that party files a declaration of candidacy*
41 *pursuant to section 34 of this act, a presidential preference primary election for*
42 *that party must not be held and that candidate must be certified by the Secretary*
43 *of State in the manner provided in subsection 5 of NRS 293.387.*

44 Sec. 34. 1. *A person who wishes to be a candidate for nomination for*
45 *President of the United States for a major political party must, not earlier than*
46 *November 1 and not later than 5 p.m. on November 15 of the year preceding a*
47 *presidential election year, file with the Secretary of State a declaration of*
48 *candidacy in the form prescribed by the Secretary of State.*

49 2. *A person who files a declaration of candidacy pursuant to this section is*
50 *not required to file a declaration of candidacy or an acceptance of candidacy*
51 *pursuant to NRS 293.177.*

52 Sec. 35. *The Secretary of State shall include in the certified list forwarded*
53 *to each county clerk pursuant to NRS 293.187 the name and mailing address of*

1 *each person whose name must appear on the primary ballot for the presidential*
2 *preference primary election.*

3 **Sec. 36. 1.** *The names of the candidates for nomination for President of*
4 *the United States for each major political party for which a presidential*
5 *preference primary election is held must be printed on the primary ballot for the*
6 *election.*

7 **2.** *Each voter registered with a party for which a presidential preference*
8 *primary election is held may vote for one person to be the nominee for President*
9 *of the United States for that party.*

10 **Sec. 37.** *If a presidential preference primary election is held pursuant to*
11 *sections 32 to 38, inclusive, of this act, the cost of the election is a charge against*
12 *the State and must be paid from the Reserve for Statutory Contingency Account*
13 *upon recommendation by the Secretary of State and approval by the State Board*
14 *of Examiners.*

15 **Sec. 38.** *The Secretary of State may adopt regulations to carry out the*
16 *provisions of sections 32 to 38, inclusive, of this act.*

17 **Sec. 39.** NRS 218A.635 is hereby amended to read as follows:

18 218A.635 1. Except as otherwise provided in subsections 2 and 4, for each
19 day or portion of a day during which a Legislator attends a pre-session orientation
20 conference, a training session conducted pursuant to NRS 218A.285 or a
21 conference, meeting, seminar or other gathering at which the Legislator officially
22 represents the State of Nevada or its Legislature, the Legislator is entitled to
23 receive:

24 (a) The compensation provided for a majority of the Legislators during the first
25 60 days of the preceding regular session;

26 (b) The per diem allowance provided for state officers and employees
27 generally; and

28 (c) The travel expenses provided pursuant to NRS 218A.655.

29 2. A nonreturning Legislator must not be paid the compensation or per diem
30 allowance and travel expenses provided in subsection 1 for attendance at a
31 conference, meeting, seminar or other gathering unless:

32 (a) It is conducted by a statutory committee or a legislative committee and the
33 Legislator is a member of that committee; or

34 (b) The Majority Leader of the Senate or Speaker of the Assembly designates
35 the Legislator to attend because of the Legislator's knowledge or expertise.

36 3. For the purposes of this section, "nonreturning Legislator" means a
37 Legislator who : ~~is, in the year that the Legislator's term of office expires;~~

38 (a) *In the year preceding the year in which his or her term expires:*

39 (1) Has not filed a declaration or an acceptance of candidacy within the
40 time allowed for filing for election as a member of the Senate or the Assembly; *or*

41 (2) *Has withdrawn as a candidate for the Senate or the Assembly; or*

42 (b) ~~Has~~ *In the year in which his or her term expires, has* failed to win
43 nomination as a candidate for the Senate or the Assembly at the primary election. ~~is~~

44 ~~or~~
45 ~~—(c) Has withdrawn as a candidate for the Senate or the Assembly.]~~

46 4. This section does not apply:

47 (a) During a regular or special session; or

48 (b) To any Legislator who is otherwise entitled to receive a salary and the per
49 diem allowance and travel expenses.

50 **Sec. 40.** NRS 218D.150 is hereby amended to read as follows:

51 218D.150 1. Except as otherwise provided in this section, each:

52 (a) Incumbent member of the Assembly may request the drafting of:

1 (1) Not more than 4 legislative measures submitted to the Legislative
2 Counsel on or before August 1 preceding a regular session;

3 (2) Not more than 5 legislative measures submitted to the Legislative
4 Counsel after August 1 but on or before December 10 preceding a regular session;
5 and

6 (3) Not more than 1 legislative measure submitted to the Legislative
7 Counsel after a regular session has convened but on or before the eighth day of the
8 regular session at 5 p.m.

