
SENATE BILL NO. 225—SENATORS PICKARD, HANSEN, HARDY,
GOICOECHEA; BUCK, HAMMOND, KIECKHEFER, SEEVERS
GANSERT AND SETTELMAYER

MARCH 11, 2021

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections.
(BDR 24-550)

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

CONTAINS UNFUNDED MANDATE (§§ 4, 25, 43, 49, 62, 76)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

~

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

AN ACT relating to elections; requiring the Secretary of State to adopt regulations setting forth the forms of proof of identity required to vote in person; requiring, under certain circumstances, a comprehensive audit of an election; requiring the Secretary of State to assign a unique ballot identification number to each absent and mailing ballot; requiring proof of identity for voting in person; revising the deadline for requesting an absent ballot; revising the procedures relating to voting and processing absent ballots and mailing ballots; prohibiting, with certain exceptions, a person from returning an absent ballot or mailing ballot on behalf of a voter; requiring a sample ballot to include a unique personal identification number assigned to each voter; establishing certain requirements for a computer program used with a mechanical voting system or mechanical recording device; repealing provisions relating to voting by mail ballot and conducting certain elections affected by certain disasters or emergencies; providing penalties; and providing other matters properly relating thereto.



Legislative Counsel's Digest:

1 Existing law requires, under certain circumstances, that a person provide
2 satisfactory identification to vote in person. (NRS 293.2725, 293.277, 293.283,
3 293.303, 293.3081, 293.3082, 293.3085, 293.330, 293.353, 293.541, 293C.270,
4 293C.272, 293C.292, 293C.330) **Section 3** of this bill requires the Secretary of
5 State to adopt regulations setting forth the acceptable forms of proof of identity that
6 a voter must present to vote in person at a polling place. **Sections 10-14, 17, 26, 30**
7 **33, 42, 52-55, 57, 63 and 70** of this bill require, with certain exceptions, that a
8 person provide proof of identity to vote in person. **Section 2** of this bill defines
9 "proof of identity" as the documentation or identification required by the Secretary
10 of State pursuant to regulation. **Sections 6, 15, 19, 40, 44-46 and 50** of this bill
11 make conforming changes to reflect the new definition of "proof of identity."

12 **Sections 16 and 56** of this bill provide that a person applying to vote whose
13 identity has been challenged must furnish proof of identity to respond to such a
14 challenge.

15 **Section 18** of this bill authorizes, under certain circumstances, a person who
16 fails to provide proof of identity when voting in person to cast a provisional ballot.
17 **Section 20** of this bill provides that the provisional ballot of such a voter must be
18 counted if the person provides proof of identity to the county or city clerk not later
19 than 5 p.m. on the Friday following the election.

20 **Sections 32 and 69** of this bill make conforming changes to reflect that if a
21 person does not provide proof of identity, an elections board is not required to issue
22 that person a ballot for early voting. **Section 41** of this bill makes conforming
23 changes to the information that must be provided to a person when preregistering or
24 registering to vote.

25 **Section 4** of this bill requires a comprehensive audit of an election under
26 certain circumstances.

27 **Section 7** of this bill requires the Secretary of State to adopt regulations setting
28 forth any procedures necessary to ensure the security of absent ballots and mailing
29 ballots.

30 **Section 8** of this bill requires the Secretary of State to assign a unique ballot
31 identification number to each absent ballot and mailing ballot that will be used for
32 an election in this State and keep a record of such numbers.

33 Under existing law, a registered voter may request an absent ballot until 5 p.m.
34 on the 14th day preceding the election. (NRS 293.313, 293C.310) **Sections 21 and**
35 **58** of this bill revise the date by which a person may request an absent ballot to the
36 21st day preceding the election.

37 **Sections 22, 26, 30, 43, 59, 63, 67 and 76** of this bill revise existing procedures
38 for marking and returning an absent ballot and mailing ballot to require a voter to
39 affix a personal identification number found on the voter's sample ballot and a
40 unique ballot identification number printed on the ballot to the secrecy sleeve of the
41 absent or mailing ballot. **Sections 24 and 61** of this bill require a county clerk and
42 city clerk to include a secrecy sleeve with an absent ballot that is sent to a voter.

43 **Sections 25 and 62** of this bill revise the existing procedures for reviewing an
44 absent ballot to require a county clerk or city clerk to: (1) take an image of the
45 return envelope and secrecy sleeve of the ballot; (2) check the personal
46 identification number on the secrecy sleeve and if the number does not match,
47 contact the voter; and (3) open the ballot and check the ballot identification number
48 on the ballot with the number on the secrecy sleeve and if the number does not
49 match, notify the voter that the absent ballot has been rejected and allow the voter
50 to submit a new ballot. **Sections 27 and 64** of this bill make conforming changes to
51 account for these new procedures for reviewing absent ballots.

52 **Section 43** of this bill requires: (1) each sample ballot to include a unique
53 personal identification number assigned to each voter that is printed on the sample
54 ballot; and (2) a county clerk to keep a record of the personal identification number



55 assigned to each voter and provide the number upon request to a voter who did not
56 receive a sample ballot.

57 Under existing law, the county clerk or city clerk must deliver absent and
58 mailing ballots received to be processed and prepared for counting 15 days before
59 the election and provides that the appropriate board may begin counting the absent
60 ballots at such time. (NRS 293.325, 293.384, 293.385, 293C.325, 293C.382,
61 293C.385) **Sections 25, 36, 37, 62, 73 and 74** of this bill revise this deadline to
62 instead require the county clerk or city clerk to deliver absent ballots 4 working
63 days before the election, at which point the boards may begin counting the ballots.

64 **Sections 25 and 62** also require the county clerks and city clerks to prescribe a
65 procedure for a person who submits an absent ballot to confirm that his or her
66 absent ballot has been received and delivered for counting using his or her personal
67 identification number.

68 Under existing law, a person authorized by the voter may return an absent
69 ballot or mailing ballot on behalf of the voter under certain circumstances. (NRS
70 293.330, 293.353, 293C.330, 293C.350) **Sections 26, 30, 63 and 67** instead
71 provide that only the voter or, with the authorization of the voter, a member of the
72 voter’s family may return an absent ballot or mailing ballot on behalf of the voter.

73 **Section 47** of this bill makes it a category E felony for a person other than an
74 election officer to receive any ballot from a voter.

75 **Section 48** of this bill requires the Secretary of State to contract with a
76 mechanical voting system vendor to establish a computer program to allow a voter
77 to verify that his or her vote has been counted on the system while maintaining
78 ballot secrecy. **Sections 49 and 77** of this bill make conforming changes to the
79 requirements for computer programs used with a computer or counting device in an
80 election.

81 Existing law establishes certain procedures for elections affected by certain
82 emergencies or disasters, which include allowing voters to vote by mail ballot
83 during an affected election. (NRS 293.8801-293.8887) **Section 78** of this bill
84 repeals these provisions. **Sections 9, 23, 28, 29, 35, 38, 39, 44, 51, 60, 65, 66 72**
85 **and 75** of this bill make conforming changes to remove references to those
86 provisions.

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

1 **Section 1.** Chapter 293 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2, 3 and 4 of this act.

3 **Sec. 2.** *“Proof of identity” means the documents or identity*
4 *cards required to verify a registered voter’s identity pursuant to the*
5 *regulations of the Secretary of State adopted pursuant to section 3*
6 *of this act.*

7 **Sec. 3. 1.** *The Secretary of State shall adopt regulations*
8 *setting forth the forms of proof of identity that are required to be*
9 *provided by a registered voter at the time that he or she applies to*
10 *vote in person at a polling place to verify his or her identity. Any*
11 *such proof of identity must require that the person verify his or*
12 *her identity in a manner that is in addition to signing the roster,*
13 *presenting a sample ballot or presenting a voter registration card.*



1 2. *Based on the forms of proof of identity set forth in*
2 *regulation by the Secretary of State pursuant to subsection 1, the*
3 *Secretary of State shall adopt procedures to be used by the county*
4 *and city clerks to determine the identity of the registered voter if*
5 *the voter presents proof of identity but his or her signature does*
6 *not match the signature on the proof of identity or application to*
7 *register to vote.*

8 3. *If the Secretary of State adopts regulations requiring that a*
9 *voter present photographic identification when applying to vote at*
10 *a polling place, the Secretary of State must:*

11 (a) *Implement a system to issue a voter identification card free*
12 *of charge to a registered voter of this State who does not possess*
13 *such photographic identification; and*

14 (b) *Allow voters who are indigent or have a religious objection*
15 *to being photographed to sign an affidavit in lieu of providing*
16 *photographic identification.*

17 **Sec. 4. 1.** *If discrepancies in voting are found in an*
18 *election for a particular race, including, without limitation, a*
19 *discrepancy between the number of ballots and the number of*
20 *voters, the Secretary of State or a candidate in that race may*
21 *request an audit of the votes for that race to verify that the tally of*
22 *votes matches the actual number of votes cast in that race. The*
23 *Secretary of State shall oversee any such audit.*

24 2. *An audit conducted pursuant to subsection 1 must recount*
25 *and inspect all ballots in that race, including, without limitation,*
26 *reprocessing absent ballots and mailing ballots to verify*
27 *signatures, personal identification numbers and ballot*
28 *identification numbers. Any candidate in the race being audited*
29 *may be present for the audit in person or by designated*
30 *representative.*

31 3. *If an audit conducted pursuant to subsection 1 reveals*
32 *discrepancies that are within 150 percent of the margin of victory,*
33 *a special election must be called for that office. Such special*
34 *election must be held as soon as practicable.*

35 4. *The Secretary of State shall adopt any regulations*
36 *necessary to carry out the provisions of this section.*

37 **Sec. 5.** NRS 293.010 is hereby amended to read as follows:

38 293.010 As used in this title, unless the context otherwise
39 requires, the words and terms defined in NRS 293.013 to 293.121,
40 inclusive, *and section 2 of this act* have the meanings ascribed to
41 them in those sections.

42 **Sec. 6.** NRS 293.177 is hereby amended to read as follows:

43 293.177 1. Except as otherwise provided in NRS 293.165
44 and 293.166, a name may not be printed on a ballot to be used at a
45 primary election unless the person named has filed a declaration of



1 candidacy with the appropriate filing officer and paid the filing fee
2 required by NRS 293.193 not earlier than:

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

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

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

12 (a) For partisan office:

13
14 DECLARATION OF CANDIDACY OF FOR THE
15 OFFICE OF

16
17 State of Nevada

18
19 County of

20
21 For the purpose of having my name placed on the official
22 ballot as a candidate for the Party nomination for
23 the office of, I, the undersigned, do swear or
24 affirm under penalty of perjury that I actually, as opposed to
25 constructively, reside at, in the City or Town of,
26 County of, State of Nevada; that my actual, as opposed
27 to constructive, residence in the State, district, county,
28 township, city or other area prescribed by law to which the
29 office pertains began on a date at least 30 days immediately
30 preceding the date of the close of filing of declarations of
31 candidacy for this office; that my telephone number is
32, and the address at which I receive mail, if different
33 than my residence, is; that I am registered as a member
34 of the Party; that I am a qualified elector pursuant
35 to Section 1 of Article 2 of the Constitution of the State of
36 Nevada; that if I have ever been convicted of treason or a
37 felony, my civil rights have been restored; that I have not, in
38 violation of the provisions of NRS 293.176, changed the
39 designation of my political party or political party affiliation
40 on an official application to register to vote in any state since
41 December 31 before the closing filing date for this election;
42 that I generally believe in and intend to support the concepts
43 found in the principles and policies of that political party in
44 the coming election; that if nominated as a candidate of the
45 Party at the ensuing election, I will accept that



nomination and not withdraw; that I will not knowingly violate any election law or any law defining and prohibiting corrupt and fraudulent practices in campaigns and elections in this State; that I will qualify for the office if elected thereto, including, but not limited to, complying with any limitation prescribed by the Constitution and laws of this State concerning the number of years or terms for which a person may hold the office; that I understand that knowingly and willfully filing a declaration of candidacy which contains a false statement is a crime punishable as a gross misdemeanor and also subjects me to a civil action disqualifying me from entering upon the duties of the office; and that I understand that my name will appear on all ballots as designated in this declaration.

.....
(Designation of name)

.....
(Signature of candidate for office)

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

.....
Notary Public or other person
authorized to administer an oath

(b) For nonpartisan office:

DECLARATION OF CANDIDACY OF FOR THE
OFFICE OF

State of Nevada

County of

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



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

.....
(Designation of name)

.....
(Signature of candidate for office)

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

.....
Notary Public or other person
authorized to administer an oath

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



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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

23 **Sec. 7.** NRS 293.247 is hereby amended to read as follows:

24 293.247 1. The Secretary of State shall adopt regulations, not
25 inconsistent with the election laws of this State, for the conduct of
26 primary, general, special and district elections in all cities and
27 counties. Permanent regulations of the Secretary of State that
28 regulate the conduct of a primary, general, special or district
29 election and are effective on or before the last business day of
30 February immediately preceding a primary, general, special or
31 district election govern the conduct of that election.

32 2. The Secretary of State shall prescribe the forms for a
33 declaration of candidacy and any petition which is filed pursuant to
34 the election laws of this State.

35 3. The regulations must prescribe:

36 (a) The manner of printing ballots and the number of ballots to
37 be distributed to precincts and districts;

38 (b) The form and placement of instructions to voters;

39 (c) The disposition of election returns;

40 (d) The procedures to be used for canvasses, ties, recounts and
41 contests, including, without limitation, the appropriate use of a
42 paper record created when a voter casts a ballot on a mechanical
43 voting system that directly records the votes electronically;

44 (e) The procedures to be used to ensure the security of the
45 ballots from the time they are transferred from the polling place



1 until they are stored pursuant to the provisions of NRS 293.391 or
2 293C.390;

3 (f) The procedures to be used to ensure the security and
4 accuracy of computer programs and tapes used for elections;

5 (g) The procedures to be used for the testing, use and auditing of
6 a mechanical voting system which directly records the votes
7 electronically and which creates a paper record when a voter casts a
8 ballot on the system;

9 (h) The acceptable standards for the sending and receiving of
10 applications, forms and ballots, by approved electronic transmission,
11 by the county clerks and the electors, registered voters or other
12 persons who are authorized to use approved electronic transmission
13 pursuant to the provisions of this title;

14 (i) The forms for applications to preregister and register to vote
15 and any other forms necessary for the administration of this title;
16 ~~[and]~~

17 (j) *Any necessary procedures to be used to ensure the security*
18 *of absent ballots and mailing ballots; and*

19 (k) Such other matters as determined necessary by the Secretary
20 of State.

21 4. The Secretary of State may provide interpretations and take
22 other actions necessary for the effective administration of the
23 statutes and regulations governing the conduct of primary, general,
24 special and district elections in this State.

25 5. The Secretary of State shall prepare and distribute to each
26 county and city clerk copies of:

27 (a) Laws and regulations concerning elections in this State;

28 (b) Interpretations issued by the Secretary of State's Office; and

29 (c) Any Attorney General's opinions or any state or federal
30 court decisions which affect state election laws or regulations
31 whenever any of those opinions or decisions become known to the
32 Secretary of State.

33 **Sec. 8.** NRS 293.250 is hereby amended to read as follows:

34 293.250 1. Except as otherwise provided in chapter 293D of
35 NRS, the Secretary of State shall, in a manner consistent with the
36 election laws of this State, prescribe:

37 (a) The form of all ballots, absent ballots, diagrams, sample
38 ballots, certificates, notices, declarations, applications to preregister
39 and register to vote, lists, applications, registers, rosters, statements
40 and abstracts required by the election laws of this State.

41 (b) The procedures to be followed and the requirements of:

42 (1) A system established pursuant to NRS 293.506 for using
43 a computer to register voters and to keep records of registration.

44 (2) The system established by the Secretary of State pursuant
45 to NRS 293.671 for using a computer to register voters.



1 2. Except as otherwise provided in chapter 293D of NRS, the
2 Secretary of State shall prescribe with respect to the matter to be
3 printed on every kind of ballot:

4 (a) The placement and listing of all offices, candidates and
5 measures upon which voting is statewide, which must be uniform
6 throughout the State.

7 (b) The listing of all other candidates required to file with the
8 Secretary of State, and the order of listing all offices, candidates and
9 measures upon which voting is not statewide, from which each
10 county or city clerk shall prepare appropriate ballot forms for use in
11 any election in his or her county.

12 3. The Secretary of State shall place the condensation of each
13 proposed constitutional amendment or statewide measure near the
14 spaces or devices for indicating the voter's choice.

15 4. The fiscal note for, explanation of, arguments for and
16 against, and rebuttals to such arguments of each proposed
17 constitutional amendment or statewide measure must be included on
18 all sample ballots.

19 5. The condensations and explanations for constitutional
20 amendments and statewide measures proposed by initiative or
21 referendum must be prepared by the Secretary of State, upon
22 consultation with the Attorney General. The arguments and rebuttals
23 for or against constitutional amendments and statewide measures
24 proposed by initiative or referendum must be prepared in the
25 manner set forth in NRS 293.252. The fiscal notes for constitutional
26 amendments and statewide measures proposed by initiative or
27 referendum must be prepared by the Secretary of State, upon
28 consultation with the Fiscal Analysis Division of the Legislative
29 Counsel Bureau. The condensations, explanations, arguments,
30 rebuttals and fiscal notes must be in easily understood language and
31 of reasonable length, and whenever feasible must be completed by
32 August 1 of the year in which the general election is to be held. The
33 explanations must include a digest. The digest must include a
34 concise and clear summary of any existing laws directly related to
35 the constitutional amendment or statewide measure and a summary
36 of how the constitutional amendment or statewide measure adds to,
37 changes or repeals such existing laws. For a constitutional
38 amendment or statewide measure that creates, generates, increases
39 or decreases any public revenue in any form, the first paragraph of
40 the digest must include a statement that the constitutional
41 amendment or statewide measure creates, generates, increases or
42 decreases, as applicable, public revenue.

43 6. The names of candidates for township and legislative or
44 special district offices must be printed only on the ballots furnished
45 to voters of that township or district.



1 7. *The Secretary of State shall:*

2 (a) *Assign a unique ballot identification number to each*
3 *absent ballot and mailing ballot that will be used for an election in*
4 *this State and submit such numbers to the county or city clerk, as*
5 *applicable; and*

6 (b) *Keep a record of the ballot identification number assigned*
7 *to each ballot until after the canvass and certification of the*
8 *election and any period of judicial review and appeal have*
9 *expired.*

10 8. A county clerk:

11 (a) May divide paper ballots into two sheets in a manner which
12 provides a clear understanding and grouping of all measures and
13 candidates.

14 (b) Shall prescribe the color or colors of the ballots and voting
15 receipts used in any election which the clerk is required to conduct.

16 **Sec. 9.** NRS 293.272 is hereby amended to read as follows:

17 293.272 1. Except as otherwise provided in subsection 2 and
18 in NRS 293.2725 and 293.3083, a person who registered by mail or
19 computer to vote shall, for the first election in which the person
20 votes at which that registration is valid, vote in person unless he or
21 she has previously voted in the county in which he or she is
22 registered to vote.

