

(Reprinted with amendments adopted on May 25, 2023)

SECOND REPRINT

S.B. 60

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, 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; requiring the Secretary of State to allow any registered voter to use the system of approved electronic transmission to request and cast a ballot under certain circumstances; 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 deadline for a hearing of an election contest; revising provisions relating to counting ballots and standards for counting votes; 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.



* S B 6 0 R 2 *

Legislative Counsel’s Digest:

1 Existing law requires the Secretary of State to establish a system of approved
2 electronic transmission through which: (1) certain military and overseas electors
3 and voters; or (2) certain registered electors and voters with a disability may
4 register to vote, request a ballot and cast a ballot. (NRS 293.269951, 293D.200)
5 **Sections 1.5 and 7.6** of this bill require the Secretary of State to allow any
6 registered voter to use the system of approved electronic transmission to apply for
7 and cast a ballot if the registered voter: (1) does not have access to his or her mail
8 ballot; and (2) is unable to go to the polls because of an illness or disability
9 resulting in confinement, hospitalization, serious illness or is suddenly called away
10 from home. **Sections 6.55 and 10.5** of this bill require the county and city clerks to
11 notify the public of the provisions of **sections 1.5 and 7.6**.

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

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

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



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

58 Section 11.7 of this bill requires the Secretary of State to transmit the
59 certificate of ascertainment to the Archivist.

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

62 Existing law requires an independent candidate for partisan office to file a
63 declaration of candidacy. (NRS 293.200) Existing law further sets forth the form
64 for a declaration of candidacy for all candidates for partisan office. (NRS 293.177)

65 Section 1.8 of this bill sets forth the form for the declaration of candidacy for an
66 independent candidate for partisan office. Section 3 of this bill makes conforming
67 changes to clarify that the declaration of candidacy for an independent candidate
68 must be in the form set forth in section 1.8.

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

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

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

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

95 Existing law: (1) authorizes the mail ballot central counting board to begin
96 counting mail ballots 15 days before the day of the election; (2) requires the
97 counting board to prepare to count the ballots when the polls are closed; and (3)
98 establishes certain requirements for counting paper ballots. (NRS 293.269931,
99 293.363, 293C.26331, 293C.362) Sections 6.23 and 10.2 of this bill: (1) clarify
100 that the mail ballot central counting board may begin counting mail ballots before
101 the polls are closed; and (2) remove the requirements for counting paper ballots.

102 Existing law: (1) sets forth certain standards for counting votes; (2) requires the
103 Secretary of State to adopt regulations establishing uniform, statewide standards for
104 counting a vote; and (3) authorizes the Secretary of State to adopt regulations
105 establishing additional uniform statewide standards. (NRS 293.3677, 293C.369)
106 Sections 6.24 and 10.4 of this bill authorize the Secretary of State to establish
107 uniform thresholds for determining whether writing or a mark must be counted as a
108 vote.



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

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

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

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

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

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

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

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

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



164 a withdrawal of candidacy by a candidate for a city office to be presented within 7
165 days, consistent with the requirement for all other candidates.

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

172 Existing law sets forth certain limits on making or committing to make any
173 contributions to a candidate for office, except for a federal office, and provides that
174 no contribution made, committed or accepted for a primary election or general
175 election affects the limitation on contributions for a special election to recall a
176 public officer. (NRS 294A.100) **Section 11.3** of this bill also provides that no
177 contribution made, committed or accepted for a special election other than a special
178 election to recall a public officer affects the limitation on contributions for a special
179 election to recall a public officer.

180 Beginning on January 1, 2024, existing law expands the agencies which
181 provide automatic voter registration services and establishes certain requirements
182 for an automatic voter registration agency to transmit certain voter registration
183 information to the Secretary of State and county clerks. (Chapter 555, Statutes of
184 Nevada 2021, at page 3849) **Section 17.7** of this bill delays the effective date of
185 these provisions until January 1, 2025.

186 **Section 19** of this bill repeals certain provisions that: (1) prohibit a counting
187 board from commencing to count the votes until all ballots are accounted for; (2)
188 provide for a recount at a hearing of any contest; and (3) require the county clerk to
189 transmit the number of registered voters in the county and their political affiliation
190 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
2 thereto the provisions set forth as sections 1.5 and 1.7 of this act.

3 **Sec. 1.5. 1. *The Secretary of State shall allow any***
4 ***registered voter to use the system of approved electronic***
5 ***transmission established pursuant to NRS 293D.200 to apply for***
6 ***and cast a ballot in every election where the system of approved***
7 ***electronic transmission is available to a covered voter to apply for***
8 ***and cast a military-overseas ballot if the registered voter does not***
9 ***have access to his or her mail ballot and is unable to go to the***
10 ***polls because:***

11 ***(a) Of an illness or disability resulting in confinement in a***
12 ***hospital, sanatorium, dwelling or nursing home; or***

13 ***(b) The registered voter is suddenly hospitalized, becomes***
14 ***seriously ill or is called away from home.***

15 **2. *The deadlines for a registered voter to use the system of***
16 ***approved electronic transmission pursuant to subsection 1 to apply***
17 ***for and cast a ballot are the same as the deadlines set forth in***



1 *NRS 293D.310 and 293D.400 for a covered voter to apply for and*
2 *cast a military-overseas ballot.*

3 *3. Upon receipt of an application and ballot cast by a*
4 *registered voter in accordance with subsection 1 using the system*
5 *of approved electronic transmission established pursuant to NRS*
6 *293D.200, the local elections official shall affix, mark or otherwise*
7 *acknowledge receipt of the application and ballot by means of a*
8 *time stamp on the application.*

9 *4. The Secretary of State shall ensure that the registered voter*
10 *may provide his or her digital signature or electronic signature on*
11 *any document or other material that is necessary for the registered*
12 *voter to request and cast a ballot.*

13 *5. The Secretary of State shall prescribe the form and content*
14 *of a declaration for use by a registered voter who does not have*
15 *access to his or her mail ballot and is unable to go to the polls to*
16 *swear or affirm specific representations pertaining to identity,*
17 *eligibility to vote, status as a registered voter and timely and proper*
18 *completion of a ballot.*

19 *6. The Secretary of State shall prescribe the duties of the*
20 *county clerk upon receipt of a ballot sent by a registered voter*
21 *using the system of approved electronic transmission pursuant to*
22 *this section, including, without limitation, the procedures to be*
23 *used in accepting, handling and counting the ballot.*

24 *7. The Secretary of State shall make available to a registered*
25 *voter using the system of approved electronic transmission*
26 *pursuant to this section information regarding instructions on*
27 *using the system for approved electronic transmission to apply for*
28 *and cast a ballot.*

29 *8. The Secretary of State shall adopt any regulations*
30 *necessary to carry out the provisions of this section.*

31 *9. As used in this section:*

32 *(a) "Covered voter" has the meaning ascribed to it in*
33 *NRS 293D.030.*

34 *(b) "Digital signature" has the meaning ascribed to it in*
35 *NRS 720.060.*

36 *(c) "Electronic signature" has the meaning ascribed to it in*
37 *NRS 719.100.*

38 *(d) "Military-overseas ballot" has the meaning ascribed to it in*
39 *NRS 293D.050.*

40 **Sec. 1.7.** *For the purposes of an election to the office of*
41 *presidential elector:*

42 *1. The following requirements apply to a demand for a*
43 *recount:*

44 *(a) A candidate for the office of presidential elector may*
45 *demand and receive a recount of the vote to determine the number*



1 of votes received for the candidate and the number of votes
2 received for the person who won the election if, on or before the
3 13th day following the election, the candidate who demands the
4 recount:

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

7 (2) Deposits in advance the estimated costs of the recount
8 with the Secretary of State, as determined by the Secretary of
9 State, in accordance with the regulations adopted by the Secretary
10 of State defining the term "costs."

