AN ACT relating to elections; revising the primary election system for partisan offices; revising methods for filling a vacancy in a nomination for a partisan office; providing that a person may become a candidate for a partisan office at a primary election regardless of political affiliation; authorizing a voter, regardless of political affiliation, to cast a ballot for any candidate for a partisan office in a primary election; providing that the two candidates at a primary election for a partisan office who receive the highest number of votes must be declared nominees and have their names placed on the ballot for the general election; requiring candidates to designate a political party preference or lack thereof on a declaration of candidacy; requiring ballots and voter information to include information relating to the designation of a political party preference by a candidate; eliminating certain grounds for challenging a person who is applying to vote; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:
Under existing law, major party candidates for partisan office are nominated at a primary election. (NRS 293.175) Any person who files a declaration of acceptance of candidacy and pays a required filing fee may be named on a primary election ballot as a major party candidate for a partisan office. (NRS 293.177) The names of candidates for a partisan office of a minor political party do not appear on the ballot at a primary election. Instead, if the minor political party has qualified as such, either by receiving a certain percentage of voters at the preceding election or...
by collecting a certain number of signatures, the party can name one candidate for
each partisan office, and the name of each such candidate must appear on the
general election ballot. (NRS 293.1715) The names of independent candidates for a
partisan office also do not appear on the ballot at a primary election. Instead, a
person wishing to run as an independent candidate can be named as such on the
general election ballot if he or she files a petition with a certain number of
signatures. (NRS 293.200)

This bill changes the nominating process for partisan offices to create a
modified nonpartisan “blanket” primary system in which the names of all
candidates appear on the primary election ballot and any registered voter may vote
for any candidate, regardless of affiliation with a political party. Section 11 of this
bill provides that a person may become a candidate for partisan office at a primary
election regardless of the person’s affiliation with a political party or lack thereof.
Section 18 of this bill provides that a registered voter, regardless of the voter’s
affiliation with a political party, may vote for any candidate in a primary election.
Under section 19 of this bill, the two candidates who receive the highest number of
votes in the primary election are declared the nominees, and their names are placed
on the general election ballot. Sections 1-4, 6-10, 13, 14, 16, 27-34 and 36-43 of
this bill make conforming changes.

When filing a declaration or acceptance of candidacy, section 12 of this bill
provides that the candidate must include the political party he or she prefers or that
he or she has no political preference. Sections 20 and 21 of this bill require that the
political party preference, or the lack thereof, of the candidate appear on the ballots
for the primary and general elections and on sample ballots, along with a disclaimer
notifying voters that the designation of a political party preference does not mean
that the candidate is nominated or endorsed by that political party or that the party
approves of or associates with the candidate. Further, section 17 of this bill directs
the Secretary of State to prescribe methods of voter education to ensure that voters
are aware of the meaning of the designation of a political party preference on the
ballot for a primary or general election by a candidate for a partisan office. Sections
15 and 26 of this bill make conforming changes.

Under existing law, certain vacancies in a major or minor political party
nomination for a partisan office may be filled by a candidate designated by certain
members of the major or minor party. (NRS 293.165) Section 5 of this bill provides
that if a vacancy occurs in a nomination for a partisan office after the primary
election but before the deadline for changing the ballot for the general election, the
vacancy must be filled by the person receiving the next highest vote for the
nomination. If there are no other persons who ran in the primary, the vacancy may
be filled by a person who files a declaration or acceptance of candidacy by the
required deadline or if no person files such a declaration or acceptance, a vacancy
in the office will exist after the election occurs. Sections 25 and 35 of this bill
make conforming changes.

Existing law provides that a person applying to vote may be challenged on a
number of grounds including that the person does not belong to the political party
designated on the roster or the political party of the person is not designated on the
roster. (NRS 293.287) Section 22 of this bill eliminates a challenge based on the
political party affiliation of a voter. Sections 23 and 24 of this bill make
conforming changes.
THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 293.127565 is hereby amended to read as
follows:

293.127565  1. At each building that is open to the general
public and occupied by the government of this State or a political
subdivision of this State or an agency thereof, other than a building
of a public elementary or secondary school, an area must be
designated for the use of any person to gather signatures on a
petition at any time that the building is open to the public. The area
must be reasonable and may be inside or outside of the building.
Each public officer or employee in control of the operation of a
building governed by this subsection shall:
   (a) Designate the area at the building for the gathering of
   signatures; and
   (b) On an annual basis, submit to the Secretary of State and the
county clerk for the county in which the building is located a notice
of the area at the building designated for the gathering of signatures
on a petition. The Secretary of State and the county clerks shall
make available to the public a list of the areas at public buildings
designated for the gathering of signatures on a petition.

2. Before a person may use an area designated pursuant to
subsection 1, the person must notify the public officer or employee
in control of the operation of the building governed by subsection 1
of the dates and times that the person intends to use the area to
gather signatures on a petition. The public officer or employee may
not deny the person the use of the area.

3. Not later than 3 working days after the date of the decision
that aggrieved the person, a person aggrieved by a decision made by
a public officer or employee pursuant to subsection 1 or 2 may
appeal the decision to the Secretary of State. The Secretary of State
shall review the decision to determine whether the public officer or
employee violated subsection 1 or 2. If the Secretary of State
determines a public officer or employee violated subsection 1 or 2
and that a person was denied the use of a public building for the
purpose of gathering signatures on a petition, the Secretary of State
shall order that the deadline for filing the petition provided pursuant
to NRS 293.128, 293.172, 295.056, 298.109, 306.035 or
306.110 must be extended for a period equal to the time that the
person was denied the use of a public building for the purpose of
gathering signatures on a petition, but in no event may the deadline
be extended for a period of more than 5 days.

4. The decision of the Secretary of State is a final decision for
the purposes of judicial review. Not later than 7 days after the date
of the decision by the Secretary of State, the decision of the Secretary of State may only be appealed in the First Judicial District Court. If the First Judicial District Court determines that the public officer or employee violated subsection 1 or 2 and that a person was denied the use of a public building for the purpose of gathering signatures on a petition, the Court shall order that the deadline for filing the petition provided pursuant to NRS 293.128, 293.172, 295.056, 298.109, 306.035 or 306.110 must be extended for a period equal to the time that the person was denied the use of a public building for the purpose of gathering signatures on a petition, but in no event may the deadline be extended for a period of more than 5 days.

5. The Secretary of State may adopt regulations to carry out the provisions of subsection 3.

Sec. 2. NRS 293.1276 is hereby amended to read as follows:

293.1276 1. Within 4 days, excluding Saturdays, Sundays and holidays, after the submission of a petition containing signatures which are required to be verified pursuant to NRS 293.128, 295.056, 298.109, 306.035 or 306.110, and within 2 days, excluding Saturdays, Sundays and holidays, after the submission of a petition containing signatures which are required to be verified pursuant to NRS 293.172, the county clerk shall determine the total number of signatures affixed to the documents and, in the case of a petition for initiative or referendum proposing a constitutional amendment or statewide measure, shall tally the number of signatures for each petition district contained fully or partially within the county and forward that information to the Secretary of State.

2. If the Secretary of State finds that the total number of signatures filed with all the county clerks is less than 100 percent of the required number of registered voters, the Secretary of State shall so notify the person who submitted the petition and the county clerks and no further action may be taken in regard to the petition. If the petition is a petition to recall a county, district or municipal officer, the Secretary of State shall also notify the officer with whom the petition is to be filed.

3. After the petition is submitted to the county clerk, it must not be handled by any other person except by an employee of the county clerk’s office until it is filed with the Secretary of State.

4. The Secretary of State may adopt regulations establishing procedures to carry out the provisions of this section.

Sec. 3. NRS 293.1277 is hereby amended to read as follows:

293.1277 1. If the Secretary of State finds that the total number of signatures submitted to all the county clerks is 100 percent or more of the number of registered voters needed to declare
the petition sufficient, the Secretary of State shall immediately so notify the county clerks. After the notification, each of the county clerks shall determine the number of registered voters who have signed the documents submitted in the county clerk’s county and, in the case of a petition for initiative or referendum proposing a constitutional amendment or statewide measure, shall tally the number of signatures for each petition district contained or fully contained within the county clerk’s county. This determination must be completed within 9 days, excluding Saturdays, Sundays and holidays, after the notification pursuant to this subsection regarding a petition containing signatures which are required to be verified pursuant to NRS 293.128, 295.056, 298.109, 306.035 or 306.110, and within 3 days, excluding Saturdays, Sundays and holidays, after the notification pursuant to this subsection regarding a petition containing signatures which are required to be verified pursuant to NRS 293.172. For the purpose of verification pursuant to this section, the county clerk shall not include in his or her tally of total signatures any signature included in the incorrect petition district.

