

Amendment No. 229

Senate Amendment to Senate Bill No. 60	(BDR 24-412)
Proposed by: Senate Committee on Legislative Operations and Elections	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will MAINTAIN the unfunded mandate not requested by the affected local government to S.B. 60 (§§ 1.5, 7, 7.6).

ASSEMBLY ACTION			Initial and Date	SENATE ACTION	Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/> _____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/> _____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/> _____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/> _____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/> _____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/> _____

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



SENATE BILL NO. 60—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE SECRETARY OF STATE)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections. (BDR 24-412)

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

CONTAINS UNFUNDED MANDATE (§§ 1.5, 7.6, ~~7.6~~)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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

AN ACT relating to elections; revising provisions relating to mail ballots; revising provisions relating to a recount and contest of a presidential election; setting forth a specific form of a declaration of candidacy for an independent candidate for partisan office; revising the methods for paying certain filing fees; revising provisions governing members of election boards; revising provisions relating to when certain candidates may be declared elected at a primary election; revising provisions relating to the form of certain ballots; ~~revising the date by which a mail ballot central counting board must complete the counting of mail ballots;~~ revising the deadline for a hearing of an election contest; revising provisions relating to risk-limiting audits; revising provisions relating to an application to preregister or register to vote; revising prohibitions relating to tampering or interfering with certain election equipment or computer programs; requiring the Secretary of State to adopt by regulation a cyber-incident response plan for elections; revising the deadline by which a withdrawal of candidacy must be presented by certain candidates; revising the definition of “uniformed-service voter”; revising provisions relating to the limit on contributions to a candidate for office; delaying the effective date of certain provisions relating to automatic voter registration; repealing certain provisions relating to elections; making various other changes relating to elections; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires, with certain exceptions, the county clerk and city clerk to
2 prepare and distribute a mail ballot for every election to each active registered voter in
3 the county or city and each person who registers to vote or updates his or her voter
4 registration information not later than 14 days before the election. (NRS 293.269911,
5 293C.263) Sections 1.5 and 7.6 of this bill authorize a registered voter to request a
6 replacement mail ballot if the registered voter: (1) does not have access to his or her
7 original mail ballot; and (2) is unable to go to the polls because of an illness or disability
8 resulting in confinement, hospitalization, serious illness or is suddenly called away from
9 home. Sections 1.5 and 7.6 authorize a registered voter to designate in such a request a
10 person to mark and sign a replacement mail ballot on his or her behalf. Sections 6.15,
11 6.2, 9.6 and 9.8 of this bill make conforming changes to provide that this provision is an
12 exception to the prohibitions on a person marking or signing a mail ballot on behalf of
13 another person. Sections 6.55 and 10.5 of this bill require the county and city clerks to
14 notify the public of the provisions of sections 1.5 and 7.6.

15 Existing federal law requires a certificate of ascertainment of appointment of
16 presidential electors to be issued and transmitted to the Archivist of the United States
17 not later than 6 days before the time fixed for the meeting of the electors, which is the
18 first Tuesday after the second Wednesday in December. (3 U.S.C. §§ 5, 7) Existing state
19 law authorizes a candidate defeated at any election to demand and receive a recount
20 within 3 working days after the canvass of the vote. For purposes of demanding a
21 recount in a general election, "canvass" means: (1) the canvass by the Supreme Court of
22 the returns for a candidate for a statewide office; or (2) the canvass of the board of
23 county commissioners of the returns for any other candidate. (NRS 293.403) The canvass
24 by: (1) a board of county commissioners must be completed on or before the 10th day
25 following the election; and (2) the Supreme Court is the fourth Tuesday of November
26 after each general election. (NRS 293.387, 293.395) Each recount must be commenced
27 within 5 days after demand, and completed within 5 days after it begins. (NRS 293.405)
28 Existing state law further authorizes, with certain exceptions, a candidate or registered
29 voter to contest an election by filing a statement of contest no later than 5 days after a
30 recount is completed, and no later than 14 days after the election if no recount is
31 demand. (NRS 293.407, 293.413) If an election contest is filed, the court is required to
32 set the matter for hearing not less than 5 days nor more than 10 days after the filing of
33 the statement of contest. (NRS 293.413)

34 Section 1.7 of this bill establishes a different timeline for filing a recount or an
35 election contest that applies only to the election of presidential electors. Specifically,
36 section 1.7 provides that a candidate for the office of presidential elector may demand
37 and receive a recount if, on or before the 13th day following the election, the candidate
38 files the written demand to and deposits the estimated costs of the recount with the
39 Secretary of State. Any such recount must be: (1) commenced within 1 day after the
40 demand is filed; and (2) completed within 5 days after the recount begins. Section 1.7
41 further authorizes a candidate or any registered voter to contest the election of a
42 candidate to the office of presidential elector not more than 2 working days after the
43 canvass of the returns by the Supreme Court. Such an election contest must be: (1)
44 scheduled for a judicial hearing not more than 5 days after the filing of the statement of
45 contest; and (2) decided before the deadline to issue and submit the certificate of
46 ascertainment pursuant to federal law.

47 Pursuant to section 1.7, for purposes of the 2024 General Election, which will be
48 held on November 5, 2024, the deadline: (1) to demand a recount for the office of
49 presidential elector is November 18, 2024; (2) to begin a recount for the office of
50 presidential elector is November 19, 2024; (3) to complete a recount for the office of
51 presidential elector is November 24, 2024, (4) to contest the election for the office of
52 presidential elector is December 2, 2024; and (5) for the court to set any such contest for
53 hearing is December 7, 2024. Further, the deadline under federal law to issue and
54 transmit the certificate of ascertainment is December 11, 2024, so pursuant to section
55 1.7, the court must determine the result of any election contest of the office of
56 presidential elector before December 11, 2024.

57 Sections 6.35-6.5 and 7.3 of this bill make conforming changes to reflect the changes
58 in section 1.7 to the schedule for filing a demand for a recount or an election contest for
59 the office of presidential elector.

60 Section 11.7 of this bill requires the Secretary of State to transmit the certificate of
61 ascertainment to the Archivist.

62 Section 6.5 requires a court to set a contest of an election for hearing not more than
63 5 days after the filing of the statement of contest for any election.

64 Existing law requires an independent candidate for partisan office to file a declaration of
65 candidacy. (NRS 293.200) Existing law further sets forth the form for a declaration of
66 candidacy for all candidates for partisan office. (NRS 293.177) **Section 4 1.8** of this bill sets
67 forth the form for the declaration of candidacy for an independent candidate for partisan
68 office. **Section 3** of this bill makes conforming changes to clarify that the declaration of
69 candidacy for an independent candidate must be in the form set forth in **section 4 1.8**.

70 Existing law **sets forth certain fees for filing a declaration of candidacy and** provides
71 that the fee for filing a declaration of candidacy may be paid by cash, cashier's check or
72 certified check. (NRS 293.193) **Section 2** of this bill **:(1) provides that such a fee may also be**
73 **paid by credit card 4 ; (2) revises the description of certain offices; and (3) reorganizes**
74 **existing fees set forth in other provisions of existing law in to this schedule of fees.**

75 Existing law provides that members of election boards continue to serve as such
76 from the day before the day of the election until the time for filing contests of the election
77 has expired. (NRS 293.225) Section 3.5 of this bill provides instead that members
78 continue to serve as such from the day of appointment.

79 Existing law provides that, in certain circumstances, if one candidate receives a majority
80 of the votes cast in a primary election for certain nonpartisan offices, the candidate must
81 be declared elected and the candidate's name must not be placed on the ballot. (NRS 293.260,
82 293C.175; Carson City Charter § 5.010; Henderson City Charter § 5.010; Las Vegas City
83 Charter § 5.010; North Las Vegas City Charter § 5.020; Sparks City Charter § 5.020) **Sections**
84 **4, 8 and 12-17** of this bill provide that for the purposes of determining the majority of the
85 votes cast in a primary election for an office for which voters may select more than one
86 candidate, each ballot upon which a voter marked a valid choice for one or more candidates
87 for that office shall be deemed to be one vote cast in the primary election for that office.

88 Existing law provides that every ballot upon which appears the names of candidates for
89 any statewide office or for President or Vice President of the United States must contain an
90 additional line with a square in which the voter may select "None of these candidates." (NRS
91 293.269) **Section 5** of this bill provides instead that the additional line on such a ballot must
92 contain a space in which the voter may select "None of these candidates."

93 ~~Existing law provides that the mail ballot central counting board must complete the~~
94 ~~count of all mail ballots on or before the seventh day following the election. (NRS~~
95 ~~293.269931, 293C.26331) Sections 6 and 10 of this bill provide instead that the mail ballot~~
96 ~~central counting board must complete the count on or before the ninth day following the~~
97 ~~election.]~~

98 Existing law provides that certain election materials, including the voted, rejected
99 and spoiled ballots, must be sealed and deposited in the vaults of the county clerk. (NRS
100 293.391) Section 6.25 of this bill provides that such election materials are subject to
101 inspection for the purposes of a risk-limiting audit.

102 Existing law requires each county clerk to conduct a risk-limiting audit of the results
103 of an election prior to the certification of the results of an election. (NRS 293.394)
104 Section 6.3 of this bill removes the requirement to conduct such an audit prior to the
105 certification of the results.

106 Existing law provides that the deadline to register to vote at a voter registration
107 agency, the Department of Motor Vehicles or an automatic voter registration agency is
108 the last day to register to vote by mail. Existing law requires a county clerk to accept any
109 application which is completed by the last day to register to vote by mail if the county
110 clerk receives the application not later than 5 days after that date. (NRS 293.504,
111 293.5727, 293.5737) Sections 6.6, 6.75 and 17.7 of this bill require a voter registration
112 agency, the Department of Motor Vehicles and an automatic voter registration agency to
113 notify a voter who registers to vote after this deadline that in order to vote in the
114 upcoming election, the voter must register to vote by computer or at a polling place or
115 polling place for early voting.

116 Existing law requires the Secretary of State to prescribe the form for applications to
117 preregister or register to vote. (NRS 293.5235) Section 6.65 of this bill requires an
118 application to preregister or register to vote to include an option for a voter to elect not
119 to receive a mail ballot. Sections 6.1 and 9.2 of this bill make conforming changes to
120 provide that a county clerk and city clerk shall not distribute a mail ballot to a person
121 who has elected not to receive a mail ballot.

122 Existing federal law sets forth certain requirements for the removal of a voter from
123 the official list of eligible voters which prohibit a state from removing the name of a
124 registered voter unless the voter: (1) confirms a change of residence outside of the
125 registrar's jurisdiction in writing; or (2) fails to respond to a notice sent to his or her
126 residence and has not voted or appeared to vote for a period of time after a notice has
127 been mailed to his or her residence. (52 U.S.C. § 20507) Sections 6.7 and 6.9 of this bill
128 require a county clerk to mail a notice and conduct any correction or removal of a
129 registered voter in accordance with existing federal law.

130 Existing law provides a penalty for a person who tampers or interferes or attempts
131 to tamper or interfere with any computer program used to count ballots. (NRS 293.755)
132 Section 6.8 of this bill instead prohibits a person from tampering or interfering or
133 attempting to tamper or interfere with any computer program used to conduct an
134 election.

135 Existing law prohibits a person from being preregistered or registered to vote in
136 more than one county at a time. (NRS 293.810) Section 6.9 instead prohibits a person
137 from being preregistered or registered to vote in more than one state at a time.

138 Existing law requires a county or city clerk or other election official to immediately
139 notify the Secretary of State if the clerk or official identifies or is informed of a confirmed
140 attack or attempted attack on the security of an information system used by the clerk or
141 official. (NRS 293.875) **Section 7** of this bill requires the Secretary of State to adopt by
142 regulation a cyber-incident response plan for elections. **Section 7** also requires a county or
143 city clerk or other election official to notify the Secretary of State of any cyber-incident or
144 attempted cyber-incident on the security of an information system used by the county or city
145 clerk or other election official in accordance with the cyber-incident response plan.