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

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

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

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

25 (c) The court shall set the matter for a hearing not more than
26 5 days after the filing of the statement of contest and must
27 determine the results of the contest before the deadline to issue
28 and submit the certificate of ascertainment pursuant to 3 U.S.C. §
29 5. Election contests shall take precedence over all regular business
30 of the court in order that results of elections shall be determined
31 as soon as practicable.

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

36 **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
38 and 293.166, a name may not be printed on a ballot to be used at a
39 primary election unless the person named has filed a declaration of
40 candidacy with the appropriate filing officer and paid the filing fee
41 required by NRS 293.193 not earlier than:

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



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

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

(a) For partisan office:

DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

County of

For the purpose of having my name placed on the official ballot as a candidate for the Party nomination for the office of, I, the undersigned, do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at, in the City or Town of, County of, State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area prescribed by law to which the office pertains began on a date at least 30 days immediately preceding the date of the close of filing of declarations of candidacy for this office; that my telephone number is, and the address at which I receive mail, if different than my residence, is; that I am registered as a member of the Party; 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 have not, in violation of the provisions of NRS 293.176, changed the designation of my political party or political party affiliation on an official application to register to vote in any state since December 31 before the closing filing date for this election; that I generally believe in and intend to support the concepts found in the principles and policies of that political party in the coming election; that if nominated as a candidate of the Party at the ensuing election, I will accept that nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State



concerning the number of years or terms for which a person may hold the office; 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

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

***DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF***

State of Nevada

County of

For the purpose of having my name placed on the official ballot 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

For the purpose of having my name placed on the official ballot as a candidate for the office of, I, the undersigned, do swear or affirm under penalty of perjury that I actually, as opposed to constructively, reside at, in the City or Town of, County of, State of Nevada; that my actual, as opposed to constructive, residence in the State, district, county, township, city or other area



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

24
 25
 26 (Designation of name)

27
 28
 29 (Signature of candidate for office)

30
 31 Subscribed and sworn to before me
 32 this day of the month of of the year

33
 34 Notary Public or other person
 35 authorized to administer an oath
 36

37
 38 3. The address of a candidate which must be included in the
 39 declaration of candidacy pursuant to subsection 2 must be the street
 40 address of the residence where the candidate actually, as opposed to
 41 constructively, resides in accordance with NRS 281.050, if one has
 42 been assigned. The declaration of candidacy must not be accepted
 43 for filing if the candidate fails to comply with the following
 44 provisions of this subsection or, if applicable, the provisions of
 45 subsection 4:



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

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

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

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

13 4. If the candidate executes an oath or affirmation under
14 penalty of perjury stating that the candidate is unable to present to
15 the filing officer the proof of residency required by subsection 3
16 because a street address has not been assigned to the candidate's
17 residence or because the rural or remote location of the candidate's
18 residence makes it impracticable to present the proof of residency
19 required by subsection 3, the candidate shall present to the filing
20 officer:

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

24 (b) Alternative proof of the candidate's residential address that
25 the filing officer determines is sufficient to verify where the
26 candidate actually, as opposed to constructively, resides in
27 accordance with NRS 281.050. The Secretary of State may adopt
28 regulations establishing the forms of alternative proof of the
29 candidate's residential address that the filing officer may accept to
30 verify where the candidate actually, as opposed to constructively,
31 resides in accordance with NRS 281.050.

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

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

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

38 6. By filing the declaration of candidacy, the candidate shall be
39 deemed to have appointed the filing officer for the office as his or
40 her agent for service of process for the purposes of a proceeding
41 pursuant to NRS 293.182. Service of such process must first be
42 attempted at the appropriate address as specified by the candidate in
43 the declaration of candidacy. If the candidate cannot be served at
44 that address, service must be made by personally delivering to and
45 leaving with the filing officer duplicate copies of the process. The



1 filing officer shall immediately send, by registered or certified mail,
2 one of the copies to the candidate at the specified address, unless the
3 candidate has designated in writing to the filing officer a different
4 address for that purpose, in which case the filing officer shall mail
5 the copy to the last address so designated.

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

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

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

16 8. The receipt of information by the Attorney General or
17 district attorney pursuant to subsection 7 must be treated as a
18 challenge of a candidate pursuant to subsections 4 and 5 of NRS
19 293.182 to which the provisions of NRS 293.2045 apply.

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

23 **Sec. 2.** NRS 293.193 is hereby amended to read as follows:

24 293.193 1. Fees as listed in this section for filing declarations
25 of candidacy must be paid to the filing officer by cash, *credit card*,
26 cashier's check or certified check.

27		
28	United States Senator	\$500
29	Representative in Congress	300
30	Governor.....	300
31	Justice of the Supreme Court.....	300
32	Any state office, other than Governor or justice of	
33	the Supreme Court.....	200
34	<i>Independent candidate for the office of President</i>	
35	<i>of the United States</i>	<i>250</i>
36	<i>Lieutenant Governor</i>	<i>200</i>
37	<i>Secretary of State, State Treasurer, State</i>	
38	<i>Controller or Attorney General.....</i>	<i>200</i>
39	<i>Court of Appeals judge.....</i>	<i>200</i>
40	<i>Member of the State Board of Education.....</i>	<i>200</i>
41	District judge.....	150
42	Justice of the peace.....	100
43	Any county office.....	100
44	State Senator.....	100
45	Assemblyman or Assemblywoman	100



1 *Trustee of a county school district, hospital or*
2 *hospital district \$30*
3 Any *other* district office other than district judge 30
4 Constable or other town or township office 30
5 *Member of the Board of Regents of the University*
6 *of Nevada..... 0*
7 *Any other office which receives no compensation 0*
8

9 For the purposes of this subsection, trustee of a county school
10 district, hospital or hospital district is not a county office.

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

13 3. The county clerk shall pay to the county treasurer all filing
14 fees received from candidates. The county treasurer shall deposit the
15 money to the credit of the general fund of the county.

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

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

19 293.200 1. An independent candidate for partisan office must
20 file with the appropriate filing officer as set forth in NRS 293.185:

21 (a) A copy of the petition of candidacy that he or she intends to
22 subsequently circulate for signatures. The copy must be filed not
23 earlier than the January 2 preceding the date of the election and not
24 later than 10 working days before the last day to file the petition
25 pursuant to subsection 4. The copy of the petition must be filed with
26 the appropriate filing officer before the petition may be circulated
27 for signatures.

28 (b) Either of the following:

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

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

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

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

41 (2) A petition of candidacy signed by 250 registered voters if
42 the candidate is a candidate for statewide office, or signed by 100
43 registered voters if the candidate is a candidate for any office other
44 than a statewide office.



