

ASSEMBLY BILL NO. 529—COMMITTEE ON ELECTIONS,
PROCEDURES, AND ETHICS

(ON BEHALF OF THE SECRETARY OF STATE)

MARCH 24, 2003

Referred to Committee on Elections, Procedures, and Ethics

SUMMARY—Makes various changes concerning reporting of
campaign contributions and expenditures.
(BDR 24-558)

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

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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; establishing the general form used for reporting campaign contributions and expenditures and certain statements of financial disclosure; eliminating the requirement to report campaign expenses and expenditures that have been contracted for but not paid during a reporting period; revising the dates for filing reports for campaign contributions and expenditures; revising the reporting periods included in those reports; requiring certain candidates for public office and public officers to file statements of financial disclosure with the Secretary of State instead of the Commission on Ethics; providing a civil penalty; and providing other matters properly relating thereto.

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

1 **Section 1.** Chapter 294A of NRS is hereby amended by
2 adding thereto the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2. 1. *Each report of campaign contributions and***
4 ***expenses or expenditures that is filed pursuant to NRS 294A.120,***
5 ***294A.140, 294A.150, 294A.200, 294A.210, 294A.220, 294A.270,***



* A B 5 2 9 R 1 *

- 1 *294A.280, 294A.360 or 294A.362, and each statement of financial*
- 2 *disclosure filed pursuant to NRS 281.561 must be submitted on the*
- 3 *following form:*

CAMPAIGN CONTRIBUTIONS AND EXPENSES **State of Nevada**

Name (print)	Office (if applicable)	District (if applicable)
Mailing Address (include city and zip code)		Telephone No.
E-Mail Address		

Select Appropriate Box(es) CANDIDATE PAC BAG POL PRTY IND EXP AMENDED

Report Period #

BEGINNING CASH ON HAND

1. Cash on Hand at Beginning of This Reporting Period _____
2. Cash on Hand at Beginning of This Reporting Year _____

		This Period Plus Previous Periods This Year
CONTRIBUTIONS SUMMARY	This Period	

3. Total Monetary Contributions Received in Excess of \$100 _____
4. Total Monetary Contributions Received of \$100 or Less _____

	This Period	This Period Plus Previous Periods This Year	
5. Actual Number of Monetary Contributions of \$100 or Less			
6. Interest and Income Earned on Contributions			
7. Total Amount of Monetary Contributions Received (Add Lines 3, 4 and 6)			
8. Total Value of In Kind Contributions Received			

EXPENSES SUMMARY

9. Total Monetary Expenses Paid in Excess of \$100 _____
10. Total Monetary Expenses Paid of \$100 or Less _____
11. Expense for Filing Fee Paid (Do not Include in Line 9 or 10 Above) _____
12. **Total Amount of All Monetary Expenses Paid** (Add Lines 9, 10 and 11) _____
13. Total Value of In Kind Expenses _____

ENDING CASH ON HAND

14. **Cash on Hand at Close of This Reporting Period Based on Activity During This Reporting Period** (Add Lines 1 and 7 for This Period and Subtract Line 11 for This Period) _____
15. **Cash on Hand at Close of This Reporting Period Based on Activity During This Reporting Year** (Add Lines 2 and 7 for This Reporting Year and Subtract Line 11 for This Reporting Year) _____

AFFIRMATION

I Declare Under Penalty of Perjury That the Foregoing is True and Correct.

Signature _____ Date _____



CAMPAIGN EXPENSES	Report Period #
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Name (print) _____ Office (if applicable) _____ District (if applicable) _____

Expense Categories

CATEGORIES	CODE
Office expenses	A
Expenses related to volunteers	B
Expenses related to travel	C
Expenses related to advertising	D
Expenses related to paid staff	E
Expenses related to consultants	F
Expenses related to polling	G
Expenses related to special events	H
Goods and services provided in kind for which money would otherwise have been paid	I
Other miscellaneous expenses	J



IN KIND CAMPAIGN EXPENSES	Report Period #
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Name (print) _____ Office (if applicable) _____ District (if applicable) _____

**IN KIND
Expenses in Excess of \$100**

Transfer Total Value of All In-Kind Campaign Expenses to Line 13 of Expenses Summary

NAME AND ADDRESS OF PERSON, GROUP OR ORGANIZATION WHO RECEIVED THE IN KIND GOOD(S) OR SERVICE(S)	DESCRIPTION OF EACH IN KIND EXPENSE	DATE OF EACH IN KIND EXPENSE	VALUE OR COST OF EACH IN KIND EXPENSE

Copy or Duplicate if You Need Additional Space



FINANCIAL DISCLOSURE STATEMENT

Name [] Telephone []
Address [] City, State, Zip []
Length of Residence in Nevada [] District where registered to vote [] [NRS 281.571, Subsection 1(a)]

List all public offices for which this financial disclosure statement is required [NRS 281.571, Subsection 1(g)]:

Table with columns: Public Office, Annual Compensation, Term or Date Appointed, Public Officer (1/15) NRS 281.561(1)(b), Candidate NRS 281.561(1)(a)

List all general sources of income for you and members of your household over 18 [NRS 281.571, Subsection 1(b)]:

Table with columns: Self, Household Member

List each creditor to whom you or a member of your household owes \$5,000 or more [except (1) debt secured by mortgage or deed of trust on real property which is not required to be listed below, and (2) debt for which a security interest in a motor vehicle for personal use was retained by seller] [NRS 281.571, Subsection 1(d)]:

Table with columns: Self, Household Member

List each business entity (i.e., organization or enterprise operated for economic gain, including a proprietorship, partnership, firm, business, trust, joint venture, syndicate, corporation or association) with which you or a member of your household is involved as a trustee, beneficiary of a trust, director, officer, owner in whole or in part, limited or general partner, or holder of a class of stock or security representing 1% or more of the total outstanding stock or securities issued by the business entity [NRS 281.571, Subsection 1(f)]:

Table with columns: Self, Household Member

List specific location and particular use of all real estate (other than personal residence): (1) in which you have or a member of your household has a legal or beneficial interest; (2) the fair market value of which is \$2,500 or more; and (3) located in this state or an adjacent state [NRS 281.571, Subsection 1(c)]:

Table with columns: Specific Location, Particular Use

List the identify of donor and value of each gift of all gifts received in excess of an aggregate value of \$200 from a donor during the preceding taxable year [except (1) a gift received from a person who is related to you within the third degree of consanguinity or affinity; and (2) ceremonial gifts received for a birthday, wedding, anniversary, holiday or other ceremonial occasion if the donor does not have a substantial interest in your legislative, administrative, judicial or political action] [NRS 281.571, Subsection 1(e)]:

Table with columns: Donor, Value of Gift

AFFIRM THAT ALL INFORMATION HEREIN IS ACCURATE AND COMPLETE.

Date: [] Signature: _____

Copy or Duplicate If You Need Additional Space



1 2. A candidate, person, committee, political party or group
2 that requires additional space on a page of the form set forth in
3 subsection 1 may copy or duplicate the page. A candidate, person,
4 committee, political party or group shall number each page of the
5 form in the lower right hand corner of the page.

6 3. The filing officer:

7 (a) May not request information concerning campaign
8 contributions and expenses or expenditures from a candidate,
9 person, committee, political party or group that is required to file a
10 report pursuant to NRS 294A.120, 294A.140, 294A.150, 294A.200,
11 294A.210, 294A.220, 294A.270, 294A.280, 294A.360 or 294A.362,
12 or a statement of financial disclosure pursuant to NRS 281.561,
13 other than:

14 (1) Information requested on the form set forth in
15 subsection 1; or

16 (2) Pursuant to any provision of law authorizing the filing
17 officer to request the information.

18 (b) May include acknowledgments and instructions to
19 accompany the form set forth pursuant to subsection 1.

20 **Sec. 3.** Upon request, the filing officer shall provide a copy
21 of the form set forth in section 2 of this act to each candidate,
22 person, committee, political party and group that is required to file
23 a report of its campaign contributions and expenses or
24 expenditures pursuant to NRS 294A.120, 294A.140, 294A.150,
25 294A.200, 294A.210, 294A.220, 294A.270, 294A.280, 294A.360 or
26 294A.362, or a financial disclosure statement pursuant to
27 NRS 281.561.

28 **Sec. 3.5.** NRS 294A.004 is hereby amended to read as
29 follows:

30 294A.004 “Campaign expenses” and “expenditures” mean:

31 1. Those expenditures ~~contracted for or~~ made for advertising
32 on television, radio, billboards, posters and in newspapers; and

33 2. All other expenditures ~~contracted for or~~ made,
34 to advocate expressly the election or defeat of a clearly identified
35 candidate or group of candidates or the passage or defeat of a clearly
36 identified question or group of questions on the ballot, including any
37 payments made to a candidate or any person who is related to the
38 candidate within the second degree of consanguinity or affinity.

39 **Sec. 4.** NRS 294A.120 is hereby amended to read as follows:

40 294A.120 1. Every candidate for state, district, county or
41 township office at a primary or general election shall, not later *than*
42 *January 15 of each year, for the period from January 1 of the*
43 *previous year through December 31 of the previous year, report*
44 *each campaign contribution in excess of \$100 he received during*
45 *the period and contributions received during the period from a*



1 contributor which cumulatively exceed \$100. The provisions of
2 this subsection apply to the candidate beginning the year of the
3 general election for that office through the year immediately
4 preceding the next general election for that office.

5 2. Every candidate for state, district, county or township
6 office at a primary or general election shall, if the general election
7 for the office for which he is a candidate is held on or after
8 January 1 and before the July 1 immediately following that
9 January 1, not later than:

10 (a) Seven days before the primary election ~~[,] for that office,~~ for
11 the period from ~~[30 days before the regular session of the~~
12 ~~Legislature after the last election for that office up to] the January 1~~
13 ~~immediately preceding the primary election through~~ 12 days
14 before the primary election;

15 (b) Seven days before the general election ~~[, whether or not the~~
16 ~~candidate won the primary election,] for that office,~~ for the period
17 from ~~[+2] 11~~ days before the primary election ~~[up to] through~~ 12
18 days before the general election; and

19 (c) ~~[The 15th day of the second month after the general election,~~
20 ~~for the remaining period up to 30 days before the next regular~~
21 ~~session of the Legislature,~~
22 ~~list each of the campaign contributions that] July 15 of the year of~~
23 ~~the general election for that office, for the period from 11 days~~
24 ~~before the general election through June 30 of that year,~~
25 ~~report each campaign contribution in excess of \$100~~ he receives
26 during the period ~~and contributions received during the period~~
27 ~~from a contributor which cumulatively exceed \$100. The report~~
28 ~~must be completed on [forms designed and] the form set forth in~~
29 ~~section 2 of this act~~ provided by the ~~[Secretary of State pursuant to~~
30 ~~this section and NRS 294A.362.] filing officer.~~ Each form must be
31 signed by the candidate under penalty of perjury.

32 ~~[2.]~~ 3. Every candidate for state, district, county or township
33 office at a primary or general election shall, if the general election
34 for the office for which he is a candidate is held on or after July 1
35 and before the January 1 immediately following that July 1, not
36 later than:

37 (a) Seven days before the primary election for that office, for
38 the period from the January 1 immediately preceding the primary
39 election through 12 days before the primary election; and

40 (b) Seven days before the general election for that office, for
41 the period from 11 days before the primary election through 12
42 days before the general election,
43 report each campaign contribution in excess of \$100 he received
44 during the period and contributions received during the period
45 from a contributor which cumulatively exceed \$100. The report



1 *must be completed on the form set forth in section 2 of this act*
2 *provided by the filing officer. Each form must be signed by the*
3 *candidate under penalty of perjury.*

4 4. Except as otherwise provided in subsection ~~{3.}~~ 5, every
5 candidate for a district office at a special election shall, not later
6 than:

7 (a) Seven days before the special election, for the period from
8 his nomination ~~{up to}~~ *through* 12 days before the special election;
9 and

10 (b) Thirty days after the special election, for the remaining
11 period ~~{up to}~~ *through* the special election,

12 ~~{list each of the campaign contributions that he receives}~~ *report*
13 *each campaign contribution in excess of \$100 he received* during
14 the period *and contributions received during the reporting period*
15 *from a contributor which cumulatively exceed \$100. The report*
16 *must be completed on* ~~{forms designed and}~~ *the form set forth in*
17 *section 2 of this act* provided by the ~~{Secretary of State pursuant to~~
18 ~~this section and NRS 294A.362.}~~ *filing officer.* Each form must be
19 signed by the candidate under penalty of perjury.