23 2. The provisions of subsection 1 do not apply to a person who:

24 (a) Is entitled to vote in the manner prescribed in NRS 293.343
25 to 293.355, inclusive;

26 (b) Is entitled to vote an absent ballot pursuant to federal law,
27 NRS 293.316 or chapter 293D of NRS;

28 (c) Is disabled;

29 (d) Is provided the right to vote otherwise than in person
30 pursuant to the Voting Accessibility for the Elderly and
31 Handicapped Act, 52 U.S.C. §§ 20101 et seq.;

32 (e) Submits or has previously submitted a written request for an
33 absent ballot that is signed by the registered voter before a notary
34 public or other person authorized to administer an oath; *or*

35 (f) Requests an absent ballot in person at the office of the county
36 clerk. ~~[- or~~

37 ~~—(g) Is sent a mail ballot pursuant to the provisions of NRS~~
38 ~~293.8847 and includes a copy of the information required pursuant~~
39 ~~to paragraph (b) of subsection 1 of NRS 293.2725 with his or her~~
40 ~~voted mail ballot, if required pursuant to NRS 293.8851.]~~

41 **Sec. 10.** NRS 293.2725 is hereby amended to read as follows:

42 293.2725 1. Except as otherwise provided in subsection 2, in
43 NRS 293.3081, 293.3083 and 293.5772 to 293.5887, inclusive, and
44 in federal law, a person who registers to vote by mail or computer or
45 registers to vote pursuant to NRS 293.5742, or a person who



1 preregisters to vote by mail or computer and is subsequently deemed
2 to be registered to vote, and who has not previously voted in an
3 election for federal office in this State:

4 (a) May vote at a polling place only if the person presents *proof*
5 *of identity* to the election board officer at the polling place ~~;~~

6 ~~— (1) A current and valid photo identification of the person,]~~
7 which shows his or her physical address; ~~for~~

8 ~~— (2) A copy of a current utility bill, bank statement, paycheck,~~
9 ~~or document issued by a governmental entity, including a check~~
10 ~~which indicates the name and address of the person, but not~~
11 ~~including a voter registration card;]~~ and

12 (b) May vote by mail only if the person provides to the county
13 or city clerk:

14 (1) A copy of ~~[a current and valid photo identification]~~ *the*
15 *proof of identity* of the person, which shows his or her physical
16 address; or

17 (2) A copy of a current utility bill, bank statement, paycheck,
18 or document issued by a governmental entity, including a check
19 which indicates the name and address of the person, but not
20 including a voter registration card.

21 ↪ If there is a question as to the physical address of the person, the
22 election board officer or clerk may request additional information.

23 2. The provisions of subsection 1 do not apply to a person who:

24 (a) Registers to vote by mail or computer, or preregisters to vote
25 by mail or computer and is subsequently deemed to be registered to
26 vote, and submits *a copy of his or her proof of identity* with an
27 application to preregister or register to vote ; ~~;~~

28 ~~— (1) A copy of a current and valid photo identification; or~~

29 ~~— (2) A copy of a current utility bill, bank statement, paycheck,~~
30 ~~or document issued by a governmental entity, including a check~~
31 ~~which indicates the name and address of the person, but not~~
32 ~~including a voter registration card;]~~

33 (b) Except as otherwise provided in subsection 3, registers to
34 vote by mail or computer and submits with an application to register
35 to vote a driver's license number or at least the last four digits of his
36 or her social security number, if a state or local election official has
37 matched that information with an existing identification record
38 bearing the same number, name and date of birth as provided by the
39 person in the application;

40 (c) Registers to vote pursuant to NRS 293.5742, and at that time
41 presents to the Department of Motor Vehicles:

42 (1) ~~[A copy of a current and valid photo identification;~~

43 ~~— (2) A copy of a current utility bill, bank statement, paycheck~~
44 ~~or document issued by a governmental entity, including a check~~



1 ~~which indicates the name and address of the person, but not~~
2 ~~including a voter registration card; or~~

3 ~~— (3) *Proof of identity; or*~~

4 (2) A driver's license number or at least the last four digits of
5 his or her social security number, if a state or local election official
6 has matched that information with an existing identification record
7 bearing the same number, name and date of birth as provided by the
8 person in the application;

9 (d) Is entitled to vote an absent ballot pursuant to the Uniformed
10 and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et
11 seq.;

12 (e) Is provided the right to vote otherwise than in person under
13 the Voting Accessibility for the Elderly and Handicapped Act, 52
14 U.S.C. §§ 20101 et seq.; or

15 (f) Is entitled to vote otherwise than in person under any other
16 federal law.

17 3. The provisions of subsection 1 apply to a person described
18 in paragraph (b) of subsection 2 if the voter registration card issued
19 to the person is mailed by the county clerk to the person and
20 returned to the county clerk by the United States Postal Service.

21 **Sec. 11.** NRS 293.277 is hereby amended to read as follows:

22 293.277 1. Except as otherwise provided in NRS 293.283,
23 293.541 and 293.5772 to 293.5887, inclusive, if a person's name
24 appears in the roster or if the person provides an affirmation
25 pursuant to NRS 293.525, the person is entitled to vote and must
26 ~~sign~~ :

27 (a) *Present proof of identity; and*

28 (b) *Sign* his or her name in the roster or on a signature card
29 when he or she applies to vote. The signature must be compared by
30 an election board officer with the signature or a facsimile thereof on
31 the person's application to register to vote or ~~[one of the forms of~~
32 ~~identification listed in subsection 2.]~~ *on his or her proof of identity.*

33 2. ~~[Except as otherwise provided in NRS 293.2725, the forms~~
34 ~~of identification which may be used individually to identify a voter~~
35 ~~at the polling place are:~~

36 ~~— (a) The voter registration card issued to the voter;~~

37 ~~— (b) A driver's license;~~

38 ~~— (c) An identification card issued by the Department of Motor~~
39 ~~Vehicles;~~

40 ~~— (d) A military identification card; or~~

41 ~~— (e) Any other form of identification issued by a governmental~~
42 ~~agency which contains the voter's signature and physical description~~
43 ~~or picture.~~



1 ~~—3.]~~ The county clerk shall prescribe a procedure, approved by
2 the Secretary of State, to verify that the voter has not already voted
3 in that county in the current election.

4 **Sec. 12.** NRS 293.283 is hereby amended to read as follows:

5 293.283 1. If, because of physical limitations, a registered
6 voter is unable to sign his or her name in the roster or on a signature
7 card as required by NRS 293.277, the voter must ~~be identified by:~~

8 ~~—(a) Answering questions from the election board officer~~
9 ~~covering the personal data which is reported on the application to~~
10 ~~register to vote;~~

11 ~~—(b) Providing the election board officer, orally or in writing,~~
12 ~~with other personal data which verifies the identity of the voter; or~~

13 ~~—(c) Providing]~~ *present* the election board officer with *his or her*
14 proof of ~~[identification as described in NRS 293.277 other than the~~
15 ~~voter registration card issued to the voter.]~~ *identity.*

16 2. If the identity of the voter is verified, the election board
17 officer shall indicate in the roster “Identified” by the voter’s name.

18 **Sec. 13.** NRS 293.285 is hereby amended to read as follows:

19 293.285 ~~[(1)]~~ Except as otherwise provided in NRS 293.283
20 and 293.5772 to 293.5887, inclusive:

21 ~~[(a)]~~ 1. A registered voter applying to vote shall state his or
22 her name to the election board officer in charge of the roster; and

23 ~~[(b)]~~ 2. The election board officer shall:

24 ~~[(1)]~~ (a) Announce the name of the registered voter;

25 ~~[(2)]~~ (b) Instruct the registered voter to sign the roster or
26 signature card;

27 ~~[(3)]~~ (c) Verify the signature of the registered voter in the
28 manner set forth in NRS 293.277;

29 ~~(d) Require that the registered voter present proof of identity;~~
30 and

31 ~~[(4)]~~ (e) Verify that the registered voter has not already voted in
32 that county in the current election.

33 ~~[(2)]~~ ~~— If the signature does not match, the voter must be identified~~
34 ~~by:~~

35 ~~—(a) Answering questions from the election board officer~~
36 ~~covering the personal data which is reported on the application to~~
37 ~~register to vote;~~

38 ~~—(b) Providing the election board officer, orally or in writing,~~
39 ~~with other personal data which verifies the identity of the voter; or~~

40 ~~—(c) Providing the election board officer with proof of~~
41 ~~identification as described in NRS 293.277 other than the voter~~
42 ~~registration card issued to the voter.~~

43 ~~—3.~~ ~~If the signature of the voter has changed in comparison to~~
44 ~~the signature on the application to preregister or register to vote, the~~



~~voter must update his or her signature on a form prescribed by the Secretary of State.]~~

Sec. 14. NRS 293.287 is hereby amended to read as follows:

293.287 1. A registered voter applying to vote at any primary election shall give his or her name and political affiliation, if any, to the election board officer in charge of the roster, and the officer shall immediately announce the name and political affiliation ~~[]~~ *and require that the registered voter present proof of identity.*

2. Any person's right to vote may be challenged by any registered voter upon:

(a) Any of the grounds allowed for a challenge in NRS 293.303;

(b) The ground that the person applying does not belong to the political party designated upon the roster; or

(c) The ground that the roster does not show that the person designated the political party to which he or she claims to belong.

3. Any such challenge must be disposed of in the manner provided by NRS 293.303.

4. A registered voter who has designated on his or her application to register to vote an affiliation with a minor political party may vote a nonpartisan ballot at the primary election.

Sec. 15. NRS 293.3025 is hereby amended to read as follows:

293.3025 The Secretary of State and each county and city clerk shall ensure that a copy of each of the following is posted in a conspicuous place at each polling place on election day:

1. A sample ballot;

2. Information concerning the date and hours of operation of the polling place;

3. Instructions for voting and casting a ballot, including a provisional ballot pursuant to NRS 293.3078 to 293.3086, inclusive, or a provisional ballot pursuant to NRS 293.5772 to 293.5887, inclusive;

4. Instructions concerning the ~~[identification]~~ *proof of identity* required for persons who registered by mail or computer and are first-time voters for federal office in this State;

5. Information concerning the accessibility of polling places to persons with disabilities;

6. General information concerning federal and state laws which prohibit acts of fraud and misrepresentation; and

7. Information concerning the eligibility of a candidate, a ballot question or any other matter appearing on the ballot as a result of a judicial determination or by operation of law, if any.

Sec. 16. NRS 293.303 is hereby amended to read as follows:

293.303 1. A person applying to vote may be challenged:

(a) Orally by any registered voter of the precinct upon the ground that he or she is not the person entitled to vote as claimed or



1 has voted before at the same election. A registered voter who
2 initiates a challenge pursuant to this paragraph must submit an
3 affirmation that is signed under penalty of perjury and in the form
4 prescribed by the Secretary of State stating that the challenge is
5 based on the personal knowledge of the registered voter.

6 (b) On any ground set forth in a challenge filed with the county
7 clerk pursuant to the provisions of NRS 293.547.

8 2. If a person is challenged, an election board officer shall
9 tender the challenged person the following oath or affirmation:

10 (a) If the challenge is on the ground that the challenged person
11 does not belong to the political party designated upon the roster, "I
12 swear or affirm under penalty of perjury that I belong to the political
13 party designated upon the roster";

14 (b) If the challenge is on the ground that the roster does not
15 show that the challenged person designated the political party to
16 which he or she claims to belong, "I swear or affirm under penalty
17 of perjury that I designated on the application to register to vote the
18 political party to which I claim to belong";

19 (c) If the challenge is on the ground that the challenged person
20 does not reside at the residence for which the address is listed in the
21 roster, "I swear or affirm under penalty of perjury that I reside at the
22 residence for which the address is listed in the roster";

23 (d) If the challenge is on the ground that the challenged person
24 previously voted a ballot for the election, "I swear or affirm under
25 penalty of perjury that I have not voted for any of the candidates or
26 questions included on this ballot for this election"; or

27 (e) If the challenge is on the ground that the challenged person is
28 not the person he or she claims to be, "I swear or affirm under
29 penalty of perjury that I am the person whose name is in this roster."

30 ↪ The oath or affirmation must be set forth on a form prepared by
31 the Secretary of State and signed by the challenged person under
32 penalty of perjury.

33 3. Except as otherwise provided in subsection 4, if the
34 challenged person refuses to execute the oath or affirmation so
35 tendered, the person must not be issued a ballot, and the election
36 board officer shall indicate in the roster "Challenged" by the
37 person's name.

38 4. If the challenged person refuses to execute the oath or
39 affirmation set forth in paragraph (a) or (b) of subsection 2, the
40 election board officers shall issue the person a nonpartisan ballot.

41 5. If the challenged person refuses to execute the oath or
42 affirmation set forth in paragraph (c) of subsection 2, the election
43 board officers shall inform the person that he or she is entitled to
44 vote only in the manner prescribed in NRS 293.304.



1 6. If the challenged person executes the oath or affirmation and
2 the challenge is not based on the ground set forth in paragraph (e) of
3 subsection 2, the election board officers shall issue the person a
4 partisan ballot.

5 7. If the challenge is based on the ground set forth in paragraph
6 (c) of subsection 2, and the challenged person executes the oath or
7 affirmation, the election board shall not issue the person a ballot
8 until he or she furnishes satisfactory identification which contains
9 proof of the address at which the person actually resides. For the
10 purposes of this subsection, a voter registration card does not
11 provide proof of the address at which a person resides.

12 8. If the challenge is based on the ground set forth in paragraph
13 (e) of subsection 2 and the challenged person executes the oath or
14 affirmation, the election board shall not issue the person a ballot
15 unless the person ~~f~~

16 ~~—(a) Furnishes official identification which contains a photograph~~
17 ~~of the person, such as a driver's license or other official document;~~
18 ~~or~~

19 ~~—(b) Brings before the election board officers a person who is at~~
20 ~~least 18 years of age who:~~

21 ~~—(1) Furnishes official identification which contains a~~
22 ~~photograph of that person, such as a driver's license or other official~~
23 ~~document; and~~

24 ~~—(2) Executes an oath or affirmation under penalty of perjury~~
25 ~~that the challenged person is who he or she swears to be.] furnishes~~
26 ~~proof of identity.~~

27 9. The election board officers shall:

28 (a) Record on the challenge list:

29 (1) The name of the challenged person;

30 (2) The name of the registered voter who initiated the
31 challenge; and

32 (3) The result of the challenge; and

33 (b) If possible, orally notify the registered voter who initiated
34 the challenge of the result of the challenge.

35 **Sec. 17.** NRS 293.3075 is hereby amended to read as follows:

36 293.3075 1. Except as otherwise provided in NRS 293.283
37 and 293.5772 to 293.5887, inclusive, upon the appearance of a
38 person to cast a ballot at a polling place established pursuant to NRS
39 293.3072, the election board officer shall:

40 (a) Determine that the person is a registered voter in the county
41 and has not already voted in that county in the current election;

42 (b) Instruct the *registered* voter to sign the roster or a signature
43 card; ~~and~~

44 (c) ~~[Verify]~~ *Compare* the signature of the voter in the manner
45 set forth in NRS 293.277 ~~f~~; and



1 **(d) Require that the voter present proof of identity.**

2 2. ~~If the signature of the voter does not match, the voter must~~
3 ~~be identified by:~~

4 ~~—(a) Answering questions from the election board officer~~
5 ~~covering the personal data which is reported on the application to~~
6 ~~register to vote;~~

7 ~~—(b) Providing the election board officer, orally or in writing,~~
8 ~~with other personal data which verifies the identity of the voter; or~~

9 ~~—(c) Providing the election board officer with proof of~~
10 ~~identification as described in NRS 293.277 other than the voter~~
11 ~~registration card issued to the voter.~~

12 ~~—3. If the signature of the voter has changed in comparison to~~
13 ~~the signature on the application to register to vote, the voter must~~
14 ~~update his or her signature on a form prescribed by the Secretary of~~
15 ~~State.~~

16 ~~—4.]~~ The county clerk shall prescribe a procedure, approved by
17 the Secretary of State, to verify that the voter has not already voted
18 in that county in the current election.

19 ~~[5.]~~ 3. When a voter is entitled to cast a ballot and has
20 identified himself or herself to the satisfaction of the election board
21 officer, the voter is entitled to receive the appropriate ballot or
22 ballots, but only for his or her own use at the polling place where he
23 or she applies to vote.

24 ~~[6.]~~ 4. If the ballot is voted on a mechanical recording device
25 which directly records the votes electronically, the election board
26 officer shall:

27 (a) Prepare the mechanical voting device for the voter;

28 (b) Ensure that the voter's precinct or voting district and the
29 form of the ballot are indicated on the voting receipt, if the county
30 clerk uses voting receipts; and

31 (c) Allow the voter to cast a vote.

32 ~~[7.]~~ 5. A voter applying to vote at a polling place established
33 pursuant to NRS 293.3072 may be challenged pursuant to
34 NRS 293.303.

35 **Sec. 18.** NRS 293.3081 is hereby amended to read as follows:

36 293.3081 A person at a polling place may cast a provisional
37 ballot in an election pursuant to NRS 293.3078 to 293.3086,
38 inclusive, if the person complies with the applicable provisions of
39 NRS 293.3082 and:

40 1. Declares that he or she has registered to vote and is eligible
41 to vote at that election in that jurisdiction, but ~~[his or her]~~ :

42 (a) *The person's* name does not appear on a voter registration
43 list as a voter eligible to vote in that election in that jurisdiction ~~[or~~
44 ~~an]~~ ;



1 (b) An election official asserts that the person is not eligible to
2 vote in that election in that jurisdiction; or

3 (c) *The person fails to provide proof of identity;*

4 2. Applies by mail or computer, on or after January 1, 2003, to
5 register to vote and has not previously voted in an election for
6 federal office in this State and fails to provide ~~[the identification
7 required pursuant to paragraph (a) of subsection 1 of NRS
8 293.2725]~~ *proof of identity* to the election board officer at the
9 polling place; or

10 3. Declares that he or she is entitled to vote after the polling
11 place would normally close as a result of a court order or other order
12 extending the time established for the closing of polls pursuant to a
13 law of this State in effect 10 days before the date of the election.

14 **Sec. 19.** NRS 293.3082 is hereby amended to read as follows:

15 293.3082 1. Before a person may cast a provisional ballot
16 pursuant to NRS 293.3081, the person must complete a written
17 affirmation on a form provided by an election board officer, as
18 prescribed by the Secretary of State, at the polling place which
19 includes:

20 (a) The name of the person casting the provisional ballot;

21 (b) The reason for casting the provisional ballot;

22 (c) A statement in which the person casting the provisional
23 ballot affirms under penalty of perjury that he or she is a registered
24 voter in the jurisdiction and is eligible to vote in the election;

25 (d) The date and type of election;

26 (e) The signature of the person casting the provisional ballot;

27 (f) The signature of the election board officer;

28 (g) A unique affirmation identification number assigned to the
29 person casting the provisional ballot;

30 (h) If the person is casting the provisional ballot pursuant to
31 subsection 1 of NRS 293.3081:

32 (1) An indication by the person as to whether or not he or she
33 provided the required identification at the time the person applied to
34 register to vote;

35 (2) The address of the person as listed on the application to
36 register to vote;

37 (3) Information concerning the place, manner and
38 approximate date on which the person applied to register to vote;

39 (4) Any other information that the person believes may be
40 useful in verifying that the person has registered to vote; and

41 (5) A statement informing the voter that if the voter does not
42 provide ~~[identification]~~ *proof of identity* at the time the voter casts
43 the provisional ballot, the required ~~[identification]~~ *proof of identity*
44 must be provided to the county or city clerk not later than 5 p.m. on



1 the Friday following election day and that failure to do so will result
2 in the provisional ballot not being counted;

3 (i) If the person is casting the provisional ballot pursuant to
4 subsection 2 of NRS 293.3081:

5 (1) The address of the person as listed on the application to
6 register to vote;

7 (2) The voter registration number, if any, issued to the
8 person; and

9 (3) A statement informing the voter that the required
10 ~~identification~~ **proof of identity** must be provided to the county or
11 city clerk not later than 5 p.m. on the Friday following election day
12 and that failure to do so will result in the provisional ballot not
13 being counted; and

14 (j) If the person is casting the provisional ballot pursuant to
15 subsection 3 of NRS 293.3081, the voter registration number, if any,
16 issued to the person.

17 2. After a person completes a written affirmation pursuant to
18 subsection 1:

19 (a) The election board officer shall provide the person with a
20 receipt that includes the unique affirmation identification number
21 described in subsection 1 and that explains how the person may use
22 the free access system established pursuant to NRS 293.3086 to
23 ascertain whether the person's vote was counted, and, if the vote
24 was not counted, the reason why the vote was not counted;

25 (b) The voter's name and applicable information must be
26 entered into the roster in a manner which indicates that the voter
27 cast a provisional ballot; and

28 (c) The election board officer shall issue a provisional ballot to
29 the person to vote.

30 **Sec. 20.** NRS 293.3085 is hereby amended to read as follows:

31 293.3085 1. Following each election, a canvass of the
32 provisional ballots cast in the election must be conducted pursuant
33 to NRS 293.387 and, if appropriate, pursuant to NRS 293C.387.

34 2. The county and city clerk shall not:

35 (a) Include any provisional ballot in the unofficial results
36 reported on election night; or

37 (b) Open any envelope containing a provisional ballot before 8
38 a.m. on the Wednesday following election day.