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

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

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

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

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

27 7. The names of independent candidates must be placed on the
28 general election ballot and must not appear on the primary election
29 ballot.

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

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

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

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

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

44 11. An independent candidate for partisan office must file a
45 declaration of candidacy *in the form required by NRS 293.177* with



1 the appropriate filing officer and pay the filing fee required by NRS
2 293.193 not earlier than the first Monday in March of the year in
3 which the election is held and not later than 5 p.m. on the second
4 Friday after the first Monday in March.

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

6 293.225 1. Members of election boards continue *to serve* as
7 such from the day ~~[before the day of the election.]~~ *of appointment*
8 until the time for filing contests of the election has expired.

9 2. Each member of an election board is subject to call by the
10 board of county commissioners or city council to correct any errors
11 discovered during the canvass of votes by the board of county
12 commissioners or city council.

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

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

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

23 293.260 1. If there is no contest of election for nomination to
24 a particular office, neither the title of the office nor the name of the
25 candidate may appear on the ballot at the primary election.

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

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

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

36 (b) Any nonpartisan office, other than the office of judge of a
37 district court, judge of the Court of Appeals, justice of the Supreme
38 Court or member of a town advisory board, the names of those
39 candidates must appear on the ballot for a primary election unless
40 the candidates were nominated pursuant to subsection 2 of NRS
41 293.165. If a candidate receives one or more votes at the primary
42 election, the candidate must be declared elected to the office and his
43 or her name must not be placed on the ballot for the general
44 election. If a candidate does not receive one or more votes at the



1 primary election, his or her name must be placed on the ballot for
2 the general election.

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

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

11 5. If there are more than twice the number of candidates to be
12 elected to a nonpartisan office, the names of the candidates must
13 appear on the ballot for a primary election. Except as otherwise
14 provided in NRS 293.400, those candidates who receive the highest
15 number of votes at the primary election, not to exceed twice the
16 number to be elected, must be declared nominees for the office and
17 the names of those candidates must be placed on the ballot for the
18 general election, except that if one of those candidates receives a
19 majority of the votes cast in the primary election for:

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

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

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

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

34 293.269 1. Every ballot upon which appears the names of
35 candidates for any statewide office or for President and Vice
36 President of the United States shall contain for each office an
37 additional line equivalent to the lines on which the candidates'
38 names appear and placed at the end of the group of lines containing
39 the names of the candidates for that office. Each additional line shall
40 contain a ~~square~~ *space* in which the voter may express a choice of
41 that line in the same manner as the voter would express a choice of a
42 candidate, and the line shall read "None of these candidates."

43 2. Only votes cast for the named candidates shall be counted in
44 determining nomination or election to any statewide office or
45 presidential nominations or the selection of presidential electors, but



1 for each office the number of ballots on which the additional line
2 was chosen shall be listed following the names of the candidates and
3 the number of their votes in every posting, abstract and
4 proclamation of the results of the election.

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

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

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

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

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

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

28 (a) Registers to vote for the election pursuant to the provisions
29 of NRS 293.5772 to 293.5887, inclusive; ~~for~~

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

32 *(c) Elects not to receive a mail ballot at the time the person*
33 *preregistered or registered to vote.*

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

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

38 (a) Each active registered voter who:

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

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

43 (b) Each active registered voter who registers to vote after the
44 dates set for distributing mail ballots pursuant to paragraph (a) but



1 who is eligible to receive a mail ballot pursuant to subsection 1, not
2 later than 13 days before the election.

3 (c) Each covered voter who is entitled to have a military-
4 overseas ballot transmitted pursuant to the provisions of chapter
5 293D of NRS or the Uniformed and Overseas Citizens Absentee
6 Voting Act, 52 U.S.C. §§ 20301 et seq., not later than the time
7 required by those provisions.

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

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

15 **Sec. 6.15.** (Deleted by amendment.)

16 **Sec. 6.2.** (Deleted by amendment.)

17 **Sec. 6.23.** NRS 293.363 is hereby amended to read as follows:

18 293.363 1. ~~[When]~~ *Mail ballots must be counted by the mail*
19 *ballot central counting board pursuant to NRS 293.269931.*

20 2. *Ballots cast using a mechanical voting system must not be*
21 *counted until* the polls are closed . ~~[, the counting board shall~~
22 ~~prepare to count the ballots voted.]~~ The counting procedure must be
23 public and , *to the extent practicable,* continue without adjournment
24 until completed.

25 ~~[2. If the ballots are paper ballots, the counting board shall~~
26 ~~prepare in the following manner:~~

27 ~~—(a) The container that holds the ballots or the ballot box must be~~
28 ~~opened and the ballots contained therein counted by the counting~~
29 ~~board and opened far enough to ascertain whether each ballot is~~
30 ~~single. If two or more ballots are found folded together to present~~
31 ~~the appearance of a single ballot, they must be laid aside until the~~
32 ~~count of the ballots is completed. If a majority of the inspectors are~~
33 ~~of the opinion that the ballots folded together were voted by one~~
34 ~~person, the ballots must be rejected and placed in an envelope, upon~~
35 ~~which must be written the reason for their rejection. The envelope~~
36 ~~must be signed by the counting board officers and placed in the~~
37 ~~container or ballot box after the count is completed.~~

38 ~~—(b) If the ballots in the container or box are found to exceed in~~
39 ~~number the number of names as are indicated on the roster as having~~
40 ~~voted, the ballots must be replaced in the container or box, and a~~
41 ~~counting board officer, with his or her back turned to the container~~
42 ~~or box, shall draw out a number of ballots equal to the excess. The~~
43 ~~excess ballots must be marked on the back thereof with the words~~
44 ~~“Excess ballots not counted.” The ballots when so marked must be~~



~~1 immediately sealed in an envelope and returned to the county clerk
2 with the other ballots rejected for any cause.~~

~~3 —(c) When it has been ascertained that the number of ballots
4 agrees with the number of names of registered voters shown to have
5 voted, the board shall proceed to count. If there is a discrepancy
6 between the number of ballots and the number of voters, a record of
7 the discrepancy must be made.]~~

8 **Sec. 6.24.** NRS 293.3677 is hereby amended to read as
9 follows:

10 293.3677 1. When counting a vote in an election, if more
11 choices than permitted by the instructions for a ballot are marked for
12 any office or question, the vote for that office or question may not
13 be counted ~~[]~~ *if the marks meet or exceed the threshold*
14 *established by regulation pursuant to subsection 3.*

15 2. Except as otherwise provided in subsection 1, in an election
16 in which a mechanical voting system is used whereby a vote is cast
17 by darkening a designated space on the ballot:

18 (a) A vote must be counted if the designated space is darkened
19 or there is a writing in the designated space, including, without
20 limitation, a cross or check; and

21 (b) Except as otherwise provided in paragraph (a), a writing or
22 other mark on the ballot, including, without limitation, a cross,
23 check, tear or scratch may not be counted as a vote ~~[]~~ *unless the*
24 *writing or mark meets or exceeds the threshold established by*
25 *regulation pursuant to subsection 3.*

26 3. The Secretary of State:

27 (a) May adopt regulations establishing ~~[additional]~~ :

28 (1) *Additional* uniform, statewide standards, not inconsistent
29 with this section, for counting a vote cast by a method of voting
30 described in subsection 2; and

31 (2) *Uniform thresholds for determining whether writing or*
32 *a mark on a ballot must be counted as a vote; and*

33 (b) Shall adopt regulations establishing uniform, statewide
34 standards for counting a vote cast by each method of voting used in
35 this State that is not described in subsection 2, including, without
36 limitation, a vote cast on a mechanical recording device which
37 directly records the votes electronically.