20 ~~{3.}~~ 5. Every candidate for state, district, county, municipal or
21 township office at a special election to determine whether a public
22 officer will be recalled shall list each of the campaign contributions
23 that he receives on ~~{forms designed and}~~ *the form set forth in*
24 *section 2 of this act* provided by the ~~{Secretary of State pursuant to~~
25 ~~this section and NRS 294A.362.}~~ *filing officer,* and signed by the
26 candidate under penalty of perjury, 30 days after:

27 (a) The special election, for the period from the filing of the
28 notice of intent to circulate the petition for recall ~~{up to}~~ *through* the
29 special election; or

30 (b) A district court determines that the petition for recall is
31 legally insufficient pursuant to subsection 5 of NRS 306.040, for the
32 period from the filing of the notice of intent to circulate the petition
33 for recall ~~{up to}~~ *through* the date of the district court's decision.

34 ~~{4.}~~ 6. Reports of campaign contributions must be filed with
35 the ~~{officer with whom the candidate filed the declaration of~~
36 ~~candidacy or acceptance of candidacy.}~~ *appropriate filing officer*
37 *and, if the appropriate filing officer is not the Secretary of State,*
38 *with the appropriate filing officer and the Secretary of State.* A
39 candidate may mail *or transmit* the report to ~~{that}~~ *the filing officer*
40 *, and the Secretary of State if required, by regular mail, certified*
41 *mail* ~~{. If certified mail is used, the date of mailing}~~ *, facsimile*
42 *machine or electronic means. A report* shall be deemed ~~{the date of~~
43 ~~filing.}~~

44 ~~5. Every county clerk who receives from candidates for~~
45 ~~legislative or judicial office, except the office of justice of the peace~~



1 ~~or municipal judge, reports of campaign contributions pursuant to~~
2 ~~subsection 4 shall file a copy of each report with the Secretary of~~
3 ~~State within 10 working days after he receives the report.~~

4 ~~—6.] to be filed with the filing officer or the Secretary of State:~~

5 (a) *On the date that it was mailed if it was sent by certified*
6 *mail; or*

7 (b) *On the date that it was received by the filing officer or the*
8 *Secretary of State if the report was sent by regular mail,*
9 *transmitted by facsimile machine or electronic means, or delivered*
10 *personally.*

11 7. *A report that is mailed or transmitted pursuant to*
12 *subsection 6 in a timely manner to the wrong filing officer shall be*
13 *deemed to be timely filed.*

14 8. The name and address of the contributor and the date on
15 which the contribution was received must be included on the ~~[list]~~
16 *report* for each contribution in excess of \$100 and contributions
17 which a contributor has made cumulatively in excess of that amount
18 since the beginning of the ~~[first]~~ *current* reporting period.

19 ~~[7.—The form designed and provided by the Secretary of State~~
20 ~~for the reporting of contributions pursuant to this section must be~~
21 ~~designed to be used by a candidate to record in the form of a list~~
22 ~~each campaign contribution as he receives it.]~~

23 **Sec. 5.** NRS 294A.140 is hereby amended to read as follows:

24 294A.140 1. Every person who is not under the direction or
25 control of a candidate *for office at a primary election, primary city*
26 *election, general election or general city election, of a* group of
27 *such* candidates or of any person involved in the campaign of that
28 candidate or group who makes an expenditure on behalf of the
29 candidate or group which is not solicited or approved by
30 the candidate or group, and every committee for political action,
31 political party and committee sponsored by a political party which
32 makes an expenditure on behalf of *such* a candidate or group of
33 candidates shall, not later *than January 15 of each year that the*
34 *provisions of this subsection apply to the person, committee or*
35 *political party, for the period from January 1 of the previous year*
36 *through December 31 of the previous year, report each campaign*
37 *contribution in excess of \$100 he or it received during the period*
38 *and contributions received during the period from a contributor*
39 *which cumulatively exceed \$100. The provisions of this subsection*
40 *apply to the person, committee or political party beginning the*
41 *year of the general election or general city election for that office*
42 *through the year immediately preceding the next general election*
43 *or general city election for that office.*

44 2. *Every person, committee or political party described in*
45 *subsection 1 which makes an expenditure on behalf of the*



1 *candidate for office at a primary election, primary city election,*
2 *general election or general city election or on behalf of a group of*
3 *such candidates shall, if the general election or general city*
4 *election for the office for which the candidate or a candidate in*
5 *the group of candidates seeks election is held on or after*
6 *January 1 and before the July 1 immediately following that*
7 *January 1, not later than:*

8 (a) Seven days before ~~[a]~~ *the* primary election or primary city
9 election ~~[.] for that office,~~ for the period from ~~[30 days after the last~~
10 ~~election for that office to]~~ *the January 1 immediately preceding the*
11 *primary election or primary city election through* 12 days before
12 the primary election or primary city election;

13 (b) Seven days before ~~[a]~~ *the* general election or general city
14 election ~~[, whether or not the candidate won the primary election or~~
15 ~~primary city election,]~~ *for that office,* for the period from ~~[12]~~ *11*
16 days before the primary election or primary city election ~~[to]~~
17 *through* 12 days before the general election or general city election;
18 and

19 (c) ~~[The 15th day of the second month after the general election~~
20 ~~or general city election, for the remaining period up to 30 days after~~
21 ~~the general election or general city election,~~
22 ~~list each of the contributions]~~ *July 15 of the year of the general*
23 *election or general city election for that office, for the period from*
24 *11 days before the general election or general city election*
25 *through June 30 of that year,*
26 *report each campaign contribution in excess of \$100* received
27 during the period *and contributions received during the period*
28 *from a contributor which cumulatively exceed \$100. The report*
29 *must be completed* on the form ~~[designed and]~~ *set forth in section 2*
30 *of this act* provided by the ~~[Secretary of State and shall sign the~~
31 ~~report]~~ *filing officer. The form must be signed by the person or a*
32 *representative of the committee or political party* under penalty of
33 perjury.

34 ~~[2.]~~ *3.* The name and address of the contributor and the date on
35 which the contribution was received must be included on the ~~[list]~~
36 *report* for each contribution in excess of \$100 and contributions
37 which a contributor has made cumulatively in excess of \$100 since
38 the beginning of the ~~[first]~~ *current* reporting period. ~~[The form~~
39 ~~designed and provided by the Secretary of State for the reporting of~~
40 ~~contributions pursuant to this section must be designed to be used~~
41 ~~by the person, committee for political action, political party or~~
42 ~~committee sponsored by a political party to record in the form of a~~
43 ~~list each contribution as it is received.~~

44 ~~—3.—~~ *If the candidate is elected from one county, the reports must*
45 *be filed with the county clerk of that county. If the candidate is*



1 ~~electd from one city, the reports must be filed with the city clerk of~~
2 ~~that city. For all other candidates, the]~~

3 4. Every person, committee or political party described in
4 subsection 1 which makes an expenditure on behalf of a candidate
5 for office at a primary election, primary city election, general
6 election or general city election or on behalf of a group of such
7 candidates shall, if the general election or general city election for
8 the office for which the candidate or a candidate in the group of
9 candidates seeks election is held on or after July 1 and before the
10 January 1 immediately following that July 1, not later than:

11 (a) Seven days before the primary election or primary city
12 election for that office, for the period from the January 1
13 immediately preceding the primary election or primary city
14 election through 12 days before the primary election or primary
15 city election; and

16 (b) Seven days before the general election or general city
17 election for that office, for the period from 11 days before the
18 primary election or primary city election through 12 days before
19 the general election or general city election,
20 report each campaign contribution in excess of \$100 received
21 during the period and contributions received during the period
22 from a contributor which cumulatively exceed \$100. The report
23 must be completed on the form set forth in section 2 of this act
24 provided by the filing officer. The form must be signed by the
25 person or a representative of the committee or political party
26 under penalty of perjury.

27 5. Except as otherwise provided in subsection 6, every person,
28 committee or political party described in subsection 1 which makes
29 an expenditure on behalf of a candidate for office at a special
30 election or on behalf of a group of such candidates shall, not later
31 than:

32 (a) Seven days before the special election for the office for
33 which the candidate or a candidate in the group of candidates
34 seeks election, for the period from the nomination of the candidate
35 through 12 days before the special election; and

36 (b) Thirty days after the special election, for the remaining
37 period through the special election,
38 report each campaign contribution in excess of \$100 received
39 during the period and contributions received during the period
40 from a contributor which cumulatively exceed \$100. The report
41 must be completed on the form set forth in section 2 of this act
42 provided by the filing officer. The form must be signed by the
43 person or a representative of the committee or political party
44 under penalty of perjury.



1 6. Every person, committee or political party described in
 2 subsection 1 which makes an expenditure on behalf of a candidate
 3 for office at a special election to determine whether a public
 4 officer will be recalled or on behalf of a group of candidates for
 5 offices at such special elections shall report each contribution in
 6 excess of \$100 received during the period and contributions
 7 received during the period from a contributor which cumulatively
 8 exceed \$100. The report must be completed on the form set forth
 9 in section 2 of this act provided by the filing officer and signed by
 10 the person or a representative of the committee or political party
 11 under penalty of perjury, 30 days after:

12 (a) The special election, for the period from the filing of the
 13 notice of intent to circulate the petition for recall through the
 14 special election; or

15 (b) If the special election is not held because a district court
 16 determines that the petition for recall is legally insufficient
 17 pursuant to subsection 5 of NRS 306.040, for the period from the
 18 filing of the notice of intent to circulate the petition for recall
 19 through the date of the district court's decision.

20 7. The reports of contributions required pursuant to this
 21 section must be filed with:

22 (a) If the candidate is elected from one county, the county
 23 clerk of that county and the Secretary of State;

24 (b) If the candidate is elected from one city, the city clerk of
 25 that city and the Secretary of State; or

26 (c) If the candidate is elected from more than one county or
 27 city, the Secretary of State.

28 8. A person or entity may file the report with the appropriate
 29 filing officer, and the Secretary of State if required, by regular
 30 mail, certified mail ~~[If certified mail is used, the date of mailing]~~,
 31 facsimile machine or electronic means. A report shall be deemed
 32 ~~[the date of filing]~~.

33 ~~—4. Each county clerk or city clerk who receives a report~~
 34 ~~pursuant to subsection 3 shall file a copy of the report with the~~
 35 ~~Secretary of State within 10 working days after he receives the~~
 36 ~~report.] to be filed with the filing officer or the Secretary of State:~~

37 (a) On the date that it was mailed if it was sent by certified
 38 mail; or

39 (b) On the date that it was received by the filing officer or the
 40 Secretary of State if the report was sent by regular mail,
 41 transmitted by facsimile machine or electronic means, or delivered
 42 personally.

43 9. A report that is mailed or transmitted pursuant to
 44 subsection 7 in a timely manner to the wrong filing officer shall be
 45 deemed to be timely filed.