146 Existing law provides that a withdrawal of candidacy must be presented: (1) for a
147 candidate for city office, to the city clerk within 2 days after the last day for filing for
148 candidacy; and (2) for all other candidates, to the county clerk within 7 days after the last day
149 for filing. (NRS 293.202, 293C.195) **Section 9** of this bill requires a withdrawal of candidacy
150 by a candidate for a city office to be presented within 7 days, consistent with the requirement
151 for all other candidates.

152 Existing law authorizes uniformed-service voters and certain other voters to vote in an
153 election using a system of approved electronic transmission, a federal postcard application or
154 the federal write-in absentee ballot. (Chapter 293D of NRS) **Section 11** of this bill revises the
155 definition of "uniformed-service voter" to include a member of the active or reserve
156 components of the Space Force of the United States who is on active duty.

157 Existing law sets forth certain limits on making or committing to make any
158 contributions to a candidate for office, except for a federal office, and provides that no
159 contribution made, committed or accepted for a primary election or general election
160 affects the limitation on contributions for a special election to recall a public officer.
161 (NRS 294A.100) Section 11.3 of this bill also provides that no contribution made,
162 committed or accepted for a special election other than a special election to recall a
163 public officer affects the limitation on contributions for a special election to recall a
164 public officer.

165 Beginning on January 1, 2024, existing law expands the agencies which provide
166 automatic voter registration services and establishes certain requirements for an
167 automatic voter registration agency to transmit certain voter registration information to
168 the Secretary of State and county clerks. (Chapter 555, Statutes of Nevada 2021, at page
169 3849) Section 17.5 of this bill delays the effective date of these provisions until January 1,
170 2025.

171 **Section 19** of this bill repeals certain provisions that: (1) prohibit a counting board from
172 commencing to count the votes until all ballots are accounted for; (2) provide for a recount at
173 a hearing of any contest; and (3) require the county clerk to transmit the number of registered

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voters in the county and their political affiliation to the Secretary of State before certain elections.

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

1 Section 1. Chapter 293 of NRS is hereby amended by adding thereto the
2 provisions set forth as sections 1.5 and 1.7 of this act.

3 Sec. 1.5. 1. Any registered voter may submit a written request to the
4 county clerk for a replacement mail ballot if the registered voter does not have
5 access to his or her mail ballot and is unable to go to the polls because:

6 (a) Of an illness or disability resulting in confinement in a hospital,
7 sanatorium, dwelling or nursing home; or

8 (b) The registered voter is suddenly hospitalized, becomes seriously ill or is
9 called away from home.

10 2. A written request submitted pursuant to subsection 1 must include,
11 without limitation:

12 (a) The name, address and signature of the registered voter requesting the
13 replacement mail ballot;

14 (b) The name, address and signature of the person designated by the
15 registered voter to obtain, deliver and return the replacement mail ballot for the
16 registered voter;

17 (c) A brief statement of the illness or disability of the registered voter or of
18 facts sufficient to establish that the registered voter was called away from home
19 and cannot obtain his or her original mail ballot;

20 (d) If the registered voter is confined in a hospital, sanatorium, dwelling or
21 nursing home, a statement that he or she will be confined therein on the day of
22 the election; and

23 (e) Unless the person designated pursuant to paragraph (b) will mark and
24 sign the replacement mail ballot on behalf of the registered voter pursuant to
25 subsection 5, a statement signed under penalty of perjury that only the registered
26 voter will mark and sign the replacement mail ballot.

27 3. If the county clerk determines that a request submitted pursuant to
28 subsection 1 includes the information required pursuant to subsection 2, the
29 county clerk shall, at the office of the county clerk, deliver the replacement mail
30 ballot to the person designated in the request to obtain the replacement mail
31 ballot for the registered voter.

32 4. Except as otherwise provided in subsection 5, the registered voter must
33 vote the mail ballot in accordance with the requirements of NRS 293.269917.

34 5. A person designated in the request submitted pursuant to subsection 1
35 may, on behalf of and at the direction of the registered voter, mark and sign the
36 replacement mail ballot. If the person marks and signs the replacement mail
37 ballot pursuant to this section, the person must:

38 (a) Indicate next to his or her signature that the replacement mail ballot has
39 been marked and signed on behalf of the registered voter; and

40 (b) Submit a written statement with the replacement mail ballot that includes
41 the name, address and signature of the person.

42 6. A replacement mail ballot prepared by or on behalf of a registered voter
43 pursuant to this section must be mailed or delivered to the county clerk in
44 accordance with NRS 293.269921.

45 7. The county clerk shall cancel the original mail ballot.

1 8. The procedure authorized by this section is subject to all other provisions
2 of this chapter relating to voting by mail ballot to the extent that those provisions
3 are not inconsistent with the provisions of this section.

4 Sec. 1.7. For the purposes of an election to the office of presidential
5 elector:

6 1. The following requirements apply to a demand for a recount:

7 (a) A candidate for the office of presidential elector may demand and receive
8 a recount of the vote to determine the number of votes received for the candidate
9 and the number of votes received for the person who won the election if, on or
10 before the 13th day following the election, the candidate who demands the
11 recount:

12 (1) Files in writing a demand with the Secretary of State; and

13 (2) Deposits in advance the estimated costs of the recount with the
14 Secretary of State, as determined by the Secretary of State, in accordance with the
15 regulations adopted by the Secretary of State defining the term "costs."

16 (b) A recount conducted pursuant to this subsection must be commenced
17 within 1 day after the demand is filed and must be completed within 5 days after
18 the recount is begun.

19 2. The following requirements apply to a contest of an election:

20 (a) A candidate for the office of presidential elector or any registered voter of
21 this State may contest the election of a candidate to the office of presidential
22 elector. To contest the election, the candidate or registered voter, as applicable,
23 must file with the clerk of the district court a written statement of contest not
24 more than 2 working days after the canvass of the returns by the Supreme Court.

25 (b) The statement of contest must be prepared in accordance with NRS
26 293.407.

27 (c) The court shall set the matter for a hearing not more than 5 days after the
28 filing of the statement of contest and must determine the results of the contest
29 before the deadline to issue and submit the certificate of ascertainment pursuant
30 to 3 U.S.C. § 5. Election contests shall take precedence over all regular business
31 of the court in order that results of elections shall be determined as soon as
32 practicable.

33 (d) The court may refer the contest to a special master in the manner
34 provided by the Nevada Rules of Civil Procedure, and such special master shall
35 have all powers necessary for a proper determination of the contest.

36 ~~[Section 1.]~~ Sec. 1.8. NRS 293.177 is hereby amended to read as follows:

37 293.177 1. Except as otherwise provided in NRS 293.165 and 293.166, a
38 name may not be printed on a ballot to be used at a primary election unless the
39 person named has filed a declaration of candidacy with the appropriate filing officer
40 and paid the filing fee required by NRS 293.193 not earlier than:

41 (a) For a candidate for judicial office, the first Monday in January of the year
42 in which the election is to be held and not later than 5 p.m. on the second Friday
43 after the first Monday in January; and

44 (b) For all other candidates, the first Monday in March of the year in which the
45 election is to be held and not later than 5 p.m. on the second Friday after the first
46 Monday in March.

47 2. A declaration of candidacy required to be filed pursuant to this chapter
48 must be in substantially the following form:

49 (a) For partisan office:

50
51 DECLARATION OF CANDIDACY OF FOR THE
52 OFFICE OF

1 State of Nevada

2
3 County of

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

37
38
39 (Designation of name)

40
41
42 (Signature of candidate for office)

43
44 Subscribed and sworn to before me
45 this day of the month of of the year

46
47
48 Notary Public or other person
49 authorized to administer an oath

50
51 (b) *For an independent candidate for partisan office:*

52 *DECLARATION OF CANDIDACY OF FOR THE*
53

OFFICE OF

State of Nevada

County of

For the purpose of having my name placed on the official ballot at the general election as an independent 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; 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; that I understand that knowingly and willfully filing a declaration of candidacy which contains a false statement is a crime punishable as a gross misdemeanor and also subjects me to a civil action disqualifying me from entering upon the duties of 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

(c) For nonpartisan office:

DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

County of

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

26
 27
 28 (Designation of name)

29
 30
 31 (Signature of candidate for office)

32
 33 Subscribed and sworn to before me
 34 this day of the month of of the year

35
 36
 37 Notary Public or other person
 38 authorized to administer an oath
 39

40
 41 3. The address of a candidate which must be included in the declaration of
 42 candidacy pursuant to subsection 2 must be the street address of the residence
 43 where the candidate actually, as opposed to constructively, resides in accordance
 44 with NRS 281.050, if one has been assigned. The declaration of candidacy must not
 45 be accepted for filing if the candidate fails to comply with the following provisions
 46 of this subsection or, if applicable, the provisions of subsection 4:

47 (a) The candidate shall not list the candidate's address as a post office box
 48 unless a street address has not been assigned to his or her residence; and

49 (b) Except as otherwise provided in subsection 4, the candidate shall present to
 50 the filing officer:

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

1 (2) A current utility bill, bank statement, paycheck, or document issued by
2 a governmental entity, including a check which indicates the candidate's name and
3 residential address, but not including a voter registration card.

4 4. If the candidate executes an oath or affirmation under penalty of perjury
5 stating that the candidate is unable to present to the filing officer the proof of
6 residency required by subsection 3 because a street address has not been assigned to
7 the candidate's residence or because the rural or remote location of the candidate's
8 residence makes it impracticable to present the proof of residency required by
9 subsection 3, the candidate shall present to the filing officer:

10 (a) A valid driver's license or identification card issued by a governmental
11 agency that contains a photograph of the candidate; and

12 (b) Alternative proof of the candidate's residential address that the filing
13 officer determines is sufficient to verify where the candidate actually, as opposed to
14 constructively, resides in accordance with NRS 281.050. The Secretary of State
15 may adopt regulations establishing the forms of alternative proof of the candidate's
16 residential address that the filing officer may accept to verify where the candidate
17 actually, as opposed to constructively, resides in accordance with NRS 281.050.

18 5. The filing officer shall retain a copy of the proof of identity and residency
19 provided by the candidate pursuant to subsection 3 or 4. Such a copy:

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

21 (b) Must not contain the social security number, driver's license or
22 identification card number or account number of the candidate.

23 6. By filing the declaration of candidacy, the candidate shall be deemed to
24 have appointed the filing officer for the office as his or her agent for service of
25 process for the purposes of a proceeding pursuant to NRS 293.182. Service of such
26 process must first be attempted at the appropriate address as specified by the
27 candidate in the declaration of candidacy. If the candidate cannot be served at that
28 address, service must be made by personally delivering to and leaving with the
29 filing officer duplicate copies of the process. The filing officer shall immediately
30 send, by registered or certified mail, one of the copies to the candidate at the
31 specified address, unless the candidate has designated in writing to the filing officer
32 a different address for that purpose, in which case the filing officer shall mail the
33 copy to the last address so designated.

34 7. If the filing officer receives credible evidence indicating that a candidate
35 has been convicted of a felony and has not had his or her civil rights restored, the
36 filing officer:

37 (a) May conduct an investigation to determine whether the candidate has been
38 convicted of a felony and, if so, whether the candidate has had his or her civil rights
39 restored; and

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

44 8. The receipt of information by the Attorney General or district attorney
45 pursuant to subsection 7 must be treated as a challenge of a candidate pursuant to
46 subsections 4 and 5 of NRS 293.182 to which the provisions of NRS 293.2045
47 apply.

48 9. Any person who knowingly and willfully files a declaration of candidacy
49 which contains a false statement in violation of this section is guilty of a gross
50 misdemeanor.