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

39 293.391 1. The voted ballots, rejected ballots, spoiled ballots,
40 challenge lists, records printed on paper of voted ballots collected
41 pursuant to NRS 293B.400, reports prepared pursuant to NRS
42 293.269937 and stubs of the ballots used, enclosed and sealed, must,
43 after canvass of the votes by the board of county commissioners, be
44 deposited in the vaults of the county clerk. The records of voted
45 ballots that are maintained in electronic form must, after canvass of



1 the votes by the board of county commissioners, be sealed and
2 deposited in the vaults of the county clerk. The tally lists collected
3 pursuant to this title must, after canvass of the votes by the board of
4 county commissioners, be deposited in the vaults of the county clerk
5 without being sealed. All materials described by this subsection
6 must be preserved for at least 22 months, and all such sealed
7 materials must be destroyed immediately after the preservation
8 period. A notice of the destruction must be published by the clerk in
9 at least one newspaper of general circulation in the county not less
10 than 2 weeks before the destruction.

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

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

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

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

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

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

38 293.394 1. The Secretary of State shall adopt regulations for
39 conducting a risk-limiting audit of an election, which may include,
40 without limitation:

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

44 2. In accordance with the regulations adopted by the Secretary
45 of State pursuant to this section, each county clerk shall conduct a



1 risk-limiting audit of the results of an election . ~~[[prior to the~~
2 ~~certification of the results of the election pursuant to NRS 293.395.]]~~

3 3. As used in this section, “risk-limiting audit” means an audit
4 protocol that:

5 (a) Makes use of statistical principles and methods; and

6 (b) Is designed to limit the risk of certifying an incorrect
7 election outcome.

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

9 293.403 1. ~~[[A]]~~ *Except as otherwise provided in section 1.7*
10 *of this act, a* candidate defeated at any election may demand and
11 receive a recount of the vote for the office for which he or she is a
12 candidate to determine the number of votes received for the
13 candidate and the number of votes received for the person who won
14 the election if, within 3 working days after the canvass of the vote
15 and the certification by the county clerk or city clerk of the abstract
16 of votes, the candidate who demands the recount:

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

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

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

25 (a) Files in writing a demand with:

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

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

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

33 3. The estimated costs of the recount must be determined by
34 the person with whom the advance is deposited based on regulations
35 adopted by the Secretary of State defining the term “costs.”

36 4. As used in this section, “canvass” means:

37 (a) In any primary election, the canvass by the board of county
38 commissioners of the returns for a candidate or ballot question voted
39 for in one county or the canvass by the board of county
40 commissioners last completing its canvass of the returns for a
41 candidate or ballot question voted for in more than one county.

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

44 (c) In any general election:



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

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

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

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

9 293.404 1. Where a recount is demanded pursuant to the
10 provisions of NRS 293.403, *or section 1.7 of this act*, the:

11 (a) County clerk of each county affected by the recount shall
12 employ a recount board to conduct the recount in the county, and
13 shall act as chair of the recount board unless the recount is for the
14 office of county clerk, in which case the registrar of voters of the
15 county, if a registrar of voters has been appointed for the county,
16 shall act as chair of the recount board. If a registrar of voters has not
17 been appointed for the county, the chair of the board of county
18 commissioners, if the chair is not a candidate on the ballot, shall act
19 as chair of the recount board. If the recount is for the office of
20 county clerk, a registrar of voters has not been appointed for the
21 county and the chair of the board of county commissioners is a
22 candidate on the ballot, the chair of the board of county
23 commissioners shall appoint another member of the board of county
24 commissioners who is not a candidate on the ballot to act as chair of
25 the recount board. A member of the board of county commissioners
26 who is a candidate on the ballot may not serve as a member of the
27 recount board.

28 (b) City clerk shall employ a recount board to conduct the
29 recount in the city, and shall act as chair of the recount board unless
30 the recount is for the office of city clerk, in which case the mayor of
31 the city, if the mayor is not a candidate on the ballot, shall act as
32 chair of the recount board. If the recount is for the office of city
33 clerk and the mayor of the city is a candidate on the ballot, the
34 mayor of the city shall appoint another member of the city council
35 who is not a candidate on the ballot to act as chair of the recount
36 board. A member of the city council who is a candidate on the ballot
37 may not serve as a member of the recount board.

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

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



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

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

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

6 293.405 1. If the person who demanded the recount does not
7 prevail, and it is found that the sum deposited was less than the cost
8 of the recount, the person shall, upon demand, pay the deficiency to
9 the county clerk, city clerk or Secretary of State, as the case may be.
10 If the sum deposited is in excess of the cost, the excess must be
11 refunded to the person.

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

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

19 (b) If the recount concerns an office or ballot question for which
20 voting is statewide, the clerk of each county shall submit a statement
21 of its costs in the recount to the Secretary of State for review and
22 approval. The Secretary of State shall submit the statements to the
23 State Board of Examiners, which shall repay the allowable costs
24 from the Reserve for Statutory Contingency Account to the
25 respective counties.

26 3. ~~Each~~ *Except as otherwise provided in section 1.7 of this*
27 *act, each* recount must be commenced within 5 days after demand,
28 and must be completed within 5 days after it is begun.

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

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

33 293.407 1. A candidate at any election, or any registered
34 voter of the appropriate political subdivision, may contest the
35 election of any candidate, except for the office of United States
36 Senator or Representative in Congress.

37 2. Except where the contest involves the general election for
38 the office of Governor, Lieutenant Governor, Assemblyman,
39 Assemblywoman, State Senator, justice of the Supreme Court or
40 judge of the Court of Appeals, a candidate or voter who wishes to
41 contest an election, including election to the office of presidential
42 elector, must, within the time prescribed in NRS 293.413, *or section*
43 *1.7 of this act, as applicable,* file with the clerk of the district court
44 a written statement of contest, setting forth:



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

4 (b) The name of the defendant;

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

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

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

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

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

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

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

17 293.413 1. ~~{The}~~ *Except as otherwise provided in section 1.7*
18 *of this act, the* statement of contest provided for in NRS 293.407
19 shall be filed with the clerk of the district court no later than 5 days
20 after a recount is completed, and no later than 14 days after the
21 election if no recount is demanded. The parties to a contest shall be
22 denominated contestant and defendant.

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

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

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

33 293.469 Each county clerk is encouraged to:

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

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



1 telecommunications device that is accessible to a person who is
2 deaf.