1 *10. Every person, committee or political party described in*
2 *subsection 1 shall file a report required by this section even if he*
3 *or it receives no contributions.*

4 **Sec. 6.** NRS 294A.150 is hereby amended to read as follows:
5 294A.150 1. Every person or group of persons organized
6 formally or informally who advocates the passage or defeat of a
7 question or group of questions on the ballot at ~~any election~~
8 ~~including any recall or special~~ *a primary election, primary city*
9 *election, general election or general city election*, shall, not later
10 *than January 15 of each year that the provisions of this subsection*
11 *apply to the person or group of persons, for the period from*
12 *January 1 of the previous year through December 31 of the*
13 *previous year, report each campaign contribution in excess of*
14 *\$100 received during that period and contributions received*
15 *during the period from a contributor which cumulatively exceed*
16 *\$100. The report must be completed on the form set forth in*
17 *section 2 of this act provided by the filing officer. The form must*
18 *be signed by the person or a representative of the group under*
19 *penalty of perjury. The provisions of this subsection apply to the*
20 *person or group of persons:*

21 (a) *Each year in which an election or city election is held for*
22 *each question for which the person or group advocates passage or*
23 *defeat; and*

24 (b) *The year after each year described in paragraph (a).*

25 2. *If a question is on the ballot at a primary election or*
26 *primary city election and the general election or general city*
27 *election immediately following that primary election or primary*
28 *city election is held on or after January 1 and before the July 1*
29 *immediately following that January 1, every person or group of*
30 *persons organized formally or informally who advocates the*
31 *passage or defeat of the question or a group of questions that*
32 *includes the question shall comply with the requirements of this*
33 *subsection. If a question is on the ballot at a general election or*
34 *general city election held on or after January 1 and before the*
35 *July 1 immediately following that January 1, every person or*
36 *group of persons organized formally or informally who advocates*
37 *the passage or defeat of the question or a group of questions that*
38 *includes the question shall comply with the requirements of this*
39 *subsection. A person or group of persons described in this*
40 *subsection shall, not later than:*

41 (a) Seven days before ~~the~~ *the* primary election or primary city
42 election, for the period from ~~30 days after the last general election~~
43 ~~to~~ *the January 1 immediately preceding the primary election or*
44 *primary city election through* 12 days before the primary election
45 or primary city election;



1 (b) Seven days before ~~[a]~~ *the* general election or general city
2 election, for the period from ~~[12]~~ *11* days before the primary
3 election or primary city election ~~[to]~~ *through* 12 days before the
4 general election or general city election; and

5 (c) ~~[The 15th day of the second month after the general election~~
6 ~~or general city election, for the remaining period up to 30 days after~~
7 ~~the general election or general city election,~~
8 ~~list each of the contributions]~~ *July 15 of the year of the general*
9 *election or general city election, for the period from 11 days before*
10 *the general election or general city election through June 30 of*
11 *that year,*

12 *report each campaign contribution in excess of \$100* received
13 during the period *and contributions received during the period*
14 *from a contributor which cumulatively exceed \$100. The report*
15 *must be completed* on the form ~~[designed and]~~ *set forth in section 2*
16 *of this act* provided by the ~~[Secretary of State]~~ *filing officer* and
17 signed by the person or a representative of the group under penalty
18 of perjury.

19 ~~[2.]~~ *3.* The name and address of the ~~[contribution]~~ *contributor*
20 and the date on which the contribution was received must be
21 included on the ~~[list]~~ *report* for each contribution in excess of \$100
22 and contributions which a contributor has made cumulatively in
23 excess of that amount since the beginning of the ~~[first reporting. The~~
24 ~~form designed and provided by the Secretary of State for the~~
25 ~~reporting of contributions pursuant to this section must be designed~~
26 ~~to be used to record in the form of a list each contribution as it is~~
27 ~~received.~~

28 ~~—3.—~~ *If the question is submitted to the voters of only one county,*
29 *the reports must be filed with the county clerk of that county. If the*
30 *question is submitted to the voters of only one city, the reports must*
31 *be filed with the city clerk of that city. Otherwise, the]* *current*
32 *reporting period.*

33 *4. If a question is on the ballot at a primary election or*
34 *primary city election and the general election or general city*
35 *election immediately following that primary election or primary*
36 *city election is held on or after July 1 and before the January 1*
37 *immediately following that July 1, every person or group of*
38 *persons organized formally or informally who advocates the*
39 *passage or defeat of the question or a group of questions that*
40 *includes the question shall comply with the requirements of this*
41 *subsection. If a question is on the ballot at a general election or*
42 *general city election held on or after July 1 and before the*
43 *January 1 immediately following that July 1, every person or*
44 *group of persons organized formally or informally who advocates*
45 *the passage or defeat of the question or a group of questions that*



1 *includes the question shall comply with the requirements of this*
2 *subsection. A person or group of persons described in this*
3 *subsection shall, not later than:*

4 *(a) Seven days before the primary election or primary city*
5 *election, for the period from the January 1 immediately preceding*
6 *the primary election or primary city election through 12 days*
7 *before the primary election or primary city election; and*

8 *(b) Seven days before the general election or general city*
9 *election, for the period from 11 days before the primary election or*
10 *primary city election through 12 days before the general election*
11 *or general city election,*

12 *report each campaign contribution in excess of \$100 received*
13 *during the period and contributions received during the period*
14 *from a contributor which cumulatively exceed \$100. The report*
15 *must be completed on the form set forth in section 2 of this act*
16 *provided by the filing officer. The form must be signed by the*
17 *person or a representative of the group under penalty of perjury.*

18 *5. Except as otherwise provided in subsection 6, every person*
19 *or group of persons organized formally or informally who*
20 *advocates the passage or defeat of a question or group of*
21 *questions on the ballot at a special election shall, not later than:*

22 *(a) Seven days before the special election, for the period from*
23 *the date that the question qualified for the ballot through 12 days*
24 *before the special election; and*

25 *(b) Thirty days after the special election, for the remaining*
26 *period through the special election,*

27 *report each campaign contribution in excess of \$100 received*
28 *during the period and contributions received during the period*
29 *from a contributor which cumulatively exceed \$100. The report*
30 *must be completed on the form set forth in section 2 of this act*
31 *provided by the filing officer. The form must be signed by the*
32 *person or a representative of the group under penalty of perjury.*

33 *6. Every person or group of persons organized formally or*
34 *informally who advocates the passage or defeat of a question or*
35 *group of questions on the ballot at a special election to determine*
36 *whether a public officer will be recalled shall report each of the*
37 *contributions received on the form set forth in section 2 of this act*
38 *provided by the filing officer and signed by the person or a*
39 *representative of the group under penalty of perjury, 30 days after:*

40 *(a) The special election, for the period from the filing of the*
41 *notice of intent to circulate the petition for recall through the*
42 *special election; or*

43 *(b) If the special election is not held because a district court*
44 *determines that the petition for recall is legally insufficient*
45 *pursuant to subsection 5 of NRS 306.040, for the period from the*



1 *filing of the notice of intent to circulate the petition for recall*
2 *through the date of the district court's decision.*

3 7. The reports *required pursuant to this section* must be filed
4 with :

5 (a) *If the question is submitted to the voters of one county, the*
6 *county clerk of that county and the Secretary of State;*

7 (b) *If the question is submitted to the voters of one city, the city*
8 *clerk of that city and the Secretary of State; or*

9 (c) *If the question is submitted to the voters of more than one*
10 *county or city, the Secretary of State.*

11 8. If the person or group of persons is advocating passage or
12 defeat of a group of questions, the reports ~~[must be made to the~~
13 ~~officer appropriate for each question and]~~ must be itemized by
14 question.

15 ~~[4. Each county clerk or city clerk who receives a report~~
16 ~~pursuant to subsection 3 shall file a copy of the report with the~~
17 ~~Secretary of State within 10 working days after he receives~~
18 ~~the report.] A person may mail or transmit his report to the~~
19 *appropriate filing officer, and the Secretary of State if required, by*
20 *regular mail, certified mail, facsimile machine or electronic*
21 *means. A report shall be deemed to be filed with the filing officer*
22 *or the Secretary of State:*

23 (a) *On the date that it was mailed if it was sent by certified*
24 *mail; or*

25 (b) *On the date that it was received by the filing officer or the*
26 *Secretary of State if the report was sent by regular mail,*
27 *transmitted by facsimile machine or electronic means, or delivered*
28 *personally.*

29 **Sec. 7.** NRS 294A.160 is hereby amended to read as follows:

30 294A.160 1. It is unlawful for a candidate to spend money
31 received as a campaign contribution for his personal use.

32 2. Every candidate for a state, district, county, city or township
33 office at a primary, general, primary city, general city or special
34 election who is elected to that office and received contributions that
35 were not spent or committed for expenditure before the primary,
36 general, primary city, general city or special election shall:

37 (a) Return the unspent money to contributors;

38 (b) Use the money in his next election or for the payment of
39 other expenses related to public office or his campaign ~~[;]~~ ,
40 *regardless of whether he is a candidate for a different office in his*
41 *next election;*

42 (c) Contribute the money to:

43 (1) The campaigns of other candidates for public office or for
44 the payment of debts related to their campaigns;

45 (2) A political party;



- 1 (3) A person or group of persons advocating the passage or
2 defeat of a question or group of questions on the ballot; or
3 (4) Any combination of persons or groups set forth in
4 subparagraphs (1), (2) and (3);
5 (d) Donate the money to any tax-exempt nonprofit entity; or
6 (e) Dispose of the money in any combination of the methods
7 provided in paragraphs (a) to (d), inclusive.
8 3. Every candidate for a state, district, county, city or township
9 office at a primary, general, primary city, general city or special
10 election who is not elected to that office and received contributions
11 that were not spent or committed for expenditure before the primary,
12 general, primary city, general city or special election shall, not later
13 than the 15th day of the second month after his defeat:
14 (a) Return the unspent money to contributors;
15 (b) Contribute the money to:
16 (1) The campaigns of other candidates for public office or for
17 the payment of debts related to their campaigns;
18 (2) A political party;
19 (3) A person or group of persons advocating the passage or
20 defeat of a question or group of questions on the ballot; or
21 (4) Any combination of persons or groups set forth in
22 subparagraphs (1), (2) and (3);
23 (c) Donate the money to any tax-exempt nonprofit entity; or
24 (d) Dispose of the money in any combination of the methods
25 provided in paragraphs (a), (b) and (c).
26 4. Every candidate for a state, district, county, city or township
27 office who is defeated at a primary or primary city election and
28 received a contribution from a person in excess of \$5,000 shall, not
29 later than the 15th day of the second month after his defeat, return
30 any money in excess of \$5,000 to the contributor.
31 5. Every public officer who:
32 (a) Holds a state, district, county, city or township office;
33 (b) Does not run for reelection and is not a candidate for any
34 other office; and
35 (c) Has contributions that are not spent or committed for
36 expenditure remaining from a previous election,
37 shall, not later than the 15th day of the second month after the
38 expiration of his term of office, dispose of those contributions in the
39 manner provided in subsection 3.
40 6. In addition to the methods for disposing the unspent money
41 set forth in subsections 2, 3 and 4, a Legislator may donate not more
42 than \$500 of that money to the Nevada Silver Haired Legislative
43 Forum created pursuant to NRS 427A.320.
44 7. *Any contributions received before a candidate for a state,*
45 *district, county, city or township office at a primary, general,*



1 *primary city, general city or special election dies that were not*
2 *spent or committed for expenditure before the death of the*
3 *candidate must be disposed of in the manner provided in*
4 *subsection 3.*

5 8. The court shall, in addition to any penalty which may be
6 imposed pursuant to NRS 294A.420, order the candidate or public
7 officer to dispose of any remaining contributions in the manner
8 provided in this section.

9 ~~[8.]~~ 9. As used in this section, "contributions" include any
10 interest and other income earned thereon.