1 **Sec. 2.** NRS 293.193 is hereby amended to read as follows:
 2 293.193 1. Fees as listed in this section for filing declarations of candidacy
 3 must be paid to the filing officer by cash, *credit card*, cashier’s check or certified
 4 check.
 5

6	United States Senator.....	\$500
7	Representative in Congress.....	300
8	Governor.....	300
9	Justice of the Supreme Court.....	300
10	Any state office, other than Governor or justice of the Supreme	200
11	Court.....	\$200
12	<u><i>Independent candidate for the office of President of the</i></u>	
13	<u><i>United States.....</i></u>	<u>250</u>
14	<u><i>Lieutenant Governor.....</i></u>	<u>200</u>
15	<u><i>Secretary of State, State Treasurer, State Controller or</i></u>	
16	<u><i>Attorney General.....</i></u>	<u>200</u>
17	<u><i>Court of Appeals judge.....</i></u>	<u>200</u>
18	<u><i>Member of the State Board of Education.....</i></u>	<u>200</u>
19	District judge.....	150
20	Justice of the peace.....	100
21	Any county office.....	100
22	State Senator.....	100
23	Assemblyman or Assemblywoman.....	100
24	<u><i>Trustee of a county school district, hospital or hospital district.....</i></u>	<u>30</u>
25	Any <u><i>other</i></u> district office other than district judge.....	30
26	Constable or other town or township office.....	30
27	<u><i>Member of the Board of Regents of the University of Nevada.....</i></u>	<u>0</u>
28	<u><i>Any other office which receives no compensation.....</i></u>	<u>0</u>

29
 30 For the purposes of this subsection, trustee of a county school district, hospital or
 31 hospital district is not a county office.

32 2. No filing fee may be required from a candidate for an office the holder of
 33 which receives no compensation.

34 3. The county clerk shall pay to the county treasurer all filing fees received
 35 from candidates. The county treasurer shall deposit the money to the credit of the
 36 general fund of the county.

37 4. Except as otherwise provided in NRS 293.194, a filing fee paid pursuant to
 38 this section is not refundable.

39 **Sec. 3.** NRS 293.200 is hereby amended to read as follows:

40 293.200 1. An independent candidate for partisan office must file with the
 41 appropriate filing officer as set forth in NRS 293.185:

42 (a) A copy of the petition of candidacy that he or she intends to subsequently
 43 circulate for signatures. The copy must be filed not earlier than the January 2
 44 preceding the date of the election and not later than 10 working days before the last
 45 day to file the petition pursuant to subsection 4. The copy of the petition must be
 46 filed with the appropriate filing officer before the petition may be circulated for
 47 signatures.

48 (b) Either of the following:

49 (1) A petition of candidacy signed by a number of registered voters equal
 50 to at least 1 percent of the total number of ballots cast in:

51 (I) This State for that office at the last preceding general election in
 52 which a person was elected to that office, if the office is a statewide office;

1 (II) The county for that office at the last preceding general election in
2 which a person was elected to that office, if the office is a county office; or

3 (III) The district for that office at the last preceding general election in
4 which a person was elected to that office, if the office is a district office.

5 (2) A petition of candidacy signed by 250 registered voters if the candidate
6 is a candidate for statewide office, or signed by 100 registered voters if the
7 candidate is a candidate for any office other than a statewide office.

8 2. The petition may consist of more than one document. Each document must
9 bear the name of the county in which it was circulated, and only registered voters of
10 that county may sign the document. If the office is not a statewide office, only the
11 registered voters of the county, district or municipality in question may sign the
12 document. The documents that are circulated for signature in a county must be
13 submitted to that county clerk for verification in the manner prescribed in NRS
14 293.1276 to 293.1279, inclusive, not later than 10 working days before the last day
15 to file the petition pursuant to subsection 4. Each person who signs the petition
16 shall add to his or her signature the address of the place at which the person actually
17 resides, the date that he or she signs the petition and the name of the county where
18 he or she is registered to vote. The person who circulates each document of the
19 petition shall sign an affidavit attesting that the signatures on the document are
20 genuine to the best of his or her knowledge and belief and were signed in his or her
21 presence by persons registered to vote in that county.

22 3. The petition of candidacy may state the principle, if any, which the person
23 qualified represents.

24 4. Petitions of candidacy must be filed not earlier than the first Monday in
25 March preceding the general election and not later than 5 p.m. on the third Friday in
26 June.

27 5. No petition of candidacy may contain the name of more than one candidate
28 for each office to be filled.

29 6. A person may not file as an independent candidate if he or she is proposing
30 to run as the candidate of a political party.

31 7. The names of independent candidates must be placed on the general
32 election ballot and must not appear on the primary election ballot.

33 8. If the sufficiency of the petition of the candidacy of any person seeking to
34 qualify pursuant to this section is challenged, all affidavits and documents in
35 support of the challenge must be filed not later than 5 p.m. on the fourth Friday in
36 June. Any judicial proceeding resulting from the challenge must be set for hearing
37 not more than 5 days after the fourth Friday in June.

38 9. Any challenge pursuant to subsection 8 must be filed with:

39 (a) The First Judicial District Court if the petition of candidacy was filed with
40 the Secretary of State.

41 (b) The district court for the county where the petition of candidacy was filed if
42 the petition was filed with a county clerk.

43 10. The district court in which the challenge is filed shall give priority to such
44 proceedings over all other matters pending with the court, except for criminal
45 proceedings.

46 11. An independent candidate for partisan office must file a declaration of
47 candidacy *in the form required by NRS 293.177* with the appropriate filing officer
48 and pay the filing fee required by NRS 293.193 not earlier than the first Monday in
49 March of the year in which the election is held and not later than 5 p.m. on the
50 second Friday after the first Monday in March.

51 **Sec. 3.5. NRS 293.225 is hereby amended to read as follows:**

1 293.225 1. Members of election boards continue to serve as such from the
2 day ~~[before the day of the election]~~ of appointment until the time for filing
3 contests of the election has expired.

4 2. Each member of an election board is subject to call by the board of county
5 commissioners or city council to correct any errors discovered during the canvass
6 of votes by the board of county commissioners or city council.

7 3. Reserve election board officers must be appointed by the county or city
8 clerk, if practicable, to fill any vacancy which occurs on the day of the election, and
9 the reserve officers must be compensated if they serve at the polls.

10 4. If a vacancy occurs in any election board on the day of the election and no
11 reserves are available, the election board may appoint, at the polling place, any
12 registered voter who is willing to serve and satisfies the election board that he or
13 she possesses the qualifications required to perform the services required.

14 **Sec. 4.** NRS 293.260 is hereby amended to read as follows:

15 293.260 1. If there is no contest of election for nomination to a particular
16 office, neither the title of the office nor the name of the candidate may appear on
17 the ballot at the primary election.

18 2. If a major political party has two or more candidates for a particular office,
19 the person who receives the highest number of votes at the primary election must be
20 declared the nominee of that major political party for the office.

21 3. If more than the number of candidates to be elected have filed for
22 nomination for:

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

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

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

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

42 5. If there are more than twice the number of candidates to be elected to a
43 nonpartisan office, the names of the candidates must appear on the ballot for a
44 primary election. Except as otherwise provided in NRS 293.400, those candidates
45 who receive the highest number of votes at the primary election, not to exceed
46 twice the number to be elected, must be declared nominees for the office and the
47 names of those candidates must be placed on the ballot for the general election,
48 except that if one of those candidates receives a majority of the votes cast in the
49 primary election for:

50 (a) The office of judge of a district court, judge of the Court of Appeals or
51 justice of the Supreme Court, the candidate must be declared the only nominee for
52 the office and only his or her name must be placed on the ballot for the general
53 election.

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

3 *↳ For the purposes of determining whether a candidate received a majority of*
 4 *the votes cast in the primary election for a nonpartisan office for which voters*
 5 *were authorized to select more than one candidate, each ballot upon which a*
 6 *voter marked a valid choice for one or more candidates for that office shall be*
 7 *deemed to be one vote cast in the primary election for that office.*

8 **Sec. 5.** NRS 293.269 is hereby amended to read as follows:

9 293.269 1. Every ballot upon which appears the names of candidates for
 10 any statewide office or for President and Vice President of the United States shall
 11 contain for each office an additional line equivalent to the lines on which the
 12 candidates' names appear and placed at the end of the group of lines containing the
 13 names of the candidates for that office. Each additional line shall contain a ~~[square]~~
 14 *space* in which the voter may express a choice of that line in the same manner as
 15 the voter would express a choice of a candidate, and the line shall read "None of
 16 these candidates."

17 2. Only votes cast for the named candidates shall be counted in determining
 18 nomination or election to any statewide office or presidential nominations or the
 19 selection of presidential electors, but for each office the number of ballots on which
 20 the additional line was chosen shall be listed following the names of the candidates
 21 and the number of their votes in every posting, abstract and proclamation of the
 22 results of the election.

23 3. Every sample ballot or other instruction to voters prescribed or approved
 24 by the Secretary of State shall clearly explain that the voter may mark the choice of
 25 the line "None of these candidates" only if the voter has not voted for any candidate
 26 for the office.

27 **Sec. 6.** ~~[NRS 293.269931 is hereby amended to read as follows:~~

28 ~~293.269931 1. The mail ballot central counting board may begin counting~~
 29 ~~the received mail ballots 15 days before the day of the election. The board must~~
 30 ~~complete the count of all mail ballots on or before the [seventh] ninth day~~
 31 ~~following the election. The counting procedure must be public.~~

32 ~~2. If two or more mail ballots are found folded together to present the~~
 33 ~~appearance of a single ballot, the mail ballots must be rejected and placed in an~~
 34 ~~envelope, upon which must be written the reason for their rejection. The envelope~~
 35 ~~must be signed by an election board officer and placed in the container or ballot~~
 36 ~~box after the count is completed.] (Deleted by amendment.)~~

37 **Sec. 6.1.** NRS 293.269911 is hereby amended to read as follows:

38 293.269911 1. Except as otherwise provided in this section, the county clerk
 39 shall prepare and distribute to each active registered voter in the county and each
 40 person who registers to vote or updates his or her voter registration information not
 41 later than the 14 days before the election a mail ballot for every election. The
 42 county clerk shall make reasonable accommodations for the use of the mail ballot
 43 by a person who is elderly or disabled, including, without limitation, by providing,
 44 upon request, the mail ballot in 12-point type to a person who is elderly or disabled.

45 2. The county clerk shall allow a voter to elect not to receive a mail ballot
 46 pursuant to this section by submitting to the county clerk a written notice in the
 47 form prescribed by the county clerk which must be received by the county clerk not
 48 later than 60 days before the day of the election.

49 3. The county clerk shall not distribute a mail ballot to any person who:

50 (a) Registers to vote for the election pursuant to the provisions of NRS
 51 293.5772 to 293.5887, inclusive; ~~or~~

52 (b) Elects not to receive a mail ballot pursuant to subsection 2 ~~or~~ ; or

1 (c) Elects not to receive a mail ballot at the time the person preregistered or
2 registered to vote.

3 4. The mail ballot must include all offices, candidates and measures upon
4 which the voter is entitled to vote at the election.

5 5. Except as otherwise provided in subsections 2 and 3, the mail ballot must
6 be distributed to:

7 (a) Each active registered voter who:

8 (1) Resides within the State, not later than 20 days before the election; and

9 (2) Except as otherwise provided in paragraph (c), resides outside the
10 State, not later than 40 days before the election.

11 (b) Each active registered voter who registers to vote after the dates set for
12 distributing mail ballots pursuant to paragraph (a) but who is eligible to receive a
13 mail ballot pursuant to subsection 1, not later than 13 days before the election.

14 (c) Each covered voter who is entitled to have a military-overseas ballot
15 transmitted pursuant to the provisions of chapter 293D of NRS or the Uniformed
16 and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et seq., not later
17 than the time required by those provisions.

18 6. In the case of a special election where no candidate for federal office will
19 appear on the ballot, the mail ballot must be distributed to each active registered
20 voter not later than 15 days before the special election.

21 7. Any untimely legal action which would prevent the mail ballot from being
22 distributed to any voter pursuant to this section is moot and of no effect.

23 **Sec. 6.15. NRS 293.269917 is hereby amended to read as follows:**

24 293.269917 1. Except as otherwise provided in NRS 293.269919 and
25 section 1.5 of this act and chapter 293D of NRS, in order to vote a mail ballot, the
26 voter must, in accordance with the instructions:

27 (a) Mark and fold the mail ballot;

28 (b) Deposit the mail ballot in the return envelope and seal the return envelope;

29 (c) Affix his or her signature on the return envelope in the space provided for
30 the signature; and

31 (d) Mail or deliver the return envelope in a manner authorized by law.