2. Except as otherwise provided in subsection 3, if more than 500 names have been signed on the documents submitted to a county clerk, the county clerk shall examine the signatures by sampling them at random for verification. The random sample of signatures to be verified must be drawn in such a manner that every signature which has been submitted to the county clerk is given an equal opportunity to be included in the sample. The sample must include an examination of at least 500 or 5 percent of the signatures, whichever is greater. If documents were submitted to the county clerk for more than one petition district wholly contained within that county, a separate random sample must be performed for each petition district.

3. If a petition district comprises more than one county and the petition is for an initiative or referendum proposing a constitutional amendment or a statewide measure, and if more than 500 names have been signed on the documents submitted for that petition district, the appropriate county clerks shall examine the signatures by sampling them at random for verification. The random sample of signatures to be verified must be drawn in such a manner that every signature which has been submitted to the county clerks within the petition district is given an equal opportunity to be included in the sample. The sample must include an examination of at least 500 or 5 percent of the signatures presented in the petition district, whichever is greater. The Secretary of State shall determine the number of signatures that must be verified by each county clerk within the petition district.
4. In determining from the records of registration the number of registered voters who signed the documents, the county clerk may use the signatures contained in the file of applications to register to vote. If the county clerk uses that file, the county clerk shall ensure that every application in the file is examined, including any application in his or her possession which may not yet be entered into the county clerk’s records. Except as otherwise provided in subsection 5, the county clerk shall rely only on the appearance of the signature and the address and date included with each signature in making his or her determination.

5. If:
   (a) Pursuant to NRS 293.506, a county clerk establishes a system to allow persons to register to vote by computer; or
   (b) A person registers to vote pursuant to NRS 293D.230 and signs his or her application to register to vote using a digital signature or an electronic signature, the county clerk may rely on such other indicia as prescribed by the Secretary of State in making his or her determination.

6. In the case of a petition for initiative or referendum proposing a constitutional amendment or statewide measure, when the county clerk is determining the number of registered voters who signed the documents from each petition district contained fully or partially within the county clerk’s county, he or she must use the statewide voter registration list available pursuant to NRS 293.675.

7. Except as otherwise provided in subsection 9, upon completing the examination, the county clerk shall immediately attach to the documents a certificate properly dated, showing the result of the examination, including the tally of signatures by petition district, if required, and transmit the documents with the certificate to the Secretary of State. In the case of a petition for initiative or referendum proposing a constitutional amendment or statewide measure, if a petition district comprises more than one county, the appropriate county clerks shall comply with the regulations adopted by the Secretary of State pursuant to this section to complete the certificate. A copy of this certificate must be filed in the clerk’s office. When the county clerk transmits the certificate to the Secretary of State, the county clerk shall notify the Secretary of State of the number of requests to remove a name received by the county clerk pursuant to NRS 295.055 or 306.015.

8. A person who submits a petition to the county clerk which is required to be verified pursuant to NRS 293.128, 293.172, [293.200], 295.056, 298.109, 306.035 or 306.110 must be allowed to witness the verification of the signatures. A public officer who is the subject of a recall petition must also be allowed to witness the verification of the signatures on the petition.
9. For any petition containing signatures which are required to be verified pursuant to the provisions of NRS 293.200, 306.035 or 306.110 for any county, district or municipal office within one county, the county clerk shall not transmit to the Secretary of State the documents containing the signatures of the registered voters.

10. The Secretary of State shall by regulation establish further procedures for carrying out the provisions of this section.

Sec. 4. NRS 293.1279 is hereby amended to read as follows:

293.1279  1. If the statistical sampling shows that the number of valid signatures filed is 90 percent or more, but less than the sum of 100 percent of the number of signatures of registered voters needed to declare the petition sufficient plus the total number of requests to remove a name received by the county clerks pursuant to NRS 295.055 or 306.015, the Secretary of State shall order the county clerks to examine the signatures for verification. The county clerks shall examine the signatures for verification until they determine that 100 percent of the number of signatures of registered voters needed to declare the petition sufficient are valid. If the county clerks received a request to remove a name pursuant to NRS 295.055 or 306.015, the county clerks may not determine that 100 percent of the number of signatures of registered voters needed to declare the petition sufficient are valid until they have removed each name as requested pursuant to NRS 295.055 or 306.015.

2. Except as otherwise provided in this subsection, if the statistical sampling shows that the number of valid signatures filed in any county is 90 percent or more but less than the sum of 100 percent of the number of signatures of registered voters needed to constitute 10 percent of the number of voters who voted at the last preceding general election in that county plus the total number of requests to remove a name received by the county clerk in that county pursuant to NRS 295.055 or 306.015, the Secretary of State may order the county clerk in that county to examine every signature for verification. If the county clerk received a request to remove a name pursuant to NRS 295.055 or 306.015, the county clerk may not determine that 100 percent or more of the number of signatures of registered voters needed to constitute 10 percent of the number of voters who voted at the last preceding general election in that county are valid until the county clerk has removed each name as requested pursuant to NRS 295.055 or 306.015. In the case of a petition for initiative or referendum that proposes a constitutional amendment or statewide measure, if the statistical sampling shows that the number of valid signatures in any petition district is 90 percent or more but less than the sum of 100 percent of the number of signatures of registered voters required for that petition district pursuant to NRS 295.012 plus the total number of requests to...
remove a name received by the county clerk or county clerks, if the
petition district comprises more than one county, pursuant to NRS
295.055, the Secretary of State may order a county clerk to examine
every signature for verification.

3. After the receipt of such an order, the county clerk or county
clerks shall determine from the records of registration what number
of registered voters have signed the petition and, if appropriate, tally
those signatures by petition district. This determination must be
completed within 12 days, excluding Saturdays, Sundays and
holidays, after the receipt of an order regarding a petition containing
signatures which are required to be verified pursuant to NRS
293.128, 295.056, 298.109, 306.035 or 306.110, and within 5 days,
excluding Saturdays, Sundays and holidays, after the receipt of an
order regarding a petition containing signatures which are required
to be verified pursuant to NRS 293.172, 293.200. If necessary,
the board of county commissioners shall allow the county clerk
additional assistants for examining the signatures and provide for
their compensation. In determining from the records of registration
what number of registered voters have signed the petition and in
determining in which petition district the voters reside, the county
clerk must use the statewide voter registration list. The county clerk
may rely on the appearance of the signature and the address and date
included with each signature in determining the number of
registered voters that signed the petition.

4. Except as otherwise provided in subsection 5, upon
completing the examination, the county clerk or county clerks shall
immediately attach to the documents of the petition an amended
certificate, properly dated, showing the result of the examination
and shall immediately forward the documents with the amended
certificate to the Secretary of State. A copy of the amended
certificate must be filed in the county clerk’s office. In the case of a
petition for initiative or referendum to propose a constitutional
amendment or statewide measure, if a petition district comprises
more than one county, the county clerks shall comply with the
regulations adopted by the Secretary of State pursuant to this section
to complete the amended certificate.

5. For any petition containing signatures which are required to
be verified pursuant to the provisions of NRS 293.200, 306.035 or
306.110 for any county, district or municipal office within one
county, the county clerk shall not forward to the Secretary of State
the documents containing the signatures of the registered voters.

6. Except for a petition to recall a county, district or municipal
officer, the petition shall be deemed filed with the Secretary of State
as of the date on which the Secretary of State receives certificates
from the county clerks showing the petition to be signed by the requisite number of voters of the State.

7. If the amended certificates received from all county clerks by the Secretary of State establish that the petition is still insufficient, the Secretary of State shall immediately so notify the petitioners and the county clerks. If the petition is a petition to recall a county, district or municipal officer, the Secretary of State shall also notify the officer with whom the petition is to be filed.

8. The Secretary of State shall adopt regulations to carry out the provisions of this section.

Sec. 5. NRS 293.165 is hereby amended to read as follows:

293.165 1. Except as otherwise provided in NRS 293.166, a vacancy occurring in a major or minor political party nomination for a partisan office may be filled by a candidate designated by the party central committee of the county or State, as the case may be, of the major political party or by the executive committee of the minor political party subject to the provisions of subsections 3, 4, 5.

2. If a vacancy occurs in a partisan or nonpartisan office or nomination for a partisan or nonpartisan office after the close of filing and before 5 p.m. of the fourth Friday in July of the year in which the general election is held must be filled by the person who receives or received the next highest vote for the nomination in the primary election if a primary election was held for that partisan or nonpartisan office. If no primary election was held for that partisan or nonpartisan office or if there was not more than one person who was seeking the partisan or nonpartisan nomination in the primary election, a person may become a candidate for the partisan or nonpartisan office at the general election if the person files a declaration of candidacy or acceptance of candidacy, and pays the fee required by NRS 293.193, on or after 8 a.m. on the third Monday in June and before 5 p.m. on the fourth Friday in July.