9 (b) Incumbent member of the Senate may request the drafting of:

10 (1) Not more than 8 legislative measures submitted to the Legislative
11 Counsel on or before August 1 preceding a regular session;

12 (2) Not more than 10 legislative measures submitted to the Legislative
13 Counsel after August 1 but on or before December 10 preceding a regular session;
14 and

15 (3) Not more than 2 legislative measures submitted to the Legislative
16 Counsel after a regular session has convened but on or before the eighth day of the
17 regular session at 5 p.m.

18 (c) Newly elected member of the Assembly may request the drafting of:

19 (1) Not more than 5 legislative measures submitted to the Legislative
20 Counsel on or before December 10 preceding a regular session; and

21 (2) Not more than 1 legislative measure submitted to the Legislative
22 Counsel after a regular session has convened but on or before the eighth day of the
23 regular session at 5 p.m.

24 (d) Newly elected member of the Senate may request the drafting of:

25 (1) Not more than 10 legislative measures submitted to the Legislative
26 Counsel on or before December 10 preceding a regular session; and

27 (2) Not more than 2 legislative measures submitted to the Legislative
28 Counsel after a regular session has convened but on or before the eighth day of the
29 regular session at 5 p.m.

30 2. A Legislator may not request the drafting of a legislative measure pursuant
31 to subsection 1 on or after the date on which the Legislator becomes a nonreturning
32 Legislator. For the purposes of this subsection, "nonreturning Legislator" means a
33 Legislator who : ~~†, in the year that the Legislator's term of office expires;~~

34 (a) ~~In the year preceding the year in which his or her term expires;~~

35 (1) Has not filed a declaration or an acceptance of candidacy within the
36 time allowed for filing for election as a member of the Senate or the Assembly; ~~or~~

37 (2) ~~Has withdrawn as a candidate for the Senate or the Assembly; or~~

38 (b) ~~Has~~ ~~In the year in which his or her term expires, has~~ failed to win
39 nomination as a candidate for the Senate or the Assembly at the primary election. ~~†~~
40 ~~or~~

41 ~~—(c) Has withdrawn as a candidate for the Senate or the Assembly.]~~

42 3. A Legislator may not request the drafting of a legislative measure pursuant
43 to paragraph (a) or (b) of subsection 1 on or after the date on which the Legislator
44 files a declaration or an acceptance of candidacy for election to the House in which
45 he or she is not currently a member. If the Legislator is elected to the other House,
46 any request that he or she submitted pursuant to paragraph (a) or (b) of subsection 1
47 before filing his or her declaration or acceptance of candidacy for election counts
48 against the applicable limitation set forth in paragraph (c) or (d) of subsection 1 for
49 the House in which the Legislator is a newly elected member.

50 4. If a request made pursuant to subsection 1 is submitted:

51 (a) On or before August 1 preceding a regular session, sufficient detail to allow
52 complete drafting of the legislative measure must be submitted on or before
53 November 1 preceding the regular session.

1 (b) After August 1 but on or before December 10 preceding a regular session,
2 sufficient detail to allow complete drafting of the legislative measure must be
3 submitted on or before January 1 preceding the regular session.

4 (c) After a regular session has convened but on or before the 8th day of the
5 regular session at 5 p.m., sufficient detail to allow complete drafting of the
6 legislative measure must be submitted on or before the 15th day of the regular
7 session.

8 5. In addition to the number of requests authorized pursuant to subsection 1:

9 (a) The chair of each standing committee of the immediately preceding regular
10 session, or a person designated in the place of the chair by the Speaker of the
11 Assembly or the Majority Leader of the Senate, may request before the date of the
12 general election preceding a regular session the drafting of not more than 1
13 legislative measure for introduction by the committee in a subject within the
14 jurisdiction of the committee for every 18 legislative measures that were referred to
15 the respective standing committee during the immediately preceding regular
16 session.