32 2. Except as otherwise provided in chapter 293D of NRS, voting must be only
33 upon candidates whose names appear upon the mail ballot as prepared pursuant to
34 NRS 293.269911, and no person may write in the name of an additional candidate
35 for any office.

36 3. If a mail ballot has been sent to a voter who applies to vote in person at a
37 polling place, including, without limitation, a polling place for early voting, the
38 voter must, in addition to complying with all other requirements for voting in
39 person that are set forth in this chapter, surrender his or her mail ballot or sign an
40 affirmation under penalty of perjury that the voter has not voted during the election.
41 A person who receives a surrendered mail ballot shall mark it "Cancelled."

42 **Sec. 6.2. NRS 293.269919 is hereby amended to read as follows:**

43 293.269919 1. Except as otherwise provided in this section ~~or~~ or section 1.5
44 of this act, a person shall not mark and sign a mail ballot on behalf of a voter or
45 assist a voter to mark and sign a mail ballot pursuant to the provisions of NRS
46 293.269911 to 293.269937, inclusive.

47 2. At the direction of a voter who has a physical disability, is at least 65 years
48 of age or is unable to read or write, a person may mark and sign a mail ballot on
49 behalf of the voter or assist the voter to mark and sign a mail ballot pursuant to this
50 section.

51 3. If a person marks and signs a mail ballot on behalf of a voter pursuant to
52 this section, the person must indicate next to his or her signature that the mail ballot
53 has been marked and signed on behalf of the voter.

1 4. If a person assists a voter to mark and sign a mail ballot pursuant to this
2 section, the person or the voter must include on the return envelope his or her name,
3 address and signature.

4 **Sec. 6.25. NRS 293.391 is hereby amended to read as follows:**

5 293.391 1. The voted ballots, rejected ballots, spoiled ballots, challenge
6 lists, records printed on paper of voted ballots collected pursuant to NRS 293B.400,
7 reports prepared pursuant to NRS 293.269937 and stubs of the ballots used,
8 enclosed and sealed, must, after canvass of the votes by the board of county
9 commissioners, be deposited in the vaults of the county clerk. The records of voted
10 ballots that are maintained in electronic form must, after canvass of the votes by the
11 board of county commissioners, be sealed and deposited in the vaults of the county
12 clerk. The tally lists collected pursuant to this title must, after canvass of the votes
13 by the board of county commissioners, be deposited in the vaults of the county
14 clerk without being sealed. All materials described by this subsection must be
15 preserved for at least 22 months, and all such sealed materials must be destroyed
16 immediately after the preservation period. A notice of the destruction must be
17 published by the clerk in at least one newspaper of general circulation in the county
18 not less than 2 weeks before the destruction.

19 2. Unused ballots, enclosed and sealed, must, after canvass of the votes by the
20 board of county commissioners, be deposited in the vaults of the county clerk and
21 preserved for at least the period during which the election may be contested and
22 adjudicated, after which the unused ballots may be destroyed.

23 3. The rosters containing the signatures of those persons who voted in the
24 election and the tally lists deposited with the board of county commissioners are
25 subject to the inspection of any elector who may wish to examine them at any time
26 after their deposit with the county clerk.

27 4. A contestant of an election may inspect all of the material regarding that
28 election which is preserved pursuant to subsection 1 or 2, except the voted ballots
29 and records printed on paper of voted ballots collected pursuant to NRS 293B.400
30 which are deposited with the county clerk.

31 5. The voted ballots and records printed on paper of voted ballots collected
32 pursuant to NRS 293B.400 which are deposited with the county clerk are not
33 subject to the inspection of anyone, except in cases of a contested election, and then
34 only by the judge, body or board before whom the election is being contested, or by
35 the parties to the contest, jointly, pursuant to an order of such judge, body or board.

36 **6. All of the materials preserved pursuant to subsection 1 which are**
37 **deposited with the county clerk are subject to inspection in a risk-limiting audit**
38 **that is conducted in accordance with the regulations adopted pursuant to NRS**
39 **293.394.**

40 **Sec. 6.3. NRS 293.394 is hereby amended to read as follows:**

41 293.394 1. The Secretary of State shall adopt regulations for conducting a
42 risk-limiting audit of an election, which may include, without limitation:

- 43 (a) Procedures to conduct a risk-limiting audit;
- 44 (b) Criteria for which elections must be audited; and
- 45 (c) Criteria to determine the scope of the risk-limiting audit.

46 2. In accordance with the regulations adopted by the Secretary of State
47 pursuant to this section, each county clerk shall conduct a risk-limiting audit of the
48 results of an election. ~~[prior to the certification of the results of the election~~
49 ~~pursuant to NRS 293.395.]~~

50 3. As used in this section, "risk-limiting audit" means an audit protocol that:

- 51 (a) Makes use of statistical principles and methods; and
- 52 (b) Is designed to limit the risk of certifying an incorrect election outcome.

53 **Sec. 6.35. NRS 293.403 is hereby amended to read as follows:**

1 293.403 1. ~~[A]~~ Except as otherwise provided in section 1.7 of this act, a
2 candidate defeated at any election may demand and receive a recount of the vote for
3 the office for which he or she is a candidate to determine the number of votes
4 received for the candidate and the number of votes received for the person who won
5 the election if, within 3 working days after the canvass of the vote and the
6 certification by the county clerk or city clerk of the abstract of votes, the candidate
7 who demands the recount:

8 (a) Files in writing a demand with the officer with whom the candidate filed his
9 or her declaration of candidacy; and

10 (b) Deposits in advance the estimated costs of the recount with that officer.

11 2. Any voter at an election may demand and receive a recount of the vote for
12 a ballot question if, within 3 working days after the canvass of the vote and the
13 certification by the county clerk or city clerk of the abstract of votes, the voter:

14 (a) Files in writing a demand with:

15 (1) The Secretary of State, if the demand is for a recount of a ballot
16 question affecting more than one county; or

17 (2) The county or city clerk who will conduct the recount, if the demand is
18 for a recount of a ballot question affecting only one county or city; and

19 (b) Deposits in advance the estimated costs of the recount with the person to
20 whom the demand was made.

21 3. The estimated costs of the recount must be determined by the person with
22 whom the advance is deposited based on regulations adopted by the Secretary of
23 State defining the term "costs."

24 4. As used in this section, "canvass" means:

25 (a) In any primary election, the canvass by the board of county commissioners
26 of the returns for a candidate or ballot question voted for in one county or the
27 canvass by the board of county commissioners last completing its canvass of the
28 returns for a candidate or ballot question voted for in more than one county.

29 (b) In any primary city election, the canvass by the city council of the returns
30 for a candidate or ballot question voted for in the city.

31 (c) In any general election:

32 (1) The canvass by the Supreme Court of the returns for a candidate for a
33 statewide office or a statewide ballot question; or

34 (2) The canvass of the board of county commissioners of the returns for
35 any other candidate or ballot question, as provided in paragraph (a).

36 (d) In any general city election, the canvass by the city council of the returns
37 for a candidate or ballot question voted for in the city.

38 **Sec. 6.4. NRS 293.404 is hereby amended to read as follows:**

39 293.404 1. Where a recount is demanded pursuant to the provisions of NRS
40 293.403, or section 1.7 of this act, the:

41 (a) County clerk of each county affected by the recount shall employ a recount
42 board to conduct the recount in the county, and shall act as chair of the recount
43 board unless the recount is for the office of county clerk, in which case the registrar
44 of voters of the county, if a registrar of voters has been appointed for the county,
45 shall act as chair of the recount board. If a registrar of voters has not been appointed
46 for the county, the chair of the board of county commissioners, if the chair is not a
47 candidate on the ballot, shall act as chair of the recount board. If the recount is for
48 the office of county clerk, a registrar of voters has not been appointed for the
49 county and the chair of the board of county commissioners is a candidate on the
50 ballot, the chair of the board of county commissioners shall appoint another
51 member of the board of county commissioners who is not a candidate on the ballot
52 to act as chair of the recount board. A member of the board of county

1 commissioners who is a candidate on the ballot may not serve as a member of the
2 recount board.

3 (b) City clerk shall employ a recount board to conduct the recount in the city,
4 and shall act as chair of the recount board unless the recount is for the office of city
5 clerk, in which case the mayor of the city, if the mayor is not a candidate on the
6 ballot, shall act as chair of the recount board. If the recount is for the office of city
7 clerk and the mayor of the city is a candidate on the ballot, the mayor of the city
8 shall appoint another member of the city council who is not a candidate on the
9 ballot to act as chair of the recount board. A member of the city council who is a
10 candidate on the ballot may not serve as a member of the recount board.

11 2. Each candidate for the office affected by the recount and the voter who
12 demanded the recount, if any, may be present in person or by an authorized
13 representative, but may not be a member of the recount board.

14 3. The recount must include a count and inspection of all ballots, including
15 rejected ballots, and must determine whether all ballots are marked as required by
16 law. All ballots must be recounted in the same manner in which the ballots were
17 originally tabulated.

18 4. The county or city clerk shall unseal and give to the recount board all
19 ballots to be counted.

20 5. The Secretary of State may adopt regulations to carry out the provisions of
21 this section.

22 **Sec. 6.43. NRS 293.405 is hereby amended to read as follows:**

23 293.405 1. If the person who demanded the recount does not prevail, and it
24 is found that the sum deposited was less than the cost of the recount, the person
25 shall, upon demand, pay the deficiency to the county clerk, city clerk or Secretary
26 of State, as the case may be. If the sum deposited is in excess of the cost, the excess
27 must be refunded to the person.

28 2. If the person who demanded the recount prevails, the sum deposited with
29 the Secretary of State, county clerk or city clerk must be refunded to the person and
30 the cost of the recount must be paid as follows:

31 (a) If the recount concerns an office or ballot question for which voting is not
32 statewide, the cost must be borne by the county or city which conducted the
33 recount.

34 (b) If the recount concerns an office or ballot question for which voting is
35 statewide, the clerk of each county shall submit a statement of its costs in the
36 recount to the Secretary of State for review and approval. The Secretary of State
37 shall submit the statements to the State Board of Examiners, which shall repay the
38 allowable costs from the Reserve for Statutory Contingency Account to the
39 respective counties.

40 3. ~~(Each)~~ **Except as otherwise provided in section 1.7 of this act, each**
41 **recount must be commenced within 5 days after demand, and must be completed**
42 **within 5 days after it is begun.**

43 4. After the recount of a precinct is completed, that precinct must not be
44 subject to another recount for the same office or ballot question at the same
45 election.

46 **Sec. 6.47. NRS 293.407 is hereby amended to read as follows:**

47 293.407 1. A candidate at any election, or any registered voter of the
48 appropriate political subdivision, may contest the election of any candidate, except
49 for the office of United States Senator or Representative in Congress.

50 2. Except where the contest involves the general election for the office of
51 Governor, Lieutenant Governor, Assemblyman, Assemblywoman, State Senator,
52 justice of the Supreme Court or judge of the Court of Appeals, a candidate or voter
53 who wishes to contest an election, including election to the office of presidential

1 elector, must, within the time prescribed in NRS 293.413, or section 1.7 of this act,
2 as applicable, file with the clerk of the district court a written statement of contest,
3 setting forth:

4 (a) The name of the contestant and that the contestant is a registered voter of
5 the political subdivision in which the election to be contested or part of it was held;

6 (b) The name of the defendant;

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

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

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

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

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

16 5. The contestant must notify the defendant that a statement of contest has
17 been filed pursuant to this section.

18 **Sec. 6.5. NRS 293.413 is hereby amended to read as follows:**

19 293.413 1. ~~The~~ Except as otherwise provided in section 1.7 of this act,
20 the statement of contest provided for in NRS 293.407 shall be filed with the clerk
21 of the district court no later than 5 days after a recount is completed, and no later
22 than 14 days after the election if no recount is demanded. The parties to a contest
23 shall be denominated contestant and defendant.

24 2. The court shall set the matter for hearing not ~~less~~ more than 5 days ~~nor~~
25 ~~more than 10 days~~ after the filing of the statement of contest. Election contests
26 shall take precedence over all regular business of the court in order that results of
27 elections shall be determined as soon as practicable.