39 3. Except as otherwise provided in subsection 4, a provisional
40 ballot must be counted if:

41 (a) The county or city clerk determines that the person who cast
42 the provisional ballot was registered to vote in the election, eligible
43 to vote in the election and issued the appropriate ballot for the
44 address at which the person resides;



(b) A voter who failed to provide required ~~identification~~ *proof of identity* at the polling place or with his or her mailed ballot provides ~~the required identification~~ to the county or city clerk not later than 5 p.m. on the Friday following election day ~~{-}~~:

(1) If the voter casts his or her provisional ballot at the polling place, his or her proof of identity; or

(2) If the voter casts his or her provisional ballot by mail pursuant to NRS 293.3083, the proof of identity or document required pursuant to paragraph (b) of subsection 1 of NRS 293.2725; or

(c) A court order has not been issued by 5 p.m. on the Friday following election day directing that provisional ballots cast pursuant to subsection 3 of NRS 293.3081 not be counted, and the provisional ballot was cast pursuant to subsection 3 of NRS 293.3081.

4. A provisional ballot must not be counted if the county or city clerk determines that the person who cast the provisional ballot cast the wrong ballot for the address at which the person resides.

Sec. 21. NRS 293.313 is hereby amended to read as follows:

293.313 1. Except as otherwise provided in NRS 293.272, 293.316, 293.3165 and 293.502, a registered voter may request an absent ballot if, before 5 p.m. on the ~~{+4th}~~ *21st* calendar day preceding the election, the registered voter:

(a) Provides sufficient written notice to the county clerk; and

(b) Has identified himself or herself to the satisfaction of the county clerk.

2. A registered voter may request an absent ballot for all elections held during the year he or she requests an absent ballot.

3. A county clerk shall consider a request from a voter who has given sufficient written notice on a form provided by the Federal Government as a request for an absent ballot for the primary and general elections immediately following the date on which the county clerk received the request.

4. It is unlawful for a person fraudulently to request an absent ballot in the name of another person or to induce or coerce another person fraudulently to request an absent ballot in the name of another person. A person who violates this subsection is guilty of a category E felony and shall be punished as provided in NRS 193.130.

Sec. 22. NRS 293.316 is hereby amended to read as follows:

293.316 1. Any registered voter who is unable to go to the polls:

(a) Because of an illness or disability resulting in confinement in a hospital, sanatorium, dwelling or nursing home; or



1 (b) Because the registered voter is suddenly hospitalized,
2 becomes seriously ill or is called away from home after the time has
3 elapsed for requesting an absent ballot for the election pursuant to
4 subsection 1 of NRS 293.313,

5 ↪ may submit a written request to the county clerk for an absent
6 ballot. The request must be submitted before 5 p.m. on the day of
7 the election.

8 2. If the county clerk determines that a request submitted
9 pursuant to subsection 1 includes the information required pursuant
10 to subsection 3, the county clerk shall, at the office of the county
11 clerk, deliver an absent ballot to the person designated in the request
12 to obtain the absent ballot for the registered voter.

13 3. A written request submitted pursuant to subsection 1 must
14 include:

15 (a) The name, address and signature of the registered voter
16 requesting the absent ballot;

17 (b) The name, address and signature of the person designated by
18 the registered voter to obtain, deliver and return the absent ballot for
19 the registered voter;

20 (c) A brief statement of the illness or disability of the registered
21 voter or of facts sufficient to establish that the registered voter was
22 called away from home after the time had elapsed for requesting the
23 absent ballot;

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

27 (e) Unless the person designated pursuant to paragraph (b) will
28 mark and sign the absent ballot on behalf of the registered voter
29 pursuant to subsection 5, a statement signed under penalty of perjury
30 that only the registered voter will mark and sign the absent ballot.

31 4. Except as otherwise provided in subsection 5, in order to
32 vote the absent ballot, the registered voter must, in accordance with
33 the instructions:

34 (a) Mark and fold the absent ballot;

35 (b) Deposit the absent ballot *in the secrecy sleeve*;

36 (c) *Affix the personal identification number assigned by the*
37 *county clerk and included on the sample ballot pursuant to NRS*
38 *293.565 on the secrecy sleeve in the space provided for the*
39 *identification number*;

40 (d) *Affix the ballot identification number assigned by the*
41 *Secretary of State pursuant to NRS 293.250 and printed on the*
42 *absent ballot on the secrecy sleeve in the space provided for*
43 *the identification number*;

44 (e) *Deposit the absent ballot and the secrecy sleeve* in the return
45 envelope and seal the return envelope;



1 ~~(e)~~ (f) Affix his or her signature on the return envelope in the
2 space provided for the signature; and

3 ~~(d)~~ (g) Mail or deliver the return envelope in a manner
4 authorized by law.

5 5. A person designated in a request submitted pursuant to
6 subsection 1 may, on behalf of and at the direction of the registered
7 voter, mark and sign the absent ballot. If the person marks and signs
8 the absent ballot pursuant to this section, the person must:

9 (a) Indicate next to his or her signature that the absent ballot has
10 been marked and signed on behalf of the registered voter; and

11 (b) Submit a written statement with the absent ballot that
12 includes the name, address and signature of the person.

13 6. An absent ballot prepared by or on behalf of the registered
14 voter pursuant to this section must be mailed or delivered to the
15 county clerk in accordance with NRS 293.317.

16 7. The procedure authorized by this section is subject to all
17 other provisions of this chapter relating to voting by absent ballot to
18 the extent that those provisions are not inconsistent with the
19 provisions of this section.

20 **Sec. 23.** NRS 293.3165 is hereby amended to read as follows:

21 293.3165 1. Except as otherwise provided in this section, a
22 registered voter who provides sufficient written notice to the county
23 clerk may request that the registered voter receive an absent ballot
24 for all elections at which the registered voter is eligible to vote. The
25 written notice is effective for all elections that are conducted after
26 the registered voter provides the written notice to the county clerk,
27 except that the written notice is not effective for the next ensuing
28 election unless the written notice is provided to the county clerk
29 before the time has elapsed for requesting an absent ballot for the
30 election pursuant to subsection 1 of NRS 293.313.

31 2. Except as otherwise provided in this section, ~~for for an~~
32 ~~affected election that is subject to the provisions of NRS 293.8801~~
33 ~~to 293.8887, inclusive,]~~ upon receipt of the written notice provided
34 by the registered voter pursuant to subsection 1, the county clerk
35 shall:

36 (a) Issue an absent ballot to the registered voter for each primary
37 election, general election and special election, other than a special
38 city election, that is conducted after the written notice is effective
39 pursuant to subsection 1.

40 (b) Inform the applicable city clerk of receipt of the written
41 notice provided by the registered voter. Upon being informed of the
42 written notice by the county clerk, the city clerk shall issue an
43 absent ballot for each primary city election, general city election and
44 special city election that is conducted after the written notice is
45 effective pursuant to subsection 1.



1 3. The county clerk must not mail an absent ballot requested by
2 a registered voter pursuant to subsection 1 if, after the request is
3 submitted:

4 (a) The registered voter is designated inactive pursuant to
5 NRS 293.530;

6 (b) The county clerk cancels the registration of the person
7 pursuant to NRS 293.527, 293.530, 293.535 or 293.540; or

8 (c) An absent ballot is returned to the county clerk as
9 undeliverable, unless the registered voter has submitted a new
10 request pursuant to subsection 1.

11 4. The procedure authorized pursuant to this section is subject
12 to all other provisions of this chapter relating to voting by absent
13 ballot to the extent that those provisions are not inconsistent with
14 the provisions of this section.

15 **Sec. 24.** NRS 293.323 is hereby amended to read as follows:

16 293.323 1. Except as otherwise provided in subsection 2 and
17 chapter 293D of NRS, ~~for for an affected election that is subject to~~
18 ~~the provisions of NRS 293.8801 to 293.8887, inclusive.~~ if the
19 request for an absent ballot is made by mail or approved electronic
20 transmission, the county clerk shall, as soon as the absent ballot for
21 the precinct or district in which the absent voter resides has been
22 prepared pursuant to NRS 293.309, send to the voter by first-class
23 mail, or by any class of mail if the Official Election Mail logo or an
24 equivalent logo or mark created by the United States Postal Service
25 is properly placed on the absent ballot:

26 (a) An absent ballot;

27 (b) A return envelope;

28 (c) ~~[An envelope or similar device]~~ *A secrecy sleeve* into which
29 the absent ballot is inserted to ensure its secrecy;

30 (d) An identification envelope, if applicable; and

31 (e) Instructions.

32 2. If the county clerk fails to send an absent ballot pursuant to
33 subsection 1 to an absent voter who resides within the continental
34 United States, the county clerk may use approved electronic
35 transmission to send an absent ballot and instructions to the voter.
36 The voter may mail or deliver the absent ballot to the county clerk in
37 a manner authorized by law or submit the absent ballot by approved
38 electronic transmission.

39 3. The return envelope sent pursuant to subsection 1 must
40 include postage prepaid by first-class mail if the absent voter is
41 within the boundaries of the United States, its territories or
42 possessions or on a military base.

43 4. Nothing may be enclosed or sent with an absent ballot
44 except as required by subsection 1 or 2 and chapter 293D of NRS.



1 5. Before depositing an absent ballot in the mail or sending an
2 absent ballot by approved electronic transmission, the county clerk
3 shall record:

4 (a) The date the absent ballot is issued;

5 (b) The name of the absent voter to whom the absent ballot is
6 issued, his or her precinct or district and his or her political
7 affiliation, if any, unless all the offices on the absent ballot are
8 nonpartisan offices;

9 (c) The number of the absent ballot; and

10 (d) Any remarks the county clerk finds appropriate.

11 6. The Secretary of State shall adopt regulations to carry out
12 the provisions of subsection 2.

13 **Sec. 25.** NRS 293.325 is hereby amended to read as follows:

14 293.325 1. Except as otherwise provided in NRS 293D.200,
15 when an absent ballot is returned by ~~for on behalf of~~ an absent
16 voter to the county clerk through the mail, by facsimile machine or
17 other approved electronic transmission or in person, and a record of
18 its return is made in the absent ballot record for the election, the
19 county clerk or an employee in the office of the county clerk shall
20 ~~check~~:

21 (a) *Check* the signature used for the absent ballot in accordance
22 with the following procedure:

23 ~~(a)~~ (1) The county clerk or employee shall check the signature
24 used for the absent ballot against all signatures of the voter available
25 in the records of the county clerk.

26 ~~(b)~~ (2) If at least two employees in the office of the county
27 clerk believe there is a reasonable question of fact as to whether the
28 signature used for the absent ballot matches the signature of the
29 voter, the county clerk shall contact the voter and ask the voter to
30 confirm whether the signature used for the absent ballot belongs to
31 the voter. *The voter must provide a signature or a confirmation, as
32 applicable, not later than 5 p.m. on the seventh day following the
33 election.*

34 (b) *If the signature matches the signature of the voter, remove
35 the absent ballot and secrecy sleeve from the return envelope.*

36 (c) *Capture an image of the return envelope and secrecy sleeve
37 that shows the signature of the voter, the personal identification
38 number and the ballot identification number.*

39 (d) *Check the personal identification number on the secrecy
40 sleeve in accordance with the following procedure:*

41 (1) *The county clerk or employee shall confirm that the
42 personal identification number on the secrecy sleeve matches the
43 personal identification number assigned to the voter and printed
44 on the voter's sample ballot pursuant to NRS 293.565.*



1 (2) *If the personal identification number is missing or does*
2 *not match, the county clerk shall contact the voter to ask the voter*
3 *to confirm the personal identification number. The voter must*
4 *provide the correct personal identification number not later than 5*
5 *p.m. on the seventh day following the election.*

6 (e) *Check the ballot identification number on the secrecy*
7 *sleeve in accordance with the following procedure:*

8 (1) *The county clerk or employee shall confirm that the*
9 *ballot identification number on the secrecy sleeve matches the*
10 *ballot identification number printed on the absent ballot pursuant*
11 *to NRS 293.250.*

12 (2) *If the ballot identification number is missing or does not*
13 *match, the county clerk shall notify the voter that the absent ballot*
14 *has been rejected and allow the voter to submit a new absent ballot*
15 *in person, which must be submitted not later than 5 p.m. on the*
16 *seventh day following the election.*

17 (f) *If the signature, personal identification number and ballot*
18 *identification number match, the absent ballot may be removed*
19 *from the secrecy sleeve and delivered to the absent ballot counting*
20 *board or appropriate election board officer for counting.*

21 2. ~~For purposes of subsection 1:~~

22 ~~—(a) There is a reasonable question of fact as to whether the~~
23 ~~signature used for the absent ballot matches the signature of the~~
24 ~~voter if the signature used for the absent ballot differs in multiple,~~
25 ~~significant and obvious respects from the signatures of the voter~~
26 ~~available in the records of the county clerk.~~

27 ~~—(b) There is not a reasonable question of fact as to whether the~~
28 ~~signature used for the absent ballot matches the signature of the~~
29 ~~voter if:~~

30 ~~—(1) The signature used for the absent ballot is a variation of~~
31 ~~the signature of the voter caused by the substitution of initials for~~
32 ~~the first or middle name or the use of a common nickname and it~~
33 ~~does not otherwise differ in multiple, significant and obvious~~
34 ~~respects from the signatures of the voter available in the records of~~
35 ~~the county clerk; or~~

36 ~~—(2) There are only slight dissimilarities between the signature~~
37 ~~used for the absent ballot and the signatures of the voter available in~~
38 ~~the records of the county clerk.~~

39 ~~—3. Except as otherwise provided in subsection 4, if the county~~
40 ~~clerk determines that the absent voter is entitled to cast the absent~~
41 ~~ballot and:~~

42 ~~—(a) No absent ballot central counting board has been appointed,~~
43 ~~the county clerk shall neatly stack, unopened, the absent ballot with~~
44 ~~any other absent ballot received that day in a container and deliver,~~



1 ~~or cause to be delivered, that container to the appropriate election~~
2 ~~board.~~

3 ~~—(b) An absent ballot central counting board has been appointed,~~
4 ~~the county clerk shall deposit the absent ballot in the proper ballot~~
5 ~~box or place the absent ballot, unopened, in a container that must be~~
6 ~~securely locked or under the control of the county clerk at all times.~~
7 ~~At the end of each day before election day, the county clerk may~~
8 ~~remove the absent ballots from each ballot box, neatly stack the~~
9 ~~absent ballots in a container and seal the container with a numbered~~
10 ~~seal.] Not earlier than [15] 4 working days before the election, the~~
11 ~~county clerk shall deliver the absent ballots to the absent ballot~~
12 ~~central counting board to be processed and prepared for counting~~
13 ~~pursuant to the procedures established by the Secretary of State to~~
14 ~~ensure the confidentiality of the prepared ballots until after the polls~~
15 ~~have closed pursuant to NRS 293.273 or 293.305.~~

16 ~~[4.—If the county clerk determines when checking the signature~~
17 ~~used for the absent ballot that the absent voter failed to affix his or~~
18 ~~her signature or failed to affix it in the manner required by law for~~
19 ~~the absent ballot or that there is a reasonable question of fact as to~~
20 ~~whether the signature used for the absent ballot matches the~~
21 ~~signature of the voter, but the voter is otherwise entitled to cast the~~
22 ~~absent ballot, the county clerk shall contact the voter and advise~~
23 ~~the voter of the procedures to provide a signature or a confirmation~~
24 ~~that the signature used for the absent ballot belongs to the voter, as~~
25 ~~applicable. For the absent ballot to be counted, the voter must~~
26 ~~provide a signature or a confirmation, as applicable, not later than 5~~
27 ~~p.m. on the seventh day following the election or, if applicable, the~~
28 ~~ninth day following an affected election that is subject to the~~
29 ~~provisions of NRS 293.8801 to 293.8887, inclusive.~~

30 ~~—5.—The county clerk shall prescribe procedures for an absent~~
31 ~~voter who failed to affix his or her signature or failed to affix it in~~
32 ~~the manner required by law for the absent ballot, or for whom there~~
33 ~~is a reasonable question of fact as to whether the signature used for~~
34 ~~the absent ballot matches the signature of the voter, in order to:~~

35 ~~—(a) Contact the voter;~~

36 ~~—(b) Allow the voter to provide a signature or a confirmation that~~
37 ~~the signature used for the absent ballot belongs to the voter, as~~
38 ~~applicable; and~~

39 ~~—(c) After a signature or a confirmation is provided, as applicable,~~
40 ~~ensure the absent ballot is delivered to the appropriate election~~
41 ~~board or the absent ballot central counting board, as applicable.~~

42 ~~—6.—The procedures established pursuant to subsection 5 for~~
43 ~~contacting an absent voter must require the county clerk to contact~~
44 ~~the voter, as soon as possible after receipt of the absent ballot, by:~~

45 ~~—(a) Mail;~~



1 ~~—(b) Telephone, if a telephone number for the voter is available in~~
2 ~~the records of the county clerk; and~~

3 ~~—(c) Electronic mail, if the voter has provided the county clerk~~
4 ~~with sufficient information to contact the voter by such means.]~~

5 **3. Each county clerk shall prescribe procedures for an absent**
6 **voter to confirm that his or her absent ballot has been received by**
7 **the county clerk and delivered for counting. The procedures must**
8 **allow the voter to use his or her personal identification number to**
9 **view the images of the secrecy sleeve and return envelope taken by**
10 **the city clerk pursuant to subsection 1.**

11 **Sec. 26.** NRS 293.330 is hereby amended to read as follows:

12 293.330 1. Except as otherwise provided in this section,
13 subsection 2 of NRS 293.323, NRS 293.329 and chapter 293D of
14 NRS, in order to vote an absent ballot, the absent voter must, in
15 accordance with the instructions:

16 (a) Mark and fold the absent ballot;

17 (b) Deposit the absent ballot *in the secrecy sleeve*;

18 (c) *Affix the personal identification number assigned by the*
19 *county clerk and included on the sample ballot pursuant to NRS*
20 *293.565 on the secrecy sleeve in the space provided for the*
21 *identification number*;

22 (d) *Affix the ballot identification number assigned by the*
23 *Secretary of State pursuant to NRS 293.250 and printed on the*
24 *ballot on the secrecy sleeve in the space provided for*
25 *the identification number*;

26 (e) *Deposit the absent ballot and the secrecy sleeve* in the return
27 envelope and seal the return envelope;

28 ~~[(e)]~~ (f) Affix his or her signature on the return envelope in the
29 space provided for the signature; and

30 ~~[(d)]~~ (g) Mail or deliver the return envelope in a manner
31 authorized by law.

32 2. Except as otherwise provided in subsection 3, if a voter who
33 has requested an absent ballot by mail applies to vote the absent
34 ballot in person at:

35 (a) The office of the county clerk, the voter must ~~[mark and fold~~
36 ~~the absent ballot, deposit it in the return envelope and seal the return~~
37 ~~envelope and affix his or her signature in the same manner as~~
38 ~~provided]~~ *comply with the requirements of paragraphs (a) to (f),*
39 *inclusive*, in subsection 1, and deliver the return envelope to the
40 clerk.

41 (b) A polling place, including, without limitation, a polling place
42 for early voting, the voter must surrender the absent ballot and
43 provide satisfactory ~~[identification]~~ *proof of identity* before being
44 issued a ballot to vote at the polling place. A person who receives a
45 surrendered absent ballot shall mark it "Cancelled."



1 3. If a voter who has requested an absent ballot by mail applies
2 to vote in person at the office of the county clerk or a polling place,
3 including, without limitation, a polling place for early voting, and
4 the voter does not have the absent ballot to deliver or surrender, the
5 voter must be issued a ballot to vote if the voter:

- 6 (a) Provides satisfactory ~~[identification;]~~ *proof of identity;*
- 7 (b) Is a registered voter who is otherwise entitled to vote; and
- 8 (c) Signs an affirmation under penalty of perjury on a form
9 prepared by the Secretary of State declaring that the voter has not
10 voted during the election.