11 **Sec. 8.** NRS 294A.200 is hereby amended to read as follows:

12 294A.200 1. Every candidate for state, district, county or
13 township office at a primary or general election shall, not later *than*
14 *January 15 of each year, for the period from January 1 of the*
15 *previous year through December 31 of the previous year, report*
16 *each of the campaign expenses in excess of \$100 that he incurs*
17 *and each amount in excess of \$100 that he disposes of pursuant to*
18 *NRS 294A.160 during the period on the form set forth in section 2*
19 *of this act provided by the filing officer. The form must be signed*
20 *by the candidate under penalty of perjury. The provisions of this*
21 *subsection apply to the candidate:*

22 (a) *Beginning the year of the general election for that office*
23 *through the year immediately preceding the next general election*
24 *for that office; and*

25 (b) *Each year immediately succeeding a calendar year during*
26 *which the candidate disposes of contributions pursuant to*
27 *NRS 294A.160.*

28 2. Every candidate for state, district, county or township
29 office at a primary or general election shall, if the general election
30 for the office for which he is a candidate is held on or after
31 *January 1 and before the July 1 immediately following that*
32 *January 1, not later than:*

33 (a) Seven days before the primary election ~~[,]~~ *for that office,* for
34 the period from ~~[30 days before the regular session of the~~
35 ~~Legislature after the last election for that office up to]~~ *the January 1*
36 *immediately preceding the primary election through* 12 days
37 before the primary election;

38 (b) Seven days before the general election ~~[, whether or not the~~
39 ~~candidate won the primary election,]~~ *for that office,* for the period
40 from ~~[12]~~ *11* days before the primary election ~~[up to]~~ *through* 12
41 days before the general election; and

42 (c) ~~[The 15th day of the second month after the general election,~~
43 ~~for the remaining period up to 30 days before the next regular~~
44 ~~session of the Legislature,~~



1 ~~list~~ July 15 of the year of the general election for that office, for
2 the period from 11 days before the general election through
3 June 30 of that year,
4 report each of the campaign expenses in excess of \$100 that he
5 incurs during the period on ~~forms designed and~~ the form set forth
6 in section 2 of this act provided by the ~~Secretary of State pursuant~~
7 ~~to this section and NRS 294A.362.~~ filing officer. Each form must
8 be signed by the candidate under penalty of perjury.
9 ~~2.~~ 3. Every candidate for state, district, county or township
10 office at a primary or general election shall, if the general election
11 for the office for which he is a candidate is held on or after July 1
12 and before the January 1 immediately following that July 1, not
13 later than:
14 (a) Seven days before the primary election for that office, for
15 the period from the January 1 immediately preceding the primary
16 election through 12 days before the primary election; and
17 (b) Seven days before the general election for that office, for
18 the period from 11 days before the primary election through 12
19 days before the general election,
20 report each of the campaign expenses in excess of \$100 that he
21 incurs during the period on the form set forth in section 2 of this
22 act provided by the filing officer. The form must be signed by the
23 candidate under penalty of perjury.
24 4. Except as otherwise provided in subsection ~~3.~~ 5, every
25 candidate for a district office at a special election shall, not later
26 than:
27 (a) Seven days before the special election, for the period from
28 his nomination ~~up to~~ through 12 days before the special election;
29 and
30 (b) ~~Sixty~~ Thirty days after the special election, for the
31 remaining period ~~up to 30 days after~~ through the special
32 election,
33 ~~list~~ report each of the campaign expenses in excess of \$100 that he
34 incurs during the period on ~~forms designed and~~ the form set forth
35 in section 2 of this act provided by the ~~Secretary of State pursuant~~
36 ~~to this section and NRS 294A.362.~~ filing officer. Each form must
37 be signed by the candidate under penalty of perjury.
38 ~~3.~~ 5. Every candidate for state, district, county, municipal or
39 township office at a special election to determine whether a public
40 officer will be recalled shall ~~list~~ report each of the campaign
41 expenses in excess of \$100 that he incurs on ~~forms designed and~~
42 the form set forth in section 2 of this act provided by the ~~Secretary~~
43 ~~of State pursuant to this section and NRS 294A.362.~~ filing officer
44 and signed by the candidate under penalty of perjury, ~~60~~ 30 days
45 after:



1 (a) The special election, for the period from the filing of the
2 notice of intent to circulate the petition for recall ~~up to 30 days~~
3 ~~after~~ through the special election; or

4 (b) ~~[A] If the special election is not held because a~~ district
5 court determines that the petition for recall is legally insufficient
6 pursuant to subsection 5 of NRS 306.040, for the period from the
7 filing of the notice of intent to circulate the petition for recall ~~up to~~
8 ~~through~~ the date of the district court's decision.

9 ~~[4.]~~ 6. Reports of campaign expenses must be filed with the
10 ~~[officer with whom the candidate filed the declaration of candidacy~~
11 ~~or acceptance of candidacy.]~~ appropriate filing officer and, if the
12 appropriate filing officer is not the Secretary of State, with the
13 appropriate filing officer and the Secretary of State. A candidate
14 may mail or transmit the report to ~~that~~ the filing officer, and the
15 Secretary of State if required, by regular mail, certified mail ~~[-If~~
16 ~~certified mail is used, the date of mailing]~~, facsimile machine or
17 electronic means. A report shall be deemed ~~the date of filing.~~

18 ~~—5.— County clerks who receive from candidates for legislative or~~
19 ~~judicial office, except the office of justice of the peace or municipal~~
20 ~~judge, reports of campaign expenses pursuant to subsection 4 shall~~
21 ~~file a copy of each report with the Secretary of State within 10~~
22 ~~working days after he receives the report.~~

23 ~~—6.— The forms designed and provided by the Secretary of State~~
24 ~~for the reporting of campaign expenses pursuant to this section must~~
25 ~~be designed to be used by a candidate to record in the form of a list~~
26 ~~each campaign expense as he incurs it.]~~ to be filed with the filing
27 officer or the Secretary of State:

28 (a) On the date that it was mailed if it was sent by certified
29 mail; or

30 (b) On the date that it was received by the filing officer or the
31 Secretary of State if the report was sent by regular mail,
32 transmitted by facsimile machine or electronic means, or delivered
33 personally.

34 7. A report that is mailed or transmitted pursuant to
35 subsection 6 in a timely manner to the wrong filing officer shall be
36 deemed to be timely filed.

37 **Sec. 9.** NRS 294A.210 is hereby amended to read as follows:
38 294A.210 1. Every person who is not under the direction or
39 control of a candidate *for an office at a primary election, primary*
40 *city election, general election or general city election, of a* group of
41 *such* candidates or of any person involved in the campaign of that
42 candidate or group who makes an expenditure on behalf of the
43 candidate or group which is not solicited or approved by
44 the candidate or group, and every committee for political action,
45 political party or committee sponsored by a political party which



1 makes an expenditure on behalf of *such* a candidate or group of
2 candidates shall, not later *than January 15 of each year that the*
3 *provisions of this subsection apply to the person, committee or*
4 *political party, for the period from January 1 of the previous year*
5 *through December 31 of the previous year, report each*
6 *expenditure made during the period on behalf of the candidate,*
7 *the group of candidates or a candidate in the group of candidates*
8 *in excess of \$100 on the form set forth in section 2 of this act*
9 *provided by the filing officer. The form must be signed by the*
10 *person or a representative of the committee or political party*
11 *under penalty of perjury. The provisions of this subsection apply*
12 *to the person, committee or political party beginning the year of*
13 *the general election or general city election for that office through*
14 *the year immediately preceding the next general election or*
15 *general city election for that office.*

16 2. Every person, committee or political party described in
17 subsection 1 which makes an expenditure on behalf of a candidate
18 for office at a primary election, primary city election, general
19 election or general city election or a group of such candidates
20 shall, if the general election or general city election for the office
21 for which the candidate or a candidate in the group of candidates
22 seeks election is held on or after January 1 and before the July 1
23 immediately following that January 1, not later than:

24 (a) Seven days before ~~[a]~~ *the* primary election or primary city
25 election ~~[,] for that office,~~ for the period from ~~[30 days after the last~~
26 ~~election for that office to]~~ *the January 1 immediately preceding the*
27 *primary election or primary city election through* 12 days before
28 the primary election or primary city election;

29 (b) Seven days before ~~[a]~~ *the* general election or general city
30 election ~~[, whether or not the candidate won the primary election or~~
31 ~~primary city election,] for that office,~~ for the period from ~~[12] 11~~
32 days before the primary election or primary city election ~~[to]~~
33 *through* 12 days before the general election or general city election;
34 and

35 (c) ~~[The 15th day of the second month after a general election or~~
36 ~~general city election, for the remaining period up to 30 days after the~~
37 ~~general election or general city election,~~
38 ~~list] July 15 of the year of the general election or general city~~
39 ~~election for that office, for the period from 11 days before the~~
40 ~~general election or general city election through the June 30 of~~
41 ~~that year,~~

42 *report* each expenditure made during the period on behalf of ~~[a~~
43 ~~candidate or]~~ *the candidate, the* group of candidates *or a candidate*
44 *in the group of candidates* in excess of \$100 on ~~[forms designed~~
45 ~~and]~~ *the form set forth in section 2 of this act* provided by the



1 ~~[Secretary of State and] filing officer. The form must be~~ signed by
2 the person or a representative of the ~~[group] committee or political~~
3 ~~party~~ under penalty of perjury. ~~[The report must also include~~
4 ~~identification of expenditures which the person or group made~~
5 ~~cumulatively in excess of \$100 since the beginning of the first~~
6 ~~reporting period.~~

7 ~~—2.]~~ 3. *Every person, committee or political party described in*
8 *subsection 1 which makes an expenditure on behalf of a candidate*
9 *for office at a primary election, primary city election, general*
10 *election or general city election or on behalf of a group of such*
11 *candidates shall, if the general election or general city election for*
12 *the office for which the candidate or a candidate in the group of*
13 *candidates seeks election is held on or after July 1 and before the*
14 *January 1 immediately following that July 1, not later than:*

15 (a) *Seven days before the primary election or primary city*
16 *election for that office, for the period from the January 1*
17 *immediately preceding the primary election or primary city*
18 *election through 12 days before the primary election or primary*
19 *city election; and*

20 (b) *Seven days before the general election or general city*
21 *election for that office, for the period from 11 days before the*
22 *primary election or primary city election through 12 days before*
23 *the general election or general city election,*
24 *report each expenditure made during the period on behalf of the*
25 *candidate, the group of candidates or a candidate in the group of*
26 *candidates in excess of \$100 on the form set forth in section 2 of*
27 *this act provided by the filing officer. The form must be signed by*
28 *the person or a representative of the committee or political party*
29 *under penalty of perjury.*

30 4. *Except as otherwise provided in subsection 5, every person,*
31 *committee or political party described in subsection 1 which makes*
32 *an expenditure on behalf of a candidate for office at a special*
33 *election or on behalf of a group of such candidates shall, not later*
34 *than:*

35 (a) *Seven days before the special election for the office for*
36 *which the candidate or a candidate in the group of candidates*
37 *seeks election, for the period from the nomination of the candidate*
38 *through 12 days before the special election; and*

39 (b) *Thirty days after the special election, for the remaining*
40 *period through the special election,*
41 *report each expenditure made during the period on behalf of the*
42 *candidate, the group of candidates or a candidate in the group of*
43 *candidates in excess of \$100 on the form set forth in section 2 of*
44 *this act provided by the filing officer. The form must be signed by*



1 *the person or a representative of the committee or political party*
2 *under penalty of perjury.*

3 5. *Every person, committee or political party described in*
4 *subsection 1 which makes an expenditure on behalf of a candidate*
5 *for office at a special election to determine whether a public*
6 *officer will be recalled or on behalf of a group of such candidates*
7 *shall list each expenditure made on behalf of the candidate, the*
8 *group of candidates or a candidate in the group of candidates in*
9 *excess of \$100 on the form set forth in section 2 of this act*
10 *provided by the filing officer and signed by the person or a*
11 *representative of the committee or political party under penalty of*
12 *perjury, 30 days after:*

13 (a) *The special election, for the period from the filing of the*
14 *notice of intent to circulate the petition for recall through the*
15 *special election; or*

16 (b) *If the special election is not held because a district court*
17 *determines that the petition for recall is legally insufficient*
18 *pursuant to subsection 5 of NRS 306.040, for the period from the*
19 *filing of the notice of intent to circulate the petition for recall*
20 *through the date of the district court's decision.*

21 6. Expenditures made within the State or made elsewhere but
22 for use within the State, including expenditures made outside the
23 State for printing, television and radio broadcasting or other
24 production of the media, must be included in the report.