3. If a vacancy occurs in a major political party nomination for a partisan office after the primary election and before 5 p.m. on the fourth Friday in July of the year in which the general election is held and:

— (a) The vacancy occurs because the nominee dies or is adjudicated insane or mentally incompetent, the vacancy may be filled by a candidate designated by the party central committee of the county or State, as the case may be, of the major political party.

— (b) The vacancy occurs for a reason other than the reasons described in paragraph (a), the nominee’s name must remain on the ballot for the general election and, if elected, a vacancy exists.

—2—
— 4 —

2. No change may be made on the ballot for the general election after 5 p.m. on the fourth Friday in July of the year in which the general election is held. If, after that time and date:
   (a) A nominee dies or is adjudicated insane or mentally incompetent; or
   (b) A vacancy in the nomination is otherwise created,

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4. the nominee’s name must remain on the ballot for the general election and, if elected, a vacancy exists.

5. All designations provided for in this section must be filed on or before 5 p.m. on the fourth Friday in July of the year in which the general election is held. In each case, the statutory filing fee must be paid and an acceptance of the designation must be filed on or before 5 p.m. on the date the designation is filed.

Sec. 6. NRS 293.167 is hereby amended to read as follows:

293.167 [Party candidates] Candidates for United States Senator and Representative in Congress shall be nominated in the same manner as state officers are nominated.

Sec. 7. NRS 293.171 is hereby amended to read as follows:

293.171 1. To be organized as a minor political party, an organization must file with the Secretary of State a certificate of existence which includes the:
   (a) Name of the political party;
   (b) Names of its officers;
   (c) Names of the members of its executive committee; and
   (d) Name of the person authorized to file the list of its candidates for partisan office and any information required by this title on behalf of the minor political party with the Secretary of State.

2. A copy of the constitution or bylaws of the party must be affixed to the certificate.

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

4. The constitution or bylaws of a minor political party must provide a procedure for the nomination of its candidates in such a manner that only one candidate may be nominated for each office.

5. A minor political party whose candidates for partisan office do not appear on the ballot for the general election must file a notice of continued existence with the Secretary of State not later than the second Friday in August preceding the general election.

6. A minor political party which fails to file a notice of continued existence as required by subsection 5 ceases to exist as a minor political party in this State.
Sec. 8. NRS 293.1715 is hereby amended to read as follows:

293.1715 1. The names of the candidates for partisan office of a minor political party must not appear on the ballot for a primary election.

2. The names of the candidates for partisan office of a minor political party wishes to place on the ballot for the offices of President and Vice President of the United States must be placed on the ballot for the general election if the minor political party is qualified. To qualify as a minor political party, the minor political party must have filed a certificate of existence and be organized pursuant to NRS 293.171, must have filed a list with the Secretary of State the names of its candidates for partisan office pursuant to the provisions of NRS 293.1725 with the Secretary of State the offices of President and Vice President of the United States not later than the last Tuesday in August and:

(a) At the last preceding general election, the minor political party must have polled for any of its candidates for partisan office a number of votes equal to or more than 1 percent of the total number of votes cast for the offices of Representative in Congress;

(b) On January 1 preceding a primary election, the minor political party must have been designated as the political party on the applications to register to vote of at least 1 percent of the total number of registered voters in this State; or

(c) Not later than the third Friday in June preceding the general election, must file a petition with the Secretary of State which is signed by a number of registered voters equal to at least 1 percent of the total number of votes cast at the last preceding general election for the offices of Representative in Congress.

3. The name of only one candidate of each minor political party for each partisan office may appear on the ballot for a general election.

4. A minor political party must file a copy of the petition required by paragraph (c) (b) of subsection 2 of NRS 293.1715 with the Secretary of State before the petition may be circulated for signatures.

Sec. 9. NRS 293.172 is hereby amended to read as follows:

293.172 1. A petition filed pursuant to subsection 2 of NRS 293.1715 may consist of more than one document. Each document of the petition must:

(a) Bear the name of the minor political party and, if applicable, the candidate and office to which the candidate is to be nominated names of the candidates for the offices of President and Vice President of the United States.

(b) Include the affidavit of the person who circulated the document verifying that the signers are registered voters in this State.
according to his or her best information and belief and that the signatures are genuine and were signed in his or her presence.

(c) Bear the name of a county and be submitted to the county clerk of that county for verification in the manner prescribed in NRS 293.1276 to 293.1279, inclusive, not later than 10 working days before the last day to file the petition. A challenge to the form of a document must be made in a district court in the county that is named on the document.

(d) Be signed only by registered voters of the county that is named on the document.

2. If the office to which the candidate is to be nominated is a county office, only the registered voters of that county may sign the petition. If the office to which the candidate is to be nominated is a district office, only the registered voters of that district may sign the petition.

3. Each person who signs a petition shall also provide the address of the place where he or she resides, the date that he or she signs the petition and the name of the county in which he or she is registered to vote.

4. The county clerk shall not disqualify the signature of a voter who failed to provide all the information required by subsection 3 if the voter is registered in the county named on the document.

Sec. 10. NRS 293.174 is hereby amended to read as follows:

293.174 If the qualification of a minor political party to place the names of candidates for the offices of President and Vice President of the United States on the ballot pursuant to NRS 293.1715 is challenged, all affidavits and documents in support of the challenge must be filed not later than 5 p.m. on the fourth Friday in June. Any judicial proceeding resulting from the challenge must be set for hearing not more than 5 days after the fourth Friday in June. A challenge pursuant to this section must be filed with the First Judicial District Court if the petition was filed with the Secretary of State. The district court in which the challenge is filed shall give priority to such proceedings over all other matters pending with the court, except for criminal proceedings.

Sec. 11. NRS 293.175 is hereby amended to read as follows:

293.175 1. The primary election must be held on the second Tuesday in June of each even-numbered year.

2. Candidates for partisan office of a major political party and candidates for nonpartisan office must be nominated at the primary election. A person may become a candidate for partisan office at the primary election regardless of the person’s affiliation with a political party, or lack thereof.
3. Candidates for partisan office of a minor political party must be nominated in the manner prescribed pursuant to NRS 293.171 to 293.174, inclusive.

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

5. The provisions of NRS 293.175 to 293.203, inclusive:
   (a) Apply to a special election to fill a vacancy, except to the extent that compliance with the provisions is not possible because of the time at which the vacancy occurred.
   (b) Do not apply to the nomination of the officers of incorporated cities.
   (c) Do not apply to the nomination of district officers whose nomination is otherwise provided for by statute.

Sec. 12. NRS 293.177 is hereby amended to read as follows:

293.177 1. Except as otherwise provided in NRS 293.165, a name may not be printed on a ballot to be used at a primary election unless the person named has filed a declaration of candidacy or an acceptance of candidacy, and has paid the fee required by NRS 293.193 not earlier than:
   (a) For a candidate for judicial office, the first Monday in January of the year in which the election is to be held nor later than 5 p.m. on the second Friday after the first Monday in January; and
   (b) For all other candidates, the first Monday in March of the year in which the election is to be held nor later than 5 p.m. on the second Friday after the first Monday in March.

2. A declaration of candidacy or an acceptance of candidacy required to be filed by this section must be in substantially the following form:
   (a) For partisan office:

   DECLARATION OF CANDIDACY OF ........ FOR THE
   OFFICE OF ................

   State of Nevada

   County of .................

   For the purpose of having my name placed on the official ballot as a candidate for the [______Party] nomination for the office of ........, I, the undersigned ........, do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at ........ in the City or Town of ........, County of ........, State of Nevada; that my actual, as opposed to constructive, residence in the State, district,
county, township, city or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is .........., and the address at which I receive mail, if different than my residence, is ..........; that I [am registered as a member of] prefer the .......... Party [or have no political preference]; that I am a qualified elector pursuant to Section 1 of Article 2 of the Constitution of the State of Nevada; that if I have ever been convicted of treason or a felony, my civil rights have been restored by a court of competent jurisdiction; [that I have not, in violation of the provisions of NRS 293.176, changed the designation of my political party or political party affiliation on an official application to register to vote in any state since December 31 before the closing filing date for this election; that I generally believe in and intend to support the concepts found in the principles and policies of that political party in the coming election;] that if nominated as a candidate [of the ................ Party] at the ensuing election, I will accept that nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years or terms for which a person may hold the office; and that I understand that my name will appear on all ballots as designated in this declaration.