11 4. Except as otherwise provided in ~~[subsection 5,]~~ *NRS*
12 *293.316 and 293.3165, it is unlawful for any person to return an*
13 *absent ballot other than the voter who requested the absent ballot*
14 *or, at the request of [a] the voter [whose], a member of the voter's*
15 *family. A person who returns an absent ballot [has been prepared*
16 *by or on behalf] and who is a member of the family of the voter*
17 *[for an election, a person authorized by the voter may return] who*
18 *requested the absent ballot [on behalf] shall, under penalty of*
19 *perjury, indicate on a form prescribed by the county clerk that the*
20 *person is a member of the family of the voter [by mail or personal*
21 *delivery to the county clerk.*

22 ~~—5.— Except for an election board officer in the course of the~~
23 ~~election board officer's official duties, a person shall not willfully:~~

24 ~~—(a) Impede, obstruct, prevent or interfere with the return of a~~
25 ~~voter's] who requested the absent ballot [;~~

26 ~~—(b) Deny a] and that the voter requested that the [right to]~~
27 ~~person return the voter's absent ballot . [; or~~

28 ~~—(c) If the person receives the voter's absent ballot and~~
29 ~~authorization to return the absent ballot on behalf of the voter by~~
30 ~~mail or personal delivery, fail to return the absent ballot, unless~~
31 ~~otherwise authorized by the voter, by mail or personal delivery:~~

32 ~~—(1) Before the end of the third day after the day of receipt, if~~
33 ~~the person receives the absent ballot from the voter four or more~~
34 ~~days before the day of the election; or~~

35 ~~—(2) Before the deadline established by the United States~~
36 ~~Postal Service for the absent ballot to be postmarked on the day of~~
37 ~~the election or before the polls close on the day of the election, as~~
38 ~~applicable to the type of delivery, if the person receives the absent~~
39 ~~ballot from the voter three or fewer days before the day of the~~
40 ~~election.~~

41 ~~—6.]~~ *5.* A person who violates ~~[any provision]~~ *the provisions* of
42 subsection ~~[5]~~ *4* is guilty of a category E felony and shall be
43 punished as provided in NRS 193.130.



Sec. 27. NRS 293.333 is hereby amended to read as follows:

293.333 1. Except as otherwise provided in NRS 293D.200, on the day of an election, the election boards receiving the absent ballots from the county clerk shall, in the presence of a majority of the election board officers, remove the absent ballots from the ballot box and the containers in which the absent ballots were transported pursuant to NRS 293.325 and deposit the absent ballots in ~~the~~ **an absent** ballot box in the following manner:

(a) The name of the voter, as shown on the return envelope or approved electronic transmission, must be checked as if the voter were voting in person;

(b) ~~The signature used for the absent ballot must be checked in accordance with the procedure set forth in NRS 293.325;~~

~~(c)~~ If the board determines that the voter is entitled to cast the absent ballot, ~~the return envelope must be opened,~~ the numbers on the absent ballot and return envelope or approved electronic transmission **must be** compared, the number strip or stub detached from the absent ballot and, if the numbers are the same, the absent ballot deposited in the ~~regular~~ **absent** ballot box; and

~~(d)~~ (c) The election board officers shall indicate in the roster "Voted" by the name of the voter.

2. ~~The board must complete the count of all~~ **Counting of** absent ballots ~~on or before~~ **must continue through** the seventh day following the election . ~~for, if applicable, the ninth day following an affected election that is subject to the provisions of NRS 293.8801 to 293.8887, inclusive.]~~

Sec. 28. NRS 293.343 is hereby amended to read as follows:

293.343 1. ~~Except as otherwise provided for an affected election that is subject to the provisions of NRS 293.8801 to 293.8887, inclusive, a]~~ A registered voter who resides in an election precinct in which there were not more than 200 voters registered for the last preceding general election, or in a precinct in which it appears to the satisfaction of the county clerk and Secretary of State that there are not more than 200 registered voters, may vote at any election regulated by this chapter in the manner provided in NRS 293.343 to 293.355, inclusive.

2. ~~Except as otherwise provided for an affected election that is subject to the provisions of NRS 293.8801 to 293.8887, inclusive, whenever]~~ **Whenever** the county clerk has designated a precinct as a mailing precinct, registered voters residing in that precinct may vote at any election regulated by this chapter in the manner provided in NRS 293.343 to 293.355, inclusive.

3. In a county whose population is 100,000 or more, whenever a registered voter is entitled to vote in a mailing precinct or an absent ballot mailing precinct, the county clerk:



1 (a) Shall designate at least one polling place in the county as the
2 polling place where such a voter may vote in person, pursuant to
3 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
4 NRS 293.353, on election day; and

5 (b) May designate certain polling places for early voting as the
6 polling places where such a voter may vote in person, pursuant to
7 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
8 NRS 293.353, during the period for early voting, if it is impractical
9 for the county clerk to provide at each polling place for early voting
10 a ballot in every form required in the county.

11 4. In a county whose population is less than 100,000, whenever
12 a registered voter is entitled to vote in a mailing precinct or an
13 absent ballot mailing precinct, the county clerk:

14 (a) May designate one or more polling places in the county as
15 the polling place where such a voter may vote in person, pursuant to
16 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
17 NRS 293.353, on election day; and

18 (b) May designate certain polling places for early voting as the
19 polling places where such a voter may vote in person, pursuant to
20 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of
21 NRS 293.353, during the period for early voting, if it is impractical
22 for the county clerk to provide at each polling place for early voting
23 a ballot in every form required in the county.

24 5. Polling places designated pursuant to subsection 3 or 4 may
25 include, without limitation, polling places located as closely as
26 practicable to the mailing precincts.

27 **Sec. 29.** NRS 293.345 is hereby amended to read as follows:

28 293.345 1. ~~[Except as otherwise provided for an affected~~
29 ~~election that is subject to the provisions of NRS 293.8801 to~~
30 ~~293.8887, inclusive, before] Before~~ 5 p.m. on the last business day
31 preceding the first day of the period for early voting for any primary
32 election or general election, the county clerk shall cause to be
33 mailed to each registered voter in each mailing precinct and in each
34 absent ballot mailing precinct a mailing ballot, and accompanying
35 supplies, as specified in NRS 293.350.

36 2. If the county clerk has designated, pursuant to subsection 3
37 or 4 of NRS 293.343, one or more polling places where a voter may
38 vote in person, the mailing ballot and the sample ballot must include
39 a notice in bold type informing the voter of the location of the
40 designated polling place or polling places on election day and the
41 polling places during the period for early voting where the voter
42 may vote in person pursuant to paragraph (b) of subsection 2 of
43 NRS 293.353 or subsection 3 of NRS 293.353.



1 3. Any untimely legal action which would prevent the mailing
2 ballot from being distributed to any voter pursuant to this section is
3 moot and of no effect.

4 **Sec. 30.** NRS 293.353 is hereby amended to read as follows:

5 293.353 1. Except as otherwise provided in this section, NRS
6 293.352 and chapter 293D of NRS, in order to vote a mailing ballot,
7 the registered voter must, in accordance with the instructions:

8 (a) Mark and fold the mailing ballot;

9 (b) Deposit the mailing ballot *in the secrecy sleeve*;

10 (c) *Affix the personal identification number assigned by the*
11 *county clerk and included on the sample ballot pursuant to NRS*
12 *293.565 on the secrecy sleeve in the space provided for the*
13 *identification number*;

14 (d) *Affix the ballot identification number assigned by the*
15 *Secretary of State pursuant to NRS 293.250 and printed on the*
16 *mailing ballot on the secrecy sleeve in the space provided for*
17 *the identification number*;

18 (e) *Deposit the mailing ballot and the secrecy sleeve* in the
19 return envelope and seal the return envelope;

20 ~~(e)~~ (f) Affix his or her signature on the return envelope in the
21 space provided for the signature; and

22 ~~(d)~~ (g) Mail or deliver the return envelope in a manner
23 authorized by law.

24 2. Except as otherwise provided in subsection 3, if a registered
25 voter who has received a mailing ballot applies to vote in person at:

26 (a) The office of the county clerk, the registered voter must
27 ~~[mark and fold the mailing ballot, deposit it in the return envelope~~
28 ~~and seal the return envelope and affix his or her signature in the~~
29 ~~same manner as]~~ *comply with the requirements* provided in
30 *paragraphs (a) to (f), inclusive, of* subsection 1, and deliver the
31 return envelope to the clerk.

32 (b) One of the polling places on election day or a polling place
33 for early voting in the county designated pursuant to subsection 3 or
34 4 of NRS 293.343, the registered voter must surrender the mailing
35 ballot and provide satisfactory ~~[identification]~~ *proof of identity*
36 before being issued a ballot to vote at the polling place. A person
37 who receives a surrendered mailing ballot shall mark it "Cancelled."

38 3. If a registered voter who has received a mailing ballot
39 wishes to vote in person at the office of the county clerk or at one of
40 the polling places on election day or a polling place for early voting
41 in the county designated pursuant to subsection 3 or 4 of NRS
42 293.343, and the voter does not have the mailing ballot to deliver or
43 surrender, the voter must be issued a ballot to vote if the voter:

44 (a) Provides satisfactory ~~[identification;]~~ *proof of identity*;

45 (b) Is a registered voter who is otherwise entitled to vote; and



1 (c) Signs an affirmation under penalty of perjury on a form
2 prepared by the Secretary of State declaring that the voter has not
3 voted during the election.

4 ~~4. [Except as otherwise provided in subsection 5,] It is~~
5 ~~unlawful for any person to return a mailing ballot other than the~~
6 ~~registered voter to whom the ballot was sent or, at the request of [a]~~
7 ~~the voter [whose], a member of the family of that voter. A person~~
8 ~~who returns a mailing ballot [has been prepared by or on behalf]~~
9 ~~and who is a member of the family of the voter [for an election, a~~
10 ~~person authorized by the voter may return] who received the mailing~~
11 ~~ballot [on behalf] shall, under penalty of perjury, indicate on a~~
12 ~~form prescribed by the county clerk that the person is a member of~~
13 ~~the family of the voter [by mail or personal delivery to the county~~
14 ~~clerk.~~

15 ~~—5. Except for an election board officer in the course of the~~
16 ~~election board officer's official duties, a person shall not willfully:~~

17 ~~—(a) Impede, obstruct, prevent or interfere with the return of a~~
18 ~~voter's] who received the mailing ballot [;~~

19 ~~—(b) Deny a voter the right to] and that the voter requested that~~
20 ~~the person return the [voter's] mailing ballot . [; or~~

21 ~~—(c) If the person receives the voter's mailing ballot and~~
22 ~~authorization to return the mailing ballot on behalf of the voter by~~
23 ~~mail or personal delivery, fail to return the mailing ballot, unless~~
24 ~~otherwise authorized by the voter, by mail or personal delivery:~~

25 ~~—(1) Before the end of the third day after the day of receipt, if~~
26 ~~the person receives the mailing ballot from the voter four or more~~
27 ~~days before the day of the election; or~~

28 ~~—(2) Before the deadline established by the United States~~
29 ~~Postal Service for the mailing ballot to be postmarked on the day of~~
30 ~~the election or before the polls close on the day of the election, as~~
31 ~~applicable to the type of delivery, if the person receives the mailing~~
32 ~~ballot from the voter three or fewer days before the day of the~~
33 ~~election.~~

34 ~~—6.] 5. A person who violates [any provision] the provisions of~~
35 ~~subsection [5] 4 is guilty of a category E felony and shall be~~
36 ~~punished as provided in NRS 193.130.~~

37 **Sec. 31.** NRS 293.355 is hereby amended to read as follows:

38 293.355 1. ~~[When a mailing ballot is returned by or on behalf~~
39 ~~of] Upon receipt of the return envelope from a registered voter of a~~
40 ~~mailing precinct or absent ballot mailing precinct, whether through~~
41 ~~the mail or in person at the office of the county clerk pursuant to~~
42 ~~paragraph (a) of subsection 2 of NRS 293.353, the county clerk shall~~
43 ~~follow the same procedure as in the case of absent ballots.~~

44 2. Ballots voted in person at a polling place pursuant to
45 paragraph (b) of subsection 2 of NRS 293.353 or subsection 3 of



1 NRS 293.353, or at the office of the county clerk pursuant to
2 subsection 3 of NRS 293.353, by registered voters of a mailing
3 precinct or absent ballot mailing precinct must be processed and
4 reported by the appointed election board or county clerk in the same
5 manner as required by law for absent ballots voted in person
6 pursuant to NRS 293.330.

7 **Sec. 32.** NRS 293.356 is hereby amended to read as follows:

8 293.356 If a request is made to vote early by a registered voter
9 in person, the election board shall , *except as otherwise provided in*
10 *NRS 293.3585*, issue a ballot for early voting to the voter. Such a
11 ballot must be voted on the premises of a polling place for early
12 voting established pursuant to NRS 293.3564 or 293.3572.

13 **Sec. 33.** NRS 293.3585 is hereby amended to read as follows:

14 293.3585 1. Except as otherwise provided in NRS 293.283
15 and 293.5772 to 293.5887, inclusive, upon the appearance of a
16 person to cast a ballot for early voting, an election board officer
17 shall:

18 (a) Determine ~~[that]~~ *whether* the person is a registered voter in
19 the county.

20 (b) Instruct the *registered* voter to sign the roster for early
21 voting or a signature card.

22 (c) ~~[Verify]~~ *Compare* the signature of the voter in the manner
23 set forth in NRS 293.277.

24 (d) *Require the registered voter to present proof of identity;*
25 *and*

26 (e) Verify that the *registered* voter has not already voted in that
27 county in the current election.

28 2. ~~[If the signature of the voter does not match, the voter must~~
29 ~~be identified by:~~

30 ~~—(a) Answering questions from the election board officer~~
31 ~~covering the personal data which is reported on the application to~~
32 ~~register to vote;~~

33 ~~—(b) Providing the election board officer, orally or in writing,~~
34 ~~with other personal data which verifies the identity of the voter; or~~

35 ~~—(c) Providing the election board officer with proof of~~
36 ~~identification as described in NRS 293.277 other than the voter~~
37 ~~registration card issued to the voter.~~

38 ~~—3. If the signature of the voter has changed in comparison to~~
39 ~~the signature on the application to register to vote, the voter must~~
40 ~~update his or her signature on a form prescribed by the Secretary of~~
41 ~~State.~~

42 ~~—4.]~~ The county clerk shall prescribe a procedure, approved by
43 the Secretary of State, to verify that the voter has not already voted
44 in that county in the current election.



1 ~~[5.]~~ 3. The roster for early voting or a signature card, as
2 applicable, must contain:

3 (a) The voter's name, the address where he or she is registered
4 to vote, his or her voter identification number and a place for the
5 voter's signature;

6 (b) The voter's precinct or voting district number, if that
7 information is available; and

8 (c) The date of voting early in person.

9 ~~[6.]~~ 4. When a voter is entitled to cast a ballot and has
10 identified himself or herself to the satisfaction of the election board
11 officer, the voter is entitled to receive the appropriate ballot or
12 ballots, but only for his or her own use at the polling place for early
13 voting.

14 ~~[7.]~~ 5. If the ballot is voted on a mechanical recording device
15 which directly records the votes electronically, the election board
16 officer shall:

17 (a) Prepare the mechanical recording device for the voter;

18 (b) Ensure that the voter's precinct or voting district, if that
19 information is available, and the form of ballot are indicated on the
20 voting receipt, if the county clerk uses voting receipts; and

21 (c) Allow the voter to cast a vote.

22 ~~[8.]~~ 6. A voter applying to vote early by personal appearance
23 may be challenged pursuant to NRS 293.303.

24 **Sec. 34.** NRS 293.363 is hereby amended to read as follows:

25 293.363 ~~[Except as otherwise provided for an affected election~~
26 ~~that is subject to the provisions of NRS 293.8801 to 293.8887,~~
27 ~~inclusive:~~

28 ~~—1.]~~ When the polls are closed, the counting board shall prepare
29 to count the ballots voted. The counting procedure must be public
30 and continue without adjournment until completed.

31 ~~[2.]~~ If the ballots are paper ballots, the counting board shall
32 prepare in the following manner:

33 ~~[(a)]~~ 1. The container that holds the ballots or the ballot box
34 must be opened and the ballots contained therein counted by the
35 counting board and opened far enough to ascertain whether each
36 ballot is single. If two or more ballots are found folded together to
37 present the appearance of a single ballot, they must be laid aside
38 until the count of the ballots is completed. If a majority of the
39 inspectors are of the opinion that the ballots folded together were
40 voted by one person, the ballots must be rejected and placed in an
41 envelope, upon which must be written the reason for their rejection.
42 The envelope must be signed by the counting board officers and
43 placed in the container or ballot box after the count is completed.

44 ~~[(b)]~~ 2. If the ballots in the container or box are found to
45 exceed in number the number of names as are indicated on the roster



1 as having voted, the ballots must be replaced in the container or box,
2 and a counting board officer, with his or her back turned to the
3 container or box, shall draw out a number of ballots equal to the
4 excess. The excess ballots must be marked on the back thereof with
5 the words "Excess ballots not counted." The ballots when so marked
6 must be immediately sealed in an envelope and returned to the
7 county clerk with the other ballots rejected for any cause.

8 ~~[(e)]~~ 3. When it has been ascertained that the number of ballots
9 agrees with the number of names of registered voters shown to have
10 voted, the board shall proceed to count. If there is a discrepancy
11 between the number of ballots and the number of voters, a record of
12 the discrepancy must be made.

13 **Sec. 35.** NRS 293.365 is hereby amended to read as follows:

14 293.365 ~~[(e)]~~ ~~Except as otherwise provided for an affected election~~
15 ~~that is subject to the provisions of NRS 293.8801 to 293.8887,~~
16 ~~inclusive, no~~ No counting board in any precinct, district or polling
17 place in which paper ballots are used may commence to count the
18 votes until all ballots used or unused are accounted for.

19 **Sec. 36.** NRS 293.384 is hereby amended to read as follows:

20 293.384 1. Not earlier than ~~[(5)]~~ 4 working days before the
21 election, the counting board, if it is responsible for counting absent
22 ballots, or the absent ballot central counting board shall withdraw all
23 the absent ballots from each ballot box or container that holds absent
24 ballots received before that day and ascertain that each box or
25 container has the required number of absent ballots according to the
26 county clerk's absent ballot record for the election.

27 2. The counting board or absent ballot central counting board
28 shall count the number of absent ballots in the same manner as
29 election boards.

30 **Sec. 37.** NRS 293.385 is hereby amended to read as follows:

31 293.385 1. Each day after the initial withdrawal of the absent
32 ballots pursuant to NRS 293.384 and before the day of the election,
33 the counting board, if it is responsible for counting absent ballots, or
34 the absent ballot central counting board shall withdraw from the
35 appropriate ballot boxes or containers all the absent ballots received
36 the previous day and ascertain that each box or container has the
37 required number of absent ballots according to the county clerk's
38 absent ballot record for the election.

39 2. If any absent ballots are received by the county clerk on
40 election day and the county clerk has determined that the absent
41 voters are entitled to cast the absent ballots pursuant to NRS
42 293.325, the county clerk shall deposit the absent ballots in the
43 appropriate ballot boxes or containers.



1 3. Not earlier than ~~[15]~~ *4 working* days before the election, the
2 appropriate board shall, in public, count the votes cast on the absent
3 ballots.

4 4. If paper ballots are used, the results of the absent ballot vote
5 in each precinct must be certified and submitted to the county clerk
6 who shall have the results added to the regular votes of the precinct.
7 The returns of absent ballots must be reported separately from the
8 regular votes of the precinct, unless reporting the returns separately
9 would violate the secrecy of a voter's ballot. The county clerks shall
10 develop a procedure to ensure that each ballot is kept secret.

11 5. Any person who disseminates to the public in any way
12 information pertaining to the count of absent ballots before the polls
13 close is guilty of a misdemeanor.

14 **Sec. 38.** NRS 293.387 is hereby amended to read as follows:

15 293.387 1. As soon as the returns from all the precincts and
16 districts in any county have been received by the board of county
17 commissioners, the board shall meet and canvass the returns. The
18 canvass must be completed on or before the 10th day following the
19 election . ~~[or, if applicable, the 13th day following an affected~~
20 ~~election that is subject to the provisions of NRS 293.8801 to~~
21 ~~293.8887, inclusive.]~~

22 2. In making its canvass, the board shall:

23 (a) Note separately any clerical errors discovered; and

24 (b) Take account of the changes resulting from the discovery, so
25 that the result declared represents the true vote cast.