17 (b) A person designated after the general election as a chair of a standing
18 committee for the next regular session, or a person designated in the place of a chair
19 by the person designated as the Speaker of the Assembly or the Majority Leader of
20 the Senate for the next regular session, may request on or before December 10
21 preceding that regular session the drafting of the remaining number of the
22 legislative measures allowed for the respective standing committee that were not
23 requested by the previous chair or designee.

24 6. If a request made pursuant to subsection 5 is submitted:

25 (a) Before the date of the general election preceding a regular session,
26 sufficient detail to allow complete drafting of the legislative measure must be
27 submitted on or before December 10 preceding the regular session.

28 (b) After the date of the general election but on or before December 10
29 preceding a regular session, sufficient detail to allow complete drafting of the
30 legislative measure must be submitted on or before January 1 preceding the regular
31 session.

32 7. Each request made pursuant to this section must be on a form prescribed by
33 the Legislative Counsel.

34 **Sec. 41.** NRS 281.561 is hereby amended to read as follows:

35 281.561 1. Except as otherwise provided in subsections 2 and 3 and NRS
36 281.572, each candidate for public office who will be entitled to receive annual
37 compensation of \$6,000 or more for serving in the office that the candidate is
38 seeking, each candidate for the office of Legislator and, except as otherwise
39 provided in subsection 3, each public officer who was elected to the office for
40 which the public officer is serving shall file electronically with the Secretary of
41 State a statement of financial disclosure, as follows:

42 (a) ~~(b)~~ *Except as otherwise provided in paragraph (b),* a candidate for
43 nomination, election or reelection to public office shall file a statement of financial
44 disclosure no later than the 10th day after the last day to qualify as a candidate for
45 the office. The statement must disclose the required information for the full
46 calendar year immediately preceding the date of filing and for the period between
47 January 1 of the year in which the election for the office will be held and the last
48 day to qualify as a candidate for the office. The filing of a statement of financial
49 disclosure for a portion of a calendar year pursuant to this paragraph does not
50 relieve the candidate of the requirement of filing a statement of financial disclosure
51 for the full calendar year pursuant to paragraph ~~(b)~~ (c) in the immediately
52 succeeding year, if the candidate is elected to the office.

1 (b) *If the last day to qualify as a candidate for nomination, election or*
2 *reelection to public office is established by NRS 293.177 for a candidate, the*
3 *candidate shall file a statement of financial disclosure on or after January 1 and*
4 *on or before January 15 of the year in which the election for the office will be*
5 *held. The statement must disclose the required information for the full calendar*
6 *year immediately preceding the date of filing.*

7 (c) Each public officer shall file a statement of financial disclosure on or before
8 January 15 of:

9 (1) Each year of the term, including the year in which the public officer
10 leaves office; and

11 (2) The year immediately following the year in which the public officer
12 leaves office, unless the public officer leaves office before January 15 in the prior
13 year.

14 ↪ The statement must disclose the required information for the full calendar year
15 immediately preceding the date of filing.

16 2. Except as otherwise provided in this subsection, if a candidate for public
17 office is serving in a public office for which the candidate is required to file a
18 statement pursuant to paragraph ~~(b)~~ (c) of subsection 1 or subsection 1 of NRS
19 281.559, the candidate need not file the statement required by subsection 1 for the
20 full calendar year for which the candidate previously filed a statement. The
21 provisions of this subsection do not relieve the candidate of the requirement
22 pursuant to paragraph (a) of subsection 1 to file a statement of financial disclosure
23 for the period between January 1 of the year in which the election for the office will
24 be held and the last day to qualify as a candidate for the office.

25 3. A person elected pursuant to NRS 548.285 to the office of supervisor of a
26 conservation district is not required to file a statement of financial disclosure
27 relative to that office pursuant to subsection 1.

28 4. A candidate for judicial office or a judicial officer shall file a statement of
29 financial disclosure pursuant to the requirements ~~of Canon 4H~~ of the Nevada Code
30 of Judicial Conduct. Such a statement of financial disclosure must include, without
31 limitation, all information required to be included in a statement of financial
32 disclosure pursuant to NRS 281.571.

33 5. A statement of financial disclosure shall be deemed to be filed on the date
34 that it was received by the Secretary of State.

35 6. Except as otherwise provided in NRS 281.572, the Secretary of State shall
36 provide access through a secure website to the statement of financial disclosure to
37 each person who is required to file the statement with the Secretary of State
38 pursuant to this section.