........................................................  
(Designation of name)

........................................................  
(Signature of candidate for office)

Subscribed and sworn to before me this ...... day of the month of ...... of the year ......

............................................................  
Notary Public or other person authorized to administer an oath
(b) For nonpartisan office:

DECLARATION OF CANDIDACY OF ........ FOR THE
OFFICE OF ...............

State of Nevada

County of .............

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

........................................................
(Designation of name)

........................................................
(Signature of candidate for office)
Subscribed and sworn to before me
this ...... day of the month of ...... of the year ......

............................................................
Notary Public or other person
authorized to administer an oath

3. The address of a candidate which must be included in the
declaration of candidacy or acceptance of candidacy pursuant to
subsection 2 must be the street address of the residence where the
candidate actually, as opposed to constructively, resides in
accordance with NRS 281.050, if one has been assigned. The
declaration or acceptance of candidacy must not be accepted for
filing if:
(a) The candidate’s address is listed as a post office box unless a
street address has not been assigned to his or her residence; or
(b) The candidate does not present to the filing officer:
(1) A valid driver’s license or identification card issued by a
governmental agency that contains a photograph of the candidate
and the candidate’s residential address; or
(2) A current utility bill, bank statement, paycheck, or
document issued by a governmental entity, including a check which
indicates the candidate’s name and residential address, but not
including a voter registration card issued pursuant to NRS 293.517.
4. The filing officer shall retain a copy of the proof of identity
and residency provided by the candidate pursuant to paragraph (b)
of subsection 3. Such a copy:
(a) May not be withheld from the public; and
(b) Must not contain the social security number or driver’s
license or identification card number of the candidate.
5. By filing the declaration or acceptance of candidacy, the
candidate shall be deemed to have appointed the filing officer for
the office as his or her agent for service of process for the purposes
of a proceeding pursuant to NRS 293.182. Service of such process
must first be attempted at the appropriate address as specified by the
candidate in the declaration or acceptance of candidacy. If the
candidate cannot be served at that address, service must be made by
personally delivering to and leaving with the filing officer duplicate
copies of the process. The filing officer shall immediately send, by
registered or certified mail, one of the copies to the candidate at the
specified address, unless the candidate has designated in writing to
the filing officer a different address for that purpose, in which case
the filing officer shall mail the copy to the last address so
designated.
6. If the filing officer receives credible evidence indicating that a candidate has been convicted of a felony and has not had his or her civil rights restored by a court of competent jurisdiction, the filing officer:
   (a) May conduct an investigation to determine whether the candidate has been convicted of a felony and, if so, whether the candidate has had his or her civil rights restored by a court of competent jurisdiction; and
   (b) Shall transmit the credible evidence and the findings from such investigation to the Attorney General, if the filing officer is the Secretary of State, or to the district attorney, if the filing officer is a person other than the Secretary of State.

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

Sec. 13. NRS 293.180 is hereby amended to read as follows:

293.180 1. Ten or more registered voters may file a certificate of candidacy designating any registered voter as a candidate for:
   (a) [Their major political party’s nomination for any partisan elective office, or as a candidate for nomination] Nomination for any nonpartisan office other than a judicial office, not earlier than the first Monday in February of the year in which the election is to be held nor later than 5 p.m. on the first Friday in March; or
   (b) Nomination for a judicial office, not earlier than the first Monday in December of the year immediately preceding the year in which the election is to be held nor later than 5 p.m. on the first Friday in January of the year in which the election is to be held.

2. When the certificate has been filed, the officer in whose office it is filed shall notify the person named in the certificate. If the person named in the certificate files an acceptance of candidacy and pays the required fee, as provided by law, he or she is a candidate in the primary election in like manner as if he or she had filed a declaration of candidacy.

3. If a certificate of candidacy relates to a partisan office, all of the signers must be of the same major political party as the candidate designated.]
Sec. 14. NRS 293.184 is hereby amended to read as follows:

293.184 1. In addition to any other penalty provided by law, if a person willfully files a declaration of candidacy or acceptance of candidacy knowing that the declaration of candidacy or acceptance of candidacy contains a false statement:

(a) Except as otherwise provided in NRS 293.165 and 293.166, the name of the person must not appear on any ballot for the election for which the person filed the declaration of candidacy or acceptance of candidacy; and

(b) The person is disqualified from entering upon the duties of the office for which he or she was a candidate.

2. If the name of a person who is disqualified from entering upon the duties of an office pursuant to subsection 1 appears on a ballot for the election is disqualified because the deadline set forth in NRS 293.165 [and 293.166] for making changes to the ballot has passed, the Secretary of State and county clerk must post a sign at each polling place where the person’s name will appear on the ballot informing voters that the person is disqualified from entering upon the duties of office.

Sec. 15. NRS 293.187 is hereby amended to read as follows:

293.187 1. Not later than 5 working days after the last day on which any candidate may withdraw his or her candidacy pursuant to NRS 293.202:

(a) The Secretary of State shall forward to each county clerk a certified list containing the name and mailing address of each person for whom candidacy papers have been filed in the Office of the Secretary of State, and who is entitled to be voted for in the county at the next succeeding primary election, together with the title of the office for which the person is a candidate and, if applicable, the party or principles he or she represents; and

(b) Each county clerk shall forward to the Secretary of State a certified list containing the name and mailing address of each person for whom candidacy papers have been filed in the office of the county clerk, and who is entitled to be voted for in the county at the next succeeding primary election, together with the title of the office for which the person is a candidate and, if applicable, the party or principles he or she represents.

2. There must be a party preference designation only for candidates for partisan offices.

Sec. 16. NRS 293.194 is hereby amended to read as follows:

293.194 The filing fee of an independent candidate who files a petition pursuant to NRS 293.200 or 298.109, of a candidate of a minor political party or of a candidate of a new major political party, for the offices of President and Vice President of the United States must be returned to the candidate by the officer to whom the
fee was paid, Secretary of State within 10 days after the date on
which a final determination is made that the petition of the candidate
[minor political party or new major political party] failed to
c Contain the required number of signatures.

Sec. 17. NRS 293.250 is hereby amended to read as follows:

293.250 1. Except as otherwise provided in chapter 293D of
NRS, the Secretary of State shall, in a manner consistent with the
election laws of this State, prescribe:

(a) The form of all ballots, absent ballots, diagrams, sample
ballots, certificates, notices, declarations, applications to register to
vote, lists, applications, registers, rosters, statements and abstracts
required by the election laws of this State.

(b) The procedures to be followed and the requirements of a
system established pursuant to NRS 293.506 for using a computer to
register voters and to keep records of registration.

(c) Methods of voter education intended to inform voters that
the designation of a political preference on a ballot for a primary
or general election does not imply that the candidate has been
nominated or endorsed by that political party or that the party
approves of or affiliates with that candidate.

2. Except as otherwise provided in chapter 293D of NRS, the
Secretary of State shall prescribe with respect to the matter to be
printed on every kind of ballot:

(a) The placement and listing of all offices, candidates ,
disclaimers required pursuant to NRS 293.263 and 293.267 and
measures upon which voting is statewide, which must be uniform
throughout the State.

(b) The listing of all other candidates required to file with the
Secretary of State, and the order of listing all offices, candidates and
measures upon which voting is not statewide, from which each
county or city clerk shall prepare appropriate ballot forms for use in
any election in his or her county.

3. The Secretary of State shall place the condensation of each
proposed constitutional amendment or statewide measure near the
spaces or devices for indicating the voter’s choice.

4. The fiscal note for, explanation of, arguments for and
against, and rebuttals to such arguments of each proposed
constitutional amendment or statewide measure must be included on
all sample ballots.

5. The condensations and explanations for constitutional
amendments and statewide measures proposed by initiative or
referendum must be prepared by the Secretary of State, upon
consultation with the Attorney General. The arguments and rebuttals
for or against constitutional amendments and statewide measures
proposed by initiative or referendum must be prepared in the

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manner set forth in NRS 293.252. The fiscal notes for constitutional 
amendments and statewide measures proposed by initiative or 
referendum must be prepared by the Secretary of State, upon 
consultation with the Fiscal Analysis Division of the Legislative 
Counsel Bureau. The condensations, explanations, arguments, 
rebuttals and fiscal notes must be in easily understood language and 
of reasonable length, and whenever feasible must be completed by 
August 1 of the year in which the general election is to be held. The 
explanations must include a digest. The digest must include a 
concise and clear summary of any existing laws directly related to 
the constitutional amendment or statewide measure and a summary 
of how the constitutional amendment or statewide measure adds to, 
changes or repeals such existing laws. For a constitutional 
amendment or statewide measure that creates, generates, increases 
or decreases any public revenue in any form, the first paragraph of 
the digest must include a statement that the constitutional 
amendment or statewide measure creates, generates, increases or 
decreases, as applicable, public revenue.