25 ~~{3. If the candidate is elected from one county, the reports must~~
26 ~~be filed with the county clerk of that county. If the candidate is~~
27 ~~elected from one city, the reports must be filed with the city clerk of~~
28 ~~that city. Otherwise, the}~~

29 7. *The reports must be filed with :*

30 (a) *If the candidate is elected from one county, the county*
31 *clerk of that county and the Secretary of State;*

32 (b) *If the candidate is elected from one city, the city clerk of*
33 *that city and the Secretary of State; or*

34 (c) *If the candidate is elected from more than one county or*
35 *city, the Secretary of State.*

36 8. If an expenditure is made on behalf of a group of candidates,
37 the reports must be ~~{made to the officer appropriate for each~~
38 ~~candidate and}~~ itemized by the candidate. A person may ~~{make}~~
39 *mail or transmit* his report to the appropriate *filing* officer, *and the*
40 *Secretary of State if required, by regular mail, certified mail* ~~{. If~~
41 ~~certified mail is used, the date of mailing}~~, *facsimile machine or*
42 *electronic means. A report shall be deemed* ~~{the date of filing.~~

43 ~~— 4. Each county clerk or city clerk who receives a report~~
44 ~~pursuant to subsection 3 shall file a copy of the report with the~~



1 ~~Secretary of State within 10 working days after he receives the~~
2 ~~report.~~

3 ~~—5. The forms designed and provided by the Secretary of State~~
4 ~~for the reporting of expenditures pursuant to this section must be~~
5 ~~designed to be used by the person or representative of the group to~~
6 ~~record in the form of a list each expenditure as it is made.] to be~~
7 ~~filed with the filing officer or the Secretary of State:~~

8 (a) *On the date that it was mailed if it was sent by certified*
9 *mail; or*

10 (b) *On the date that it was received by the filing officer or the*
11 *Secretary of State if the report was sent by regular mail,*
12 *transmitted by facsimile machine or electronic means, or delivered*
13 *personally.*

14 9. *A report that is mailed or transmitted pursuant to*
15 *subsection 7 in a timely manner to the wrong filing officer shall be*
16 *deemed to be timely filed.*

17 10. *Every person, committee or political party described in*
18 *subsection 1 shall file a report required by this section even if he*
19 *or it receives no contributions.*

20 **Sec. 10.** NRS 294A.220 is hereby amended to read as follows:

21 294A.220 1. Every person or group of persons organized
22 formally or informally who advocates the passage or defeat of a
23 question or group of questions on the ballot at ~~[any election~~
24 ~~including any recall or special]~~ *a primary election , primary city*
25 *election, general election or general city election,* shall, not later
26 *than January 15 of each year that the provisions of this subsection*
27 *apply to the person or group of persons, for the period from*
28 *January 1 of the previous year through December 31 of the*
29 *previous year, report each expenditure made during the period on*
30 *behalf of or against the question, the group of questions or a*
31 *question in the group of questions on the ballot in excess of \$100*
32 *on the form set forth in section 2 of this act provided by the filing*
33 *officer. The form must be signed by the person or a representative*
34 *of the group under penalty of perjury. The provisions of this*
35 *subsection apply to the person or group of persons:*

36 (a) *Each year in which an election or city election is held for a*
37 *question for which the person or group advocates passage or*
38 *defeat; and*

39 (b) *The year after each year described in paragraph (a).*

40 2. *If a question is on the ballot at a primary election or*
41 *primary city election and the general election or general city*
42 *election immediately following that primary election or primary*
43 *city election is held on or after January 1 and before the July 1*
44 *immediately following that January 1, every person or group of*
45 *persons organized formally or informally who advocates the*



1 *passage or defeat of the question or a group of questions that*
2 *includes the question shall comply with the requirements of this*
3 *subsection. If a question is on the ballot at a general election or*
4 *general city election held on or after January 1 and before the*
5 *July 1 immediately following that January 1, every person or*
6 *group of persons organized formally or informally who advocates*
7 *the passage or defeat of the question or a group of questions that*
8 *includes the question shall comply with the requirements of this*
9 *subsection. A person or group of persons described in this*
10 *subsection shall, not later than:*

11 (a) Seven days before ~~[a]~~ *the* primary election or primary city
12 election, for the period from ~~[30 days after the last general election~~
13 ~~to]~~ *the January 1 immediately preceding the primary election or*
14 *primary city election through* 12 days before the primary election
15 or primary city election;

16 (b) Seven days before ~~[a]~~ *the* general election or general city
17 election, for the period from ~~[12]~~ *11* days before the primary
18 election or primary city election ~~[to]~~ *through* 12 days before the
19 general election or general city election; and

20 (c) ~~[The 15th day of the second month after the general election~~
21 ~~or general city election, for the remaining period up to 30 days after~~
22 ~~the general election or general city election, list]~~ *July 15 of the year*
23 *of the general election or general city election, for the period from*
24 *11 days before the general election or general city election*
25 *through the June 30 immediately preceding that July 15,*

26 *report* each expenditure made during the period on behalf of or
27 against ~~[a question or]~~ *the question, the* group of questions *or a*
28 *question in the group of questions* on the ballot in excess of \$100
29 on the form ~~[designed and]~~ *set forth in section 2 of this act*
30 provided by the ~~[Secretary of State]~~ *filing officer* and signed by the
31 person or a representative of the group under penalty of perjury.
32 ~~[The report must also include the identification of expenditures~~
33 ~~which the person or group made cumulatively in excess of \$100~~
34 ~~since the beginning of the first reporting period.~~

35 ~~—2.]~~ *3. If a question is on the ballot at a primary election or*
36 *primary city election and the general election or general city*
37 *election immediately following that primary election or primary*
38 *city election is held on or after July 1 and before the January 1*
39 *immediately following that July 1, every person or group of*
40 *persons organized formally or informally who advocates the*
41 *passage or defeat of the question or a group of questions that*
42 *includes the question shall comply with the requirements of this*
43 *subsection. If a question is on the ballot at a general election or*
44 *general city election held on or after July 1 and before the*
45 *January 1 immediately following that July 1, every person or*



1 *group of persons organized formally or informally who advocates*
2 *the passage or defeat of the question or a group of questions that*
3 *includes the question shall comply with the requirements of this*
4 *subsection. A person or group of persons described in this*
5 *subsection shall, not later than:*

6 (a) *Seven days before the primary election or primary city*
7 *election, for the period from the January 1 immediately preceding*
8 *the primary election or primary city election through 12 days*
9 *before the primary election or primary city election; and*

10 (b) *Seven days before the general election or general city*
11 *election, for the period from 11 days before the primary election or*
12 *primary city election through 12 days before the general election*
13 *or general city election,*

14 *report each expenditure made during the period on behalf of or*
15 *against the question, the group of questions or a question in the*
16 *group of questions on the ballot in excess of \$100 on the form set*
17 *forth in section 2 of this act provided by the filing officer. The*
18 *form must be signed by the person or a representative of the group*
19 *under penalty of perjury.*

20 4. *Except as otherwise provided in subsection 5, every person*
21 *or group of persons organized formally or informally who*
22 *advocates the passage or defeat of a question or group of*
23 *questions on the ballot at a special election shall, not later than:*

24 (a) *Seven days before the special election, for the period from*
25 *the date the question qualified for the ballot through 12 days*
26 *before the special election; and*

27 (b) *Thirty days after the special election, for the remaining*
28 *period through the special election,*

29 *report each expenditure made during the period on behalf of or*
30 *against the question, the group of questions or a question in the*
31 *group of questions on the ballot in excess of \$100 on the form set*
32 *forth in section 2 of this act provided by the filing officer. The*
33 *form must be signed by the person or a representative of the group*
34 *under penalty of perjury.*

35 5. *Every person or group of persons organized formally or*
36 *informally who advocates the passage or defeat of a question or*
37 *group of questions on the ballot at a special election to determine*
38 *whether a public officer will be recalled shall list each expenditure*
39 *made during the period on behalf of or against the question, the*
40 *group of questions or a question in the group of questions on the*
41 *ballot in excess of \$100 on the form set forth in section 2 of this*
42 *act provided by the filing officer and signed by the person or a*
43 *representative of the group under penalty of perjury, 30 days after:*



1 (a) *The special election, for the period from the filing of the*
2 *notice of intent to circulate the petition for recall through the*
3 *special election; or*

4 (b) *If the special election is not held because a district court*
5 *determines that the petition for recall is legally insufficient*
6 *pursuant to subsection 5 of NRS 306.040, for the period from the*
7 *filing of the notice of intent to circulate the petition for recall*
8 *through the date of the district court's decision.*

9 6. Expenditures made within the State or made elsewhere but
10 for use within the State, including expenditures made outside the
11 State for printing, television and radio broadcasting or other
12 production of the media, must be included in the report.

13 ~~[3. If the question is submitted to the voters of only one county,~~
14 ~~the reports must be filed with the county clerk of that county. If the~~
15 ~~question is submitted to the voters of only one city, the reports must~~
16 ~~be filed with the city clerk of that city. Otherwise, the]~~

17 7. *The reports required pursuant to this section* must be filed
18 with :

19 (a) *If the question is submitted to the voters of one county, the*
20 *county clerk of that county and the Secretary of State;*

21 (b) *If the question is submitted to the voters of one city, the city*
22 *clerk of that city and the Secretary of State; or*

23 (c) *If the question is submitted to the voters of more than one*
24 *county or city, the Secretary of State.*

25 8. If an expenditure is made on behalf of a group of questions,
26 the reports ~~[must be made to the officer appropriate for each~~
27 ~~question and]~~ must be itemized by question. A person may ~~[make]~~
28 *mail or transmit* his report to the appropriate filing officer *or the*
29 *Secretary of State if required, by regular mail, certified mail* ~~[. If~~
30 ~~certified mail is used, the date of mailing]~~ *, facsimile machine or*
31 *electronic means. A report* shall be deemed ~~[the date of filing.~~

32 ~~—4. Each county clerk or city clerk who receives a report~~
33 ~~pursuant to subsection 3 shall file a copy of the report with the~~
34 ~~Secretary of State within 10 working days after he receives the~~
35 ~~report.~~

36 ~~—5. The form designed and provided by the Secretary of State~~
37 ~~for the reporting of expenditure pursuant to this section must be~~
38 ~~designed to be used by the person or representative of the group to~~
39 ~~record in the form of a list each expenditure as it is made.] to be~~
40 *filed with the filing officer or the Secretary of State:*

41 (a) *On the date that it was mailed if it was sent by certified*
42 *mail; or*

43 (b) *On the date that it was received by the filing officer or the*
44 *Secretary of State if the report was sent by regular mail,*



1 *transmitted by facsimile machine or electronic means, or delivered*
2 *personally.*

3 **Sec. 11.** NRS 294A.270 is hereby amended to read as follows:
4 294A.270 1. Except as otherwise provided in subsection 3,

5 each committee for the recall of a public officer shall, not later than:
6 (a) Seven days before the special election to recall a public
7 officer, for the period from the filing of the notice of intent to
8 circulate the petition for recall ~~{up-to}~~ *through* 12 days before the
9 special election; and

10 (b) Thirty days after the election, for the remaining period ~~{up~~
11 ~~{to}~~ *through* the election,
12 ~~{list}~~ *report* each contribution received or made by the committee in
13 excess of \$100 on ~~{a}~~ *the* form *set forth in section 2 of this act*
14 provided by the ~~{Secretary of State and}~~ *filing officer. The form*
15 *must be* signed *by a representative of the committee* under penalty
16 of perjury.

17 2. If a petition for the purpose of recalling a public officer is
18 not filed before the expiration of the notice of intent, the committee
19 for the recall of a public officer shall, not later than 30 days after the
20 expiration of the notice of intent, ~~{list}~~ *report* each contribution
21 received ~~{or}~~ *by the committee, and each contribution* made by the
22 committee in excess of \$100.

23 3. If a court does not order a special election for the recall of
24 the public officer, the committee for the recall of a public officer
25 shall, not later than 30 days after the court determines that an
26 election will not be held, for the period from the filing of the notice
27 of intent to circulate the petition for recall ~~{up-to}~~ *through* the day
28 the court determines that an election will not be held, ~~{list}~~ *report*
29 each contribution received ~~{or}~~ *by the committee, and each*
30 *contribution* made by the committee in excess of \$100.

