

MEMBERS PRESENT: Chairman Glover  
Vice Chairman Chaney  
Mr. Beyer  
Mrs. Ham  
Mrs. Hayes  
Mr. Malone  
Mr. Nicholas  
Mr. Prengaman  
Mr. Robinson  
Mr. Sader

MEMBERS ABSENT: Mr. Hickey

GUESTS PRESENT: David L. Howard, Chief Deputy Secretary of State

Chairman Glover called the meeting to order at 3:00 p.m. in room 200. He directed the committee's attention to AB 96.

AB 96: Broadens definition of "independent candidate" and makes certain other changes to election laws.

Mr. David L. Howard, Deputy Secretary of State, said that AB 96 is a product of the Secretary of State's Office for house cleaning purposes only. He said that Section 1 deals with the current definition of independent candidate and that in the past an independent candidate was a person who qualified a petition to run simply as an independent candidate. He added that the definition now reads that a person who is registered as a democrat or a republican or any other party is excluded from running as an independent candidate which he felt was not the intent of the definition. He noted that AB 96 defines an independent candidate as one who has been nominated for a partisan office but who is not running as the candidate of any political party.

Mr. Howard explained that Section 2 of AB 96 replaced the archaic phrase "registration slip" with "affidavit of registration."

In explanation of Section 3, Mr. Howard indicated that last session a time frame of five days for withdrawal of candidacy after the last day of filing was established, but that this has proven to be a burden on the county clerks and registrars especially in the large counties. He noted that AB 96 would change this to two days after the last day for filing allowing the registrars more time to prepare for an election.

Mr. Howard stated that Section 4 requires county clerks to forward the statistics for their county's registered voters by party, by precinct before the primary as well as the

general election. He noted that as the law exists now the county clerks have an option, and the secretary of state's office would like to have this information for both elections.

Section 5, Mr. Howard commented, was not requested by their office, but was a deletion of the definition of a punch card ballot which is repeated in the punch card laws. He felt that this deletion was most likely an economizing of the laws.

Mr. Sader pointed out by reading NRS 293.084, "Punchcard ballot" defined, and NRS 293.015, "Ballot card" defined, that the definitions were different and asked Mr. Howard if he thought it was wise to delete the definition as outlined in NRS 293.084. Mr. Howard answered that he did not see any problem with this one way or another. Mr. Sader suggested that Mr. Daykin be consulted on this matter.

The committee took a short break while Chairman Glover tried to locate Mr. Daykin.

When Mr. Glover returned, Mr. Sader asked if he could report on his subcommittee while they were waiting. He explained that he had been appointed chairman of a subcommittee to coordinate with a Senate subcommittee on reforms in the election laws as they pertain to contests. He reported that he had been asked to sit in on a meeting with Mr. Daykin, Mr. Howard, Mr. Swackhamer, Senator Ford, Senator Kosinski and Senator Getto. He added that Senator Ford had gone through the election laws one by one noting questions on the laws as they pertained to contests in elections and from this the committee had created a bill which was now in the bill drafter's office. He reported that the primary thrust of this bill is a change in the Standing Rules of both the Senate and Assembly to provide for a specific procedure if there is a contest and the remainder of the bill is mostly technical changes in the law.

Chairman Glover suggested that the committee consider action on a few of the bills previously discussed.

SB 90: Repeals obsolete reference to certification of nomination.

Mrs. Hayes moved DO PASS on SB 90, seconded by Mr. Malone and unanimously carried by the members present with Mr. Hickey absent. Mr. Glover asked Mrs. Hayes to speak for this bill on the floor of the Assembly.

SB 91: Changing distribution of candidates' filing fees.

Mr. Nicholas moved DO PASS on SB 91, seconded by Mrs. Hayes and unanimously carried by the members present with Mr. Hickey absent. Mr. Glover asked Mr. Nicholas to speak for this bill on the floor of the Assembly.

SB 105: Creates new filing requirements for initiative and referendum petitions.

Dr. Robinson moved DO PASS on SB 105, seconded by Mr. Beyer and unanimously carried by the members present with Mr. Hickey absent. Mr. Glover asked Dr. Robinson to speak for this bill on the floor of the Assembly.

Chairman Glover informed the committee that Mr. Daykin was not available at the moment but suggested that when he did arrive, they ask him to explain SB 95 as well as AB 96.

SB 95: Removes conflicting statutory language respecting location of certain precinct meetings.

Mrs. Ham said that Greg Millspaugh of Clark County had requested an amendment to SB 95 which would on Page 2, line 2, change "shall" to "may" and change "a delegate" to "the entitled number of delegates." She explained that the way this bill reads now only one delegate can be appointed.

Mr. Glover pointed out that the use of "may" removes the requirement of any appointment, and Mr. Nicholas commented that the use of "may" gives the central committee an inordinate amount of power.