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

6 (a) Related to elections; and

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

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

10 293.504 1. The following offices shall serve as voter
11 registration agencies:

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

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

16 (c) The offices of the Department of Motor Vehicles;

17 (d) The offices of the city and county clerks;

18 (e) Such other county and municipal facilities as a county clerk
19 or city clerk may designate pursuant to NRS 293.5035 or 293C.520,
20 as applicable;

21 (f) Recruitment offices of the United States Armed Forces; and

22 (g) Such other offices as the Secretary of State deems
23 appropriate.

24 2. Each voter registration agency shall:

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

27 (b) Except as otherwise provided in subsection 3 and NRS
28 293.5732 to 293.5757, inclusive, distribute applications to
29 preregister or register to vote which may be returned by mail with
30 any application for services or assistance from the agency or
31 submitted for any other purpose and with each application for
32 recertification, renewal or change of address submitted to the
33 agency that relates to such services, assistance or other purpose;

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

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

40 3. A voter registration agency is not required to provide an
41 application to preregister or register to vote pursuant to paragraph

42 (b) of subsection 2 to a person who applies for or receives services
43 or assistance from the agency or submits an application for any
44 other purpose if the person affirmatively declines to preregister or
45 register to vote and submits to the agency a written form that meets



1 the requirements of 52 U.S.C. § 20506(a)(6). Information related to
2 the declination to preregister or register to vote may not be used for
3 any purpose other than voter registration.

4 4. Except as otherwise provided in this subsection and NRS
5 293.5727 and 293.5747, any application to preregister or register to
6 vote accepted by a voter registration agency must be transmitted to
7 the county clerk not later than 10 days after the application is
8 accepted. The applications must be forwarded daily during the 2
9 weeks immediately preceding the last day to register to vote by mail
10 pursuant to NRS 293.560 or 293C.527, as applicable. The county
11 clerk shall accept any application which is obtained from a voter
12 registration agency pursuant to this section and completed by the
13 last day to register to vote by mail pursuant to NRS 293.560 or
14 293C.527, as applicable, if the county clerk receives the application
15 not later than 5 days after that date.

16 5. *A voter registration agency shall provide notice to a voter
17 who submits an application to register to vote after the last day to
18 register to vote by mail for an election pursuant to NRS 293.560 or
19 293C.527 that to vote in the upcoming election, the voter must
20 complete an application to register to vote by computer using the
21 system established by the Secretary of State pursuant to NRS
22 293.671 or in person pursuant to NRS 293.5772 to 293.5887,
23 inclusive.*

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

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

30 293.5235 1. Except as otherwise provided in NRS 293.502
31 and chapter 293D of NRS, a person may preregister or register to
32 vote by:

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

35 (b) A computer using:

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

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

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

42 2. The county clerk shall, upon request, mail an application to
43 preregister or register to vote to an applicant. The county clerk shall
44 make the applications available at various public places in the
45 county.



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

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

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

7 4. An application to preregister or register to vote which is
8 mailed to an applicant by the county clerk or made available to the
9 public at various locations or voter registration agencies in the
10 county may be returned to the county clerk by mail or in person. For
11 the purposes of this section, an application which is personally
12 delivered to the county clerk shall be deemed to have been returned
13 by mail.

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

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

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

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

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

28 8. Except as otherwise provided in subsections 5 and 6 of NRS
29 293.518 and NRS 293.5767, if the county clerk determines that the
30 application is not complete, the county clerk shall, as soon as
31 possible, mail a notice to the applicant that additional information is
32 required to complete the application. If the applicant provides the
33 information requested by the county clerk within 15 days after the
34 county clerk mails the notice, the county clerk shall, within 10 days
35 after receiving the information, mail to the applicant:

36 (a) A notice that the applicant is:

37 (1) Preregistered to vote; or

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

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

42 ➡ If the applicant does not provide the additional information
43 within the prescribed period, the application is void.

44 9. The applicant shall be deemed to be preregistered or
45 registered or to have corrected the information in the application to



1 preregister to vote or the registrar of voters' register on the date the
2 application is postmarked or received by the county clerk,
3 whichever is earlier.

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

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

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

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

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

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

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

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

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

32
33 (b) The question, "Are you a citizen of the United States?" and
34 boxes for the applicant to check to indicate whether or not the
35 applicant is a citizen of the United States.

36 (c) If the application is to:

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

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



1 (d) A statement instructing the applicant not to complete the
2 application if the applicant checked “no” in response to the question
3 set forth in:

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

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

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

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

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

20 14. The county clerk shall mail, by postcard, the notices
21 required pursuant to subsections 7 and 8. If the postcard is returned
22 to the county clerk by the United States Postal Service because the
23 address is fictitious or the person does not live at that address, the
24 county clerk shall attempt to determine whether the person’s current
25 residence is other than that indicated on the application to
26 preregister or register to vote in the manner set forth in
27 NRS 293.530.

28 15. A person who, by mail, preregisters or registers to vote
29 pursuant to this section may be assisted in completing the
30 application to preregister or register to vote by any other person.
31 The application must include the mailing address and signature of
32 the person who assisted the applicant. The failure to provide the
33 information required by this subsection will not result in the
34 application being deemed incomplete.

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

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

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

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



1 **Sec. 6.7.** NRS 293.5307 is hereby amended to read as follows:
2 293.5307 If a county clerk enters into an agreement pursuant to
3 NRS 293.5303, the county clerk shall review each notice of a
4 change of address filed with the United States Postal Service by a
5 resident of the county and identify each resident who is a registered
6 voter and has moved to a new address. ~~Before removing or~~
7 ~~correcting information in the statewide voter registration list, the~~
8 *The* county clerk shall , *in accordance with 52 U.S.C. § 20507,*
9 mail a notice to each such registered voter and follow the procedures
10 set forth in NRS 293.530.

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

13 293.5727 1. Except as otherwise provided in this section, the
14 Department of Motor Vehicles shall provide an application to
15 preregister or register to vote to each person who applies for the
16 issuance or renewal of any type of driver's license or identification
17 card issued by the Department.

18 2. The county clerk shall use the applications to preregister or
19 register to vote which are signed and completed pursuant to
20 subsection 1 to preregister or register an applicant to vote or to
21 correct the preregistration or registration of the applicant, as
22 applicable. An application that is not signed must not be used to
23 preregister or register or correct the preregistration or registration of
24 the applicant.

25 3. For the purposes of this section, each employee specifically
26 authorized to do so by the Director of the Department may oversee
27 the completion of an application. The authorized employee shall
28 check the application for completeness and verify the information
29 required by the application. Each application must include a
30 duplicate copy or receipt to be retained by the applicant upon
31 completion of the form. The Department shall, except as otherwise
32 provided in this subsection, forward each application on a weekly
33 basis to the county clerk or, if applicable, to the registrar of voters of
34 the county in which the applicant resides. The applications must be
35 forwarded daily during the 2 weeks immediately preceding the last
36 day to register to vote by mail pursuant to NRS 293.560 or
37 293C.527, as applicable.

38 4. The Department ~~is~~ :

39 (a) *Is* not required to provide an application to register to vote
40 pursuant to subsection 1 to a person who declines to apply to
41 register to vote pursuant to this section and submits to the
42 Department a written form that meets the requirements of 52 U.S.C.
43 § 20506(a)(6). Information related to the declination to apply to
44 register to vote must not be used for any purpose other than voter
45 registration.