26 3. The county clerk shall, as soon as the result is declared,
27 enter upon the records of the board an abstract of the result, which
28 must contain the number of votes cast for each candidate. The
29 board, after making the abstract, shall cause the county clerk to
30 certify the abstract and, by an order made and entered in the minutes
31 of its proceedings, to make:

32 (a) A copy of the certified abstract; and

33 (b) A mechanized report of the abstract in compliance with
34 regulations adopted by the Secretary of State,

35 ~~and transmit them to the Secretary of State~~ ~~[on or before the 10th~~
36 ~~day following]~~ *not more than 7 working days after* the election .

37 ~~[or, if applicable, the 13th day following an affected election that is~~
38 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive.]~~

39 4. The Secretary of State shall, immediately after any primary
40 election, compile the returns for all candidates voted for in more
41 than one county. The Secretary of State shall make out and file in
42 his or her office an abstract thereof, and shall certify to the county
43 clerk of each county the name of each person nominated, and the
44 name of the office for which the person is nominated.



1 **Sec. 39.** NRS 293.393 is hereby amended to read as follows:

2 293.393 1. On or before the 10th day after any general
3 election or any other election at which votes are cast for any United
4 States Senator, Representative in Congress, member of the
5 Legislature or any state officer who is elected statewide , ~~{or, if~~
6 ~~applicable, on or before the 13th day after an affected election that is~~
7 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,}~~
8 the board of county commissioners shall open the returns of votes
9 cast and make abstracts of the votes.

10 2. Abstracts of votes must be prepared in the manner
11 prescribed by the Secretary of State by regulation.

12 3. The county clerk shall make out a certificate of election to
13 each of the persons having the highest number of votes for the
14 district, county and township offices.

15 4. Each certificate must be delivered to the person elected upon
16 application at the office of the county clerk.

17 **Sec. 40.** NRS 293.517 is hereby amended to read as follows:

18 293.517 1. Any person who meets the qualifications set forth
19 in NRS 293.4855 residing within the county may preregister to vote
20 and any elector residing within the county may register to vote:

21 (a) Except as otherwise provided in NRS 293.560 and
22 293C.527, by appearing before the county clerk, a field registrar or a
23 voter registration agency, completing the application to preregister
24 or register to vote, giving true and satisfactory answers to all
25 questions relevant to his or her identity and right to preregister or
26 register to vote, and providing ~~{proof}~~ *evidence* of *his or her*
27 residence and identity ~~{}~~ *in accordance with this subsection;*

28 (b) By completing and mailing or personally delivering to the
29 county clerk an application to preregister or register to vote pursuant
30 to the provisions of NRS 293.5235;

31 (c) Pursuant to the provisions of NRS 293.5727 or 293.5742 or
32 chapter 293D of NRS;

33 (d) At his or her residence with the assistance of a field registrar
34 pursuant to NRS 293.5237;

35 (e) By submitting an application to preregister or register to vote
36 by computer using the system:

37 (1) Established by the Secretary of State pursuant to NRS
38 293.671; or

39 (2) Established by the county clerk, if the county clerk has
40 established a system pursuant to NRS 293.506 for using a computer
41 to register voters; or

42 (f) By any other method authorized by the provisions of this
43 title.

44 ↪ The county clerk shall require a person to submit official
45 identification as ~~{proof}~~ *evidence* of residence and identity ~~{}~~ *in*



1 *accordance with this subsection*, such as a driver's license or other
2 official document, before preregistering or registering the person. If
3 the applicant preregisters or registers to vote pursuant to this
4 subsection and fails to provide ~~{proof}~~ *evidence* of residence and
5 identity, the applicant must provide ~~{proof}~~ *evidence* of residence
6 and identity before casting a ballot in person or by mail or after
7 casting a provisional ballot pursuant to NRS 293.3078 to 293.3086,
8 inclusive. For the purposes of this subsection, a voter registration
9 card does not provide ~~{proof}~~ *evidence* of the residence or identity
10 of a person.

11 2. In addition to the methods for registering to vote described
12 in subsection 1, an elector may register to vote pursuant to NRS
13 293.5772 to 293.5887, inclusive.

14 3. Except as otherwise provided in NRS 293.5732 to 293.5757,
15 inclusive, the application to preregister or register to vote must be
16 signed and verified under penalty of perjury by the person
17 preregistering or the elector registering.

18 4. Each person or elector who is or has been married must be
19 preregistered or registered under his or her own given or first name,
20 and not under the given or first name or initials of his or her spouse.

21 5. A person or an elector who is preregistered or registered and
22 changes his or her name must complete a new application to
23 preregister or register to vote, as applicable. The person or elector
24 may obtain a new application:

25 (a) At the office of the county clerk or field registrar;

26 (b) By submitting an application to preregister or register to vote
27 pursuant to the provisions of NRS 293.5235;

28 (c) By submitting a written statement to the county clerk
29 requesting the county clerk to mail an application to preregister or
30 register to vote;

31 (d) At any voter registration agency; or

32 (e) By submitting an application to preregister or register to vote
33 by computer using the system:

34 (1) Established by the Secretary of State pursuant to NRS
35 293.671; or

36 (2) Established by the county clerk, if the county clerk has
37 established a system pursuant to NRS 293.506 for using a computer
38 to register voters.

39 ↪ If the elector fails to register under his or her new name, the
40 elector may be challenged pursuant to the provisions of NRS
41 293.303 or 293C.292 and may be required to furnish proof of
42 identity and subsequent change of name.

43 6. Except as otherwise provided in subsection 8 and NRS
44 293.5742 to 293.5757, inclusive, 293.5767 and 293.5772 to
45 293.5887, inclusive, an elector who registers to vote pursuant to



1 paragraph (a) of subsection 1 shall be deemed to be registered upon
2 the completion of an application to register to vote.

3 7. After the county clerk determines that the application to
4 register to vote of a person is complete and that, except as otherwise
5 provided in NRS 293D.210, the person is eligible to vote pursuant
6 to NRS 293.485, the county clerk shall issue a voter registration
7 card to the voter.

8 8. If a person or an elector submits an application to preregister
9 or register to vote or an affidavit described in paragraph (c) of
10 subsection 1 of NRS 293.507 that contains any handwritten
11 additions, erasures or interlineations, the county clerk may object to
12 the application if the county clerk believes that because of such
13 handwritten additions, erasures or interlineations, the application is
14 incomplete or that, except as otherwise provided in NRS 293D.210,
15 the person is not eligible to preregister pursuant to NRS 293.4855 or
16 the elector is not eligible to vote pursuant to NRS 293.485, as
17 applicable. If the county clerk objects pursuant to this subsection, he
18 or she shall immediately notify the person or elector, as applicable,
19 and the district attorney of the county. Not later than 5 business days
20 after the district attorney receives such notification, the district
21 attorney shall advise the county clerk as to whether:

22 (a) The application is complete and, except as otherwise
23 provided in NRS 293D.210, the person is eligible to preregister
24 pursuant to NRS 293.4855 or the elector is eligible to vote pursuant
25 to NRS 293.485; and

26 (b) The county clerk should proceed to process the application.

27 9. If the district attorney advises the county clerk to process the
28 application pursuant to subsection 8, the county clerk shall
29 immediately issue a voter registration card to the applicant, unless
30 the applicant is preregistered to vote and does not currently meet the
31 requirements to be issued a voter registration card pursuant to
32 NRS 293.4855.

33 **Sec. 41.** NRS 293.5235 is hereby amended to read as follows:

34 293.5235 1. Except as otherwise provided in NRS 293.502
35 and chapter 293D of NRS, a person may preregister or register to
36 vote by:

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

39 (b) A computer using:

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

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

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



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

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

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

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

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

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

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

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

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

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

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

40 (a) A notice that the applicant is:

41 (1) Preregistered to vote; or

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

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



1 ↪ If the applicant does not provide the additional information
2 within the prescribed period, the application is void.

3 9. The applicant shall be deemed to be preregistered or
4 registered or to have corrected the information in the application to
5 preregister to vote or the registrar of voters' register on the date the
6 application is postmarked or received by the county clerk,
7 whichever is earlier.

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

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

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

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

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

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

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

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

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

36
37 (b) The question, "Are you a citizen of the United States?" and
38 boxes for the applicant to check to indicate whether or not the
39 applicant is a citizen of the United States.

40 (c) If the application is to:

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



1 (2) Register to vote, the question, “Will you be at least 18
2 years of age on or before election day?” and boxes for the applicant
3 to check to indicate whether or not the applicant will be at least 18
4 years of age or older on election day.

5 (d) A statement instructing the applicant not to complete the
6 application if the applicant checked “no” in response to the question
7 set forth in:

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

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

12 (e) A statement informing the applicant that if the application is
13 submitted by mail and the applicant is preregistering or registering
14 to vote for the first time, the applicant must ~~submit~~ **comply with**
15 the ~~information set forth in paragraph (a)]~~ **provisions** of ~~subsection~~
16 ~~2-of] NRS 293.2725 . [to avoid the requirements of subsection 1-of~~
17 ~~NRS 293.2725 upon voting for the first time.]~~

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

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

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

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

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

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



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

3 **Sec. 42.** NRS 293.541 is hereby amended to read as follows:

4 293.541 1. The county clerk shall cancel the preregistration
5 of a person or the registration of a voter if:

6 (a) After consultation with the district attorney, the district
7 attorney determines that there is probable cause to believe that
8 information in the application to preregister or register to vote
9 concerning the identity or residence of the person or voter is
10 fraudulent;

11 (b) The county clerk provides a notice as required pursuant to
12 subsection 2 or executes an affidavit of cancellation pursuant to
13 subsection 3; and

14 (c) The person or voter fails to present satisfactory ~~[proof]~~
15 *evidence of his or her* identity and residence pursuant to subsection
16 2, 4 or 5.

17 2. Except as otherwise provided in subsection 3, the county
18 clerk shall notify the person or voter by registered or certified mail,
19 return receipt requested, of a determination made pursuant to
20 subsection 1. The notice must set forth the grounds for cancellation.
21 Unless the person or voter, within 15 days after the return receipt
22 has been filed in the office of the county clerk, presents satisfactory
23 ~~[proof]~~ *evidence of his or her* identity and residence to the county
24 clerk, the county clerk shall cancel the person's preregistration or
25 the voter's registration, as applicable.

26 3. If insufficient time exists before a pending election to
27 provide the notice required by subsection 2 to a registered voter, the
28 county clerk shall execute an affidavit of cancellation and file the
29 affidavit of cancellation with the registrar of voters' register and:

30 (a) In counties where records of registration are not kept by
31 computer, the county clerk shall attach a copy of the affidavit of
32 cancellation in the roster.

33 (b) In counties where records of registration are kept by
34 computer, the county clerk shall have the affidavit of cancellation
35 printed on the computer entry for the registration and add a copy of
36 it to the roster.

37 4. If a voter appears to vote at the election next following the
38 date that an affidavit of cancellation was executed for the voter
39 pursuant to this section, the voter must be allowed to vote only if the
40 voter furnishes:

41 ~~(a) [Official identification which contains a photograph of the~~
42 ~~voter, including, without limitation, a driver's license or other~~
43 ~~official document;]~~ *Proof of identity;* and



1 (b) Satisfactory ~~identification that contains~~ proof of the
2 address at which the voter actually resides and that address is
3 consistent with the address listed on the roster.

4 5. If a determination is made pursuant to subsection 1
5 concerning information in the registration to vote of a voter and an
6 absent ballot or a ballot voted by a voter who resides in a mailing
7 precinct is received from the voter, the ballot must be kept separate
8 from other ballots and must not be counted unless the voter presents
9 satisfactory proof *of identity* to the county clerk ~~[of identity]~~ and
10 *satisfactory proof of* residence before such ballots are counted on
11 election day.

12 6. For the purposes of this section, a voter registration card
13 does not provide proof of the:

- 14 (a) Address at which a person actually resides; or
- 15 (b) Residence ~~[or identity]~~ of a person.

16 **Sec. 43.** NRS 293.565 is hereby amended to read as follows:

17 293.565 1. Except as otherwise provided in subsection 3,
18 sample ballots must include:

- 19 (a) If applicable, the statement required by NRS 293.267;
- 20 (b) The fiscal note or description of anticipated financial effect,
21 as provided pursuant to NRS 218D.810, 293.250, 293.481, 295.015,
22 295.095 or 295.230 for each proposed constitutional amendment,
23 statewide measure, measure to be voted upon only by a special
24 district or political subdivision and advisory question;
- 25 (c) An explanation, as provided pursuant to NRS 218D.810,
26 293.250, 293.481, 295.121 or 295.230, of each proposed
27 constitutional amendment, statewide measure, measure to be voted
28 upon only by a special district or political subdivision and advisory
29 question;
- 30 (d) Arguments for and against each proposed constitutional
31 amendment, statewide measure, measure to be voted upon only by a
32 special district or political subdivision and advisory question, and
33 rebuttals to each argument, as provided pursuant to NRS 218D.810,
34 293.250, 293.252 or 295.121; ~~[and]~~

35 (e) The full text of each proposed constitutional amendment ~~[]~~ ;
36 *and*

37 (f) *A unique personal identification number assigned to each*
38 *voter by the county clerk that is printed on the sample ballot.*

39 2. If, pursuant to the provisions of NRS 293.2565, the word
40 "Incumbent" must appear on the ballot next to the name of the
41 candidate who is the incumbent, the word "Incumbent" must appear
42 on the sample ballot next to the name of the candidate who is the
43 incumbent.



1 3. Sample ballots that are mailed to registered voters may be
2 printed without the full text of each proposed constitutional
3 amendment if:

4 (a) The cost of printing the sample ballots would be significantly
5 reduced if the full text of each proposed constitutional amendment
6 were not included;

7 (b) The county clerk ensures that a sample ballot that includes
8 the full text of each proposed constitutional amendment is provided
9 at no charge to each registered voter who requests such a sample
10 ballot; and

11 (c) The sample ballots provided to each polling place include the
12 full text of each proposed constitutional amendment.

13 4. A county clerk may establish a system for distributing
14 sample ballots by electronic means to each registered voter who
15 elects to receive a sample ballot by electronic means. Such a system
16 may include, without limitation, electronic mail or electronic access
17 through an Internet website. If a county clerk establishes such a
18 system and a registered voter elects to receive a sample ballot by
19 electronic means, the county clerk shall distribute the sample ballot
20 to the registered voter by electronic means pursuant to the
21 procedures and requirements set forth by regulations adopted by the
22 Secretary of State.

23 5. If a registered voter does not elect to receive a sample ballot
24 by electronic means pursuant to subsection 4, the county clerk shall
25 distribute the sample ballot to the registered voter by mail.

26 6. Except as otherwise provided in subsection 7, before the
27 period for early voting for any election begins, the county clerk shall
28 distribute to each registered voter in the county by mail or electronic
29 means, as applicable, the sample ballot for his or her precinct, with a
30 notice informing the voter of the location of his or her polling place
31 or places. If the location of the polling place or places has changed
32 since the last election:

33 (a) The county clerk shall mail a notice of the change to each
34 registered voter in the county not sooner than 10 days before
35 distributing the sample ballots; or

36 (b) The sample ballot must also include a notice in bold type
37 immediately above the location which states:

38
39 **NOTICE: THE LOCATION OF YOUR POLLING PLACE OR**
40 **PLACES HAS CHANGED SINCE THE LAST ELECTION**
41

42 7. If a person registers to vote less than 20 days before the date
43 of an election, the county clerk is not required to distribute to the
44 person the sample ballot for that election by mail or electronic
45 means.



1 8. Except as otherwise provided in subsection 9, a sample
2 ballot required to be distributed pursuant to this section must:

- 3 (a) Be prepared in at least 12-point type; and
4 (b) Include on the front page, in a separate box created by bold
5 lines, a notice prepared in at least 20-point bold type that states:

6
7 NOTICE: TO RECEIVE A SAMPLE BALLOT IN
8 LARGE TYPE, CALL (Insert appropriate telephone number)
9

10 9. A portion of a sample ballot that contains a facsimile of the
11 display area of a voting device may include material in less than 12-
12 point type to the extent necessary to make the facsimile fit on the
13 pages of the sample ballot.

14 10. The sample ballot distributed to a person who requests a
15 sample ballot in large type by exercising the option provided
16 pursuant to NRS 293.508, or in any other manner, must be prepared
17 in at least 14-point type, or larger when practicable.

18 11. If a person requests a sample ballot in large type, the
19 county clerk shall ensure that all future sample ballots distributed to
20 that person from the county are in large type.

21 12. The county clerk shall include in each sample ballot a
22 statement indicating that the county clerk will, upon request of a
23 voter who is elderly or disabled, make reasonable accommodations
24 to allow the voter to vote at his or her polling place or places and
25 provide reasonable assistance to the voter in casting his or her vote,
26 including, without limitation, providing appropriate materials to
27 assist the voter. In addition, if the county clerk has provided
28 pursuant to subsection 4 of NRS 293.2955 for the placement at
29 centralized voting locations of specially equipped voting devices for
30 use by voters who are elderly or disabled, the county clerk shall
31 include in the sample ballot a statement indicating:

- 32 (a) The addresses of such centralized voting locations;
33 (b) The types of specially equipped voting devices available at
34 such centralized voting locations; and
35 (c) That a voter who is elderly or disabled may cast his or her
36 ballot at such a centralized voting location rather than at his or her
37 regularly designated polling place or places.

38 13. *The county clerk must keep a record of the personal*
39 *identification number assigned to each voter pursuant to*
40 *paragraph (f) of subsection 1 until after the canvass and*
41 *certification of the election and any period of judicial review and*
42 *appeal have expired.*

43 14. *If a person does not receive a sample ballot pursuant to*
44 *this section or loses the sample ballot after receipt, the county*



1 *clerk must, upon request of a voter, provide the personal*
2 *identification number assigned to the voter.*

3 **15.** The cost of distributing sample ballots for any election
4 other than a primary or general election must be borne by the
5 political subdivision holding the election.

6 **Sec. 44.** NRS 293.5837 is hereby amended to read as follows:

7 293.5837 1. Through the Thursday preceding the day of the
8 election, an elector may register to vote in the county or city, as
9 applicable, in which the elector is eligible to vote by submitting an
10 application to register to vote by computer using the system
11 established by the Secretary of State pursuant to NRS 293.671
12 before the elector appears at a polling place described in subsection
13 2 to vote in person.

14 2. If an elector submits an application to register to vote
15 pursuant to this section, the elector may vote only in person:

16 (a) During the period for early voting, at any polling place for
17 early voting by personal appearance in the county or city, as
18 applicable, in which the elector is eligible to vote; or

19 (b) On the day of the election, at:

20 (1) A polling place established pursuant to NRS 293.3072 ~~§~~
21 ~~293.8834~~ or 293C.3032, *if one has been established*, in the county
22 or city, as applicable, in which the elector is eligible to vote; or

23 (2) The polling place for his or her election precinct.

24 3. To vote in person, an elector who submits an application to
25 register to vote pursuant to this section must:

26 (a) Appear before the close of polls at a polling place described
27 in subsection 2;

28 (b) Inform an election board officer that, before appearing at the
29 polling place, the elector submitted an application to register to vote
30 by computer using the system established by the Secretary of State
31 pursuant to NRS 293.671; and

32 (c) Except as otherwise provided in subsection 4, provide his or
33 her current and valid driver's license or identification card issued by
34 the Department of Motor Vehicles which shows his or her physical
35 address as ~~[proof]~~ *evidence* of the elector's identity and residency.

36 4. If the driver's license or identification card issued by the
37 Department of Motor Vehicles to the elector does not have the
38 elector's current residential address, the following documents may
39 be used to establish the residency of the elector if the current
40 residential address of the elector, as indicated on his or her
41 application to register to vote, is displayed on the document:

42 (a) A military identification card;

43 (b) A utility bill, including, without limitation, a bill for electric,
44 gas, oil, water, sewer, septic, telephone, cellular telephone or cable
45 television service;



- 1 (c) A bank or credit union statement;
- 2 (d) A paycheck;
- 3 (e) An income tax return;
- 4 (f) A statement concerning the mortgage, rental or lease of a
- 5 residence;
- 6 (g) A motor vehicle registration;
- 7 (h) A property tax statement; or
- 8 (i) Any other document issued by a governmental agency.