39 7. The Secretary of State may adopt regulations necessary to carry out the
40 provisions of this section.

41 **Sec. 42.** NRS 353.264 is hereby amended to read as follows:

42 353.264 1. The Reserve for Statutory Contingency Account is hereby
43 created in the State General Fund.

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

46 (a) The payment of claims which are obligations of the State pursuant to NRS
47 41.03435, 41.0347, 621.025, 176.485, 179.310, 212.040, 212.050, 212.070,
48 281.174, 282.290, 282.315, 288.203, 293.253, 293.405, 353.120, 353.262, 412.154
49 and 475.235 ~~§~~ *and section 37 of this act;*

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

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

1 (2) NRS 7.155, 34.750, 176A.640, 179.225 and 213.153,

2 ↪ except that claims may be approved for the respective purposes listed in this
3 paragraph only when the money otherwise appropriated for those purposes has been
4 exhausted;

5 (c) The payment of claims which are obligations of the State pursuant to NRS
6 41.0349 and 41.037, but only to the extent that the money in the Fund for Insurance
7 Premiums is insufficient to pay the claims; and

8 (d) The payment of claims which are obligations of the State pursuant to NRS
9 535.030 arising from remedial actions taken by the State Engineer when the
10 condition of a dam becomes dangerous to the safety of life or property.

11 3. The State Board of Examiners may authorize its Clerk or a person
12 designated by the Clerk, under such circumstances as it deems appropriate, to
13 approve, on behalf of the Board, the payment of claims from the Reserve for
14 Statutory Contingency Account. For the purpose of exercising any authority
15 granted to the Clerk of the State Board of Examiners or to the person designated by
16 the Clerk pursuant to this subsection, any statutory reference to the State Board of
17 Examiners relating to such a claim shall be deemed to refer to the Clerk of the
18 Board or the person designated by the Clerk.

19 **Sec. 43.** Section 1.060 of the Charter of Carson City, being chapter 213,
20 Statutes of Nevada 1969, as last amended by chapter 313, Statutes of Nevada 1983,
21 at page 756, is hereby amended to read as follows:

22 **Sec. 1.060** Wards: Creation; boundaries.

23 1. Carson City must be divided into four wards, which must be as
24 nearly equal in population as can be conveniently provided, and the
25 territory comprising each ward must be contiguous.

26 2. The boundaries of wards must be established and realigned, if
27 necessary, by ordinance, passed by a vote of at least three-fifths of the
28 Board of Supervisors.

29 3. The Board shall realign any such boundaries on or before ~~January~~
30 **† October 31 of the year** preceding the next general election at which
31 Supervisors are to be elected, if reliable evidence indicates that the
32 population in any ward exceeds the population in any other ward by more
33 than 5 percent. In any case, the Board shall reconsider the boundaries of the
34 wards upon the receipt of the necessary information from the preceding
35 national decennial census conducted by the Bureau of the Census of the
36 United States Department of Commerce.

37 **Sec. 44.** The Secretary of State shall adopt such regulations and prescribe
38 such forms as are required by or necessary to carry out the provisions of:

39 1. Paragraph (b) of subsection 1 of NRS 293.180, as amended by section 10
40 of this act, so that the regulations and forms are effective and available for
41 distribution and use on or before August 1, 2015.

42 2. NRS 293.177, as amended by section 9 of this act, so that the regulations
43 and forms are effective and available for distribution and use on or before
44 September 1, 2015.

45 3. Paragraph (a) of subsection 1 of NRS 293.180, as amended by section 10
46 of this act, so that the regulations and forms are effective and available for
47 distribution and use on or before October 1, 2015.

48 4. Sections 1 to 8, inclusive, 11 to 30, inclusive, and 41 of this act so that the
49 regulations and forms are effective and available for distribution and use on or
50 before November 1, 2015.

51 5. Sections 32 to 38, inclusive, of this act so that the regulations and forms are
52 effective and available for distribution and use on or before July 1, 2017.

53 **Sec. 45.** This act becomes effective:

- 1 1. Upon passage and approval for the purpose of adopting regulations and
- 2 prescribing forms; and
- 3 2. On July 1, 2015, for all other purposes.