31 4. Each report of contributions must be filed with the Secretary
32 of State. The committee may mail *or transmit* the report by *regular*
33 *mail*, certified mail ~~{. If certified mail is used, the date of mailing}~~,
34 *facsimile machine or electronic means. A report* shall be deemed
35 ~~{the date of filing.}~~ *to be filed with the Secretary of State:*

36 (a) *On the date that it was mailed if it was sent by certified*
37 *mail; or*

38 (b) *On the date that it was received by the Secretary of State if*
39 *the report was sent by regular mail, transmitted by facsimile*
40 *machine or electronic means, or delivered personally.*

41 5. The name and address of the contributor and the date on
42 which the contribution was received must be included on the ~~{list}~~
43 *report* for each contribution, whether from or to a natural person,
44 association or corporation, in excess of \$100 and contributions
45 which a contributor or the committee has made cumulatively in



* A B 5 2 9 R 1 *

1 excess of that amount since the beginning of the ~~first~~ *current*
2 reporting period. ~~The form designed and provided by the Secretary~~
3 ~~of State for the reporting of contributions pursuant to this section~~
4 ~~must be designed to be used by the committee to record in the form~~
5 ~~of a list each contribution as it is received or made.]~~

6 **Sec. 12.** NRS 294A.280 is hereby amended to read as follows:
7 294A.280 1. Except as otherwise provided in subsection 3,
8 each committee for the recall of a public officer shall, not later than:

9 (a) Seven days before the special election to recall a public
10 officer, for the period from the filing of the notice of intent to
11 circulate the petition for recall ~~up to~~ *through* 12 days before the
12 special election; and

13 (b) Thirty days after the election, for the remaining period ~~up~~
14 ~~to~~ *through* the election,
15 ~~list~~ *report* each expenditure made by the committee in excess of
16 \$100 on ~~the~~ *the* form *set forth in section 2 of this act* provided by
17 the ~~Secretary of State and~~ *filing officer. The form must be* signed
18 *by a representative of the committee* under penalty of perjury.

19 2. If a petition for the purpose of recalling a public officer is
20 not filed before the expiration of the notice of intent, the committee
21 for the recall of a public officer shall, not later than 30 days after the
22 expiration of the notice of intent, ~~list~~ *report* each expenditure made
23 by the committee in excess of \$100.

24 3. If a court does not order a special election for the recall of
25 the public officer, the committee for the recall of a public officer
26 shall, not later than 30 days after the court determines that an
27 election will not be held, for the period from the filing of the notice
28 of intent to circulate the petition for recall ~~up to~~ *through* the day
29 the court determines that an election will not be held, ~~list~~ *report*
30 each expenditure made by the committee in excess of \$100.

31 4. ~~The report must also include identification of expenditures~~
32 ~~which the committee for the recall of a public officer made~~
33 ~~cumulatively in excess of \$100 since the beginning of the first~~
34 ~~reporting period.~~

35 ~~5.]~~ Each report of expenditures must be filed with the Secretary
36 of State. The committee may mail *or transmit* the report *to the*
37 *Secretary of State* by *regular mail*, certified mail ~~[- If certified mail~~
38 ~~is used, the date of mailing]~~ , *facsimile machine or electronic*
39 *means. A report* shall be deemed ~~the date of filing.~~

40 ~~6.~~ ~~The form designed and provided by the Secretary of State~~
41 ~~for the reporting of expenditures pursuant to this section must be~~
42 ~~designed to be used by a committee to record in the form of a list~~
43 ~~each expenditure as it is made.]~~ *to be filed with the Secretary of*
44 *State:*



- 1 (a) *On the date that it was mailed if it was sent by certified*
- 2 *mail; or*
- 3 (b) *On the date that it was received by the Secretary of State if*
- 4 *the report was sent by regular mail, transmitted by facsimile*
- 5 *machine or electronic means, or delivered personally.*

6 **Sec. 13.** NRS 294A.360 is hereby amended to read as follows:
 7 294A.360 1. Every candidate for city office ~~[where the]~~ *at a*
 8 *primary city election or* general city election ~~[is preceded by a~~
 9 ~~primary city election]~~ shall file the reports in the manner required by
 10 NRS 294A.120 ~~[, 294A.200 and 294A.350]~~ *and 294A.200* for other
 11 offices not later *than January 15 of each year, for the period from*
 12 *January 1 of the previous year through December 31 of the*
 13 *previous year. The provisions of this subsection apply to the*
 14 *candidate:*

15 (a) *Beginning the year of the general city election for that*
 16 *office through the year immediately preceding the next general*
 17 *city election for that office; and*

18 (b) *Each year immediately succeeding a calendar year during*
 19 *which the candidate disposes of contributions pursuant to*
 20 *NRS 294A.160.*

21 2. *Every candidate for city office at a primary city election or*
 22 *general city election, if the general city election for the office for*
 23 *which he is a candidate is held on or after January 1 and before*
 24 *the July 1 immediately following that January 1, shall file the*
 25 *reports in the manner required by NRS 294A.120 and 294A.200*
 26 *for other offices not later*
 27 *than:*

28 (a) Seven days before the primary city election ~~[,]~~ *for that*
 29 *office, for the period from [30 days after the last election for that*
 30 *office up to] the January 1 immediately preceding the primary city*
 31 *election through* 12 days before the primary city election;

32 (b) Seven days before the general city election ~~[, whether or not~~
 33 ~~the candidate won the primary city election,]~~ *for that office, for the*
 34 *period from [12] 11 days before the primary city election [up to]*
 35 *through* 12 days before the general city election; and

36 (c) ~~[The 15th day of the second month after the general city~~
 37 ~~election, for the remaining period up to 30 days after the general city~~
 38 ~~election.~~
 39 ~~—2.—Every]~~ *July 15 of the year of the general city election for*
 40 *that office, for the period from 11 days before the general city*
 41 *election through the June 30 of that year.*

42 3. *Every candidate for city office at a primary city election or*
 43 *general city election, if the general city election for the office for*
 44 *which he is a candidate is held on or after July 1 and before the*
 45 *January 1 immediately following that July 1, shall file the reports*



1 *in the manner required by NRS 294A.120 and 294A.200 for other*
2 *offices not later than:*

3 (a) *Seven days before the primary city election for that office,*
4 *for the period from the January 1 immediately preceding the*
5 *primary city election through 12 days before the primary city*
6 *election; and*

7 (b) *Seven days before the general city election for that office,*
8 *for the period from 11 days before the primary city election*
9 *through 12 days before the general city election.*

10 4. *Except as otherwise provided in subsection 5, every*
11 *candidate for city office* ~~[where there is no primary city]~~ *at a special*
12 *election shall so file those reports:*

13 (a) *Seven days before the* ~~[general city]~~ *special election, for the*
14 *period from* ~~[30 days after the last election for that office up to]~~ *his*
15 *nomination through 12 days before the* ~~[general city]~~ *special*
16 *election; and*

17 (b) ~~[The 15th day of the second month]~~ *Thirty days* ~~after the~~
18 ~~[general city] special election, for the remaining period~~ ~~[up to 30~~
19 ~~days after the general city election.~~

20 ~~3. The city clerk shall design the form for each report a~~
21 ~~candidate for city office is required to file pursuant to NRS~~
22 ~~294A.120 and 294A.200. The form designed and provided by the~~
23 ~~city clerk for the reporting of campaign contributions and campaign~~
24 ~~expenses pursuant to this section must be designed to be used to~~
25 ~~record in the form of a list each campaign contribution as it is made~~
26 ~~and each campaign expense in excess of \$100 as it is incurred.~~

27 ~~The city clerk shall submit the form to the Secretary of State for~~
28 ~~approval. The city clerk shall not use such a form until it is~~
29 ~~approved.] through the special election.~~

30 5. *Every candidate for city office at a special election to*
31 *determine whether a public officer will be recalled shall so file*
32 *those reports 30 days after:*

33 (a) *The special election, for the period from the filing of the*
34 *notice of intent to circulate the petition for recall through the*
35 *special election; or*

36 (b) *If the special election is not held because a district court*
37 *determines that the petition for recall is legally insufficient*
38 *pursuant to subsection 5 of NRS 306.040, for the period from the*
39 *filing of the notice of intent to circulate the petition for recall*
40 *through the date of the district court's decision.*

41 **Sec. 14.** NRS 294A.362 is hereby amended to read as follows:

42 294A.362 1. In addition to ~~[filing the forms designed and~~
43 ~~provided by the Secretary of State]~~ *reporting information* pursuant
44 to NRS 294A.120, ~~[294A.125 and 294A.200, or the forms designed~~
45 ~~and provided by a city clerk pursuant to NRS 294A.360, as~~



1 ~~appropriate,]~~ **294A.200 and 294A.360**, each candidate who is
2 required to file a report of campaign contributions and expenses
3 pursuant to NRS 294A.120, ~~[294A.125,]~~ 294A.200 or 294A.360
4 shall ~~[file a separate form relating only to]~~ **report on the form set**
5 **forth in section 2 of this act provided by the filing officer** goods
6 and services provided in kind for which money would otherwise
7 have been paid. The candidate shall list on the form each such
8 campaign contribution he receives and each expense in excess of
9 \$100 he incurs during the reporting period.

10 2. ~~[The Secretary of State shall design the form described in~~
11 ~~subsection 1 for each candidate who is required to use the form to~~
12 ~~file a report pursuant to NRS 294A.120, 294A.125 or 294A.200.~~
13 ~~The city clerk shall design the form described in subsection 1 for~~
14 ~~each candidate who is required to use the form to file a report~~
15 ~~pursuant to NRS 294A.360. The city clerk shall submit the form to~~
16 ~~the Secretary of State for approval. The city clerk shall not use such~~
17 ~~a form until it is approved. The Secretary of State and each city~~
18 ~~clerk shall design the format of the form described in subsection 1~~
19 ~~so that a candidate who uses the form may record in the form a list~~
20 ~~of each such campaign contribution as the contribution is received~~
21 ~~and expense in excess of \$100 as it is incurred.~~

22 ~~—3.]~~ The Secretary of State and each city clerk shall not require a
23 candidate to list the campaign contributions and expenses described
24 in this section on any form other than ~~[a form designed and provided~~
25 ~~pursuant to this section.~~

26 ~~—4.— Upon request, the Secretary of State shall provide a copy of~~
27 ~~the form described in subsection 1 to each candidate who is required~~
28 ~~to file a report of his campaign contributions and expenses pursuant~~
29 ~~to NRS 294A.120, 294A.125 or 294A.200. Upon request, each city~~
30 ~~clerk shall provide a copy of the form described in subsection 1 to~~
31 ~~each candidate who is required to file a report of his campaign~~
32 ~~contributions and expenses pursuant to NRS 294A.360.]~~ **the form**
33 **set forth in section 2 of this act.**

34 **Sec. 15.** NRS 294A.365 is hereby amended to read as follows:
35 294A.365 1. Each report of expenditures required pursuant to
36 NRS 294A.210, 294A.220 and 294A.280 must consist of a list of
37 ~~[the expenditures]~~ **each expenditure in excess of \$100 that was**
38 made during the periods for reporting. Each report of expenses
39 required pursuant to NRS ~~[294A.125 and]~~ 294A.200 must consist of
40 a list of each expense in excess of \$100 that was incurred during the
41 periods for reporting. The list in each report must state the category
42 and amount of the expense or expenditure and the date on which the
43 expense was incurred or the expenditure was made.

44 2. The categories of expense or expenditure for use on the
45 report of expenses or expenditures are:



- 1 (a) Office expenses;
- 2 (b) Expenses related to volunteers;
- 3 (c) Expenses related to travel;
- 4 (d) Expenses related to advertising;
- 5 (e) Expenses related to paid staff;
- 6 (f) Expenses related to consultants;
- 7 (g) Expenses related to polling;
- 8 (h) Expenses related to special events;
- 9 (i) Except as otherwise provided in NRS 294A.362, goods and
- 10 services provided in kind for which money would otherwise have
- 11 been paid; and
- 12 (j) Other miscellaneous expenses.

13 3. ~~The Secretary of State and each city clerk shall not require a~~
 14 ~~candidate to provide separately the total amount of each category of~~
 15 ~~expenses described in this section.] Each report of expenses or~~
 16 ~~expenditures described in subsection 1 must list the disposition of~~
 17 ~~any unspent campaign contributions using the categories set forth~~
 18 ~~in subsection 2 of NRS 294A.160.~~

19 **Sec. 16.** NRS 294A.380 is hereby amended to read as follows:
 20 294A.380 1. The Secretary of State may adopt and
 21 promulgate regulations ~~[, prescribe forms in accordance with the~~
 22 ~~provisions of this chapter]~~ and take such other actions as are
 23 necessary for the implementation and effective administration of the
 24 provisions of this chapter.