Mr. Prengaman noted that although he understood Mr. Millspaugh's point, if there were several precincts where no one showed up, the central committee could stack the convention if the actual number of delegates could be appointed.

Mr. Glover commented that all SB 95 did was change "in" to "for" which allowed a precinct meeting to be held outside of the precinct.

Mrs. Hayes reported that the very reason for this bill last session was to require precinct meetings to be held within the precinct to solve the problems experienced in Clark County of meetings being moved from one place to another at the last minute, of meetings being held too far away from the actual district, and other major problems that kept the public from attending meetings.

Mr. Nicholas concurred with Mrs. Hayes and added that he felt having the meeting within the district was an incentive for more people to attend.

Mr. Sader noted that this change may have been recommended by Washoe County because they had found it difficult to find a public building located in each precinct and that combining precinct meetings within Assembly districts was both cost effective and allowed for better education of voters.

Mr. Sader suggested that there might be some language that would allow "for" but further restrict the geographic area such as within an Assembly district.

Mr. Glover indicated that he would find out who had requested SB 95.

Chairman Glover said that rather than wait for Mr. Daykin, he would ask him to attend another meeting at which time he could give his opinion on several matters that had been questioned by the committee

Since there was no further business, the meeting was adjourned at 3:25 p.m.

Respectfully submitted,

*Patricia Hatch*

Patricia Hatch  
Secretary

61st SESSION NEVADA LEGISLATURE

ASSEMBLY ELECTIONS COMMITTEE

LEGISLATION ACTION

DATE February 17, 1981

SUBJECT SB 90: Repeals obsolete reference to certification of nomination.

MOTION: DO PASS

Do Pass X Amend Indefinitely Postpone Reconsider

Moved By Mrs. Hayes Seconded By Mr. Malone

AMENDMENT:

Moved By Seconded By

AMENDMENT:

Moved By Seconded By

Table with columns: VOTE, MOTION (Yes, No), AMEND (Yes, No), AMEND (Yes, No). Rows include BEYER, CHANEY, HAM, HAYES, HICKEY, MALONE, NICHOLAS, PRENGAMAN, ROBINSON, SADER, GLOVER, and TALLY (10, 0).

ORIGINAL MOTION: Passed X Defeated Withdrawn

AMENDED & PASSED AMENDED & DEFEATED

AMENDED & PASSED AMENDED & DEFEATED

Attached to Minutes February 17, 1981

61st SESSION NEVADA LEGISLATURE

ASSEMBLY ELECTIONS COMMITTEE

LEGISLATION ACTION

DATE February 17, 1981

SUBJECT SB 91: Changing distribution of candidates' filing fees.

MOTION: DO PASS

Do Pass X Amend Indefinitely Postpone Reconsider

Moved By Mr. Nicholas Seconded By Mrs. Hayes

AMENDMENT:

Moved By Seconded By

AMENDMENT:

Moved By Seconded By

Table with columns: VOTE, MOTION (Yes/No), AMEND (Yes/No), AMEND (Yes/No). Rows include BEYER, CHANEY, HAM, HAYES, HICKEY, MALONE, NICHOLAS, PRENGAMAN, ROBINSON, SADER, GLOVER, and TALLY.

ORIGINAL MOTION: Passed X Defeated Withdrawn
AMENDED & PASSED AMENDED & DEFEATED
AMENDED & PASSED AMENDED & DEFEATED

Attached to Minutes February 17, 1981

61st SESSION NEVADA LEGISLATURE

ASSEMBLY ELECTIONS COMMITTEE

LEGISLATION ACTION

DATE February 17, 1981

SUBJECT SB 105: Creates new filing requirements for initiative  
and referendum petitions.

MOTION: DO PASS

Do Pass X Amend      Indefinitely Postpone      Reconsider     

Moved By Dr. Robinson Seconded By Mr. Beyer

AMENDMENT: \_\_\_\_\_

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT: \_\_\_\_\_

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
BEYER	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
CHANEY	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
HAM	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
HAYES	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
HICKEY	<u>absent</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
MALONE	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
NICHOLAS	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
PRENGAMAN	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
ROBINSON	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
SADER	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
GLOVER	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
TALLY:	<u>10</u>	<u>0</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>

ORIGINAL MOTION: Passed X Defeated      Withdrawn     

AMENDED & PASSED      AMENDED & DEFEATED     

AMENDED & PASSED      AMENDED & DEFEATED     

Attached to Minutes February 17, 1981

ASSEMBLY

AGENDA FOR COMMITTEE ON..... ELECTIONS.....

Date...TUESDAY, FEB. 17...Time... 3:00 p.m. Room... 200.....

Bills or Resolutions  
to be considered

Subject

Counsel  
requested\*

AB 96

Broadens definition of "independent candidate"  
and makes certain other changes to election  
laws.

\*Please do not ask for counsel unless necessary.