
ASSEMBLY BILL NO. 63—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE ATTORNEY GENERAL)

PREFILED DECEMBER 20, 2014

Referred to Committee on Legislative Operations and Elections

SUMMARY—Clarifies that certain candidates who are elected despite ending their campaigns must file with the Secretary of State certain campaign finance reports. (BDR 24-436)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 campaign practices; clarifying that certain candidates who are elected despite ending their campaigns must file with the Secretary of State certain campaign finance reports; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Under existing law, each candidate for elected office must report to the
2 Secretary of State contributions and campaign expenses, certain loans to the
3 candidate and loans previously made to the candidate that have been forgiven, and
4 contributions to and expenditures made from a legal defense fund. Existing law
5 specifies the dates, both before and after an election, by which the reports must be
6 filed. (NRS 294A.120, 294A.125, 294A.128, 294A.200, 294A.286, 294A.362) A
7 candidate for office who ends his or her campaign without officially withdrawing
8 may simultaneously file all of the reports that are still due from the candidate, once
9 the candidate has disposed of any unspent or excess contributions and has notified
10 the Secretary of State that he or she is ending the campaign and will no longer
11 accept contributions. (NRS 294A.350) This bill clarifies that if such a candidate is
12 elected to office, despite ending his or her campaign, the candidate must begin
13 filing campaign finance reports again, starting with the next report that is due after
14 his or her election to office.



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

1 **Section 1.** NRS 294A.350 is hereby amended to read as
2 follows:

3 294A.350 1. Except as otherwise provided in subsection 2,
4 every candidate for office shall file the reports required by NRS
5 294A.120, 294A.125, 294A.128, 294A.200 , ~~and~~ 294A.286 ~~and~~
6 **294A.362**, even though the candidate:

7 (a) Withdraws his or her candidacy pursuant to NRS 293.202 or
8 293C.195;

9 (b) Ends his or her campaign without withdrawing his or her
10 candidacy pursuant to NRS 293.202 or 293C.195;

11 (c) Receives no contributions;

12 (d) Has no campaign expenses;

13 (e) Is not opposed in the election by another candidate;

14 (f) Is defeated in the primary election;

15 (g) Is removed from the ballot by court order; or

16 (h) Is the subject of a petition to recall and the special election is
17 not held.

18 2. ~~Except as otherwise provided in subsection 3, a~~ A
19 candidate described in paragraph (a), (b), (f) or (g) of subsection 1
20 may simultaneously file all the reports required by NRS 294A.120,
21 294A.125, 294A.128, 294A.200 , ~~and~~ 294A.286 ~~and~~ **294A.362**
22 that are due after the candidate disposes of any unspent or excess
23 contributions as provided in subsections 4 and 5 of NRS 294A.160,
24 as applicable, if the candidate gives written notice to the Secretary
25 of State, on the form prescribed by the Secretary of State, that the
26 candidate is ending his or her campaign and will not accept any
27 additional contributions. If the candidate has submitted a withdrawal
28 of candidacy pursuant to NRS 293.202 or 293C.195 to an officer
29 other than the Secretary of State, the candidate must enclose with
30 the notice a copy of the withdrawal of candidacy. A form submitted
31 to the Secretary of State pursuant to this subsection must be signed
32 by the candidate under an oath to God or penalty of perjury. A
33 candidate who signs the form under an oath to God is subject to the
34 same penalties as if the candidate had signed the form under penalty
35 of perjury.

36 3. ~~This section does not exempt a person whose name appears~~
37 ~~on the ballot and who~~ A candidate described in paragraph (b) of
38 **subsection 1 who simultaneously files reports pursuant to**
39 **subsection 2 but** is elected to office ~~from any reporting requirement~~
40 ~~of this chapter.~~ **despite ending his or her campaign is subject to**
41 **the reporting requirements set forth in NRS 294A.120, 294A.125,**
42 **294A.128, 294A.200, 294A.286 and 294A.362, beginning with the**



1 *next report that is due pursuant to those sections after his or her*
2 *election to office.*

3 **Sec. 2.** This act becomes effective on July 1, 2015.