28 3. The court may refer the contest to a special master in the manner provided
29 by the Nevada Rules of Civil Procedure, and such special master shall have all
30 powers necessary for a proper determination of the contest.

31 **Sec. 6.55. NRS 293.469 is hereby amended to read as follows:**

32 293.469 Each county clerk is encouraged to:

33 1. Not later than the earlier date of the notice provided pursuant to NRS
34 293.203 or the first notice provided pursuant to subsection 3 of NRS 293.560,
35 notify the public, through means designed to reach members of the public who are
36 elderly or disabled, of the provisions of NRS 293.269911, 293.269951, 293.2955
37 and 293.296 ~~and~~ and section 1.5 of this act.

38 2. Provide in alternative audio and visual formats information concerning
39 elections, information concerning how to preregister or register to vote and
40 information concerning the manner of voting for use by a person who is elderly or
41 disabled, including, without limitation, providing such information through a
42 telecommunications device that is accessible to a person who is deaf.

43 3. Not later than 5 working days after receiving the request of a person who is
44 elderly or disabled, provide to the person, in a format that can be used by the
45 person, any requested material that is:

46 (a) Related to elections; and

47 (b) Made available by the county clerk to the public in printed form.

48 **Sec. 6.6. NRS 293.504 is hereby amended to read as follows:**

49 293.504 1. The following offices shall serve as voter registration agencies:

50 (a) Such offices that provide public assistance as are designated by the
51 Secretary of State;

52 (b) Each office that receives money from the State of Nevada to provide
53 services to persons with disabilities in this State;

- 1 (c) The offices of the Department of Motor Vehicles;
2 (d) The offices of the city and county clerks;
3 (e) Such other county and municipal facilities as a county clerk or city clerk
4 may designate pursuant to NRS 293.5035 or 293C.520, as applicable;
5 (f) Recruitment offices of the United States Armed Forces; and
6 (g) Such other offices as the Secretary of State deems appropriate.

7 2. Each voter registration agency shall:

8 (a) Post in a conspicuous place, in at least 12-point type, instructions for
9 preregistering and registering to vote;

10 (b) Except as otherwise provided in subsection 3 and NRS 293.5732 to
11 293.5757, inclusive, distribute applications to preregister or register to vote which
12 may be returned by mail with any application for services or assistance from the
13 agency or submitted for any other purpose and with each application for
14 recertification, renewal or change of address submitted to the agency that relates to
15 such services, assistance or other purpose;

16 (c) Provide the same amount of assistance to an applicant in completing an
17 application to preregister or register to vote as the agency provides to a person
18 completing any other forms for the agency; and

19 (d) Accept completed applications to preregister or register to vote.

20 3. A voter registration agency is not required to provide an application to
21 preregister or register to vote pursuant to paragraph (b) of subsection 2 to a person
22 who applies for or receives services or assistance from the agency or submits an
23 application for any other purpose if the person affirmatively declines to preregister
24 or register to vote and submits to the agency a written form that meets the
25 requirements of 52 U.S.C. § 20506(a)(6). Information related to the declination to
26 preregister or register to vote may not be used for any purpose other than voter
27 registration.

28 4. Except as otherwise provided in this subsection and NRS 293.5727 and
29 293.5747, any application to preregister or register to vote accepted by a voter
30 registration agency must be transmitted to the county clerk not later than 10 days
31 after the application is accepted. The applications must be forwarded daily during
32 the 2 weeks immediately preceding the last day to register to vote by mail pursuant
33 to NRS 293.560 or 293C.527, as applicable. The county clerk shall accept any
34 application which is obtained from a voter registration agency pursuant to this
35 section and completed by the last day to register to vote by mail pursuant to NRS
36 293.560 or 293C.527, as applicable, if the county clerk receives the application not
37 later than 5 days after that date.

38 5. *A voter registration agency shall provide notice to a voter who submits an*
39 *application to register to vote after the last day to register to vote by mail for an*
40 *election pursuant to NRS 293.560 or 293C.527 that to vote in the upcoming*
41 *election, the voter must complete an application to register to vote by computer*
42 *using the system established by the Secretary of State pursuant to NRS 293.671 or*
43 *in person pursuant to NRS 293.5772 to 293.5887, inclusive.*

44 6. The Secretary of State shall cooperate with the Secretary of Defense to
45 develop and carry out procedures to enable persons in this State to apply to
46 preregister or register to vote at recruitment offices of the United States Armed
47 Forces.

48 **Sec. 6.65. NRS 293.5235 is hereby amended to read as follows:**

49 293.5235 1. Except as otherwise provided in NRS 293.502 and chapter
50 293D of NRS, a person may preregister or register to vote by:

51 (a) Mailing an application to preregister or register to vote to the county clerk
52 of the county in which the person resides.

53 (b) A computer using:

1 (1) The system established by the Secretary of State pursuant to NRS
2 293.671; or

3 (2) A system established by the county clerk, if the county clerk has
4 established a system pursuant to NRS 293.506 for using a computer to preregister
5 or register to vote.

6 (c) Any other method authorized by the provisions of this title.

7 2. The county clerk shall, upon request, mail an application to preregister or
8 register to vote to an applicant. The county clerk shall make the applications
9 available at various public places in the county.

10 3. Except as otherwise provided in NRS 293.5772 to 293.5887, inclusive:

11 (a) An application to preregister to vote may be used to correct information in a
12 previous application.

13 (b) An application to register to vote may be used to correct information in the
14 registrar of voters' register.

15 4. An application to preregister or register to vote which is mailed to an
16 applicant by the county clerk or made available to the public at various locations or
17 voter registration agencies in the county may be returned to the county clerk by
18 mail or in person. For the purposes of this section, an application which is
19 personally delivered to the county clerk shall be deemed to have been returned by
20 mail.

21 5. The applicant must complete the application, including, without limitation,
22 checking the boxes described in paragraphs (b) and (c) of subsection 12 and signing
23 the application.

24 6. The county clerk shall, upon receipt of an application, determine whether
25 the application is complete.

26 7. If the county clerk determines that the application is complete, he or she
27 shall, within 10 days after receiving the application, mail to the applicant:

28 (a) A notice that the applicant is preregistered or registered to vote, as
29 applicable. If the applicant is registered to vote, the county clerk must also mail to
30 the applicant a voter registration card; or

31 (b) A notice that the person's application to preregister to vote or the registrar
32 of voters' register has been corrected to reflect any changes indicated on the
33 application.

34 8. Except as otherwise provided in subsections 5 and 6 of NRS 293.518 and
35 NRS 293.5767, if the county clerk determines that the application is not complete,
36 the county clerk shall, as soon as possible, mail a notice to the applicant that
37 additional information is required to complete the application. If the applicant
38 provides the information requested by the county clerk within 15 days after the
39 county clerk mails the notice, the county clerk shall, within 10 days after receiving
40 the information, mail to the applicant:

41 (a) A notice that the applicant is:

42 (1) Preregistered to vote; or

43 (2) Registered to vote and a voter registration card; or

44 (b) A notice that the person's application to preregister to vote or the registrar
45 of voters' register has been corrected to reflect any changes indicated on the
46 application.

47 If the applicant does not provide the additional information within the prescribed
48 period, the application is void.

49 9. The applicant shall be deemed to be preregistered or registered or to have
50 corrected the information in the application to preregister to vote or the registrar of
51 voters' register on the date the application is postmarked or received by the county
52 clerk, whichever is earlier.

1 10. If the applicant fails to check the box described in paragraph (b) of
2 subsection 12, the application shall not be considered invalid, and the county clerk
3 shall provide a means for the applicant to correct the omission at the time the
4 applicant appears to vote in person at the assigned polling place.

5 11. The Secretary of State shall prescribe the form for applications to
6 preregister or register to vote by:

7 (a) Mail, which must be used to preregister or register to vote by mail in this
8 State.

9 (b) Computer, which must be used to preregister or register to vote by
10 computer using:

11 (1) The system established by the Secretary of State pursuant to NRS
12 293.671; or

13 (2) A system established by the county clerk, if the county clerk has
14 established a system pursuant to NRS 293.506 for using a computer to preregister
15 or register to vote.

16 12. The application to preregister or register to vote by mail must include:

17 (a) A notice in at least 10-point type which states:
18

19 NOTICE: You are urged to return your application to the County Clerk in
20 person or by mail. If you choose to give your completed application to another
21 person to return to the County Clerk on your behalf, and the person fails to deliver
22 the application to the County Clerk, you will not be preregistered or registered to
23 vote, as applicable. Please retain the duplicate copy or receipt from your application
24 to preregister or register to vote.
25

26 (b) The question, "Are you a citizen of the United States?" and boxes for the
27 applicant to check to indicate whether or not the applicant is a citizen of the United
28 States.

29 (c) If the application is to:

30 (1) Preregister to vote, the question, "Are you at least 17 years of age and
31 not more than 18 years of age?" and boxes to indicate whether or not the applicant
32 is at least 17 years of age and not more than 18 years of age.

33 (2) Register to vote, the question, "Will you be at least 18 years of age on
34 or before election day?" and boxes for the applicant to check to indicate whether or
35 not the applicant will be at least 18 years of age or older on election day.

36 (d) A statement instructing the applicant not to complete the application if the
37 applicant checked "no" in response to the question set forth in:

38 (1) If the application is to preregister to vote, paragraph (b) or
39 subparagraph (1) of paragraph (c).

40 (2) If the application is to register to vote, paragraph (b) or subparagraph
41 (2) of paragraph (c).

42 (e) A statement informing the applicant that if the application is submitted by
43 mail and the applicant is preregistering or registering to vote for the first time, the
44 applicant must submit the information set forth in paragraph (a) of subsection 2 of
45 NRS 293.2725 to avoid the requirements of subsection 1 of NRS 293.2725 upon
46 voting for the first time.

47 *(f) An option for an applicant to elect not to receive a mail ballot.*

48 13. Except as otherwise provided in subsections 5 and 6 of NRS 293.518, the
49 county clerk shall not preregister or register a person to vote pursuant to this section
50 unless that person has provided all of the information required by the application.

51 14. The county clerk shall mail, by postcard, the notices required pursuant to
52 subsections 7 and 8. If the postcard is returned to the county clerk by the United
53 States Postal Service because the address is fictitious or the person does not live at

1 that address, the county clerk shall attempt to determine whether the person's
2 current residence is other than that indicated on the application to preregister or
3 register to vote in the manner set forth in NRS 293.530.

4 15. A person who, by mail, preregisters or registers to vote pursuant to this
5 section may be assisted in completing the application to preregister or register to
6 vote by any other person. The application must include the mailing address and
7 signature of the person who assisted the applicant. The failure to provide the
8 information required by this subsection will not result in the application being
9 deemed incomplete.

10 16. An application to preregister or register to vote must be made available to
11 all persons, regardless of political party affiliation.

12 17. An application must not be altered or otherwise defaced after the
13 applicant has completed and signed it. An application must be mailed or delivered
14 in person to the office of the county clerk within 10 days after it is completed.

15 18. A person who willfully violates any of the provisions of subsection 15, 16
16 or 17 is guilty of a category E felony and shall be punished as provided in NRS
17 193.130.

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

20 **Sec. 6.7. NRS 293.5307 is hereby amended to read as follows:**

21 293.5307 If a county clerk enters into an agreement pursuant to NRS
22 293.5303, the county clerk shall review each notice of a change of address filed
23 with the United States Postal Service by a resident of the county and identify each
24 resident who is a registered voter and has moved to a new address. ~~Before~~
25 ~~removing or correcting information in the statewide voter registration list, the~~ **The**
26 county clerk shall **, in accordance with 52 U.S.C. § 20507,** mail a notice to each
27 such registered voter and follow the procedures set forth in NRS 293.530.

28 **Sec. 6.75. NRS 293.5727 is hereby amended to read as follows:**

29 293.5727 1. Except as otherwise provided in this section, the Department of
30 Motor Vehicles shall provide an application to preregister or register to vote to each
31 person who applies for the issuance or renewal of any type of driver's license or
32 identification card issued by the Department.

33 2. The county clerk shall use the applications to preregister or register to vote
34 which are signed and completed pursuant to subsection 1 to preregister or register
35 an applicant to vote or to correct the preregistration or registration of the applicant,
36 as applicable. An application that is not signed must not be used to preregister or
37 register or correct the preregistration or registration of the applicant.