6. The names of candidates for township and legislative or 
special district offices must be printed only on the ballots furnished 
to voters of that township or district.

7. A county clerk:
   (a) May divide paper ballots into two sheets in a manner which 
       provides a clear understanding and grouping of all measures and 
candidates.
   (b) Shall prescribe the color or colors of the ballots and voting 
       receipts used in any election which the clerk is required to conduct.

Sec. 18. NRS 293.257 is hereby amended to read as follows:

293.257
1. There must be a separate primary ballot for each 
   major political party. The names of candidates for partisan offices 
   who have designated a major political party in the declaration of 
candidacy or acceptance of candidacy must appear on the primary 
ballet of the major political party designated.

2. The county clerk may choose to place the names of 
candidates for nonpartisan offices on the ballots for each major 
political party or on a separate nonpartisan primary ballot, but the 
arraignement which the county clerk selects must permit all 
registered voters to vote on them.

3. Any registered voter may cast a primary ballot for a 
   major political party at a primary election only if the registered voter 
designated on his or her application to register to vote an affiliation 
with that major political party. Any candidate for partisan office 
regardless of the political party affiliation of the voter or any 
political party preference indicated by the candidate.
Sec. 19. NRS 293.260 is hereby amended to read as follows:

293.260 1. If there is no contest of election for nomination to a particular office, neither the title of the office nor the name of the candidate may appear on the ballot at the primary election.

2. If a major political party has two or more candidates for a particular office, the person who receives the highest number of votes at the primary election must be declared the nominee of that major political party for the office. At an election for a partisan office, the two candidates who receive the highest number of votes at the primary election must be declared the nominees, and their names must be placed on the ballot at the general election.

3. If not more than the number of candidates to be elected have filed for nomination for:

   (a) Any partisan office or the office of judge of a district court, judge of the Court of Appeals or justice of the Supreme Court, the names of those candidates must be omitted from all ballots for a primary election and placed on all ballots for the general election;

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

   (c) The office of member of a town advisory board, the candidate must be declared elected to the office and no election must be held for that office.

4. If there are not more than twice the number of candidates to be elected to a nonpartisan office, the candidates must, without a primary election, be declared the nominees for the office, and the names of the candidates must be omitted from all ballots for a primary election and placed on all ballots for the general election.

5. If there are more than twice the number of candidates to be elected to a nonpartisan office, the names of the candidates must appear on the ballot for a primary election. Those candidates who receive the highest number of votes at the primary election, not to exceed twice the number to be elected, must be declared nominees for the office and the names of those candidates must be placed on the ballot for the general election, except that if one of those candidates receives a majority of the votes cast in the primary election for:
(a) The office of judge of a district court, judge of the Court of Appeals or justice of the Supreme Court, the candidate must be declared the only nominee for the office and only his or her name must be placed on the ballot for the general election.

(b) Any other nonpartisan office, the candidate must be declared elected to the office and his or her name must not be placed on the ballot for the general election.

Sec. 20. NRS 293.263 is hereby amended to read as follows:

293.263 1. The designation “Partisan Offices” must appear at the top of the primary ballots for a major political party, the name of the major political party must appear at the top of the ballot, partisan office. Except as otherwise provided in NRS 293.2565, following this designation must appear the names of candidates grouped alphabetically under the title and length of term of the partisan office for which those candidates filed.

2. Except as otherwise provided in subsection 3, immediately following the name of each candidate must appear the name or abbreviation of the political party he or she prefers, the words “no political party” or the abbreviation “NPP,” as applicable.

3. Where a system of voting other than by paper ballot is used, the Secretary of State may provide for any placement of the name or abbreviation of the political party preference, the words “no political party” or the abbreviation “NPP,” as appropriate, which clearly relates the designation to the name of the candidate to whom it applies.

4. The primary ballots for partisan office must include a conspicuously placed disclaimer in language approved by the Secretary of State indicating that any political preference expressed by a candidate on the ballot does not imply that the candidate has been nominated or endorsed by that political party or that the party approves of or affiliates with that candidate.

Sec. 21. NRS 293.267 is hereby amended to read as follows:

293.267 1. Ballots for a general election must contain the names of candidates who were nominated at the primary election, the names of the candidates of a minor political party and the names of independent candidates.

2. Except as otherwise provided in NRS 293.2565, names of candidates must be grouped alphabetically under the title and length of term of the office for which those candidates filed.

3. Except as otherwise provided in subsection 4:

(a) Immediately following the name of each candidate for a partisan office must appear the name or abbreviation of the political party he or she prefers, the words “no political party” or the abbreviation “NPP,” as the case may be.
(b) Immediately following the name of each candidate for a nonpartisan office must appear the word “nonpartisan” or the abbreviation “NP.”

4. Where a system of voting other than by paper ballot is used, the Secretary of State may provide for any placement of the name or abbreviation of the political party, the words “no political party” or “nonpartisan” or the abbreviation “NPP” or “NP,” as appropriate, which clearly relates the designation to the name of the candidate to whom it applies.

5. The ballots must include a conspicuously placed disclaimer in language approved by the Secretary of State indicating that any political preference expressed by a candidate on the ballot does not imply that the candidate has been nominated or endorsed by that political party or that the party approves of or affiliates with that candidate.

6. If the Legislature rejects a statewide measure proposed by initiative and proposes a different measure on the same subject which the Governor approves, the measure proposed by the Legislature and approved by the Governor must be listed on the ballot before the statewide measure proposed by initiative. Each ballot and sample ballot upon which the measures appear must contain a statement that reads substantially as follows:

The following questions are alternative approaches to the same issue, and only one approach may be enacted into law. Please vote for only one.

Sec. 22. NRS 293.287 is hereby amended to read as follows:

293.287 1. A registered voter applying to vote at any primary election shall give his or her name [and political affiliation, if any.] to the election board officer in charge of the roster, and the officer shall immediately announce the name [and political affiliation.] of the voter.

2. Any person’s right to vote may be challenged by any registered voter upon [a] any of the grounds allowed for a challenge in NRS 293.303. [b] (a) Any [b] (b) The ground that the person applying does not belong to the political party designated upon the roster; or [c] (c) The ground that the roster does not show that the person designated the political party to which he or she claims to belong.[c]

3. Any such challenge must be disposed of in the manner provided by NRS 293.303. [d] A registered voter who has designated on his or her application to register to vote an affiliation with a minor political party may vote a nonpartisan ballot at the primary election.[d]
Sec. 23. NRS 293.303 is hereby amended to read as follows:

293.303 1. A person applying to vote may be challenged:

(a) Orally by any registered voter of the precinct upon the
ground that he or she is not the person entitled to vote as claimed or
has voted before at the same election. A registered voter who
initiates a challenge pursuant to this paragraph must submit an
affirmation that is signed under penalty of perjury and in the form
prescribed by the Secretary of State stating that the challenge is
based on the personal knowledge of the registered voter.

(b) On any ground set forth in a challenge filed with the county
clerk pursuant to the provisions of NRS 293.547.

2. If a person is challenged, an election board officer shall
tender the challenged person the following oath or affirmation:

(a) If the challenge is on the ground that the challenged person
does not belong to the political party designated upon the roster, “I
swear or affirm under penalty of perjury that I belong to the political
party designated upon the roster”;

(b) If the challenge is on the ground that the roster does not
show that the challenged person designated the political party to
which he or she claims to belong, “I swear or affirm under penalty
of perjury that I designated on the application to register to vote the
political party to which I claim to belong”;

(c) If the challenge is on the ground that the challenged person
does not reside at the residence for which the address is listed in the
roster, “I swear or affirm under penalty of perjury that I reside at the
residence for which the address is listed in the roster”;

(d) If the challenge is on the ground that the challenged
person previously voted a ballot for the election, “I swear or affirm
under penalty of perjury that I have not voted for any of the
candidates or questions included on this ballot for this election”; or

(e) If the challenge is on the ground that the challenged
person is not the person he or she claims to be, “I swear or affirm
under penalty of perjury that I am the person whose name is in this
roster.”

The oath or affirmation must be set forth on a form prepared by
the Secretary of State and signed by the challenged person under
penalty of perjury.

3. Except as otherwise provided in subsection 4, if the
challenged person refuses to execute the oath or affirmation so
tendered, the person must not be issued a ballot, and the election
board officer shall indicate in the roster “Challenged” by the
person’s name.

4. If the challenged person refuses to execute the oath or
affirmation set forth in paragraph (a) or (b) of subsection 2, the
election board officers shall issue the person a nonpartisan ballot.
If the challenged person refuses to execute the oath or affirmation set forth in paragraph (c) (a) of subsection 2, the election board officers shall inform the person that he or she is entitled to vote only in the manner prescribed in NRS 293.304.