9 5. Subject to final verification, if an elector submits an
10 application to register to vote and appears at a polling place to vote
11 in person pursuant to this section:

12 (a) The elector shall be deemed to be conditionally registered to
13 vote at the polling place upon:

14 (1) The determination that the elector submitted the
15 application to register to vote by computer using the system
16 established by the Secretary of State pursuant to NRS 293.671 and
17 that the application to register to vote is complete; and

18 (2) The verification of the elector's identity and residency
19 pursuant to this section.

20 (b) After the elector is deemed to be conditionally registered to
21 vote at the polling place pursuant to paragraph (a), the elector:

- 22 (1) May vote in the election only at that polling place;
- 23 (2) Must vote as soon as practicable and before leaving that
- 24 polling place; and

25 (3) Must vote by casting a provisional ballot, unless it is
26 verified, at that time, that the elector is qualified to register to vote
27 and to cast a regular ballot in the election at that polling place.

28 **Sec. 45.** NRS 293.5842 is hereby amended to read as follows:
29 293.5842 1. Notwithstanding the close of any method of
30 registration for an election pursuant to NRS 293.560 or 293C.527,
31 an elector may register to vote in person at any polling place for
32 early voting by personal appearance in the county or city, as
33 applicable, in which the elector is eligible to vote.

34 2. To register to vote in person during the period for early
35 voting, an elector must:

36 (a) Appear before the close of polls at a polling place for early
37 voting by personal appearance in the county or city, as applicable, in
38 which the elector is eligible to vote.

39 (b) Complete the application to register to vote by a method
40 authorized by the county or city clerk pursuant to this paragraph.
41 The county or city clerk shall authorize one or more of the following
42 methods for a person to register to vote pursuant to this paragraph:

- 43 (1) A paper application;
- 44 (2) A system established pursuant to NRS 293.506 for using
- 45 a computer to register voters; or



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

3 ➔ If the county or city clerk authorizes the use of more than one
4 method, the county or city clerk may limit the use of a particular
5 method to circumstances when another method is not reasonably
6 available.

7 (c) Except as otherwise provided in subsection 3, provide his or
8 her current and valid driver's license or identification card issued by
9 the Department of Motor Vehicles which shows his or her physical
10 address as ~~proof~~ *evidence* of the elector's identity and residency.

11 3. If the driver's license or identification card issued by the
12 Department of Motor Vehicles to the elector does not have the
13 elector's current residential address, the following documents may
14 be used to establish the residency of the elector if the current
15 residential address of the elector, as indicated on his or her
16 application to register to vote, is displayed on the document:

17 (a) A military identification card;

18 (b) A utility bill, including, without limitation, a bill for electric,
19 gas, oil, water, sewer, septic, telephone, cellular telephone or cable
20 television service;

21 (c) A bank or credit union statement;

22 (d) A paycheck;

23 (e) An income tax return;

24 (f) A statement concerning the mortgage, rental or lease of a
25 residence;

26 (g) A motor vehicle registration;

27 (h) A property tax statement; or

28 (i) Any other document issued by a governmental agency.

29 4. Subject to final verification, if an elector registers to vote in
30 person at a polling place pursuant to this section:

31 (a) The elector shall be deemed to be conditionally registered to
32 vote at the polling place upon:

33 (1) The determination that the application to register to vote
34 is complete; and

35 (2) The verification of the elector's identity and residency
36 pursuant to this section.

37 (b) After the elector is deemed to be conditionally registered to
38 vote at the polling place pursuant to paragraph (a), the elector:

39 (1) May vote in the election only at that polling place;

40 (2) Must vote as soon as practicable and before leaving that
41 polling place; and

42 (3) Must vote by casting a provisional ballot, unless it is
43 verified, at that time, that the elector is qualified to register to vote
44 and to cast a regular ballot in the election at that polling place.



1 **Sec. 46.** NRS 293.5847 is hereby amended to read as follows:

2 293.5847 1. Notwithstanding the close of any method of
3 registration for an election pursuant to NRS 293.560 or 293C.527,
4 an elector may register to vote in person on the day of the election at
5 any polling place in the county or city, as applicable, in which the
6 elector is eligible to vote.

7 2. To register to vote on the day of the election, an elector
8 must:

9 (a) Appear before the close of polls at a polling place in the
10 county or city, as applicable, in which the elector is eligible to vote.

11 (b) Complete the application to register to vote by a method
12 authorized by the county or city clerk pursuant to this paragraph.
13 The county or city clerk shall authorize one or more of the following
14 methods for a person to register to vote pursuant to this paragraph:

15 (1) A paper application;

16 (2) A system established pursuant to NRS 293.506 for using
17 a computer to register voters; or

18 (3) The system established by the Secretary of State pursuant
19 to NRS 293.671.

20 ➤ If the county or city clerk authorizes the use of more than one
21 method, the county or city clerk may limit the use of a particular
22 method to circumstances when another method is not reasonably
23 available.

24 (c) Except as otherwise provided in subsection 3, provide his or
25 her current and valid driver's license or identification card issued by
26 the Department of Motor Vehicles which shows his or her physical
27 address as ~~[proof]~~ *evidence* of the elector's identity and residency.

28 3. If the driver's license or identification card issued by the
29 Department of Motor Vehicles to the elector does not have the
30 elector's current residential address, the following documents may
31 be used to establish the residency of the elector if the current
32 residential address of the elector, as indicated on his or her
33 application to register to vote, is displayed on the document:

34 (a) A military identification card;

35 (b) A utility bill, including, without limitation, a bill for electric,
36 gas, oil, water, sewer, septic, telephone, cellular telephone or cable
37 television service;

38 (c) A bank or credit union statement;

39 (d) A paycheck;

40 (e) An income tax return;

41 (f) A statement concerning the mortgage, rental or lease of a
42 residence;

43 (g) A motor vehicle registration;

44 (h) A property tax statement; or

45 (i) Any other document issued by a governmental agency.



1 4. Subject to final verification, if an elector registers to vote in
2 person at a polling place pursuant to this section:

3 (a) The elector shall be deemed to be conditionally registered to
4 vote at the polling place upon:

5 (1) The determination that the application to register to vote
6 is complete; and

7 (2) The verification of the elector's identity and residency
8 pursuant to this section.

9 (b) After the elector is deemed to be conditionally registered to
10 vote at the polling place pursuant to paragraph (a), the elector:

11 (1) May vote in the election only at that polling place;

12 (2) Must vote as soon as practicable and before leaving that
13 polling place; and

14 (3) Must vote by casting a provisional ballot.

15 **Sec. 47.** NRS 293.730 is hereby amended to read as follows:

16 293.730 1. ~~{Except for an election board officer in the course~~
17 ~~of the election board officer's official duties, a}~~ A person shall not:

18 (a) Remain in or outside of any polling place so as to interfere
19 with the conduct of the election.

20 (b) ~~{Accept}~~ *Except if the person is an election board officer,*
21 *receive* from any voter a ballot prepared by ~~{or on behalf of}~~ the
22 voter . ~~{, other than an absent ballot, mailing ballot, mail ballot or~~
23 ~~military overseas ballot prepared by or on behalf of the voter with~~
24 ~~his or her authorization pursuant to this title.}~~

25 (c) Remove a ballot from any polling place before the closing of
26 the polls.

27 (d) Apply for or receive a ballot at any election precinct or
28 district other than one at which the person is entitled to vote.

29 (e) Show his or her ballot to ~~{another}~~ *any* person, after voting,
30 so as to reveal any of ~~{his or her votes on the ballot, other than on~~
31 ~~his or her absent ballot, mailing ballot, mail ballot or military~~
32 ~~overseas ballot prepared by or on behalf of the voter with his or her~~
33 ~~authorization pursuant to this title.}~~ *the names voted for.*

34 (f) Inside a polling place, ask another person for ~~{his or her~~
35 ~~name, address or political affiliation or for}~~ whom he or she intends
36 to vote.

37 (g) ~~{Send, transmit, distribute or}~~ *Except if the person is an*
38 *election board officer,* deliver a ballot to a voter . ~~{, other than an~~
39 ~~absent ballot, mailing ballot, mail ballot or military overseas ballot~~
40 ~~when permitted pursuant to this title.}~~

41 (h) Except ~~{when permitted by the voter, alter, change, deface,~~
42 ~~damage or destroy an absent ballot, mailing ballot, mail ballot or~~
43 ~~military overseas ballot prepared by or on behalf of the voter with~~
44 ~~his or her authorization pursuant to this title.}~~ *if the person is an*
45 *election board officer in the course of the election board officer's*



1 *official duties, inside a polling place, ask another person his or*
2 *her name, address or political affiliation.*

3 2. A voter shall not:

4 (a) ~~[Accept]~~ *Receive* a ballot from ~~[another]~~ *any* person, other
5 than an election board officer . ~~[in the course of the election board~~
6 ~~officer's official duties or a person who sends, transmits, distributes~~
7 ~~or delivers an absent ballot, mailing ballot, mail ballot or military-~~
8 ~~overseas ballot to the voter when permitted pursuant to this title.]~~

9 (b) Deliver to an election board ~~[officer in the course of the~~
10 ~~election board officer's official duties]~~ *or any member thereof* any
11 ballot other than the one received.

12 (c) Place any mark upon his or her ballot by which it may
13 afterward be identified as the one ~~[that he or she voted, other than~~
14 ~~any such mark that is permitted to be placed on an absent ballot,~~
15 ~~mailing ballot, mail ballot or military overseas ballot prepared by or~~
16 ~~on behalf of the voter with his or her authorization pursuant to this~~
17 ~~title.]~~ *voted by the person.*

18 3. Any person who violates any provision of this section is
19 guilty of a category E felony and shall be punished as provided in
20 NRS 193.130.

21 **Sec. 48.** Chapter 293B of NRS is hereby amended by adding
22 thereto a new section to read as follows:

23 *1. The Secretary of State shall contract with a mechanical*
24 *voting system vendor to establish a computer program for the*
25 *mechanical voting systems or mechanical recording devices used*
26 *in this State that is capable of allowing a voter to verify that his or*
27 *her vote on the system has been counted while maintaining ballot*
28 *secrecy.*

29 *2. The system must:*

30 (a) *Assign each ballot a unique number which is printed on*
31 *the internal audit record; and*

32 (b) *Provide the voter with a receipt that includes a tracking*
33 *number for his or her ballot.*

34 **Sec. 49.** NRS 293B.130 is hereby amended to read as follows:

35 293B.130 1. Before any election where a mechanical voting
36 system is to be used, the county clerk shall prepare or cause to be
37 prepared a computer program on cards, tape or other material
38 suitable for use with the computer or counting device to be
39 employed for counting the votes cast. ~~[The]~~ *In addition to the*
40 *requirements of section 48 of this act, the* program must cause the
41 computer or counting device to operate in the following manner:

42 (a) All lawful votes cast by each voter must be counted.

43 (b) All unlawful votes, including, but not limited to, overvotes
44 or, in a primary election, votes cast for a candidate of a major



1 political party other than the party, if any, of the registration of the
2 voter must not be counted.

3 (c) If the election is:

4 (1) A primary election held in an even-numbered year; or

5 (2) A general election,

6 ↪ the total votes, other than absentee votes and votes in a mailing
7 precinct, must be accumulated by precinct.

8 (d) The computer or counting device must halt or indicate by
9 appropriate signal if a ballot is encountered which lacks a code
10 identifying the precinct in which it was voted and, in a primary
11 election, identifying the major political party of the voter.

12 2. The program must be prepared under the supervision of the
13 accuracy certification board appointed pursuant to the provisions of
14 NRS 293B.140.

15 3. The county clerk shall take such measures as he or she
16 deems necessary to protect the program from being altered or
17 damaged.

18 **Sec. 50.** NRS 293C.185 is hereby amended to read as follows:

19 293C.185 1. Except as otherwise provided in NRS 293C.190,
20 a name may not be printed on a ballot to be used at a primary or
21 general city election unless the person named has, in accordance
22 with NRS 293C.145 or 293C.175, as applicable, timely filed a
23 declaration of candidacy with the appropriate filing officer and paid
24 the filing fee established by the governing body of the city.

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

27
28 DECLARATION OF CANDIDACY OF FOR THE
29 OFFICE OF

30
31 State of Nevada

32
33 City of.....

34
35 For the purpose of having my name placed on the official
36 ballot as a candidate for the office of, I,
37, the undersigned do swear or affirm under penalty
38 of perjury that I actually, as opposed to constructively, reside
39 at, in the City or Town of, County of
40, State of Nevada; that my actual, as opposed to
41 constructive, residence in the city, township or other area
42 prescribed by law to which the office pertains began on a date
43 at least 30 days immediately preceding the date of the close
44 of filing of declarations of candidacy for this office; that my
45 telephone number is, and the address at which I



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

20
21
22 (Designation of name)

23
24
25 (Signature of candidate for office)

26
27 Subscribed and sworn to before me
28 this day of the month of of the year

29
30
31 Notary Public or other person
32 authorized to administer an oath

33
34 3. The address of a candidate that must be included in the
35 declaration of candidacy pursuant to subsection 2 must be the street
36 address of the residence where the candidate actually, as opposed to
37 constructively, resides in accordance with NRS 281.050, if one has
38 been assigned. The declaration of candidacy must not be accepted
39 for filing if the candidate fails to comply with the following
40 provisions of this subsection or, if applicable, the provisions of
41 subsection 4:

42 (a) The candidate shall not list the candidate's address as a post
43 office box unless a street address has not been assigned to the
44 residence; and



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

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

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

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

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

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

29 5. The filing officer shall retain a copy of the *documents and*
30 proof of ~~identity and~~ residency provided by the candidate pursuant
31 to subsection 3 or 4. Such a copy:

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

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

35 6. By filing the declaration of candidacy, the candidate shall be
36 deemed to have appointed the city clerk as his or her agent for
37 service of process for the purposes of a proceeding pursuant to NRS
38 293C.186. Service of such process must first be attempted at the
39 appropriate address as specified by the candidate in the declaration
40 of candidacy. If the candidate cannot be served at that address,
41 service must be made by personally delivering to and leaving with
42 the city clerk duplicate copies of the process. The city clerk shall
43 immediately send, by registered or certified mail, one of the copies
44 to the candidate at the specified address, unless the candidate has
45 designated in writing to the city clerk a different address for that



1 purpose, in which case the city clerk shall mail the copy to the last
2 address so designated.

3 7. If the city clerk receives credible evidence indicating that a
4 candidate has been convicted of a felony and has not had his or her
5 civil rights restored, the city clerk:

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

9 (b) Shall transmit the credible evidence and the findings from
10 such investigation to the city attorney.

11 8. The receipt of information by the city attorney pursuant to
12 subsection 7 must be treated as a challenge of a candidate pursuant
13 to subsections 4 and 5 of NRS 293C.186 to which the provisions of
14 NRS 293.2045 apply.

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

18 **Sec. 51.** NRS 293C.265 is hereby amended to read as follows:

19 293C.265 1. Except as otherwise provided in subsection 2
20 and in NRS 293.2725 and 293.3083, a person who registered by
21 mail or computer to vote shall, for the first city election in which the
22 person votes at which that registration is valid, vote in person unless
23 he or she has previously voted in the county in which he or she is
24 registered to vote.

25 2. The provisions of subsection 1 do not apply to a person who:

26 (a) Is entitled to vote in the manner prescribed in NRS 293C.342
27 to 293C.352, inclusive;

28 (b) Is entitled to vote an absent ballot pursuant to federal law,
29 NRS 293C.317 or chapter 293D of NRS;

30 (c) Is disabled;

31 (d) Is provided the right to vote otherwise than in person
32 pursuant to the Voting Accessibility for the Elderly and
33 Handicapped Act, 52 U.S.C. §§ 20101 et seq.;

34 (e) Submits or has previously submitted a written request for an
35 absent ballot that is signed by the registered voter before a notary
36 public or other person authorized to administer an oath; *or*

37 (f) Requests an absent ballot in person at the office of the city
38 clerk. ~~;~~ *or*

39 ~~—(g) Is sent a mail ballot pursuant to the provisions of NRS~~
40 ~~293.8847 and includes a copy of the information required pursuant~~
41 ~~to paragraph (b) of subsection 1 of NRS 293.2725 with his or her~~
42 ~~voted mail ballot, if required pursuant to NRS 293.8851.]~~

43 **Sec. 52.** NRS 293C.270 is hereby amended to read as follows:

44 293C.270 1. Except as otherwise provided in NRS 293.5772
45 to 293.5887, inclusive, and 293C.272, if a person's name appears in



1 the roster or if the person provides an affirmation pursuant to NRS
2 293C.525, the person is entitled to vote and must *present proof of*
3 *identity and* sign his or her name in the roster or on a signature card
4 when he or she applies to vote. The signature must be compared by
5 an election board officer with the signature or a facsimile thereof on
6 the person's application to register to vote or ~~[one of the forms of~~
7 ~~identification listed in subsection 2.]~~ *on his or her proof of identity.*

8 2. ~~[The forms of identification that may be used to identify a~~
9 ~~voter at the polling place are:~~

10 ~~—(a) The voter registration card issued to the voter;~~

11 ~~—(b) A driver's license;~~

12 ~~—(c) An identification card issued by the Department of Motor~~
13 ~~Vehicles;~~

14 ~~—(d) A military identification card; or~~

15 ~~—(e) Any other form of identification issued by a governmental~~
16 ~~agency that contains the voter's signature and physical description~~
17 ~~or picture.~~

18 ~~—3.]~~ The city clerk shall prescribe a procedure, approved by the
19 Secretary of State, to verify that the voter has not already voted in
20 that city in the current election.

21 **Sec. 53.** NRS 293C.272 is hereby amended to read as follows:

22 293C.272 1. If, because of physical limitations, a registered
23 voter is unable to sign his or her name in the roster or on a signature
24 card as required by NRS 293C.270, the voter must ~~[be identified by:~~

25 ~~—(a) Answering questions from the election board officer~~
26 ~~covering the personal data which is reported on the application to~~
27 ~~register to vote;~~

28 ~~—(b) Providing the election board officer, orally or in writing,~~
29 ~~with other personal data which verifies the identity of the voter; or~~

30 ~~—(c) Providing]~~ *present* the election board officer with *his or her*
31 *proof of [identification as described in NRS 293C.270 other than the*
32 *voter registration card issued to the voter.] identity.*

33 2. If the identity of the voter is verified, the election board
34 officer shall indicate in the roster "Identified" by the voter's name.

35 **Sec. 54.** NRS 293C.275 is hereby amended to read as follows:

36 293C.275 ~~[H.]~~ Except as otherwise provided in NRS
37 293.5772 to 293.5887, inclusive, and 293C.272:

38 ~~[(a)]~~ 1. A registered voter who applies to vote must state his or
39 her name to the election board officer in charge of the roster; and

40 ~~[(b)]~~ 2. The election board officer shall:

41 ~~[(1)]~~ (a) Announce the name of the registered voter;

42 ~~[(2)]~~ (b) Instruct the registered voter to sign the roster or
43 signature card;

44 ~~[(3)]~~ (c) Verify the signature of the registered voter in the
45 manner set forth in NRS 293C.270;



1 *(d) Require that the registered voter present proof of identity;*
2 and

3 ~~[(4)]~~ *(e) Verify that the registered voter has not already voted in*
4 *that city in the current election.*

5 ~~[2. If the signature does not match, the voter must be identified~~
6 ~~by:~~

7 ~~—(a) Answering questions from the election board officer~~
8 ~~covering the personal data which is reported on the application to~~
9 ~~register to vote;~~

10 ~~—(b) Providing the election board officer, orally or in writing,~~
11 ~~with other personal data which verifies the identity of the voter; or~~

12 ~~—(c) Providing the election board officer with proof of~~
13 ~~identification as described in NRS 293C.270 other than the voter~~
14 ~~registration card issued to the voter.~~

15 ~~—3. If the signature of the voter has changed in comparison to~~
16 ~~the signature on the application to register to vote, the voter must~~
17 ~~update his or her signature on a form prescribed by the Secretary of~~
18 ~~State.]~~

19 **Sec. 55.** NRS 293C.277 is hereby amended to read as follows:

20 293C.277 1. A registered voter who applies to vote at an
21 election must give his or her name to the election board officer in
22 charge of the roster, and the officer shall immediately announce the
23 name of the voter ~~[]~~ *and require that the registered voter present*
24 *proof of identity.*

25 2. Any person's right to vote may be challenged by a registered
26 voter upon any of the grounds allowed for a challenge in NRS
27 293C.292. Any such challenge must be disposed of in the manner
28 provided in NRS 293C.292.