38 3. For the purposes of this section, each employee specifically authorized to
39 do so by the Director of the Department may oversee the completion of an
40 application. The authorized employee shall check the application for completeness
41 and verify the information required by the application. Each application must
42 include a duplicate copy or receipt to be retained by the applicant upon completion
43 of the form. The Department shall, except as otherwise provided in this subsection,
44 forward each application on a weekly basis to the county clerk or, if applicable, to
45 the registrar of voters of the county in which the applicant resides. The applications
46 must be forwarded daily during the 2 weeks immediately preceding the last day to
47 register to vote by mail pursuant to NRS 293.560 or 293C.527, as applicable.

48 4. The Department ~~is~~ **is** :

49 **(a) Is** not required to provide an application to register to vote pursuant to
50 subsection 1 to a person who declines to apply to register to vote pursuant to this
51 section and submits to the Department a written form that meets the requirements
52 of 52 U.S.C. § 20506(a)(6). Information related to the declination to apply to
53 register to vote must not be used for any purpose other than voter registration.

1 (b) Shall provide notice to a voter who submits an application to register to
2 vote after the last day to register to vote by mail in an election pursuant to NRS
3 293.560 or 293C.527 that to vote in the upcoming election, the voter must
4 complete an application to register to vote by computer using the system
5 established by the Secretary of State pursuant to NRS 293.671 or in person
6 pursuant to NRS 293.5772 to 293.5887, inclusive.

7 5. The county clerk shall accept any application to:

8 (a) Preregister to vote at any time.

9 (b) Register to vote which is obtained from the Department of Motor Vehicles
10 pursuant to this section and completed by the last day to register to vote by mail
11 pursuant to NRS 293.560 or 293C.527, as applicable, if the county clerk receives
12 the application not later than 5 days after that date.

13 6. Upon receipt of an application, the county clerk or field registrar of voters
14 shall determine whether the application is complete. If the county clerk or field
15 registrar of voters determines that the application is complete, he or she shall notify
16 the applicant and the applicant shall be deemed to be preregistered or registered as
17 of the date of the submission of the application. If the county clerk or field registrar
18 of voters determines that the application is not complete, he or she shall notify the
19 applicant of the additional information required. The applicant shall be deemed to
20 be preregistered or registered as of the date of the initial submission of the
21 application if the additional information is provided within 15 days after the notice
22 for the additional information is mailed. If the applicant has not provided the
23 additional information within 15 days after the notice for the additional information
24 is mailed, the incomplete application is void. Any notification required by this
25 subsection must be given by mail at the mailing address on the application not more
26 than 7 working days after the determination is made concerning whether the
27 application is complete.

28 7. The county clerk shall use any form submitted to the Department to correct
29 information on a driver's license or identification card to correct information on a
30 previous application to preregister or register unless the person indicates on the
31 form that the correction is not to be used for the purposes of preregistration or voter
32 registration. The Department shall forward each such form to the county clerk or, if
33 applicable, to the registrar of voters of the county in which the person resides in the
34 same manner provided by subsection 3 for applications to preregister or register to
35 vote.

36 8. Upon receipt of a form to correct information, the county clerk shall
37 compare the information to that contained in the database created by the Secretary
38 of State pursuant to NRS 293.675. The county clerk shall correct the information to
39 reflect any changes indicated on the form. After making any changes, the county
40 clerk shall notify the person by mail that the records have been corrected.

41 9. The Secretary of State shall, with the approval of the Director, adopt
42 regulations to:

43 (a) Establish any procedure necessary to provide a person who applies to
44 preregister to vote or an elector who applies to register to vote pursuant to this
45 section the opportunity to do so;

46 (b) Prescribe the contents of any forms or applications which the Department is
47 required to distribute pursuant to this section; and

48 (c) Provide for the transfer of the completed applications of preregistration or
49 registration from the Department to the appropriate county clerk.

50 **Sec. 6.8. NRS 293.755 is hereby amended to read as follows:**

51 293.755 1. A person who tampers or interferes with, or attempts to tamper
52 or interfere with, a mechanical voting system, mechanical voting device or any
53 computer program used ~~[to count ballots]~~ to conduct an election with the intent to

1 prevent the proper operation of that device, system or program is guilty of a
2 category D felony and shall be punished as provided in NRS 193.130.

3 2. A person who tampers or interferes with, or attempts to tamper or interfere
4 with, a mechanical voting system, mechanical voting device or any computer
5 program used to ~~count ballots~~ conduct an election with the intent to influence the
6 outcome of an election is guilty of a category B felony and shall be punished by
7 imprisonment in the state prison for a minimum term of not less than 2 years and a
8 maximum term of not more than 20 years.

9 3. The county or city clerk shall report any alleged violation of this section to
10 the district attorney who shall cause appropriate proceedings to be instituted and
11 prosecuted in a court of competent jurisdiction without delay.

12 **Sec. 6.9. NRS 293.810 is hereby amended to read as follows:**

13 293.810 1. It is unlawful for any person to be preregistered to vote or
14 registered as a voter in more than one ~~county~~ state at one time.

15 2. If a county clerk receives information from another state that a person is
16 registered to vote in that state, the county clerk shall, in accordance with 52
17 U.S.C. § 20507, mail a notice to each such registered voter and follow the
18 procedures set forth in NRS 293.530 or 293.541, as applicable.

19 **Sec. 7. NRS 293.875 is hereby amended to read as follows:**

20 293.875 1. At least once each year, each county or city clerk and all
21 members of their staff whose duties include administering an election must
22 complete a training class on cybersecurity that is approved by the Secretary of
23 State.

24 2. *The Secretary of State shall adopt by regulation a cyber-incident*
25 *response plan for elections. Each county and city clerk and other local election*
26 *official is required to comply with the requirements of the cyber-incident*
27 *response plan. If any county or city clerk or other local election official identifies*
28 *or is informed of a confirmed ~~attack~~ cyber-incident or attempted ~~attack~~ cyber-*
29 *incident on the security of an information system used by the county or city clerk*
30 *or other local election official, the county or city clerk or other local election*
31 *official shall ~~immediately~~ notify the Secretary of State regarding such ~~attack~~*
32 *cyber-incident or attempted ~~attack~~ cyber-incident in accordance with the cyber-*
33 *incident response plan adopted by the Secretary of State pursuant to this*
34 *subsection.*

35 **Sec. 7.3. NRS 293B.400 is hereby amended to read as follows:**

36 293B.400 1. Except as otherwise provided in this section, if a recount is
37 demanded pursuant to the provisions of NRS 293.403 or section 1.7 of this act or if
38 an election is contested pursuant to NRS 293.407, or section 1.7 of this act, the
39 county or city clerk shall ensure that each mechanical recording device which
40 directly recorded votes electronically for the applicable election provides a record
41 printed on paper of each ballot voted on that device.

42 2. In carrying out the requirements of this section, the county or city clerk
43 shall:

44 (a) Print only the records required for the recount or contest; and

45 (b) Collect those records and deposit them in the vaults of the county or city
46 clerk pursuant to NRS 293.391 or 293C.390.

47 **Sec. 7.6. Chapter 293C of NRS is hereby amended by adding thereto a**
48 **new section to read as follows:**

49 1. Any registered voter may submit a written request to the city clerk for a
50 replacement mail ballot if the registered voter does not have access to his or her
51 mail ballot and is unable to go to the polls because:

52 (a) Of an illness or disability resulting in confinement in a hospital,
53 sanatorium, dwelling or nursing home; or

1 (b) The registered voter is suddenly hospitalized, becomes seriously ill or is
2 called away from home.

3 2. A written request submitted pursuant to subsection 1 must include,
4 without limitation:

5 (a) The name, address and signature of the registered voter requesting the
6 replacement mail ballot;

7 (b) The name, address and signature of the person designated by the
8 registered voter to obtain, deliver and return the replacement mail ballot for the
9 registered voter;

10 (c) A brief statement of the illness or disability of the registered voter or of
11 facts sufficient to establish that the registered voter was called away from home
12 and cannot obtain his or her original mail ballot;

13 (d) If the registered voter is confined in a hospital, sanatorium, dwelling or
14 nursing home, a statement that he or she will be confined therein on the day of
15 the election; and

16 (e) Unless the person designated pursuant to paragraph (b) will mark and
17 sign the replacement mail ballot on behalf of the registered voter pursuant to
18 subsection 5, a statement signed under penalty of perjury that only the registered
19 voter will mark and sign the replacement mail ballot.

20 3. If the city clerk determines that a request submitted pursuant to
21 subsection 1 includes the information required pursuant to subsection 2, the city
22 clerk shall, at the office of the city clerk, deliver the replacement mail ballot to the
23 person designated in the request to obtain the replacement mail ballot for the
24 registered voter.

25 4. Except as otherwise provided in subsection 5, the registered voter must
26 vote the mail ballot in accordance with the requirements of NRS 293C.26316.

27 5. A person designated in the request submitted pursuant to subsection 1
28 may, on behalf of and at the direction of the registered voter, mark and sign the
29 replacement mail ballot. If the person marks and signs the replacement mail
30 ballot pursuant to this section, the person must:

31 (a) Indicate next to his or her signature that the replacement mail ballot has
32 been marked and signed on behalf of the registered voter; and

33 (b) Submit a written statement with the replacement mail ballot that includes
34 the name, address and signature of the person.

35 6. A replacement mail ballot prepared by or on behalf of a registered voter
36 pursuant to this section must be mailed or delivered to the city clerk in
37 accordance with NRS 293C.26321.

38 7. The city clerk shall cancel the original mail ballot.

39 8. The procedure authorized by this section is subject to all other provisions
40 of this chapter relating to voting by mail ballot to the extent that those provisions
41 are not inconsistent with the provisions of this section.

42 **Sec. 8.** NRS 293C.175 is hereby amended to read as follows:

43 293C.175 1. A primary city election must be held in each city of population
44 category one, and in each city of population category two that has so provided by
45 ordinance, on the second Tuesday in June of each even-numbered year, at which
46 time there must be nominated candidates for offices to be voted for at the next
47 general city election.

48 2. A candidate for an office to be voted for at the primary or general city
49 election must file a declaration of candidacy with the city clerk not earlier than:

50 (a) For the office of judge of a municipal court, the first Monday in January of
51 the year in which the applicable election is to be held and not later than 5 p.m. on
52 the second Friday after the first Monday in January.

1 (b) For any other office, the first Monday in March of the year in which the
2 applicable election is to be held and not later than 5 p.m. on the second Friday after
3 the first Monday in March.

4 3. At the time that a candidate files a declaration of candidacy, the city clerk
5 shall charge and collect from the candidate, and the candidate must pay to the city
6 clerk, a filing fee in an amount fixed by the governing body of the city by ordinance
7 or resolution. The filing fees collected by the city clerk must be deposited to the
8 credit of the general fund of the city.

9 4. All candidates, except as otherwise provided in NRS 266.220, must be
10 voted upon by the electors of the city at large.

11 5. If, in a primary city election held in a city of population category one or
12 two, one candidate receives a majority of votes cast in that election for the office
13 for which he or she is a candidate, the candidate must be declared elected to the
14 office and the candidate's name must not be placed on the ballot for the general city
15 election. If, in the primary city election, no candidate receives a majority of votes
16 cast in that election for the office for which he or she is a candidate, the names of
17 the two candidates receiving the highest number of votes must be placed on the
18 ballot for the general city election. *For the purposes of determining whether a
19 candidate received a majority of the votes cast in the primary election for an
20 office upon which voters were authorized to select more than one candidate, each
21 ballot upon which a voter marked a valid choice for one or more candidates for
22 that office shall be deemed to be one vote cast in the primary city election for that
23 office.*

24 **Sec. 9.** NRS 293C.195 is hereby amended to read as follows:

25 293C.195 A withdrawal of candidacy for a city office must be in writing and
26 presented to the city clerk by the candidate in person within ~~14~~ 7 days, excluding
27 Saturdays, Sundays and holidays, after the last day for filing a declaration of
28 candidacy. *If the withdrawal of candidacy is submitted in a timely manner
29 pursuant to the provisions of this subsection, the withdrawal shall be deemed
30 effective after the seventh day, excluding Saturdays, Sundays and holidays, after
31 the last day for filing.*

32 **Sec. 9.2.** NRS 293C.263 is hereby amended to read as follows:

33 293C.263 1. Except as otherwise provided in this section, the city clerk
34 shall prepare and distribute to each active registered voter in the city and each
35 person who registers to vote or updates his or her voter registration information not
36 later than the 14 days before the election a mail ballot for every election. The city
37 clerk shall make reasonable accommodations for the use of the mail ballot by a
38 person who is elderly or disabled, including, without limitation, by providing, upon
39 request, the mail ballot in 12-point type to a person who is elderly or disabled.