25 2. For the purposes of implementing and administering the
 26 provisions of this chapter regulating committees for political action:

27 (a) The Secretary of State shall, in determining whether an entity
 28 or group is a committee for political action, consider a group's or
 29 entity's division or separation into units, sections or smaller groups
 30 only if it appears that such division or separation was for a purpose
 31 other than for avoiding the reporting requirements of this chapter.

32 (b) The Secretary of State shall, in determining whether an
 33 entity or group is a committee for political action, disregard any
 34 action taken by a group or entity that would otherwise constitute a
 35 committee for political action if it appears such action is taken for
 36 the purpose of avoiding the reporting requirements of this chapter.

37 **Sec. 17.** NRS 294A.390 is hereby amended to read as follows:
 38 294A.390 The officer from whom a candidate or entity
 39 requests a form for:

- 40 1. A declaration of candidacy;
- 41 2. An acceptance of candidacy;
- 42 3. The registration of a committee for political action pursuant
- 43 to NRS 294A.230 or a committee for the recall of a public officer
- 44 pursuant to NRS 294A.250; or



1 4. The reporting of campaign contributions, expenses or
2 expenditures pursuant to NRS 294A.120, 294A.140, 294A.150,
3 ~~294A.180,~~ 294A.200, 294A.210, 294A.220, 294A.270, 294A.280
4 or 294A.360,
5 shall furnish the candidate with the necessary forms for reporting
6 and copies of the regulations adopted by the Secretary of State
7 pursuant to this chapter. An explanation of the applicable provisions
8 of NRS 294A.100, 294A.120, 294A.140, 294A.150, ~~294A.180,~~
9 294A.200, 294A.210, 294A.220, 294A.270, 294A.280 or 294A.360
10 relating to the making, accepting or reporting of campaign
11 contributions, expenses or expenditures and the penalties for a
12 violation of those provisions as set forth in NRS 294A.100 or
13 294A.420 must be ~~printed on the forms,~~ *developed by the*
14 *Secretary of State and provided upon request.* The candidate or
15 entity shall acknowledge receipt of the material.

16 **Sec. 18.** NRS 294A.420 is hereby amended to read as follows:
17 294A.420 1. If the Secretary of State receives information
18 that a person or entity that is subject to the provisions of NRS
19 294A.120, 294A.140, 294A.150, ~~294A.180,~~ 294A.200, 294A.210,
20 294A.220, 294A.230, 294A.270, 294A.280 or 294A.360 has not
21 filed a report or form for registration pursuant to the applicable
22 provisions of those sections, the Secretary of State may, after giving
23 notice to that person or entity, cause the appropriate proceedings to
24 be instituted in the First Judicial District Court.

25 2. Except as otherwise provided in this section, a person or
26 entity that violates an applicable provision of NRS 294A.112,
27 294A.120, 294A.130, 294A.140, 294A.150, 294A.160, ~~294A.170,~~
28 ~~294A.180,~~ 294A.200, 294A.210, 294A.220, 294A.230, 294A.270,
29 294A.280, 294A.300, 294A.310, 294A.320 or 294A.360 is subject
30 to a civil penalty of not more than \$5,000 for each violation and
31 payment of court costs and attorney's fees. The civil penalty must
32 be recovered in a civil action brought in the name of the State of
33 Nevada by the Secretary of State in the First Judicial District Court
34 and deposited by the Secretary of State for credit to the State
35 General Fund in the bank designated by the Treasurer.

36 3. If a civil penalty is imposed because a person or entity has
37 reported its contributions, expenses or expenditures after the date
38 the report is due, the amount of the civil penalty is:

39 (a) If the report is not more than 7 days late, \$25 for each day
40 the report is late.

41 (b) If the report is more than 7 days late but not more than 15
42 days late, \$50 for each day the report is late.

43 (c) If the report is more than 15 days late, \$100 for each day the
44 report is late.



1 4. For good cause shown, the Secretary of State may waive a
2 civil penalty that would otherwise be imposed pursuant to this
3 section. If the Secretary of State waives a civil penalty pursuant to
4 this subsection, the Secretary of State shall:

5 (a) Create a record which sets forth that the civil penalty has
6 been waived and describes the circumstances that constitute the
7 good cause shown; and

8 (b) Ensure that the record created pursuant to paragraph (a) is
9 available for review by the general public.

10 **Sec. 19.** Chapter 281 of NRS is hereby amended by adding
11 thereto a new section to read as follows:

12 *1. Except as otherwise provided in subsection 2, if a public*
13 *officer who was appointed to the office for which he is serving is*
14 *entitled to receive compensation for serving in that office, he shall*
15 *file with the Commission a statement of financial disclosure, as*
16 *follows:*

17 (a) *A public officer appointed to fill the unexpired term of an*
18 *elected or appointed public officer shall file a statement of*
19 *financial disclosure within 30 days after his appointment.*

20 (b) *Each public officer appointed to fill an office shall file a*
21 *statement of financial disclosure on or before January 15 of each*
22 *year of the term, including the year the term expires.*

23 2. *If a person is serving in a public office for which he is*
24 *required to file a statement pursuant to subsection 1, he may use*
25 *the statement he files for that initial office to satisfy the*
26 *requirements of subsection 1 for every other public office to which*
27 *he is appointed and in which he is also serving.*

28 3. *A judicial officer who is appointed to fill the unexpired*
29 *term of a predecessor or to fill a newly created judgeship shall file*
30 *a statement of financial disclosure pursuant to the requirements of*
31 *Canon 4I of the Nevada Code of Judicial Conduct. Such a*
32 *statement of financial disclosure must include, without limitation,*
33 *all information required to be included in a statement of financial*
34 *disclosure pursuant to NRS 281.571.*

35 4. *The Commission shall provide written notification to the*
36 *Secretary of State of the public officers who failed to file the*
37 *statements of financial disclosure required by subsection 1 or who*
38 *failed to file those statements in a timely manner. The notice must*
39 *be sent within 30 days after the deadlines set forth in subsection 1*
40 *and must include:*

41 (a) *The name of each public officer who failed to file his*
42 *statement of financial disclosure within the period before the*
43 *notice is sent;*



1 ***(b) The name of each public officer who filed his statement of***
2 ***financial disclosure after the deadlines set forth in subsection 1***
3 ***but within the period before the notice is sent;***

4 ***(c) For the first notice sent after the public officer filed his***
5 ***statement of financial disclosure, the name of each public officer***
6 ***who filed his statement of financial disclosure after the deadlines***
7 ***set forth in subsection 1 but within the period before the notice is***
8 ***sent; and***

9 ***(d) For each public officer listed in paragraph (c), the date on***
10 ***which the statement of financial disclosure was due and the date***
11 ***on which the public officer filed the statement.***

12 ***5. In addition to the notice provided pursuant to subsection 4,***
13 ***the Commission shall notify the Secretary of State of each public***
14 ***officer who files a statement of financial disclosure more than 30***
15 ***days after the deadlines set forth in subsection 1. The notice must***
16 ***include the information described in paragraphs (c) and (d) of***
17 ***subsection 4.***

18 ***6. A statement of financial disclosure shall be deemed to be***
19 ***filed with the Commission:***

20 ***(a) On the date that it was mailed if it was sent by certified***
21 ***mail; or***

22 ***(b) On the date that it was received by the Commission if the***
23 ***statement was sent by regular mail, transmitted by facsimile***
24 ***machine or electronic means, or delivered personally.***

25 **Sec. 20.** NRS 281.411 is hereby amended to read as follows:

26 281.411 NRS 281.411 to 281.581, inclusive, ***and section 19 of***
27 ***this act*** may be cited as the Nevada Ethics in Government Law.

28 **Sec. 21.** NRS 281.501 is hereby amended to read as follows:

29 281.501 1. Except as otherwise provided in subsection 2 or 3,
30 a public officer may vote upon a matter if the benefit or detriment
31 accruing to him as a result of the decision either individually or in a
32 representative capacity as a member of a general business,
33 profession, occupation or group is not greater than that accruing to
34 any other member of the general business, profession, occupation or
35 group.

36 2. In addition to the requirements of the code of ethical
37 standards, a public officer shall not vote upon or advocate the
38 passage or failure of, but may otherwise participate in the
39 consideration of a matter with respect to which the independence of
40 judgment of a reasonable person in his situation would be materially
41 affected by:

42 (a) His acceptance of a gift or loan;

43 (b) His pecuniary interest; or

44 (c) His commitment in a private capacity to the interests of
45 others.



1 It must be presumed that the independence of judgment of a
2 reasonable person would not be materially affected by his pecuniary
3 interest or his commitment in a private capacity to the interests of
4 others where the resulting benefit or detriment accruing to him or to
5 the other persons whose interests to which the member is committed
6 in a private capacity is not greater than that accruing to any other
7 member of the general business, profession, occupation or group.
8 The presumption set forth in this subsection does not affect the
9 applicability of the requirements set forth in subsection 3 relating to
10 the disclosure of the pecuniary interest or commitment in a private
11 capacity to the interests of others.

12 3. A public officer or employee shall not approve, disapprove,
13 vote, abstain from voting or otherwise act upon any matter:

14 (a) Regarding which he has accepted a gift or loan;

15 (b) Which would reasonably be affected by his commitment in a
16 private capacity to the interest of others; or

17 (c) In which he has a pecuniary interest,
18 without disclosing sufficient information concerning the gift, loan,
19 commitment or interest to inform the public of the potential effect of
20 the action or abstention upon the person who provided the gift or
21 loan, upon the person to whom he has a commitment, or upon his
22 interest. Except as otherwise provided in subsection 6, such a
23 disclosure must be made at the time the matter is considered. If the
24 officer or employee is a member of a body which makes decisions,
25 he shall make the disclosure in public to the Chairman and other
26 members of the body. If the officer or employee is not a member of
27 such a body and holds an appointive office, he shall make the
28 disclosure to the supervisory head of his organization or, if he holds
29 an elective office, to the general public in the area from which he is
30 elected. This subsection does not require a public officer to disclose
31 any campaign contributions that the public officer reported pursuant
32 to NRS 294A.120 ~~for 294A.125~~ in a timely manner.

33 4. If a public officer declares to the body or committee in
34 which the vote is to be taken that he will abstain from voting
35 because of the requirements of this section, the necessary quorum to
36 act upon and the number of votes necessary to act upon the matter,
37 as fixed by any statute, ordinance or rule, is reduced as though the
38 member abstaining were not a member of the body or committee.

39 5. If a public officer is voting on a matter which affects public
40 employees, he shall make a full public disclosure of any personal
41 pecuniary interest which he may have in the matter.

42 6. After a member of the Legislature makes a disclosure
43 pursuant to subsection 3, he may file with the Director of the
44 Legislative Counsel Bureau a written statement of his disclosure.
45 The written statement must designate the matter to which the



1 disclosure applies. After a Legislator files a written statement
2 pursuant to this subsection, he is not required to disclose orally his
3 interest when the matter is further considered by the Legislature or
4 any committee thereof. A written statement of disclosure is a public
5 record and must be made available for inspection by the public
6 during the regular office hours of the Legislative Counsel Bureau.

7 7. The provisions of this section do not, under any
8 circumstances:

9 (a) Prohibit a member of the legislative branch from requesting
10 or introducing a legislative measure; or

11 (b) Require a member of the legislative branch to take any
12 particular action before or while requesting or introducing a
13 legislative measure.

14 8. As used in this section, "commitment in a private capacity to
15 the interests of others" means a commitment to a person:

16 (a) Who is a member of his household;

17 (b) Who is related to him by blood, adoption or marriage within
18 the third degree of consanguinity or affinity;

19 (c) Who employs him or a member of his household;

20 (d) With whom he has a substantial and continuing business
21 relationship; or

22 (e) Any other commitment or relationship that is substantially
23 similar to a commitment or relationship described in this subsection.

24 **Sec. 22.** NRS 281.552 is hereby amended to read as follows:

25 281.552 1. Every public officer shall acknowledge that he
26 has received, read and understands the statutory ethical standards.
27 The acknowledgment must be on a form prescribed by the
28 Commission and must accompany the first statement of financial
29 disclosure that the public officer is required to file with the
30 Commission pursuant *to section 19 of this act* or the Secretary of
31 State pursuant to NRS 281.561.