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

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

9 (a) Preregister to vote at any time.

10 (b) Register to vote which is obtained from the Department of
11 Motor Vehicles pursuant to this section and completed by the last
12 day to register to vote by mail pursuant to NRS 293.560 or
13 293C.527, as applicable, if the county clerk receives the application
14 not later than 5 days after that date.

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

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

42 8. Upon receipt of a form to correct information, the county
43 clerk shall compare the information to that contained in the database
44 created by the Secretary of State pursuant to NRS 293.675. The
45 county clerk shall correct the information to reflect any changes



1 indicated on the form. After making any changes, the county clerk
2 shall notify the person by mail that the records have been corrected.

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

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

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

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

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

14 293.755 1. A person who tampers or interferes with, or
15 attempts to tamper or interfere with, a mechanical voting system,
16 mechanical voting device or any computer program used ~~[to count~~
17 ~~ballots]~~ *to conduct an election* with the intent to prevent the proper
18 operation of that device, system or program is guilty of a category D
19 felony and shall be punished as provided in NRS 193.130.

20 2. A person who tampers or interferes with, or attempts to
21 tamper or interfere with, a mechanical voting system, mechanical
22 voting device or any computer program used to ~~[count ballots]~~
23 *conduct an election* with the intent to influence the outcome of an
24 election is guilty of a category B felony and shall be punished by
25 imprisonment in the state prison for a minimum term of not less
26 than 2 years and a maximum term of not more than 20 years.

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

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

32 293.810 1. It is unlawful for any person to be preregistered to
33 vote or registered as a voter in more than one ~~[county]~~ *state* at one
34 time.

35 2. *If a county clerk receives information from another state*
36 *that a person is registered to vote in that state, the county clerk*
37 *shall, in accordance with 52 U.S.C. § 20507, mail a notice to each*
38 *such registered voter and follow the procedures set forth in NRS*
39 *293.530 or 293.541, as applicable.*

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

41 293.875 1. At least once each year, each county or city clerk
42 and all members of their staff whose duties include administering an
43 election must complete a training class on cybersecurity that is
44 approved by the Secretary of State.



1 2. *The Secretary of State shall adopt by regulation a cyber-*
2 *incident response plan for elections. Each county and city clerk*
3 *and other local election official is required to comply with the*
4 *requirements of the cyber-incident response plan.* If any county or
5 city clerk or other local election official identifies or is informed of
6 a confirmed ~~[attack]~~ *cyber-incident* or attempted ~~[attack]~~ *cyber-*
7 *incident* on the security of an information system used by the
8 county or city clerk or other local election official, the county or city
9 clerk or other local election official shall ~~[immediately]~~ notify the
10 Secretary of State regarding such ~~[attack]~~ *cyber-incident* or
11 attempted ~~[attack-]~~ *cyber-incident in accordance with the cyber-*
12 *incident response plan adopted by the Secretary of State pursuant*
13 *to this subsection.*

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

15 293B.400 1. Except as otherwise provided in this section, if a
16 recount is demanded pursuant to the provisions of NRS 293.403 *or*
17 *section 1.7 of this act* or if an election is contested pursuant to NRS
18 293.407, *or section 1.7 of this act,* the county or city clerk shall
19 ensure that each mechanical recording device which directly
20 recorded votes electronically for the applicable election provides a
21 record printed on paper of each ballot voted on that device.

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

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

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

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

29 1. *The Secretary of State shall allow any registered voter to*
30 *use the system of approved electronic transmission established*
31 *pursuant to NRS 293D.200 to apply for and cast a ballot in every*
32 *election where the system of approved electronic transmission is*
33 *available to a covered voter to request and cast a military-overseas*
34 *ballot if the registered voter does not have access to his or her mail*
35 *ballot and is unable to go to the polls because:*

36 (a) *Of an illness or disability resulting in confinement in a*
37 *hospital, sanatorium, dwelling or nursing home; or*

38 (b) *The registered voter is suddenly hospitalized, becomes*
39 *seriously ill or is called away from home.*

40 2. *The deadlines for a registered voter to use the system of*
41 *approved electronic transmission pursuant to subsection 1 to apply*
42 *for and cast a ballot are the same as the deadlines set forth in NRS*
43 *293D.310 and 293D.400 for a covered voter to apply for and cast a*
44 *military-overseas ballot.*



1 3. *Upon receipt of an application and ballot cast by a*
2 *registered voter in accordance with subsection 1 using the system*
3 *of approved electronic transmission established pursuant to NRS*
4 *293D.200, the local elections official shall affix, mark or otherwise*
5 *acknowledge receipt of the application and ballot by means of a*
6 *time stamp on the application.*

7 4. *The Secretary of State shall ensure that the registered voter*
8 *may provide his or her digital signature or electronic signature on*
9 *any document or other material that is necessary for the registered*
10 *voter to request and cast a ballot.*

11 5. *The Secretary of State shall prescribe the form and content*
12 *of a declaration for use by a registered voter who does not have*
13 *access to his or her mail ballot and is unable to go to the polls to*
14 *swear or affirm specific representations pertaining to identity,*
15 *eligibility to vote, status as a registered voter and timely and proper*
16 *completion of a ballot.*

17 6. *The Secretary of State shall prescribe the duties of the city*
18 *clerk upon receipt of a ballot sent by a registered voter using the*
19 *system of approved electronic transmission pursuant to this*
20 *section, including, without limitation, the procedures to be used in*
21 *accepting, handling and counting the ballot.*

22 7. *The Secretary of State shall make available to a registered*
23 *voter using the system of approved electronic transmission*
24 *pursuant to this section information regarding instructions on*
25 *using the system for approved electronic transmission to apply for*
26 *and cast a ballot.*

27 8. *The Secretary of State shall adopt any regulations*
28 *necessary to carry out the provisions of this section.*

29 9. *As used in this section:*

30 (a) *“Covered voter” has the meaning ascribed to it in*
31 *NRS 293D.030.*

32 (b) *“Digital signature” has the meaning ascribed to it in*
33 *NRS 720.060.*

34 (c) *“Electronic signature” has the meaning ascribed to it in*
35 *NRS 719.100.*

36 (d) *“Military-overseas ballot” has the meaning ascribed to it in*
37 *NRS 293D.050.*

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

39 293C.175 1. A primary city election must be held in each city
40 of population category one, and in each city of population category
41 two that has so provided by ordinance, on the second Tuesday in
42 June of each even-numbered year, at which time there must be
43 nominated candidates for offices to be voted for at the next general
44 city election.



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

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

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

11 3. At the time that a candidate files a declaration of candidacy,
12 the city clerk shall charge and collect from the candidate, and the
13 candidate must pay to the city clerk, a filing fee in an amount fixed
14 by the governing body of the city by ordinance or resolution. The
15 filing fees collected by the city clerk must be deposited to the credit
16 of the general fund of the city.

17 4. All candidates, except as otherwise provided in NRS
18 266.220, must be voted upon by the electors of the city at large.