If the challenged person executes the oath or affirmation and the challenge is not based on the ground set forth in paragraph (e) of subsection 2, the election board officers shall issue the person a partisan ballot.

If the challenge is based on the ground set forth in paragraph (c) (a) of subsection 2, and the challenged person executes the oath or affirmation, the election board shall not issue the person a ballot until he or she furnishes satisfactory identification which contains proof of the address at which the person actually resides. For the purposes of this subsection, a voter registration card issued pursuant to NRS 293.517 does not provide proof of the address at which a person resides.

If the challenge is based on the ground set forth in paragraph (e) (c) of subsection 2 and the challenged person executes the oath or affirmation, the election board shall not issue the person a ballot unless the person:

(a) Furnishes official identification which contains a photograph of the person, such as a driver’s license or other official document; or

(b) Brings before the election board officers a person who is at least 18 years of age who:

(1) Furnishes official identification which contains a photograph of that person, such as a driver’s license or other official document; and

(2) Executes an oath or affirmation under penalty of perjury that the challenged person is who he or she swears to be.

The election board officers shall:

(a) Record on the challenge list:

(1) The name of the challenged person;

(2) The name of the registered voter who initiated the challenge; and

(3) The result of the challenge; and

(b) If possible, orally notify the registered voter who initiated the challenge of the result of the challenge.

Sec. 24. NRS 293.304 is hereby amended to read as follows:

293.304 1. If a person is successfully challenged on the ground set forth in paragraph (c) (a) of subsection 2 of NRS 293.303 or if a person refuses to provide an affirmation pursuant to NRS 293.525, the election board shall instruct the voter that he or she may vote only at the special polling place in the manner set forth in this section.
2. The county clerk of each county shall maintain a special polling place in the county clerk’s office and at such other locations as he or she deems necessary during each election. The ballots voted at the special polling place must be kept separate from the ballots of voters who have not been so challenged or who have provided an affirmation pursuant to NRS 293.525 in a special sealed container if the ballots are ballots which are voted on a mechanical recording device which directly records the votes electronically.

3. A person who votes at a special polling place may vote only for the following offices and questions:
   (a) President and Vice President of the United States;
   (b) United States Senator;
   (c) All state officers for whom all voters in the State may vote;
   (d) All officers for whom all voters in the county may vote; and
   (e) Questions which have been submitted to all voters of the county or State.

4. The ballots voted at the special polling place must be counted when other ballots are counted and, if the ballots are ballots which are voted on a mechanical recording device which directly records the votes electronically, maintained in a separate sealed container until any contest of election is resolved or the date for filing a contest of election has passed, whichever is later.

Sec. 25. NRS 293.368 is hereby amended to read as follows:

293.368 1. Except as otherwise provided in subsection [4] 2 of NRS 293.165, if a candidate on the ballot at a primary election dies after 5 p.m. of the second Tuesday in April, the deceased candidate’s name must remain on the ballot and the votes cast for the deceased candidate must be counted in determining the nomination for the office for which the decedent was a candidate.

2. If the deceased candidate for a partisan or nonpartisan office on the ballot at the primary election receives the number of votes required to receive the nomination to the office for which he or she was a candidate, [except as otherwise provided in subsection 2 of NRS 293.165,] the deceased candidate shall be deemed nominated and the vacancy in the nomination must be filled as provided in NRS 293.165 or 293.166. If the deceased person was a candidate for a nonpartisan office,[ the nomination must be filled pursuant to subsection [2] 1 of NRS 293.165.

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

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

Sec. 26. NRS 293.565 is hereby amended to read as follows:

293.565 1. Except as otherwise provided in subsection 3, sample ballots must include:
(a) If applicable, the statement required by NRS 293.267;
(b) The fiscal note or description of anticipated financial effect,
as provided pursuant to NRS 218D.810, 293.250, 293.481, 295.015,
295.095 or 295.230 for each proposed constitutional amendment,
statewide measure, measure to be voted upon only by a special
district or political subdivision and advisory question;
(c) An explanation, as provided pursuant to NRS 218D.810,
293.250, 293.481, 295.121 or 295.230, of each proposed
constitutional amendment, statewide measure, measure to be voted
upon only by a special district or political subdivision and advisory
question;
(d) Arguments for and against each proposed constitutional
amendment, statewide measure, measure to be voted upon only by a
special district or political subdivision and advisory question, and
rebuttals to each argument, as provided pursuant to NRS 218D.810,
293.250, 293.252 or 295.121; and
(e) The full text of each proposed constitutional amendment;
(f) A conspicuously placed disclaimer in language approved by
the Secretary of State indicating that any political preference
expressed by a candidate on a ballot does not imply that the
candidate has been nominated or endorsed by that political party
or that the party approves of or affiliates with that candidate.

2. If, pursuant to the provisions of NRS 293.2565, the word
“Incumbent” must appear on the ballot next to the name of the
candidate who is the incumbent, the word “Incumbent” must appear
on the sample ballot next to the name of the candidate who is the
incumbent.

3. Sample ballots that are mailed to registered voters may be
printed without the full text of each proposed constitutional
amendment if:
(a) The cost of printing the sample ballots would be significantly
reduced if the full text of each proposed constitutional amendment
were not included;
(b) The county clerk ensures that a sample ballot that includes
the full text of each proposed constitutional amendment is provided
at no charge to each registered voter who requests such a sample ballot; and
(c) The sample ballots provided to each polling place include the full text of each proposed constitutional amendment.

4. A county clerk may establish a system for distributing sample ballots by electronic means to each registered voter who elects to receive a sample ballot by electronic means. Such a system may include, without limitation, electronic mail or electronic access through an Internet website. If a county clerk establishes such a system and a registered voter elects to receive a sample ballot by electronic means, the county clerk shall distribute the sample ballot to the registered voter by electronic means pursuant to the procedures and requirements set forth by regulations adopted by the Secretary of State.

5. If a registered voter does not elect to receive a sample ballot by electronic means pursuant to subsection 4, the county clerk shall distribute the sample ballot to the registered voter by mail.

6. Before the period for early voting for any election begins, the county clerk shall distribute to each registered voter in the county by mail or electronic means, as applicable, the sample ballot for his or her precinct, with a notice informing the voter of the location of his or her polling place. If the location of the polling place has changed since the last election:
(a) The county clerk shall mail a notice of the change to each registered voter in the county not sooner than 10 days before distributing the sample ballots; or
(b) The sample ballot must also include a notice in bold type immediately above the location which states:

NOTICE: THE LOCATION OF YOUR POLLING PLACE HAS CHANGED SINCE THE LAST ELECTION

7. Except as otherwise provided in subsection 8, a sample ballot required to be distributed pursuant to this section must:
(a) Be prepared in at least 12-point type; and
(b) Include on the front page, in a separate box created by bold lines, a notice prepared in at least 20-point bold type that states:

NOTICE: TO RECEIVE A SAMPLE BALLOT IN LARGE TYPE, CALL (Insert appropriate telephone number)

8. A portion of a sample ballot that contains a facsimile of the display area of a voting device may include material in less than 12-point type to the extent necessary to make the facsimile fit on the pages of the sample ballot.
9. The sample ballot distributed to a person who requests a sample ballot in large type by exercising the option provided pursuant to NRS 293.508, or in any other manner, must be prepared in at least 14-point type, or larger when practicable.

10. If a person requests a sample ballot in large type, the county clerk shall ensure that all future sample ballots distributed to that person from the county are in large type.

11. The county clerk shall include in each sample ballot a statement indicating that the county clerk will, upon request of a voter who is elderly or disabled, make reasonable accommodations to allow the voter to vote at his or her polling place and provide reasonable assistance to the voter in casting his or her vote, including, without limitation, providing appropriate materials to assist the voter. In addition, if the county clerk has provided pursuant to subsection 4 of NRS 293.2955 for the placement at centralized voting locations of specially equipped voting devices for use by voters who are elderly or disabled, the county clerk shall include in the sample ballot a statement indicating:

(a) The addresses of such centralized voting locations;

(b) The types of specially equipped voting devices available at such centralized voting locations; and

(c) That a voter who is elderly or disabled may cast his or her ballot at such a centralized voting location rather than at his or her regularly designated polling place.

12. The cost of distributing sample ballots for any election other than a primary or general election must be borne by the political subdivision holding the election.

Sec. 27. NRS 293B.070 is hereby amended to read as follows:

293B.070 A mechanical voting system must provide facilities for voting for all the candidates [of as many political parties or organizations as may make nominations.] and for or against all measures [to which a voter is entitled to vote.]