32 2. The Commission *and the Secretary of State* shall retain an
33 acknowledgment filed pursuant to this section for 6 years after the
34 date on which the acknowledgment was filed.

35 3. Willful refusal to execute and file the acknowledgment
36 required by this section constitutes nonfeasance in office and is a
37 ground for removal pursuant to NRS 283.440.

38 **Sec. 23.** NRS 281.561 is hereby amended to read as follows:

39 281.561 1. ~~Except as otherwise provided in subsection 2 or~~
40 ~~3, if~~ *If* a candidate for public office *will be entitled to receive*
41 *compensation for serving in the office that he is seeking* or a
42 public officer *who was elected to the office for which he is serving*
43 is entitled to receive compensation for serving in ~~the office in~~
44 ~~question,~~ *that office*, he shall file with the ~~Commission,~~ *Secretary*
45 *of State* and with the officer with whom declarations of candidacy



1 for ~~[the office in question]~~ *the office* are filed, a statement of
2 financial disclosure, as follows:

3 (a) A candidate for nomination, election or reelection to public
4 office shall file a statement of financial disclosure ~~[no later than the~~
5 ~~10th day after the last day to qualify as a candidate for the office.~~

6 ~~—(b) A public officer appointed to fill the unexpired term of an~~
7 ~~elected public officer shall file a statement of financial disclosure~~
8 ~~within 30 days after his appointment.~~

9 ~~—(c) Every public officer, whether appointed or elected,]~~ *with the*
10 *officer with whom he files a declaration of candidacy for the office*
11 *at the same time as he files the declaration of candidacy; and*

12 (b) *Each public officer* shall file a statement of financial
13 disclosure on or before ~~[March 31]~~ *January 15* of each year of the
14 term, including the year the term expires.

15 ~~[(d) A public officer who leaves office on a date other than the~~
16 ~~expiration of his term or anniversary of his appointment or election;~~
17 ~~shall file a statement of financial disclosure within 60 days after~~
18 ~~leaving office.~~

19 ~~—2. A statement filed pursuant to one of the paragraphs of~~
20 ~~subsection 1 may be used to satisfy the requirements of another~~
21 ~~paragraph of subsection 1 if the initial statement was filed not more~~
22 ~~than 3 months before the other statement is required to be filed.~~

23 ~~—3. If a person is serving in a public office for which he is~~
24 ~~required to file a statement pursuant to subsection 1, he may use the~~
25 ~~statement he files for that initial office to satisfy the requirements of~~
26 ~~subsection 1 for every other public office in which he is also~~
27 ~~serving.~~

28 ~~—4. A person may satisfy the requirements of subsection 1 by~~
29 ~~filing with the Commission a copy of a statement of financial~~
30 ~~disclosure that was filed pursuant to the requirements of a~~
31 ~~specialized or local ethics committee if the form of the statement has~~
32 ~~been approved by the Commission.~~

33 ~~—5.]~~ 2. A candidate for judicial office or a judicial officer shall
34 file a statement of financial disclosure pursuant to the requirements
35 of Canon 4I of the Nevada Code of Judicial Conduct. Such a
36 statement of financial disclosure must include, without limitation,
37 all information required to be included in a statement of financial
38 disclosure pursuant to NRS 281.571.

39 3. *A statement of financial disclosure shall be deemed to be*
40 *filed with the Secretary of State:*

41 (a) *On the date that it was mailed if it was sent by certified*
42 *mail; or*

43 (b) *On the date that it was received by the Secretary of State if*
44 *the statement was sent by regular mail, transmitted by facsimile*
45 *machine or electronic means, or delivered personally.*



1 **4. The statement of financial disclosure filed pursuant to this**
2 **section must be filed on the form set forth in section 2 of this act**
3 **provided by the filing officer.**

4 **5. A statement of financial disclosure that is mailed or**
5 **transmitted pursuant to subsection 3 in a timely manner to the**
6 **wrong filing officer shall be deemed to be timely filed.**

7 **Sec. 24.** NRS 281.573 is hereby amended to read as follows:
8 281.573 1. Except as otherwise provided in subsection 2,
9 statements of financial disclosure required by the provisions of NRS
10 281.561 and 281.571 **and section 19 of this act** must be retained by
11 the Commission, Secretary of State, county clerk and city clerk for 6
12 years after the date of filing.

13 2. For public officers who serve more than one term in either
14 the same public office or more than one public office, the period
15 prescribed in subsection 1 begins on the date of the filing of the last
16 statement of financial disclosure for the last public office held.

17 **Sec. 25.** NRS 281.575 is hereby amended to read as follows:
18 281.575 The Secretary of State and each county or city clerk
19 who receives from a candidate for public office a declaration of
20 candidacy, acceptance of candidacy or certificate of candidacy shall
21 give to the candidate the form ~~prescribed by the Commission~~ **set**
22 **forth in section 2 of this act** for the making of a statement of
23 financial disclosure, accompanied by instructions on how to
24 complete the form, where it must be filed and the time by which it
25 must be filed.

26 **Sec. 26.** NRS 281.581 is hereby amended to read as follows:
27 281.581 1. ~~[A] If the Secretary of State receives information~~
28 **that a** candidate for public office or public officer ~~[who fails to file]~~
29 **has not filed** his statement of financial disclosure in a timely manner
30 pursuant to NRS 281.561 **or section 19 of this act, the Secretary of**
31 **State may, after giving notice to that person or entity, cause the**
32 **appropriate proceedings to be instituted in the First Judicial**
33 **District Court.**

34 2. **Except as otherwise provided in this section, a candidate**
35 **for public office or public officer who fails to file his statement of**
36 **financial disclosure in a timely manner pursuant to NRS 281.561**
37 **or section 19 of this act** is subject to a civil penalty **of not more**
38 **than \$5,000 for each violation** and payment of court costs and
39 attorney's fees. ~~Except as otherwise provided in subsection 3, the~~
40 **The civil penalty must be recovered in a civil action brought in the**
41 **name of the State of Nevada by the Secretary of State in the First**
42 **Judicial District Court and deposited by the Secretary of State for**
43 **credit to the State General Fund in the bank designated by the**
44 **State Treasurer.**

45 3. **The amount of the civil penalty is:**



1 (a) If the statement is filed not more than 7 days late, \$25 for
2 each day the statement is late.

3 (b) If the statement is filed more than 7 days late but not more
4 than 15 days late, ~~[\$175 for the first 7 days, plus]~~ \$50 for each
5 ~~[additional]~~ day the statement is late.

6 (c) If the statement is filed more than 15 days late, ~~[\$575 for the~~
7 ~~first 15 days, plus]~~ \$100 for each ~~[additional]~~ day the statement is
8 late.

9 ~~[2.—The Commission may, for]~~

10 **4.** For good cause shown, *the Secretary of State may* waive
11 ~~for reduce the civil penalty.~~

12 ~~—3.—The civil penalty imposed for a violation of this section must~~
13 ~~not exceed the annual compensation for the office for which the~~
14 ~~statement was filed.~~

15 ~~—4.—The civil penalty must be recovered in a civil action brought~~
16 ~~in the name of the State of Nevada by the Commission in a court of~~
17 ~~competent jurisdiction and deposited by the Commission in the~~
18 ~~account for credit to the State General Fund in the bank designated~~
19 ~~by the State Treasurer.~~

20 ~~—5.—If the Commission]~~ *a civil penalty that would otherwise be*
21 *imposed pursuant to this section. If the Secretary of State* waives a
22 civil penalty pursuant to ~~[subsection 2, the Commission]~~ *this*
23 *subsection, the Secretary of State* shall:

24 (a) Create a record which sets forth that the civil penalty has
25 been waived and describes the circumstances that constitute the
26 good cause shown; and

27 (b) Ensure that the record created pursuant to paragraph (a) is
28 available for review by the general public.

29 **Sec. 27.** NRS 294A.125, 294A.170 and 294A.180 are hereby
30 repealed.

31 **Sec. 28.** The statement of financial disclosure required to be
32 filed on or before January 15, 2004, by a public officer with the
33 Secretary of State pursuant to the amendatory provisions of NRS
34 281.561 must cover the period from the last statement of financial
35 disclosure filed by the public officer through December 31, 2003.

36 **Sec. 29.** This act becomes effective on January 1, 2004.



TEXT OF REPEALED SECTIONS

294A.125 Candidate who receives contributions in excess of \$10,000 in year before year of election required to report contributions received and expenditures made before year of election; procedure for reporting; contents of report.

1. In addition to complying with the requirements set forth in NRS 294A.120, 294A.200 and 294A.360, a candidate who receives contributions in any year before the year in which the general election or general city election in which the candidate intends to seek election to public office is held, shall, for:

(a) The year in which he receives contributions in excess of \$10,000, list each of the contributions that he receives and the expenditures in excess of \$100 made in that year.

(b) Each year after the year in which he received contributions in excess of \$10,000, until the year of the general election or general city election in which the candidate intends to seek election to public office is held, list each of the contributions that he received and the expenditures in excess of \$100 made in that year.

2. The reports required by subsection 1 must be submitted on forms designed and provided by the Secretary of State pursuant to this section and NRS 294A.362. Each form must be signed by the candidate under penalty of perjury.

3. The name and address of the contributor and the date on which the contribution was received must be included on the list for each contribution in excess of \$100 and contributions that a contributor has made cumulatively in excess of that amount.

4. The forms designed and provided by the Secretary of State for the reporting of contributions and expenditures pursuant to this section must be designed to be used by a candidate to record in the form of a list each campaign contribution as he receives it and each expenditure as it is made.

5. The report must be filed:

(a) With the officer with whom the candidate will file the declaration of candidacy or acceptance of candidacy for the public office the candidate intends to seek. A candidate may mail the report to that officer by certified mail. If certified mail is used, the date of mailing shall be deemed the date of filing.

(b) On or before January 15 of the year immediately after the year for which the report is made.



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6. A county clerk who receives from a candidate for legislative or judicial office, except the office of justice of the peace or municipal judge, a report of contributions and expenditures pursuant to subsection 5 shall file a copy of the report with the Secretary of State within 10 working days after he receives the report.

294A.170 Candidate to offer to return unspent contributions received before filing of declaration of candidacy for different office; disposition of unreturned contributions. If a candidate for state, district, county, city or township office files a declaration of candidacy for an office which is different from the office which:

1. He previously and publicly intended to seek; or
2. He held immediately preceding his declaration of candidacy, he shall make a reasonable effort to notify the persons who contributed money to his campaign before he filed his declaration of candidacy and return the unspent portion of those contributions if so requested. Any contributions not returned must be used in his campaign or must be disposed of in the manner provided in NRS 294A.160.

294A.180 Candidate or elected public officer to file report relating to disposition of unspent contributions; procedure for reporting.

1. Each candidate for a state, district, county, city or township office who is not elected to that office shall, not later than the 15th day of the second month after his defeat, file a report with the Secretary of State stating the amount of contributions which he received for that campaign but did not spend and the disposition of those unspent contributions.

2. Each public officer who is elected to a state, district, county, city or township office shall file a report:

(a) Not later than the 15th day of the second month after his election, stating the amount of campaign contributions which he received but did not spend and the amount, if any, of those unspent contributions disposed of pursuant to subsections 2 and 6 of NRS 294A.160 as of the last day of the first month after his election;

(b) Not later than January 15th of each year of his term beginning the year after he filed the report required by paragraph (a), stating the amount, if any, of those unspent contributions disposed of pursuant to NRS 294A.160 during the period from the last date covered by his last report through December 31 of the immediately preceding year and the manner in which they were disposed of; and

(c) Not later than the 15th day of the second month after he no longer holds that office, stating the amount and disposition of any remaining unspent contributions.



3. The reports required by subsections 1 and 2 must be submitted on a form designed and provided by the Secretary of State and signed by the candidate or public officer under penalty of perjury.

4. A public officer filing a report pursuant to subsection 2:

(a) Shall file the report with the officer with whom he filed his declaration of candidacy or acceptance of candidacy.

(b) May file the report by certified mail. If certified mail is used, the date of mailing shall be deemed the date of filing.

5. A county clerk who receives from a legislative or judicial officer, other than a justice of the peace or municipal judge, a report pursuant to subsection 4 shall file a copy of the report with the Secretary of State within 10 working days after he receives the report.

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