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

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

35 293C.195 A withdrawal of candidacy for a city office must be
36 in writing and presented to the city clerk by the candidate in person
37 within ~~21~~ 7 days, excluding Saturdays, Sundays and holidays, after
38 the last day for filing a declaration of candidacy. *If the withdrawal*
39 *of candidacy is submitted in a timely manner pursuant to the*
40 *provisions of this subsection, the withdrawal shall be deemed*
41 *effective after the seventh day, excluding Saturdays, Sundays and*
42 *holidays, after the last day for filing.*

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

44 293C.263 1. Except as otherwise provided in this section, the
45 city clerk shall prepare and distribute to each active registered voter



1 in the city and each person who registers to vote or updates his or
2 her voter registration information not later than the 14 days before
3 the election a mail ballot for every election. The city clerk shall
4 make reasonable accommodations for the use of the mail ballot by a
5 person who is elderly or disabled, including, without limitation, by
6 providing, upon request, the mail ballot in 12-point type to a person
7 who is elderly or disabled.

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

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

15 (a) Registers to vote for the election pursuant to the provisions
16 of NRS 293.5772 to 293.5887, inclusive; ~~for~~

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

19 (c) *Elects not to receive a mail ballot at the time the person*
20 *preregistered or registered to vote.*

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

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

25 (a) Each active registered voter who:

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

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

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

34 (c) Each covered voter who is entitled to have a military-
35 overseas ballot transmitted pursuant to the provisions of chapter
36 293D of NRS or the Uniformed and Overseas Citizens Absentee
37 Voting Act, 52 U.S.C. §§ 20301 et seq., not later than the time
38 required by those provisions.

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

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



1 **Sec. 9.6.** (Deleted by amendment.)

2 **Sec. 9.8.** (Deleted by amendment.)

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

4 **Sec. 10.2.** NRS 293C.362 is hereby amended to read as
5 follows:

6 293C.362 1. ~~[When]~~ *Mail ballots must be counted by the*
7 *mail ballot central counting board pursuant to NRS 293C.26331.*

8 2. *Ballots cast using a mechanical voting system must not be*
9 *counted until* the polls are closed . ~~[, the counting board shall~~
10 ~~prepare to count the ballots voted.]~~ The counting procedure must be
11 public and , *to the extent practicable,* continue without adjournment
12 until completed.

13 ~~[2. If the ballots are paper ballots, the counting board shall~~
14 ~~prepare in the following manner:~~

15 ~~—(a) The container that holds the ballots or the ballot box must be~~
16 ~~opened and the ballots contained therein counted by the counting~~
17 ~~board and opened far enough to determine whether each ballot is~~
18 ~~single. If two or more ballots are found folded together to present~~
19 ~~the appearance of a single ballot, they must be laid aside until the~~
20 ~~count of the ballots is completed. If a majority of the inspectors are~~
21 ~~of the opinion that the ballots folded together were voted by one~~
22 ~~person, the ballots must be rejected and placed in an envelope, upon~~
23 ~~which must be written the reason for their rejection. The envelope~~
24 ~~must be signed by the counting board officers and placed in the~~
25 ~~container or ballot box after the count is completed.~~

26 ~~—(b) If the ballots in the container or box are found to exceed the~~
27 ~~number of names as are indicated on the roster as having voted, the~~
28 ~~ballots must be replaced in the container or box and a counting~~
29 ~~board officer shall, with his or her back turned to the container or~~
30 ~~box, draw out a number of ballots equal to the excess. The excess~~
31 ~~ballots must be marked on the back thereof with the words "Excess~~
32 ~~ballots not counted." The ballots when so marked must be~~
33 ~~immediately sealed in an envelope and returned to the city clerk~~
34 ~~with the other ballots rejected for any cause.~~

35 ~~—(c) When it has been determined that the number of ballots~~
36 ~~agrees with the number of names of registered voters shown to have~~
37 ~~voted, the board shall proceed to count. If there is a discrepancy~~
38 ~~between the number of ballots and the number of voters, a record of~~
39 ~~the discrepancy must be made.]~~

40 **Sec. 10.4.** NRS 293C.369 is hereby amended to read as
41 follows:

42 293C.369 1. When counting a vote in an election, if more
43 choices than permitted by the instructions for a ballot are marked for
44 any office or question, the vote for that office or question may not



1 be counted ~~if~~ *if the marks meet or exceed the threshold*
2 *established by regulation pursuant to subsection 3.*

3 2. Except as otherwise provided in subsection 1, in an election
4 in which a mechanical voting system is used whereby a vote is cast
5 by darkening a designated space on the ballot:

6 (a) A vote must be counted if the designated space is darkened
7 or there is a writing in the designated space, including, without
8 limitation, a cross or check; and

9 (b) Except as otherwise provided in paragraph (a), a writing or
10 other mark on the ballot, including, without limitation, a cross,
11 check, tear or scratch may not be counted as a vote ~~if~~ *unless the*
12 *writing or mark meets or exceeds the threshold established by*
13 *regulation pursuant to subsection 3.*

14 3. The Secretary of State:

15 (a) May adopt regulations establishing ~~additional~~ :

16 (1) *Additional* uniform, statewide standards, not inconsistent
17 with this section, for counting a vote cast by a method of voting
18 described in subsection 2; and

19 (2) *Uniform thresholds for determining whether writing or*
20 *a mark on a ballot must be counted as a vote; and*

21 (b) Shall adopt regulations establishing uniform, statewide
22 standards for counting a vote cast by each method of voting used in
23 this State that is not described in subsection 2, including, without
24 limitation, a vote cast on a mechanical recording device which
25 directly records the votes electronically.

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

28 293C.720 Each city clerk is encouraged to:

29 1. Not later than the earlier date of the first notice provided
30 pursuant to subsection 3 of NRS 293.560 or NRS 293C.187, notify
31 the public, through means designed to reach members of the public
32 who are elderly or disabled, of the provisions of NRS 293C.263,
33 293C.281 and 293C.282 ~~if~~ *and section 7.6 of this act.*

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

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

44 (a) Related to elections; and



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

3 **Sec. 11.** NRS 293D.090 is hereby amended to read as follows:
4 293D.090 "Uniformed-service voter" means an elector who is:

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

8 2. A member of the Merchant Marine, the Commissioned
9 Corps of the Public Health Service or the Commissioned Corps of
10 the National Oceanic and Atmospheric Administration of the United
11 States;

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

14 4. A spouse or dependent of a person described in subsection 1,
15 2 or 3.

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

18 294A.100 1. A person shall not make or commit to make a
19 contribution or contributions to a candidate for any office, except a
20 federal office, in an amount which exceeds \$5,000 for the primary
21 election, regardless of the number of candidates for the office, and
22 \$5,000 for the general election, regardless of the number of
23 candidates for the office, during the period:

24 (a) Beginning January 1 of the year immediately following the
25 last general election for the office and ending December 31
26 immediately following the next general election for the office, if that
27 office is a state, district, county or township office; or

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

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

33 3. No contribution made, committed to be made or accepted
34 pursuant to this section to a candidate for a primary election , ~~or~~
35 general election *or special election other than a special election to*
36 *recall a public officer* affects the limitations on the amount of
37 contributions that may be committed, contributed or accepted
38 pursuant to NRS 294A.115 for a special election to recall a public
39 officer.