29 **Sec. 56.** NRS 293C.292 is hereby amended to read as follows:

30 293C.292 1. A person applying to vote may be challenged:

31 (a) Orally by any registered voter of the precinct or district upon
32 the ground that he or she is not the person entitled to vote as claimed
33 or has voted before at the same election; or

34 (b) On any ground set forth in a challenge filed with the county
35 clerk pursuant to the provisions of NRS 293.547.

36 2. If a person is challenged, an election board officer shall
37 tender the challenged person the following oath or affirmation:

38 (a) If the challenge is on the ground that the challenged person
39 does not reside at the residence for which the address is listed in the
40 roster, "I swear or affirm under penalty of perjury that I reside at the
41 residence for which the address is listed in the roster";

42 (b) If the challenge is on the ground that the challenged person
43 previously voted a ballot for the election, "I swear or affirm under
44 penalty of perjury that I have not voted for any of the candidates or
45 questions included on this ballot for this election"; or



1 (c) If the challenge is on the ground that the challenged person is
2 not the person he or she claims to be, "I swear or affirm under
3 penalty of perjury that I am the person whose name is in this roster."

4 ↪ The oath or affirmation must be set forth on a form prepared by
5 the Secretary of State and signed by the challenged person under
6 penalty of perjury.

7 3. If the challenged person refuses to execute the oath or
8 affirmation so tendered, the person must not be issued a ballot, and
9 the election board officer shall indicate in the roster "Challenged"
10 by the person's name.

11 4. If the challenged person refuses to execute the oath or
12 affirmation set forth in paragraph (a) of subsection 2, the election
13 board officers shall inform the person that he or she is entitled to
14 vote only in the manner prescribed in NRS 293C.295.

15 5. If the challenged person executes the oath or affirmation and
16 the challenge is not based on the ground set forth in paragraph (c) of
17 subsection 2, the election board officers shall issue him or her a
18 ballot.

19 6. If the challenge is based on the ground set forth in paragraph
20 (a) of subsection 2, and the challenged person executes the oath or
21 affirmation, the election board shall not issue the person a ballot
22 until he or she furnishes satisfactory identification that contains
23 proof of the address at which the person actually resides. For the
24 purposes of this subsection, a voter registration card does not
25 provide proof of the address at which a person resides.

26 7. If the challenge is based on the ground set forth in paragraph
27 (c) of subsection 2 and the challenged person executes the oath or
28 affirmation, the election board shall not issue the person a ballot
29 unless the person ~~f~~:

30 ~~—(a) Furnishes official identification which contains a photograph~~
31 ~~of the person, such as a driver's license or other official document;~~
32 ~~or~~

33 ~~—(b) Brings before the election board officers a person who is at~~
34 ~~least 18 years of age who:~~

35 ~~—(1) Furnishes official identification which contains a~~
36 ~~photograph of the person, such as a driver's license or other official~~
37 ~~document; and~~

38 ~~—(2) Executes an oath or affirmation under penalty of perjury~~
39 ~~that the challenged person is who he or she swears to be.] furnishes~~
40 ~~proof of identity.~~

41 8. The election board officers shall:

42 (a) Record on the challenge list:

43 (1) The name of the challenged person;

44 (2) The name of the registered voter who initiated the
45 challenge; and



- 1 (3) The result of the challenge; and
2 (b) If possible, orally notify the registered voter who initiated
3 the challenge of the result of the challenge.

4 **Sec. 57.** NRS 293C.3035 is hereby amended to read as
5 follows:

6 293C.3035 1. Except as otherwise provided in NRS 293.5772
7 to 293.5887, inclusive, and 293C.272, upon the appearance of a
8 person to cast a ballot at a polling place established pursuant to NRS
9 293C.3032, if any, the election board officer shall:

10 (a) Determine that the person is a registered voter in the city and
11 has not already voted in that city in the current election;

12 (b) Instruct the voter to sign the roster or a signature card; ~~[and]~~

13 (c) ~~[Verify]~~ *Compare* the signature of the voter in the manner
14 set forth in NRS 293C.270 ~~[]~~; *and*

15 *(d) Require that the voter present proof of identity.*

16 2. ~~[If the signature of the voter does not match, the voter must
17 be identified by:~~

18 ~~—(a) Answering questions from the election board officer
19 covering the personal data which is reported on the application to
20 register to vote;~~

21 ~~—(b) Providing the election board officer, orally or in writing,
22 with other personal data which verifies the identity of the voter; or~~

23 ~~—(c) Providing the election board officer with proof of
24 identification as described in NRS 293C.270 other than the voter
25 registration card issued to the voter.~~

26 ~~—3. If the signature of the voter has changed in comparison to
27 the signature on the application to register to vote, the voter must
28 update his or her signature on a form prescribed by the Secretary of
29 State.~~

30 ~~—4.]~~ The city clerk shall prescribe a procedure, approved by the
31 Secretary of State, to verify that the voter has not already voted in
32 that city in the current election.

33 ~~[5.]~~ 3. When a voter is entitled to cast a ballot and has
34 identified himself or herself to the satisfaction of the election board
35 officer, the voter is entitled to receive the appropriate ballot or
36 ballots, but only for his or her own use at the polling place where he
37 or she applies to vote.

38 ~~[6.]~~ 4. If the ballot is voted on a mechanical recording device
39 which directly records the votes electronically, the election board
40 officer shall:

41 (a) Prepare the mechanical voting device for the voter;

42 (b) Ensure that the voter's precinct or voting district and the
43 form of the ballot are indicated on the voting receipt, if the city clerk
44 uses voting receipts; and

45 (c) Allow the voter to cast a vote.



1 ~~[7.]~~ 5. A voter applying to vote at a polling place established
2 pursuant to NRS 293C.3032, if any, may be challenged pursuant to
3 NRS 293C.292.

4 **Sec. 58.** NRS 293C.310 is hereby amended to read as follows:

5 293C.310 1. Except as otherwise provided in NRS 293.502,
6 293C.265, 293C.317 and 293C.318, a registered voter may request
7 an absent ballot if, before 5 p.m. on the ~~[4th]~~ 21st calendar day
8 preceding the election, the registered voter:

9 (a) Provides sufficient written notice to the city clerk; and

10 (b) Has identified himself or herself to the satisfaction of the
11 city clerk.

12 2. A city clerk shall consider a request from a voter who has
13 given sufficient written notice on a form provided by the Federal
14 Government as:

15 (a) A request for the primary city election and the general city
16 election unless otherwise specified in the request; and

17 (b) A request for an absent ballot for the primary and general
18 elections immediately following the date on which the city clerk
19 received the request.

20 3. It is unlawful for a person fraudulently to request an absent
21 ballot in the name of another person or to induce or coerce another
22 person fraudulently to request an absent ballot in the name of
23 another person. A person who violates any provision of this
24 subsection is guilty of a category E felony and shall be punished as
25 provided in NRS 193.130.

26 **Sec. 59.** NRS 293C.317 is hereby amended to read as follows:

27 293C.317 1. Any registered voter who is unable to go to the
28 polls:

29 (a) Because of an illness or disability resulting in confinement in
30 a hospital, sanatorium, dwelling or nursing home; or

31 (b) Because the registered voter is suddenly hospitalized,
32 becomes seriously ill or is called away from home after the time has
33 elapsed for requesting an absent ballot for the election pursuant to
34 subsection 1 of NRS 293C.310,

35 ↪ may submit a written request to the city clerk for an absent ballot.
36 The request must be submitted before 5 p.m. on the day of the
37 election.

38 2. If the city clerk determines that a request submitted pursuant
39 to subsection 1 includes the information required pursuant to
40 subsection 3, the city clerk shall, at the office of the city clerk,
41 deliver an absent ballot to the person designated in the request to
42 obtain the absent ballot for the registered voter.

43 3. A written request submitted pursuant to subsection 1 must
44 include:



1 (a) The name, address and signature of the registered voter
2 requesting the absent ballot;

3 (b) The name, address and signature of the person designated by
4 the registered voter to obtain, deliver and return the absent ballot for
5 the registered voter;

6 (c) A brief statement of the illness or disability of the registered
7 voter or of facts sufficient to establish that the registered voter was
8 called away from home after the time had elapsed for requesting the
9 absent ballot;

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

13 (e) Unless the person designated pursuant to paragraph (b) will
14 mark and sign the absent ballot on behalf of the registered voter
15 pursuant to subsection 5, a statement signed under penalty of perjury
16 that only the registered voter will mark and sign the absent ballot.

17 4. Except as otherwise provided in subsection 5, in order to
18 vote the absent ballot, the registered voter must, in accordance with
19 the instructions:

20 (a) Mark and fold the absent ballot;

21 (b) Deposit the absent ballot *in the secrecy sleeve*;

22 (c) *Affix the personal identification number assigned by the*
23 *city clerk and included on the sample ballot pursuant to NRS*
24 *293C.530 on the secrecy sleeve in the space provided for the*
25 *identification number*;

26 (d) *Affix the ballot identification number assigned by the*
27 *Secretary of State pursuant to NRS 293.250 and printed on*
28 *the ballot on the secrecy sleeve in the space provided for the*
29 *identification number*;

30 (e) *Deposit the absent ballot and the secrecy sleeve* in the return
31 envelope and seal the return envelope;

32 ~~(e)~~ (f) Affix his or her signature on the return envelope in the
33 space provided for the signature; and

34 ~~(d)~~ (g) Mail or deliver the return envelope in a manner
35 authorized by law.

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

40 (a) Indicate next to his or her signature that the absent ballot has
41 been marked and signed on behalf of the registered voter; and

42 (b) Submit a written statement with the absent ballot that
43 includes the name, address and signature of the person.



1 6. An absent ballot prepared by or on behalf of the registered
2 voter pursuant to this section must be mailed or delivered to the city
3 clerk in accordance with NRS 293C.319.

4 7. The procedure authorized by this section is subject to all
5 other provisions of this chapter relating to voting by absent ballot to
6 the extent that those provisions are not inconsistent with the
7 provisions of this section.

8 **Sec. 60.** NRS 293C.318 is hereby amended to read as follows:

9 293C.318 1. Except as otherwise provided in this section, a
10 registered voter who provides sufficient written notice to the city
11 clerk may request that the registered voter receive an absent ballot
12 for all elections at which the registered voter is eligible to vote. The
13 written notice is effective for all elections that are conducted after
14 the registered voter provides the written notice to the city clerk,
15 except that the written notice is not effective for the next ensuing
16 election unless the written notice is provided to the city clerk before
17 the time has elapsed for requesting an absent ballot for the election
18 pursuant to subsection 1 of NRS 293C.310.

19 2. Except as otherwise provided in this section , ~~for for an~~
20 ~~affected election that is subject to the provisions of NRS 293.8801~~
21 ~~to 293.8887, inclusive,]~~ upon receipt of the written notice provided
22 by the registered voter pursuant to subsection 1, the city clerk shall:

23 (a) Issue an absent ballot to the registered voter for each primary
24 city election, general city election and special city election that is
25 conducted after the written notice is effective pursuant to
26 subsection 1.

27 (b) Inform the county clerk of receipt of the written notice
28 provided by the registered voter. Upon being informed of the written
29 notice by the city clerk, the county clerk shall issue an absent ballot
30 for each primary election, general election and special election,
31 other than a special city election, that is conducted after the written
32 notice is effective pursuant to subsection 1.

33 3. The city clerk must not mail an absent ballot requested by a
34 registered voter pursuant to subsection 1 if, after the request is
35 submitted:

36 (a) The registered voter is designated inactive pursuant to
37 NRS 293.530;

38 (b) The county clerk cancels the registration of the person
39 pursuant to NRS 293.527, 293.530, 293.535 or 293.540; or

40 (c) An absent ballot is returned to the county clerk as
41 undeliverable, unless the registered voter has submitted a new
42 request pursuant to subsection 1.

43 4. The procedure authorized pursuant to this section is subject
44 to all other provisions of this chapter relating to voting by absent



1 ballot to the extent that those provisions are not inconsistent with
2 the provisions of this section.

3 **Sec. 61.** NRS 293C.322 is hereby amended to read as follows:

4 293C.322 1. Except as otherwise provided in subsection 2
5 and chapter 293D of NRS , ~~for for an affected election that is~~
6 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,]~~
7 if the request for an absent ballot is made by mail or approved
8 electronic transmission, the city clerk shall, as soon as the absent
9 ballot for the precinct or district in which the absent voter resides
10 has been prepared pursuant to NRS 293C.305, send to the voter by
11 first-class mail, or by any class of mail if the Official Election Mail
12 logo or an equivalent logo or mark created by the United States
13 Postal Service is properly placed on the absent ballot:

- 14 (a) An absent ballot;
15 (b) A return envelope;
16 (c) ~~[An envelope or similar device]~~ *A secrecy sleeve* into which
17 the absent ballot is inserted to ensure its secrecy;
18 (d) An identification envelope, if applicable; and
19 (e) Instructions.

20 2. If the city clerk fails to send an absent ballot pursuant to
21 subsection 1 to an absent voter who resides within the continental
22 United States, the city clerk may use approved electronic
23 transmission to send an absent ballot and instructions to the voter.
24 The voter may mail or deliver the absent ballot to the city clerk in a
25 manner authorized by law or submit the absent ballot by approved
26 electronic transmission.

27 3. The return envelope sent pursuant to subsection 1 must
28 include postage prepaid by first-class mail if the absent voter is
29 within the boundaries of the United States, its territories or
30 possessions or on a military base.

31 4. Nothing may be enclosed or sent with an absent ballot
32 except as required by subsection 1 or 2 and chapter 293D of NRS.

33 5. Before depositing an absent ballot in the mail or sending an
34 absent ballot by approved electronic transmission, the city clerk
35 shall record:

- 36 (a) The date the absent ballot is issued;
37 (b) The name of the absent voter to whom the absent ballot is
38 issued, his or her precinct or district and his or her political
39 affiliation, if any, unless all the offices on the absent ballot are
40 nonpartisan offices;
41 (c) The number of the absent ballot; and
42 (d) Any remarks the city clerk finds appropriate.

43 6. The Secretary of State shall adopt regulations to carry out
44 the provisions of subsection 2.



1 **Sec. 62.** NRS 293C.325 is hereby amended to read as follows:
2 293C.325 1. Except as otherwise provided in NRS 293D.200,
3 when an absent ballot is returned by ~~for on behalf of~~ an absent
4 voter to the city clerk through the mail, by facsimile machine or
5 other approved electronic transmission or in person, and a record of
6 its return is made in the absent ballot record for the election, the city
7 clerk or an employee in the office of the city clerk shall ~~check~~ :

8 (a) *Check* the signature used for the absent ballot in accordance
9 with the following procedure:

10 ~~(a)~~ (1) The city clerk or employee shall check the signature
11 used for the absent ballot against all signatures of the voter available
12 in the records of the city clerk.

13 ~~(b)~~ (2) If at least two employees in the office of the city clerk
14 believe there is a reasonable question of fact as to whether the
15 signature used for the absent ballot matches the signature of the
16 voter, the city clerk shall contact the voter and ask the voter to
17 confirm whether the signature used for the absent ballot belongs to
18 the voter. *The voter must provide a signature or a confirmation, as*
19 *applicable, not later than 5 p.m. on the seventh day following the*
20 *election.*

21 (b) *If the signature matches the signature of the voter, remove*
22 *the absent ballot and secrecy sleeve from the return envelope.*

23 (c) *Capture an image of the return envelope and secrecy sleeve*
24 *that shows the signature of the voter, the personal identification*
25 *number and the ballot identification number.*

26 (d) *Check the personal identification number on the secrecy*
27 *sleeve in accordance with the following procedure:*

28 (1) *The city clerk or employee shall confirm that the*
29 *personal identification number on the secrecy sleeve matches the*
30 *personal identification number assigned to the voter and printed*
31 *on the voter's sample ballot pursuant to NRS 293C.530.*

32 (2) *If the personal identification number is missing or does*
33 *not match, the city clerk shall contact the voter to ask the voter to*
34 *confirm the personal identification number. The voter must*
35 *provide the correct personal identification number not later than 5*
36 *p.m. on the seventh day following the election.*

37 (e) *Check the ballot identification number on the secrecy*
38 *sleeve in accordance with the following procedure:*

39 (1) *The city clerk or employee shall confirm that the ballot*
40 *identification number on the secrecy sleeve matches the ballot*
41 *identification number printed on the absent ballot pursuant to*
42 *NRS 293.250.*

43 (2) *If the ballot identification number is missing or does not*
44 *match, the city clerk shall notify the voter that the absent ballot*
45 *has been rejected and allow the voter to submit a new absent ballot*



1 *in person, which must be submitted not later than 5 p.m. on the*
2 *seventh day following the election.*

3 (f) *If the signature, personal identification number and ballot*
4 *identification number match, the absent ballot may be removed*
5 *from the secrecy sleeve and delivered to the absent ballot counting*
6 *board or appropriate election board officer for counting.*

7 2. ~~For purposes of subsection 1:~~

8 ~~—(a) There is a reasonable question of fact as to whether the~~
9 ~~signature used for the absent ballot matches the signature of the~~
10 ~~voter if the signature used for the absent ballot differs in multiple,~~
11 ~~significant and obvious respects from the signatures of the voter~~
12 ~~available in the records of the city clerk.~~

13 ~~—(b) There is not a reasonable question of fact as to whether the~~
14 ~~signature used for the absent ballot matches the signature of the~~
15 ~~voter if:~~

16 ~~—(1) The signature used for the absent ballot is a variation of~~
17 ~~the signature of the voter caused by the substitution of initials for~~
18 ~~the first or middle name or the use of a common nickname and it~~
19 ~~does not otherwise differ in multiple, significant and obvious~~
20 ~~respects from the signatures of the voter available in the records of~~
21 ~~the city clerk; or~~

22 ~~—(2) There are only slight dissimilarities between the signature~~
23 ~~used for the absent ballot and the signatures of the voter available in~~
24 ~~the records of the city clerk.~~

25 ~~—3. Except as otherwise provided in subsection 4, if the city~~
26 ~~clerk determines that the absent voter is entitled to cast the absent~~
27 ~~ballot and:~~

28 ~~—(a) No absent ballot central counting board has been appointed,~~
29 ~~the city clerk shall neatly stack, unopened, the absent ballot with any~~
30 ~~other absent ballot received that day in a container and deliver, or~~
31 ~~cause to be delivered, that container to the appropriate election~~
32 ~~board.~~

33 ~~—(b) An absent ballot central counting board has been appointed,~~
34 ~~the city clerk shall deposit the absent ballot in the proper ballot box~~
35 ~~or place the absent ballot, unopened, in a container that must be~~
36 ~~securely locked or under the control of the city clerk at all times. At~~
37 ~~the end of each day before election day, the city clerk may remove~~
38 ~~the absent ballots from each ballot box, neatly stack the absent~~
39 ~~ballots in a container and seal the container with a numbered seal.]~~

40 Not earlier than ~~[15]~~ **4 working** days before the election, the city
41 clerk shall deliver the absent ballots to the absent ballot central
42 counting board to be processed and prepared for counting pursuant
43 to the procedures established by the Secretary of State to ensure the
44 confidentiality of the prepared ballots until after the polls have
45 closed pursuant to NRS 293C.267 or 293C.297.