40 2. The city clerk shall allow a voter to elect not to receive a mail ballot
41 pursuant to this section by submitting to the city clerk a written notice in the form
42 prescribed by the city clerk which must be received by the city clerk not later than
43 60 days before the day of the election.

44 3. The city clerk shall not distribute a mail ballot to any person who:

45 (a) Registers to vote for the election pursuant to the provisions of NRS
46 293.5772 to 293.5887, inclusive; ~~or~~

47 (b) Elects not to receive a mail ballot pursuant to subsection 2 ~~(b)~~ ; or

48 (c) Elects not to receive a mail ballot at the time the person preregistered or
49 registered to vote.

50 4. The mail ballot must include all offices, candidates and measures upon
51 which the voter is entitled to vote at the election.

52 5. Except as otherwise provided in subsections 2 and 3, the mail ballot must
53 be distributed to:

1 (a) Each active registered voter who:

2 (1) Resides within the State, not later than 20 days before the election; and

3 (2) Except as otherwise provided in paragraph (b), resides outside the
4 State, not later than 40 days before the election.

5 (b) Each active registered voter who registers to vote after the dates set for
6 distributing mail ballots pursuant to paragraph (a) but who is eligible to receive a
7 mail ballot pursuant to subsection 1, not later than 13 days before the election.

8 (c) Each covered voter who is entitled to have a military-overseas ballot
9 transmitted pursuant to the provisions of chapter 293D of NRS or the Uniformed
10 and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et seq., not later
11 than the time required by those provisions.

12 6. In the case of a special election where no candidate for federal office will
13 appear on the ballot, the mail ballot must be distributed to each active registered
14 voter not later than 15 days before the special election.

15 7. Any untimely legal action which would prevent the mail ballot from being
16 distributed to any voter pursuant to this section is moot and of no effect.

17 **Sec. 9.6. NRS 293C.26316 is hereby amended to read as follows:**

18 293C.26316 1. Except as otherwise provided in NRS 293C.26318 **and**
19 **section 7.6 of this act** and chapter 293D of NRS, in order to vote a mail ballot, the
20 voter must, in accordance with the instructions:

21 (a) Mark and fold the mail ballot;

22 (b) Deposit the mail ballot in the return envelope and seal the return envelope;

23 (c) Affix his or her signature on the return envelope in the space provided for
24 the signature; and

25 (d) Mail or deliver the return envelope in a manner authorized by law.

26 2. Except as otherwise provided in chapter 293D of NRS, voting must be only
27 upon candidates whose names appear upon the mail ballot as prepared pursuant to
28 NRS 293C.263, and no person may write in the name of an additional candidate for
29 any office.

30 3. If a mail ballot has been sent to a voter who applies to vote in person at a
31 polling place, including, without limitation, a polling place for early voting, the
32 voter must, in addition to complying with all other requirements for voting in
33 person that are set forth in this chapter, surrender his or her mail ballot or sign an
34 affirmation under penalty of perjury that the voter has not voted during the election.
35 A person who receives a surrendered mail ballot shall mark it "Cancelled."

36 **Sec. 9.8. NRS 293C.26318 is hereby amended to read as follows:**

37 293C.26318 1. Except as otherwise provided in this section, **and section 7.6**
38 **of this act**, a person shall not mark and sign a mail ballot on behalf of a voter or
39 assist a voter to mark and sign a mail ballot pursuant to the provisions of NRS
40 293C.263 to 293C.26337, inclusive.

41 2. At the direction of a voter who has a physical disability, is at least 65 years
42 of age or is unable to read or write, a person may mark and sign a mail ballot on
43 behalf of the voter or assist the voter to mark and sign a mail ballot pursuant to this
44 section.

45 3. If a person marks and signs a mail ballot on behalf of a voter pursuant to
46 this section, the person must indicate next to his or her signature that the mail ballot
47 has been marked and signed on behalf of the voter.

48 4. If a person assists a voter to mark and sign a mail ballot pursuant to this
49 section, the person must include on the return envelope his or her name, address
50 and signature.

51 **Sec. 10. [NRS 293C.26331 is hereby amended to read as follows:**

52 ~~293C.26331 1. The mail ballot central counting board may begin counting~~
53 ~~the received mail ballots 15 days before the day of the election. The board must~~

1 ~~complete the count of all mail ballots on or before the [seventh] *ninth* day~~
2 ~~following the election. The counting procedure must be public.~~

3 ~~2. If two or more mail ballots are found folded together to present the~~
4 ~~appearance of a single ballot, the mail ballots must be rejected and placed in an~~
5 ~~envelope, upon which must be written the reason for their rejection. The envelope~~
6 ~~must be signed by an election board officer and placed in the container or ballot~~
7 ~~box after the count is completed. **(Deleted by amendment.)**~~

8 **Sec. 10.5. NRS 293C.720 is hereby amended to read as follows:**

9 293C.720 Each city clerk is encouraged to:

10 1. Not later than the earlier date of the first notice provided pursuant to
11 subsection 3 of NRS 293.560 or NRS 293C.187, notify the public, through means
12 designed to reach members of the public who are elderly or disabled, of the
13 provisions of NRS 293C.263, 293C.281 and 293C.282 ~~+~~ **and section 7.6 of this**
14 **act.**

15 2. Provide in alternative audio and visual formats information concerning
16 elections, information concerning how to preregister or register to vote and
17 information concerning the manner of voting for use by a person who is elderly or
18 disabled, including, without limitation, providing such information through a
19 telecommunications device that is accessible to a person who is deaf.

20 3. Not later than 5 working days after receiving the request of a person who is
21 elderly or disabled, provide to the person, in a format that can be used by the
22 person, any requested material that is:

23 (a) Related to elections; and

24 (b) Made available by the city clerk to the public in printed form.

25 **Sec. 11. NRS 293D.090 is hereby amended to read as follows:**

26 293D.090 "Uniformed-service voter" means an elector who is:

27 1. A member of the active or reserve components of the Army, Navy, Air
28 Force, Marine Corps, ~~+~~ Coast Guard **or Space Force** of the United States who is
29 on active duty;

30 2. A member of the Merchant Marine, the Commissioned Corps of the Public
31 Health Service or the Commissioned Corps of the National Oceanic and
32 Atmospheric Administration of the United States;

33 3. A member of the National Guard or state militia unit who is on activated
34 status; or

35 4. A spouse or dependent of a person described in subsection 1, 2 or 3.

36 **Sec. 11.3. NRS 294A.100 is hereby amended to read as follows:**

37 294A.100 1. A person shall not make or commit to make a contribution or
38 contributions to a candidate for any office, except a federal office, in an amount
39 which exceeds \$5,000 for the primary election, regardless of the number of
40 candidates for the office, and \$5,000 for the general election, regardless of the
41 number of candidates for the office, during the period:

42 (a) Beginning January 1 of the year immediately following the last general
43 election for the office and ending December 31 immediately following the next
44 general election for the office, if that office is a state, district, county or township
45 office; or

46 (b) Beginning from 30 days after the last election for the office and ending 30
47 days after the next general city election for the office, if that office is a city office.

48 2. A candidate shall not accept a contribution or commitment to make a
49 contribution made in violation of subsection 1.

50 3. No contribution made, committed to be made or accepted pursuant to this
51 section to a candidate for a primary election, ~~+~~ general election **or special**
52 **election other than a special election to recall a public officer** affects the

1 limitations on the amount of contributions that may be committed, contributed or
2 accepted pursuant to NRS 294A.115 for a special election to recall a public officer.

3 4. A person who willfully violates any provision of this section is guilty of a
4 category E felony and shall be punished as provided in NRS 193.130.

5 **Sec. 11.7. NRS 298.055 is hereby amended to read as follows:**

6 298.055 The *Secretary of State shall submit the* certificate of ascertainment
7 ~~submitted~~ to the Archivist of the United States pursuant to 3 U.S.C. § ~~6~~ ***5. The***
8 ***certificate of ascertainment*** must include a statement that:

9 1. Each nominee for presidential elector shall serve as a presidential elector
10 unless a vacancy occurs in the position of presidential elector held by that nominee
11 for presidential elector before the conclusion of the meeting of presidential electors
12 held pursuant to 3 U.S.C. § 7; and

13 2. If a person is appointed pursuant to NRS 298.065 to fill a vacancy in a
14 position of presidential elector, the Secretary of State will submit an amended
15 certificate of ascertainment to the Archivist.

16 **Sec. 12.** Section 5.010 of the Charter of Carson City, being chapter 213,
17 Statutes of Nevada 1969, as last amended by chapter 295, Statutes of Nevada 2015,
18 at page 1481, is hereby amended to read as follows:

19 Sec. 5.010 Primary election.

20 1. A primary election must be held on the date fixed by the election
21 laws of this state for statewide elections, at which time there must be
22 nominated candidates for offices to be voted for at the next general election.

23 2. A candidate for any office to be voted for at any primary election
24 must file a declaration of candidacy as provided by the election laws of this
25 state.

26 3. All candidates for the office of Mayor and Supervisor, and
27 candidates for the office of Municipal Judge if a third department of the
28 Municipal Court has been established, must be voted upon by the registered
29 voters of Carson City at large.

30 4. If only two persons file for a particular office, their names must not
31 appear on the primary ballot but their names must be placed on the ballot
32 for the general election.

33 5. If in the primary election one candidate receives a majority of votes
34 cast in that election for the office for which he or she is a candidate, the
35 candidate must be declared elected to the office and his or her name must
36 not be placed on the ballot for the general election. If in the primary
37 election no candidate receives a majority of votes cast in that election for
38 the office for which he or she is a candidate, the names of the two
39 candidates receiving the highest numbers of votes must be placed on the
40 ballot for the general election. ***For the purposes of determining whether a***
41 ***candidate received a majority of the votes cast in the primary election for***
42 ***an office for which voters were authorized to select more than one***
43 ***candidate, each ballot upon which a voter marked a valid choice for one***
44 ***or more candidates for that office shall be deemed to be one vote cast in***
45 ***the primary election for that office.***

46 **Sec. 13.** Section 5.010 of the Charter of the City of Henderson, being chapter
47 266, Statutes of Nevada 1971, as last amended by chapter 558, Statutes of Nevada
48 2019, at page 3553, is hereby amended to read as follows:

49 Sec. 5.010 Primary municipal election.

50 1. A primary municipal election must be held:

51 (a) On the first Tuesday after the first Monday in April 2019; and

52 (b) Beginning in 2022, on the second Tuesday in June of each even-
53 numbered year,

1 ↪ at which time there must be nominated candidates for offices to be voted
2 for at the next general municipal election.

3 2. A candidate for any office to be voted for at any primary municipal
4 election must file a declaration of candidacy as provided by the election
5 laws of this State.

6 3. All candidates for elective office must be voted upon by the
7 registered voters of the City at large.

8 4. If in the primary municipal election no candidate receives a
9 majority of votes cast in that election for the office for which he or she is a
10 candidate, the names of the two candidates receiving the highest number of
11 votes must be placed on the ballot for the general municipal election. If in
12 the primary municipal election, regardless of the number of candidates for
13 an office, one candidate receives a majority of votes cast in that election for
14 the office for which he or she is a candidate, he or she must be declared
15 elected and no general municipal election need be held for that office. Such
16 candidate shall enter upon his or her respective duties at:

17 (a) If the primary municipal election was held in 2019, the second
18 regular meeting of the City Council held in June 2019.