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

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

44 298.055 The *Secretary of State shall submit the* certificate of
45 ascertainment ~~submitted~~ to the Archivist of the United States



1 pursuant to 3 U.S.C. § ~~16~~ 5. *The certificate of ascertainment* must
2 include a statement that:

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

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

11 **Sec. 12.** Section 5.010 of the Charter of Carson City, being
12 chapter 213, Statutes of Nevada 1969, as last amended by chapter
13 295, Statutes of Nevada 2015, at page 1481, is hereby amended to
14 read as follows:

15 Sec. 5.010 Primary election.

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

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

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

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

30 5. If in the primary election one candidate receives a
31 majority of votes cast in that election for the office for which
32 he or she is a candidate, the candidate must be declared
33 elected to the office and his or her name must not be placed
34 on the ballot for the general election. If in the primary
35 election no candidate receives a majority of votes cast in that
36 election for the office for which he or she is a candidate, the
37 names of the two candidates receiving the highest numbers of
38 votes must be placed on the ballot for the general election.

39 *For the purposes of determining whether a candidate*
40 *received a majority of the votes cast in the primary election*
41 *for an office for which voters were authorized to select more*
42 *than one candidate, each ballot upon which a voter marked*
43 *a valid choice for one or more candidates for that office*
44 *shall be deemed to be one vote cast in the primary election*
45 *for that office.*



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

5 Sec. 5.010 Primary municipal election.

6 1. A primary municipal election must be held:

7 (a) On the first Tuesday after the first Monday in April
8 2019; and

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

11 ↳ at which time there must be nominated candidates for
12 offices to be voted for at the next general municipal election.

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

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

18 4. If in the primary municipal election no candidate
19 receives a majority of votes cast in that election for the office
20 for which he or she is a candidate, the names of the two
21 candidates receiving the highest number of votes must be
22 placed on the ballot for the general municipal election. If in
23 the primary municipal election, regardless of the number of
24 candidates for an office, one candidate receives a majority of
25 votes cast in that election for the office for which he or she is
26 a candidate, he or she must be declared elected and no general
27 municipal election need be held for that office. Such
28 candidate shall enter upon his or her respective duties at:

29 (a) If the primary municipal election was held in 2019,
30 the second regular meeting of the City Council held in June
31 2019.

32 (b) If the primary municipal election was held on the
33 second Tuesday of June of an even-numbered year, the first
34 regular meeting of the City Council held in January of the
35 year following the primary municipal election.

36 5. *For the purposes of determining whether a*
37 *candidate received a majority of the votes cast in the*
38 *primary municipal election for an office for which voters*
39 *were authorized to select more than one candidate, each*
40 *ballot upon which a voter marked a valid choice for one or*
41 *more candidates for that office shall be deemed to be one*
42 *vote cast in the primary municipal election for that office.*

43 **Sec. 14.** Section 5.010 of the Charter of the City of Henderson,
44 being chapter 266, Statutes of Nevada 1971, as last amended by



1 chapters 350 and 558, Statutes of Nevada 2019, at pages 2179 and
2 3553, respectively, is hereby amended to read as follows:

3 Sec. 5.010 Primary municipal election.

4 1. A primary municipal election must be held:

5 (a) On the first Tuesday after the first Monday in April
6 2019; and

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

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

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

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

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

20 5. If in the primary municipal election no candidate
21 receives a majority of votes cast in that election for the office
22 for which he or she is a candidate, the names of the two
23 candidates receiving the highest number of votes must be
24 placed on the ballot for the general municipal election. If in
25 the primary municipal election, regardless of the number of
26 candidates for an office, one candidate receives a majority of
27 votes cast in that election for the office for which he or she is
28 a candidate, he or she must be declared elected and no general
29 municipal election need be held for that office. Such
30 candidate shall enter upon his or her respective duties at:

31 (a) If the primary municipal election was held in 2019,
32 the second regular meeting of the City Council held in June
33 2019.

34 (b) If the primary municipal election was held on the
35 second Tuesday of June of an even-numbered year, the first
36 regular meeting of the City Council held in January of the
37 year following the primary municipal election.

38 *6. For the purposes of determining whether a*
39 *candidate received a majority of the votes cast in the*
40 *primary municipal election for an office for which voters*
41 *were authorized to select more than one candidate, each*
42 *ballot upon which a voter marked a valid choice for one or*
43 *more candidates for that office shall be deemed to be one*
44 *vote cast in the primary municipal election for that office.*



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

5 Sec. 5.010 Primary municipal elections.

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

8 (a) On the first Tuesday after the first Monday in April
9 2019; and

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

12 2. In the primary municipal elections:

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

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

22 3. Each candidate for municipal office must file a
23 declaration of candidacy with the City Clerk. All filing fees
24 collected by the City Clerk must be paid into the City
25 Treasury.

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

39 5. *For the purposes of determining whether a*
40 *candidate received a majority of the votes cast in the*
41 *primary municipal election for an office for which voters*
42 *were authorized to select more than one candidate, each*
43 *ballot upon which a voter marked a valid choice for one or*
44 *more candidates for that office shall be deemed to be one*
45 *vote cast in the primary municipal election for that office.*



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

5 Sec. 5.020 Primary municipal elections; declaration of
6 candidacy.

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

19 2. A primary municipal election must be held:

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

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

24 3. In the primary municipal election:

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

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

30 4. Except as otherwise provided in subsection 5, after
31 the primary municipal election, the names of the two
32 candidates who receive the highest number of votes must be
33 placed on the ballot for the general municipal election.

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



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

5 Sec. 5.020 Primary elections.

6 1. At the primary election:

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

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

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

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

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

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

28 3. If at the primary election:

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

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

37 ↪ *For the purposes of determining whether a candidate*
38 *received a majority of the votes cast in the primary election*
39 *for an office for which voters were authorized to select more*
40 *than one candidate, each ballot upon which a voter marked*
41 *a valid choice for one or more candidates for that office*
42 *shall be deemed to be one vote cast in the primary election*
43 *for that office.*



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

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

5 293.5747 1. An automatic voter registration agency is
6 required to electronically transmit the following information
7 of a person to the Secretary of State and county clerk using
8 the system established pursuant to NRS 293.5732:

9 (a) An electronic facsimile of the signature of the person,
10 if the automatic voter registration agency is capable of
11 recording, storing and transmitting to the county clerk an
12 electronic facsimile of the signature of the person;

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

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

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

20 (e) At least one of the following:

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

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

26 (f) A description of the documentation presented to the
27 automatic voter registration agency that indicates the person
28 is a citizen of the United States.

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

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

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

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



1 *NRS 293.671 or in person pursuant to NRS 293.5772 to*
2 *293.5887, inclusive.*

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

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

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

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

11 (a) Upon passage and approval for the purpose of
12 adopting regulations and performing any other preparatory
13 administrative tasks that are necessary to carry out the
14 provisions of this act; and

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

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

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

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

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

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

31 4. Section 14 of this act becomes effective on July 1, 2023, if
32 the question set forth in subsection 2 of section 5 of Assembly Bill
33 No. 282 of the 2019 Legislative Session, chapter 350, Statutes of
34 Nevada 2019, at page 2181, is approved and ratified by the
35 registered voters of the City of Henderson at the 2022 General
36 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.

③