Sec. 28. NRS 293B.080 is hereby amended to read as follows:

293B.080 A mechanical voting system must [except at primary elections.] permit the voter to vote for all the candidates of one party preference or in part for the candidates of one party preference and in part for the candidates of one or more other parties [party preferences.]

Sec. 29. NRS 293B.130 is hereby amended to read as follows:

293B.130 1. Before any election where a mechanical voting system is to be used, the county clerk shall prepare or cause to be prepared a computer program on cards, tape or other material suitable for use with the computer or counting device to be employed for counting the votes cast. The program must cause the computer or counting device to operate in the following manner:
(a) All lawful votes cast by each voter must be counted.
(b) All unlawful votes, including, but not limited to, overvotes, or, in a primary election, votes cast for a candidate of a major political party other than the party, if any, of the registration of the voter, must not be counted.
(c) If the election is:
   (1) A primary election held in an even-numbered year; or
   (2) A general election,
   the total votes, other than absentee votes and votes in a mailing precinct, must be accumulated by precinct.
(d) The computer or counting device must halt or indicate by appropriate signal if a ballot is encountered which lacks a code identifying the precinct in which it was voted, and, in a primary election, identifying the major political party of the voter.

2. The program must be prepared under the supervision of the accuracy certification board appointed pursuant to the provisions of NRS 293B.140.
3. The county clerk shall take such measures as he or she deems necessary to protect the program from being altered or damaged.

Sec. 30. NRS 293C.115 is hereby amended to read as follows:
293C.115 1. The governing body of a city incorporated pursuant to general law may by ordinance provide for a primary city election and a general city election on:
(a) The dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS; or
(b) The dates set forth for primary city elections and general city elections pursuant to the provisions of this chapter.
2. If a governing body of a city adopts an ordinance pursuant to paragraph (a) of subsection 1, the dates set forth in NRS 293.12755, in subsections 2 to 5, inclusive, of NRS 293.165, and in NRS 293.175, 293.177, 293.345 and 293.368 apply for purposes of conducting the primary city elections and general city elections of the city.
3. If a governing body of a city adopts an ordinance pursuant to subsection 1:
(a) The term of office of any elected city official may not be shortened as a result of the ordinance; and
(b) Each elected city official holds office until the end of his or her term and until his or her successor has been elected and qualified.

Sec. 31. NRS 293C.1865 is hereby amended to read as follows:
293C.1865 1. In addition to any other penalty provided by law, if a person willfully files a declaration of candidacy or
acceptance of candidacy knowing that the declaration of candidacy or acceptance of candidacy contains a false statement:

(a) Except as otherwise provided in NRS 293.165 or 293.166, the name of the person must not appear on any ballot for the election for which the person filed the declaration of candidacy or acceptance of candidacy; and

(b) The person is disqualified from entering upon the duties of the office for which he or she was a candidate.

2. If the name of a person who is disqualified from entering upon the duties of an office pursuant to subsection 1 appears on a ballot for the election is disqualified because the deadline set forth in NRS 293.165 and 293.166 for making changes to the ballot has passed, the Secretary of State and city clerk must post a sign at each polling place where the person’s name will appear on the ballot informing voters that the person is disqualified from entering upon the duties of office.

Sec. 32. NRS 298.035 is hereby amended to read as follows:

298.035 1. Each major political party shall, at the state convention of the major political party held in that year, select from the qualified electors who are legally registered members of the major political party:

(a) A nominee to the position of presidential elector; and

(b) An alternate to the nominee for presidential elector,

for each position of presidential elector required by law.

2. Each minor political party shall choose from the qualified electors who are legally registered members of the minor political party:

(a) A nominee to the position of presidential elector; and

(b) An alternate to the nominee for presidential elector,

for each position of presidential elector required by law. The person who is authorized to file the list of candidates for partisan office information on behalf of the minor political party with the Secretary of State pursuant to NRS 293.1725 shall, not later than the last Tuesday in August, submit to the Secretary of State the list of nominees for presidential elector and alternates.

3. Each independent candidate nominated for the office of President pursuant to NRS 298.109 shall, at the time of filing the petition as required pursuant to subsection 1 of NRS 298.109, or within 10 days thereafter, choose from the qualified electors:

(a) A nominee to the position of presidential elector; and

(b) An alternate to the nominee for presidential elector,

for each position of presidential elector required by law.

Sec. 33. NRS 298.045 is hereby amended to read as follows:

298.045 1. Except as otherwise provided in subsection 2, a nominee for presidential elector or an alternate may not serve as a
presidential elector unless the nominee for presidential elector or the alternate signs a pledge in substantially the following form:

If selected for the position of presidential elector, I agree to serve as such and to vote only for the nominees for President and Vice President of the political party or the independent candidates who received the highest number of votes in this State at the general election.

2. If a nominee for presidential elector or an alternate is physically unable to sign the pledge, the pledge may be signed by proxy in the presence of the nominee for presidential elector or the alternate, as applicable.

3. The chair and secretary of the convention of a major political party, the person who is authorized to file information on behalf of a minor political party with the Secretary of State pursuant to NRS 293.1725 or an independent candidate shall submit to the Secretary of State each pledge signed pursuant to this section with the list of nominees for presidential elector and alternates.

Sec. 34. NRS 304.040 is hereby amended to read as follows:

304.040 Except as otherwise provided in NRS 304.200 to 304.250, inclusive, candidates for Representative in Congress shall be nominated in the same manner as state officers are nominated.

Sec. 35. NRS 304.240 is hereby amended to read as follows:

304.240 1. If the Governor issues an election proclamation calling for a special election pursuant to NRS 304.230, no primary election may be held. Except as otherwise provided in this subsection, a candidate must be nominated in the manner provided in chapter 293 of NRS and must file a declaration or acceptance of candidacy within the time prescribed by the Secretary of State pursuant to NRS 293.204, which must be established to allow a sufficient amount of time for the mailing of election ballots. A candidate of a major political party is nominated by filing a declaration or acceptance of candidacy within the time prescribed by the Secretary of State pursuant to NRS 293.204. A minor political party that wishes to place its candidates on the ballot must file a list of its candidates with the Secretary of State not more than 46 days before the special election and not less than 32 days before the special election. To have his or her name appear on the ballot, an independent candidate must file a petition of candidacy with the appropriate filing officer not more than 46 days before the special election and not less than 32 days before the special election, which
must be established to allow a sufficient amount of time for the
mailing of election ballots.

2. Except as otherwise provided in NRS 304.200 to 304.250,
inclusive:
   (a) The election must be conducted pursuant to the provisions of
   chapter 293 of NRS.
   (b) The general election laws of this State apply to the election.

Sec. 36. NRS 450.080 is hereby amended to read as follows:
   450.080 Except in counties where the board of county
   commissioners is the board of hospital trustees:
   1. The offices of hospital trustees are hereby declared to be
      nonpartisan, and the names of candidates for such offices shall
      appear alike upon the ballots at all primary elections.
   2. At the general election only the names of those candidates,
      not to exceed twice the number of hospital trustees to be elected,
      who received the highest numbers of votes at the primary election
      shall appear on the ballot.

Sec. 37. Section 96 of the Charter of Boulder City, being
   chapter 637, Statutes of Nevada 1999, as last amended by chapter
   336, Statutes of Nevada 2015, at page 1888, is hereby amended to
   read as follows:
   Section 96. Conduct of municipal elections.
   1. All municipal elections must be nonpartisan in
      character and must be conducted in accordance with the
      provisions of the general election laws of the State of Nevada
      and any ordinance regulations as adopted by the City Council
      which are consistent with law and this Charter. (1959
      Charter)
   2. All full terms of office in the City Council are 4 years,
      and Council Members must be elected at large without regard
      to precinct residency. Except as otherwise provided in
      subsection 8, two full-term Council Members and the Mayor
      are to be elected in each year immediately preceding a federal
      presidential election, and two full-term Council Members are
      to be elected in each year immediately following a federal
      presidential election. In each election, the candidates
      receiving the greatest number of votes must be declared
      elected to the vacant full-term positions. (Add. 17; Amd. 1;
      11-5-1996)
   3. In the event one or more 2-year term positions on the
      Council will be available at the time of a municipal election
      as provided in section 12, candidates must file specifically for
      such position(s). Candidates receiving the greatest respective
      number of votes must be declared elected to the respective
      available 2-year positions. (Add. 15; Amd. 2; 6-4-1991)
4. Except as otherwise provided in subsection 8, a primary municipal election must be held on the first Tuesday after the first Monday in April of each odd-numbered year and a general municipal election must be held on the second Tuesday after the first Monday in June of each odd-numbered year.