19 (b) If the primary municipal election was held on the second Tuesday
20 of June of an even-numbered year, the first regular meeting of the City
21 Council held in January of the year following the primary municipal
22 election.

23 *5. For the purposes of determining whether a candidate received a*
24 *majority of the votes cast in the primary municipal election for an office*
25 *for which voters were authorized to select more than one candidate, each*
26 *ballot upon which a voter marked a valid choice for one or more*
27 *candidates for that office shall be deemed to be one vote cast in the*
28 *primary municipal election for that office.*

29 **Sec. 14.** Section 5.010 of the Charter of the City of Henderson, being chapter
30 266, Statutes of Nevada 1971, as last amended by chapters 350 and 558, Statutes of
31 Nevada 2019, at pages 2179 and 3553, respectively, is hereby amended to read as
32 follows:

33 Sec. 5.010 Primary municipal election.

34 1. A primary municipal election must be held:

35 (a) On the first Tuesday after the first Monday in April 2019; and

36 (b) Beginning in 2022, on the second Tuesday in June of each even-
37 numbered year,

38 ↪ at which time there must be nominated candidates for offices to be voted
39 for at the next general municipal election.

40 2. A candidate for any office to be voted for at any primary municipal
41 election must file a declaration of candidacy as provided by the election
42 laws of this State.

43 3. All candidates for elective office, other than candidates for the
44 office of Council Member, must be voted upon by the registered voters of
45 the City at large.

46 4. A candidate for the office of Council Member must be voted upon
47 only by the registered voters of the ward that he or she seeks to represent.

48 5. If in the primary municipal election no candidate receives a
49 majority of votes cast in that election for the office for which he or she is a
50 candidate, the names of the two candidates receiving the highest number of
51 votes must be placed on the ballot for the general municipal election. If in
52 the primary municipal election, regardless of the number of candidates for
53 an office, one candidate receives a majority of votes cast in that election for

1 the office for which he or she is a candidate, he or she must be declared
2 elected and no general municipal election need be held for that office. Such
3 candidate shall enter upon his or her respective duties at:

4 (a) If the primary municipal election was held in 2019, the second
5 regular meeting of the City Council held in June 2019.

6 (b) If the primary municipal election was held on the second Tuesday
7 of June of an even-numbered year, the first regular meeting of the City
8 Council held in January of the year following the primary municipal
9 election.

10 **6. For the purposes of determining whether a candidate received a**
11 **majority of the votes cast in the primary municipal election for an office**
12 **for which voters were authorized to select more than one candidate, each**
13 **ballot upon which a voter marked a valid choice for one or more**
14 **candidates for that office shall be deemed to be one vote cast in the**
15 **primary municipal election for that office.**

16 **Sec. 15.** Section 5.010 of the Charter of the City of Las Vegas, being chapter
17 517, Statutes of Nevada 1983, as last amended by chapter 558, Statutes of Nevada
18 2019, at page 3558, is hereby amended to read as follows:

19 Sec. 5.010 Primary municipal elections.

20 1. A primary municipal election must be held in the City:

21 (a) On the first Tuesday after the first Monday in April 2019; and

22 (b) Beginning in 2022, on the second Tuesday in June of each even-
23 numbered year.

24 2. In the primary municipal elections:

25 (a) The candidates for Council Member who are to be nominated must
26 be nominated and voted for separately according to the respective wards.

27 (b) If the City Council has established an additional department or
28 departments of the Municipal Court pursuant to section 4.010 and, as a
29 result, more than one office of Municipal Judge is to be filled at any
30 election, the candidates for those offices must be nominated and voted upon
31 separately according to the respective departments.

32 3. Each candidate for municipal office must file a declaration of
33 candidacy with the City Clerk. All filing fees collected by the City Clerk
34 must be paid into the City Treasury.

35 4. If, in the primary municipal election, regardless of the number of
36 candidates for an office, one candidate receives a majority of votes which
37 are cast in that election for the office for which he or she is a candidate, he
38 or she must be declared elected for the term which commences on the day
39 of the first regular meeting of the City Council next succeeding the meeting
40 at which the canvass of the returns is made, and no general municipal
41 election need be held for that office. If, in the primary municipal election,
42 no candidate receives a majority of votes which are cast in that election for
43 the office for which he or she is a candidate, the names of the two
44 candidates who receive the highest number of votes must be placed on the
45 ballot for the general municipal election.

46 **5. For the purposes of determining whether a candidate received a**
47 **majority of the votes cast in the primary municipal election for an office**
48 **for which voters were authorized to select more than one candidate, each**
49 **ballot upon which a voter marked a valid choice for one or more**
50 **candidates for that office shall be deemed to be one vote cast in the**
51 **primary municipal election for that office.**

1 **Sec. 16.** Section 5.020 of the Charter of the City of North Las Vegas, being
2 chapter 573, Statutes of Nevada 1971, as last amended by chapter 558, Statutes of
3 Nevada 2019, at page 3562, is hereby amended to read as follows:

4 Sec. 5.020 Primary municipal elections; declaration of candidacy.

5 1. The City Council shall provide by ordinance for candidates for
6 elective office to declare their candidacy and file the necessary documents.
7 The seats for City Council Members must be designated by the numbers
8 one through four, which numbers must correspond with the wards the
9 candidates for City Council Members will seek to represent. A candidate
10 for the office of City Council Member shall include in his or her declaration
11 of candidacy the number of the ward which he or she seeks to represent.
12 Each candidate for City Council must be designated as a candidate for the
13 City Council seat that corresponds with the ward that he or she seeks to
14 represent.

15 2. A primary municipal election must be held:

16 (a) On the Tuesday following the first Monday in April 2019; and

17 (b) Beginning in 2022, on the second Tuesday in June of each even-
18 numbered year.

19 3. In the primary municipal election:

20 (a) A candidate for the office of City Council Member must be voted
21 upon only by the registered voters of the ward that he or she seeks to
22 represent.

23 (b) Candidates for all other elective offices must be voted upon by the
24 registered voters of the City at large.

25 4. Except as otherwise provided in subsection 5, after the primary
26 municipal election, the names of the two candidates who receive the highest
27 number of votes must be placed on the ballot for the general municipal
28 election.

29 5. If, regardless of the number of candidates for an office, one
30 candidate receives a majority of the total votes cast for that office in the
31 primary municipal election, he or she must be declared elected to that office
32 and no general municipal election need be held for that office. *For the
33 purposes of determining whether a candidate received a majority of the
34 votes cast in the primary municipal election for an office for which voters
35 were authorized to select more than one candidate, each ballot upon
36 which a voter marked a valid choice for one or more candidates for that
37 office shall be deemed to be one vote cast in the primary municipal
38 election for that office.*

39 **Sec. 17.** Section 5.020 of the Charter of the City of Sparks, being chapter
40 470, Statutes of Nevada 1975, as last amended by chapter 158, Statutes of Nevada
41 2021, at page 716, is hereby amended to read as follows:

42 Sec. 5.020 Primary elections.

43 1. At the primary election:

44 (a) Candidates for the offices of Mayor, City Attorney and Municipal
45 Judge must be voted upon by the registered voters of the City at large.

46 (b) Candidates to represent a ward as a member of the City Council
47 must be voted upon by the registered voters of the ward to be represented
48 by them.

49 2. If at 5 p.m. on the last day for filing a declaration of candidacy:

50 (a) There is only one candidate who has filed for nomination for an
51 office, that candidate must be declared elected to the office and no election
52 may be held for that office.

1 (b) Except as otherwise provided in paragraph (a), not more than twice
2 the number of candidates to be elected have filed for nomination for an
3 office, the names of those candidates must be omitted from all ballots for a
4 primary election and placed on all ballots for a general election.

5 (c) More than twice the number of candidates to be elected have filed
6 for nomination for an office, the names of the candidates must be placed on
7 the ballot for the primary election.

8 3. If at the primary election:

9 (a) One candidate receives the majority of votes cast in the election for
10 the office for which he or she is a candidate, he or she must be declared
11 elected to the office and no general election need be held for that office.

12 (b) No candidate receives the majority of votes cast in the election for
13 the office for which he or she is a candidate, the names of the two
14 candidates who receive the highest number of votes must be placed on the
15 ballot for the general election.

16 *↪ For the purposes of determining whether a candidate received a*
17 *majority of the votes cast in the primary election for an office for which*
18 *voters were authorized to select more than one candidate, each ballot*
19 *upon which a voter marked a valid choice for one or more candidates for*
20 *that office shall be deemed to be one vote cast in the primary election for*
21 *that office.*

22 **Sec. 17.3 Section 22 of chapter 555, Statutes of Nevada 2021, at page**
23 **3866, is hereby amended to read as follows:**

24 Sec. 22. NRS 293.5747 is hereby amended to read as follows:

25 293.5747 1. An automatic voter registration agency is required to
26 electronically transmit the following information of a person to the
27 Secretary of State and county clerk using the system established pursuant to
28 NRS 293.5732:

29 (a) An electronic facsimile of the signature of the person, if the
30 automatic voter registration agency is capable of recording, storing and
31 transmitting to the county clerk an electronic facsimile of the signature of
32 the person;

33 (b) The first or given name and the surname of the person;

34 (c) The address at which the person actually resides as set forth in NRS
35 293.486 and, if different, the address at which the person may receive mail,
36 including, without limitation, a post office box or general delivery;

37 (d) The date of birth of the person;

38 (e) At least one of the following:

39 (1) The number indicated on the person's current and valid driver's
40 license or identification card issued by the Department of Motor Vehicles;
41 or

42 (2) The last four digits of the person's social security number; and

43 (f) A description of the documentation presented to the automatic voter
44 registration agency that indicates the person is a citizen of the United
45 States.

46 2. Except as otherwise provided in section 3 of this act, the automatic
47 voter registration agency shall electronically transmit to the Secretary of
48 State and the appropriate county clerk the information described in
49 subsection 1:

50 (a) Except as otherwise provided in paragraph (b), not later than 5
51 working days after collecting the information; and

(b) During the 2 weeks immediately preceding the fifth Sunday preceding an election, not later than 1 working day after collecting the information.

3. An automatic voter registration agency shall provide notice to a voter who submits an application to register to vote after the last day to register to vote by mail for an election pursuant to NRS 293.560 or 293C.527 that to vote in the upcoming election, the voter must complete an application to register to vote by computer using the system established by the Secretary of State pursuant to NRS 293.671 or in person pursuant to NRS 293.5772 to 293.5887, inclusive.

Sec. 17.7. Section 36 of chapter 555, Statutes of Nevada 2021, at page 3876, is hereby amended to read as follows:

Sec. 36. 1. This section becomes effective upon passage and approval.

2. Sections 32.3 and 32.7 of this act become effective on July 1, 2021.

3. Sections 1 to 32, inclusive, and 33, 34 and 35 of this act become effective:

(a) 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

(b) On January 1, ~~2024~~ 2025, for all other purposes.

Sec. 18. The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

Sec. 19. NRS 293.365, 293.423, 293.567 and 293C.365 are hereby repealed.

Sec. 20. 1. This section becomes effective upon passage and approval.

2. Sections 1 to 12, inclusive, and 15 to 19, inclusive, of this act become effective on July 1, 2023.

3. Section 13 of this act becomes effective on July 1, 2023, if the question set forth in subsection 2 of section 5 of Assembly Bill No. 282 of the 2019 Legislative Session, chapter 350, Statutes of Nevada 2019, at page 2181, is not approved and ratified by the registered voters of the City of Henderson at the 2022 General Election.

4. Section 14 of this act becomes effective on July 1, 2023, if the question set forth in subsection 2 of section 5 of Assembly Bill No. 282 of the 2019 Legislative Session, chapter 350, Statutes of Nevada 2019, at page 2181, is approved and ratified by the registered voters of the City of Henderson at the 2022 General Election.

LEADLINES OF REPEALED SECTIONS

293.365 Accounting for all paper ballots before counting of votes begins.

293.423 Recount of ballots at hearing of contest.

293.567 Number of registered voters in county to be transmitted by county clerk to Secretary of State before certain elections.

293C.365 Accounting for all paper ballots before counting of votes begins.