5. A primary municipal election must not be held if no more than double the number of Council Members to be elected file as candidates. A primary municipal election must not be held for the office of Mayor if no more than two candidates file for that position. The primary municipal election must be held for the purpose of eliminating candidates in excess of a figure double the number of Council Members to be elected. (Add. 17; Amd. 1; 11-5-1996)

6. If, in the primary municipal election, a candidate receives votes equal to a majority of voters casting ballots in that election, he or she shall be considered elected to one of the vacancies and his or her name shall not be placed on the ballot for the general municipal election. (Add. 10; Amd. 7; 6-2-1981)

7. In each primary and general municipal election, voters are entitled to cast ballots for candidates in a number equal to the number of seats to be filled in the municipal elections. (Add. 11; Amd. 5; 6-7-1983)

8. The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.

9. If the City Council adopts an ordinance pursuant to subsection 8, the dates set forth in NRS 293.12755, [in subsections 2 to 5, inclusive, of NRS] 293.165, [and in NRS] 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.

10. If the City Council adopts an ordinance pursuant to subsection 8, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.

11. The conduct of all municipal elections must be under the control of the City Council, which shall adopt by ordinance all regulations which it considers desirable and consistent with law and this Charter. Nothing in this Charter shall be construed as to deny or abridge the power of the City
Council to provide for supplemental regulations for the prevention of fraud in such elections and for the recount of ballots in cases of doubt or fraud. (Add. 24; Amd. 1; 6-3-2003)

Sec. 38. Section 5.010 of the Charter of the City of Caliente, being chapter 31, Statutes of Nevada 1971, as last amended by chapter 336, Statutes of Nevada 2015, at page 1889, is hereby amended to read as follows:

Sec. 5.010  Municipal elections.
1. Except as otherwise provided in subsection 2:
   (a) On the second Tuesday after the first Monday in June 2019, and at each successive interval of 4 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, two Council Members who shall hold office for a period of 4 years and until their successors have been elected and qualified.
   (b) On the second Tuesday after the first Monday in June 2017, and at each successive interval of 4 years, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Mayor and two Council Members, who shall hold office for a period of 4 years and until their successors have been elected and qualified.
2. The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.
3. If the City Council adopts an ordinance pursuant to subsection 2, the dates set forth in NRS 293.12755, [in subsections 2 to 5, inclusive, of NRS] 293.165, [and in NRS] 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.
4. If the City Council adopts an ordinance pursuant to subsection 2, the term of office of any elected official may be shortened but may not be lengthened as a result of the ordinance.

Sec. 39. Section 5.020 of the Charter of the City of Henderson, being chapter 266, Statutes of Nevada 1971, as last amended by chapter 336, Statutes of Nevada 2015, at page 1890, is hereby amended to read as follows:

Sec. 5.020  General municipal election.
1. Except as otherwise provided in subsection 2:
(a) A general municipal election must be held in the City on the second Tuesday after the first Monday in June of each odd-numbered year, at which time the registered voters of the City shall elect city officers to fill the available elective positions.

(b) All candidates for the office of Mayor, Council Member and Municipal Judge must be voted upon by the registered voters of the City at large. The term of office for members of the City Council and the Mayor is 4 years. Except as otherwise provided in subsection 3 of section 4.015, the term of office for a Municipal Judge is 6 years.

(c) On the second Tuesday after the first Monday in June 2019, and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department 1 who will hold office until his or her successor has been elected and qualified.

(d) On the second Tuesday after the first Monday in June 2021, and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department 2 who will hold office until his or her successor has been elected and qualified.

(e) On the second Tuesday after the first Monday in June 2017, and every 6 years thereafter, there must be elected by the qualified voters of the City, at a general municipal election to be held for that purpose, a Municipal Judge for Department 3 who will hold office until his or her successor has been elected and qualified.

2. The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.

3. If the City Council adopts an ordinance pursuant to subsection 2, the dates set forth in NRS 293.12755, [in subsection 2 to 5, inclusive, of NRS 293.165, and in NRS 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.

4. If the City Council adopts an ordinance pursuant to subsection 2, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.
Section 40. Section 5.020 of the Charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, as last amended by chapter 336, Statutes of Nevada 2015, at page 1892, is hereby amended to read as follows:

Sec. 5.020 General municipal election.

1. Except as otherwise provided in subsection 2, a general municipal election must be held in the City on the second Tuesday after the first Monday in June of each odd-numbered year and on the same day every 2 years thereafter, at which time there must be elected those officers whose offices are required to be filled by election in that year.

2. The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.

3. If the City Council adopts an ordinance pursuant to subsection 2, the dates set forth in NRS 293.12755, 293.165, 293.175, 293.177, 293.345 and 293.368 apply for the purposes of conducting the primary municipal elections and general municipal elections.

4. If the City Council adopts an ordinance pursuant to subsection 2, the ordinance must not affect the term of office of any elected official of the City serving in office on the effective date of the ordinance. The next succeeding term for that office may be shortened but may not be lengthened as a result of the ordinance.

5. All candidates for elective office, except the office of Council Member, must be voted upon by the registered voters of the City at large.

Section 41. Section 5.025 of the Charter of the City of North Las Vegas, being chapter 218, Statutes of Nevada 2011, as amended by chapter 263, Statutes of Nevada 2013, at page 1184, is hereby amended to read as follows:

Sec. 5.025 City Council authorized to provide for primary and general municipal elections in even-numbered years.

1. The City Council may by ordinance provide for a primary municipal election and general municipal election on the dates set forth for primary elections and general elections pursuant to the provisions of chapter 293 of NRS.

2. If the City Council adopts an ordinance pursuant to subsection 1, the dates set forth in NRS 293.12755, 293.165, 293.175, 293.177, 293.345 and 293.368 apply for the
purposes of conducting the primary municipal elections and
general municipal elections.
3. If the City Council adopts an ordinance pursuant to
subsection 1, the ordinance must not affect the term of office
of any elected official of the City serving in office on the
effective date of the ordinance. The next succeeding term for
that office may be shortened but may not be lengthened as a
result of the ordinance.
Sec. 42. Section 5.010 of the Charter of the City of Yerington,
being chapter 465, Statutes of Nevada 1971, as last amended by
chapter 336, Statutes of Nevada 2015, at page 1893, is hereby
amended to read as follows:

Sec. 5.010 Municipal elections.
1. Except as otherwise provided in subsection 2:
   (a) On the second Tuesday after the first Monday in June
2019, and at each successive interval of 4 years, there must be
elected by the qualified voters of the City, at a general
municipal election to be held for that purpose, a Mayor and
two Council Members, who shall hold office for a period of 4
years and until their successors have been elected and
qualified.
   (b) On the second Tuesday after the first Monday in June
2017, and at each successive interval of 4 years thereafter,
there must be elected by the qualified voters of the City, at a
general municipal election to be held for that purpose, two
Council Members, who shall hold office for a period of 4
years and until their successors have been elected and
qualified.
2. The City Council may by ordinance provide for a
primary municipal election and general municipal election on
the dates set forth for primary elections and general elections
pursuant to the provisions of chapter 293 of NRS.
3. If the City Council adopts an ordinance pursuant to
subsection 2, the dates set forth in NRS 293.12755, [in
subsection 2 to 5, inclusive, of NRS] 293.165, [and in NRS]
293.175, 293.177, 293.345 and 293.368 apply for the
purposes of conducting the primary municipal elections and
general municipal elections.
4. If the City Council adopts an ordinance pursuant to
subsection 2, the term of office of any elected official may be
shortened but may not be lengthened as a result of the
ordinance.
Sec. 43. NRS 293.166, 293.1725, 293.176, 293.200,
293B.190, 293B.300, 293B.305 and 293B.310 are hereby repealed.
Sec. 44. This act becomes effective:
1. Upon passage and approval for the purpose of adopting regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and
2. On January 1, 2018, for all other purposes.

LEADLINES OF REPEALED SECTIONS

293.166 Procedure for filling vacancy in party nomination for office of State Legislator from multicounty legislative district.
293.1725 Candidates: Submission of list to Secretary of State; filing of declaration of candidacy and certificate of nomination.
293.176 When candidacy for major political party prohibited; exception.
293.200 Independent candidates: Qualification; petition of candidacy; time limit for challenge; declaration of candidacy.
293B.190 Primary elections: Partisan and nonpartisan arrangement of list of candidates and measures to be voted on at election.
293B.300 Primary elections: Issuance of partisan ballot; directions to voter.
293B.305 Primary elections: Issuance of nonpartisan ballot; alternative directions to voter.
293B.310 Primary elections: Optional manner of voting when party comprises less than 5 percent of voters.