~~[4. If the city clerk determines when checking the signature used for the absent ballot that the absent voter failed to affix his or her signature or failed to affix it in the manner required by law for the absent ballot or that there is a reasonable question of fact as to whether the signature used for the absent ballot matches the signature of the voter, but the voter is otherwise entitled to cast the absent ballot, the city clerk shall contact the voter and advise the voter of the procedures to provide a signature or a confirmation that the signature used for the absent ballot belongs to the voter, as applicable. For the absent ballot to be counted, the voter must provide a signature or a confirmation, as applicable, not later than 5 p.m. on the seventh day following the election or, if applicable, the ninth day following an affected election that is subject to the provisions of NRS 293.8801 to 293.8887, inclusive.~~

~~—5. The city clerk shall prescribe procedures for an absent voter who failed to affix his or her signature or failed to affix it in the manner required by law for the absent ballot, or for whom there is a reasonable question of fact as to whether the signature used for the absent ballot matches the signature of the voter, in order to:~~

~~—(a) Contact the voter;~~

~~—(b) Allow the voter to provide a signature or a confirmation that the signature used for the absent ballot belongs to the voter, as applicable; and~~

~~—(c) After a signature or a confirmation is provided, as applicable, ensure the absent ballot is delivered to the appropriate election board or the absent ballot central counting board, as applicable.~~

~~—6. The procedures established pursuant to subsection 5 for contacting an absent voter must require the city clerk to contact the voter, as soon as possible after receipt of the absent ballot, by:~~

~~—(a) Mail;~~

~~—(b) Telephone, if a telephone number for the voter is available in the records of the city clerk; and~~

~~—(c) Electronic mail, if the voter has provided the city clerk with sufficient information to contact the voter by such means.]~~

3. Each city clerk shall prescribe procedures for an absent voter to confirm that his or her absent ballot has been received by the city clerk and delivered for counting. The procedures must allow the voter to use his or her personal identification number to view the images of the secrecy sleeve and return envelope taken by the city clerk pursuant to subsection 1.

Sec. 63. NRS 293C.330 is hereby amended to read as follows:

293C.330 1. Except as otherwise provided in this section, subsection 2 of NRS 293C.322, NRS 293C.329 and chapter 293D of NRS, in order to vote an absent ballot, the absent voter must, in accordance with the instructions:



1 (a) Mark and fold the absent ballot;
2 (b) Deposit the absent ballot *in the secrecy sleeve*;
3 (c) *Affix the personal identification number assigned by the*
4 *city clerk and included on the sample ballot pursuant to NRS*
5 *293C.530 on the secrecy sleeve in the space provided for the*
6 *identification number;*

7 (d) *Affix the ballot identification number assigned by the*
8 *Secretary of State pursuant to NRS 293.250 and printed on*
9 *the ballot on the secrecy sleeve in the space provided for the*
10 *identification number;*

11 (e) *Deposit the absent ballot and the secrecy sleeve* in the return
12 envelope and seal the return envelope;

13 ~~[(e)]~~ (f) Affix his or her signature on the return envelope in the
14 space provided for the signature; and

15 ~~[(d)]~~ (g) Mail or deliver the return envelope in a manner
16 authorized by law.

17 2. Except as otherwise provided in subsection 3, if a voter who
18 has requested an absent ballot by mail applies to vote the absent
19 ballot in person at:

20 (a) The office of the city clerk, the voter must ~~mark and fold the~~
21 ~~absent ballot, deposit it in the return envelope and seal the return~~
22 ~~envelope and affix his or her signature in the same manner as~~
23 ~~provided in]~~ *comply with the requirements of paragraphs (a) to (f)*
24 *of subsection 1, and deliver the return envelope to the city clerk.*

25 (b) A polling place, including, without limitation, a polling place
26 for early voting, the voter must surrender the absent ballot and
27 provide satisfactory ~~identification]~~ *proof of identity* before being
28 issued a ballot to vote at the polling place. A person who receives a
29 surrendered absent ballot shall mark it "Cancelled."

30 3. If a voter who has requested an absent ballot by mail applies
31 to vote in person at the office of the city clerk or a polling place,
32 including, without limitation, a polling place for early voting, and
33 the voter does not have the absent ballot to deliver or surrender, the
34 voter must be issued a ballot to vote if the voter:

35 (a) Provides satisfactory ~~identification;]~~ *proof of identity*;

36 (b) Is a registered voter who is otherwise entitled to vote; and

37 (c) Signs an affirmation under penalty of perjury on a form
38 prepared by the Secretary of State declaring that the voter has not
39 voted during the election.

40 4. Except as otherwise provided in ~~subsection 5,]~~ *NRS*
41 *293C.317 and 293C.318, it is unlawful for any person to return an*
42 *absent ballot other than the voter who requested the absent ballot*
43 *or, at the request of a voter [whose], a member of the voter's*
44 *family. A person who returns an absent ballot [has been prepared*
45 *by or on behalf] and who is a member of the family of the voter*



1 ~~[for an election, a person authorized by the voter may return]~~ *who*
2 *requested* the absent ballot ~~[on behalf]~~ *shall, under penalty of*
3 *perjury, indicate on a form prescribed by the city clerk that the*
4 *person is a member of the family* of the voter ~~[by mail or personal~~
5 ~~delivery to the city clerk.~~

6 ~~— 5. Except for an election board officer in the course of the~~
7 ~~election board officer's official duties, a person shall not willfully:~~

8 ~~— (a) Impede, obstruct, prevent or interfere with the return of a~~
9 ~~voter's] who requested the~~ absent ballot ~~;~~

10 ~~— (b) Deny a] and that the~~ voter ~~[the right to return]~~ *requested*
11 *that* the ~~[voter's]~~ *person return the* absent ballot ~~.~~ ~~;~~ ~~or~~

12 ~~— (c) If the person receives the voter's absent ballot and~~
13 ~~authorization to return the absent ballot on behalf of the voter by~~
14 ~~mail or personal delivery, fail to return the absent ballot, unless~~
15 ~~otherwise authorized by the voter, by mail or personal delivery:~~

16 ~~— (1) Before the end of the third day after the day of receipt, if~~
17 ~~the person receives the absent ballot from the voter four or more~~
18 ~~days before the day of the election; or~~

19 ~~— (2) Before the deadline established by the United States~~
20 ~~Postal Service for the absent ballot to be postmarked on the day of~~
21 ~~the election or before the polls close on the day of the election, as~~
22 ~~applicable to the type of delivery, if the person receives the absent~~
23 ~~ballot from the voter three or fewer days before the day of the~~
24 ~~election.~~

25 ~~— 6.]~~ **5.** A person who violates ~~[any provision]~~ *the provisions*
26 of subsection ~~[5]~~ **4** is guilty of a category E felony and shall be
27 punished as provided in NRS 193.130.

28 **Sec. 64.** NRS 293C.332 is hereby amended to read as follows:

29 293C.332 1. Except as otherwise provided in NRS 293D.200,
30 on the day of an election, the election boards receiving the absent
31 ballots from the city clerk shall, in the presence of a majority of the
32 election board officers, remove the absent ballots from the ballot
33 box and the containers in which the absent ballots were transported
34 pursuant to NRS 293C.325 and deposit the absent ballots in ~~[the~~
35 ~~regular]~~ *an absent* ballot box in the following manner:

36 (a) The name of the voter, as shown on the return envelope or
37 approved electronic transmission, must be checked as if the voter
38 were voting in person;

39 (b) ~~[The signature used for the absent ballot must be checked in~~
40 ~~accordance with the procedure set forth in NRS 293C.325;~~

41 ~~— (c)]~~ If the board determines that the voter is entitled to cast the
42 absent ballot, the ~~[return envelope must be opened, the]~~ numbers on
43 the absent ballot and return envelope or approved electronic
44 transmission *must be* compared, the number strip or stub detached



1 from the absent ballot and, if the numbers are the same, the absent
2 ballot deposited in the ~~[regular]~~ *absent* ballot box; and

3 ~~[(d)]~~ (c) The election board officers shall indicate in the roster
4 “Voted” by the name of the voter.

5 2. ~~[The board must complete the count of all]~~ *Counting of*
6 absent ballots ~~[on or before]~~ *must continue through* the seventh day
7 following the election. ~~[or, if applicable, the ninth day following an~~
8 ~~affected election that is subject to the provisions of NRS 293.8801~~
9 ~~to 293.8887, inclusive.]~~

10 **Sec. 65.** NRS 293C.342 is hereby amended to read as follows:

11 293C.342 1. ~~[Except as otherwise provided for an affected~~
12 ~~election that is subject to the provisions of NRS 293.8801 to~~
13 ~~293.8887, inclusive, a]~~ A registered voter who resides in an election
14 precinct in which there were not more than 200 voters registered for
15 the last preceding city general election, or in a precinct in which it
16 appears to the satisfaction of the city clerk and Secretary of State
17 that there are not more than 200 registered voters, may vote at any
18 election regulated by this chapter in the manner provided in NRS
19 293C.342 to 293C.352, inclusive.

20 2. ~~[Except as otherwise provided for an affected election that is~~
21 ~~subject to the provisions of NRS 293.8801 to 293.8887, inclusive,~~
22 ~~whenever]~~ *Whenever* the city clerk has designated a precinct as a
23 mailing precinct, registered voters residing in that precinct may vote
24 at any election regulated by this chapter in the manner provided in
25 NRS 293C.342 to 293C.352, inclusive.

26 **Sec. 66.** NRS 293C.345 is hereby amended to read as follows:

27 293C.345 1. ~~[Except as otherwise provided for an affected~~
28 ~~election that is subject to the provisions of NRS 293.8801 to~~
29 ~~293.8887, inclusive, before]~~ *Before* 5 p.m. on the last business day
30 preceding the first day of the period for early voting for any primary
31 city election or general city election, as applicable, the city clerk
32 shall mail to each registered voter in each mailing precinct and in
33 each absent ballot mailing precinct a mailing ballot to be voted by
34 the voter at the election.

35 2. Any untimely legal action which would prevent the mailing
36 ballot from being distributed to any voter pursuant to this section is
37 moot and of no effect.

38 **Sec. 67.** NRS 293C.350 is hereby amended to read as follows:

39 293C.350 1. Except as otherwise provided in NRS 293C.349
40 and chapter 293D of NRS, in order to vote a mailing ballot, the
41 registered voter must, in accordance with the instructions:

42 (a) Mark and fold the mailing ballot;

43 (b) Deposit the mailing ballot in the ~~[return envelope and seal~~
44 ~~the return envelope;]~~ *secrecy sleeve;*



1 (c) *Affix the personal identification number assigned by the*
2 *county clerk and included on the sample ballot pursuant to NRS*
3 *293C.530 on the secrecy sleeve in the space provided for the*
4 *identification number;*

5 (d) *Affix the ballot identification number assigned by the*
6 *Secretary of State pursuant to NRS 293.250 and printed on*
7 *the mailing ballot on the secrecy sleeve in the space provided for*
8 *the identification number;*

9 (e) *Deposit the mailing ballot and the secrecy sleeve in the*
10 *return envelope and seal the return envelope;*

11 (f) *Affix his or her signature on the return envelope in the space*
12 *provided for the signature; and*

13 ~~[(d)]~~ (g) *Mail or deliver the return envelope in a manner*
14 *authorized by law.*

15 2. ~~[Except as otherwise provided in subsection 3.]~~ *It is*
16 *unlawful for any person to return a mailing ballot other than the*
17 *registered voter to whom the ballot was sent or, at the request of [a]*
18 *the voter [whose], a member of the family of that voter. A person*
19 *who returns a mailing ballot [has been prepared by or on behalf]*
20 *and who is a member of the family of the voter [for an election, a]*
21 *who received the mailing ballot shall, under penalty of perjury,*
22 *indicate on a form prescribed by the city clerk that the person*
23 *[authorized by] is a member of the family of the voter [may return]*
24 *who received the mailing ballot [on behalf of] and that the voter [by*
25 *mail or personal delivery to the city clerk.*

26 ~~— 3. Except for an election board officer in the course of the~~
27 ~~election board officer's official duties, a person shall not willfully:~~

28 ~~— (a) Impede, obstruct, prevent or interfere with the requested~~
29 ~~that the person return [of a] the voter's mailing ballot. [;~~

30 ~~— (b) Deny a voter the right to return the voter's mailing ballot; or~~

31 ~~— (c) If the person receives the voter's mailing ballot and~~
32 ~~authorization to return the mailing ballot on behalf of the voter by~~
33 ~~mail or personal delivery, fail to return the mailing ballot, unless~~
34 ~~otherwise authorized by the voter, by mail or personal delivery:~~

35 ~~— (1) Before the end of the third day after the day of receipt, if~~
36 ~~the person receives the mailing ballot from the voter four or more~~
37 ~~days before the day of the election; or~~

38 ~~— (2) Before the deadline established by the United States~~
39 ~~Postal Service for the mailing ballot to be postmarked on the day of~~
40 ~~the election or before the polls close on the day of the election, as~~
41 ~~applicable to the type of delivery, if the person receives the mailing~~
42 ~~ballot from the voter three or fewer days before the day of the~~
43 ~~election.~~



1 ~~—4.]~~ 3. A person who violates ~~[any provision]~~ *the provisions* of
2 subsection ~~[3]~~ 2 is guilty of a category E felony and shall be
3 punished as provided in NRS 193.130.

4 **Sec. 68.** NRS 293C.352 is hereby amended to read as follows:
5 293C.352 ~~[When a mailing ballot is returned by or on behalf of~~
6 *a] Upon receipt of the return envelope from the* registered voter,
7 the city clerk shall follow the same procedure as in the case of
8 absent ballots.

9 **Sec. 69.** NRS 293C.356 is hereby amended to read as follows:
10 293C.356 1. If a request is made to vote early by a registered
11 voter in person, the city clerk shall, *except as otherwise provided in*
12 *NRS 293C.3585*, issue a ballot for early voting to the voter. Such a
13 ballot must be voted on the premises of the clerk's office and
14 returned to the clerk.

15 2. On the dates for early voting prescribed in NRS 293C.3568,
16 each city clerk shall provide a voting booth, with suitable equipment
17 for voting, on the premises of the city clerk's office for use by
18 registered voters who are issued ballots for early voting in
19 accordance with this section.

20 **Sec. 70.** NRS 293C.3585 is hereby amended to read as
21 follows:

22 293C.3585 1. Except as otherwise provided in NRS 293.5772
23 to 293.5887, inclusive, and 293C.272, upon the appearance of a
24 person to cast a ballot for early voting, an election board officer
25 shall:

26 (a) Determine ~~[that]~~ *whether* the person is a registered voter in
27 the county.

28 (b) Instruct the *registered* voter to sign the roster for early
29 voting or a signature card.

30 (c) Verify the signature of the voter in the manner set forth in
31 NRS 293C.270.

32 (d) *Require the registered voter to present proof of identity.*

33 (e) Verify that the *registered* voter has not already voted in that
34 city in the current election.

35 2. ~~[If the signature does not match, the voter must be identified~~
36 ~~by:~~

37 ~~—(a) Answering questions from the election board officer~~
38 ~~covering the personal data which is reported on the application to~~
39 ~~register to vote;~~

40 ~~—(b) Providing the election board officer, orally or in writing,~~
41 ~~with other personal data which verifies the identity of the voter; or~~

42 ~~—(c) Providing the election board officer with proof of~~
43 ~~identification as described in NRS 293C.270 other than the voter~~
44 ~~registration card issued to the voter.~~



1 ~~—3. If the signature of the voter has changed in comparison to~~
2 ~~the signature on the application to register to vote, the voter must~~
3 ~~update his or her signature on a form prescribed by the Secretary of~~
4 ~~State.~~

5 ~~—4.]~~ The city clerk shall prescribe a procedure, approved by the
6 Secretary of State, to verify that the voter has not already voted in
7 that city in the current election.

8 ~~[5.]~~ 3. The roster for early voting or signature card, as
9 applicable, must contain:

10 (a) The voter's name, the address where he or she is registered
11 to vote, his or her voter identification number and a place for the
12 voter's signature;

13 (b) The voter's precinct or voting district number, if that
14 information is available; and

15 (c) The date of voting early in person.

16 ~~[6.]~~ 4. When a voter is entitled to cast a ballot and has
17 identified himself or herself to the satisfaction of the election board
18 officer, the voter is entitled to receive the appropriate ballot or
19 ballots, but only for his or her own use at the polling place for early
20 voting.

21 ~~[7.]~~ 5. If the ballot is voted on a mechanical recording device
22 which directly records the votes electronically, the election board
23 officer shall:

24 (a) Prepare the mechanical recording device for the voter;

25 (b) Ensure that the voter's precinct or voting district, if that
26 information is available, and the form of ballot are indicated on the
27 voting receipt, if the city clerk uses voting receipts; and

28 (c) Allow the voter to cast a vote.

29 ~~[8.]~~ 6. A voter applying to vote early by personal appearance
30 may be challenged pursuant to NRS 293C.292.

31 **Sec. 71.** NRS 293C.362 is hereby amended to read as follows:

32 293C.362 ~~[Except as otherwise provided for an affected~~
33 ~~election that is subject to the provisions of NRS 293.8801 to~~
34 ~~293.8887, inclusive:~~

35 ~~—1.]~~ When the polls are closed, the counting board shall prepare
36 to count the ballots voted. The counting procedure must be public
37 and continue without adjournment until completed.

38 ~~[2.]~~ If the ballots are paper ballots, the counting board shall
39 prepare in the following manner:

40 ~~[(a)]~~ 1. The container that holds the ballots or the ballot box
41 must be opened and the ballots contained therein counted by the
42 counting board and opened far enough to determine whether each
43 ballot is single. If two or more ballots are found folded together to
44 present the appearance of a single ballot, they must be laid aside
45 until the count of the ballots is completed. If a majority of the



1 inspectors are of the opinion that the ballots folded together were
2 voted by one person, the ballots must be rejected and placed in an
3 envelope, upon which must be written the reason for their rejection.
4 The envelope must be signed by the counting board officers and
5 placed in the container or ballot box after the count is completed.

6 ~~[(b)]~~ 2. If the ballots in the container or box are found to
7 exceed the number of names as are indicated on the roster as having
8 voted, the ballots must be replaced in the container or box and a
9 counting board officer shall, with his or her back turned to the
10 container or box, draw out a number of ballots equal to the excess.
11 The excess ballots must be marked on the back thereof with the
12 words "Excess ballots not counted." The ballots when so marked
13 must be immediately sealed in an envelope and returned to the city
14 clerk with the other ballots rejected for any cause.

15 ~~[(e)]~~ 3. When it has been determined that the number of ballots
16 agrees with the number of names of registered voters shown to have
17 voted, the board shall proceed to count. If there is a discrepancy
18 between the number of ballots and the number of voters, a record of
19 the discrepancy must be made.

20 **Sec. 72.** NRS 293C.365 is hereby amended to read as follows:

21 293C.365 ~~[(e)]~~ ~~Except as otherwise provided for an affected~~
22 ~~election that is subject to the provisions of NRS 293.8801 to~~
23 ~~293.8887, inclusive, a]~~ A counting board in any precinct, district or
24 polling place in which paper ballots are used may not begin to count
25 the votes until all ballots used or unused are accounted for.

26 **Sec. 73.** NRS 293C.382 is hereby amended to read as follows:

27 293C.382 1. Not earlier than ~~[(5)]~~ 4 working days before the
28 election, the counting board, if it is responsible for counting absent
29 ballots, or the absent ballot central counting board shall withdraw all
30 the absent ballots from each ballot box or container that holds absent
31 ballots received before that day and determine whether each box or
32 container has the required number of absent ballots according to the
33 city clerk's absent ballot record for the election.

34 2. The counting board or absent ballot central counting board
35 shall count the number of absent ballots in the same manner as
36 election boards.

37 **Sec. 74.** NRS 293C.385 is hereby amended to read as follows:

38 293C.385 1. Each day after the initial withdrawal of the
39 absent ballots pursuant to NRS 293C.382 and before the day of the
40 election, the counting board, if it is responsible for counting absent
41 ballots, or the absent ballot central counting board shall withdraw
42 from the appropriate ballot boxes or containers all the absent ballots
43 received the previous day and determine whether each box or
44 container has the required number of absent ballots according to the
45 city clerk's absent ballot record for the election.



1 2. If any absent ballots are received by the city clerk on
2 election day ~~[and the city clerk has determined that the absent voters~~
3 ~~are entitled to cast the absent ballots]~~ pursuant to NRS 293C.325,
4 the city clerk shall deposit the absent ballots in the appropriate ballot
5 boxes or containers.

6 3. Not earlier than ~~[15]~~ **4 working** days before the election, the
7 appropriate board shall, in public, count the votes cast on the absent
8 ballots.

9 4. If paper ballots are used, the results of the absent ballot vote
10 in each precinct must be certified and submitted to the city clerk,
11 who shall have the results added to the regular votes of the precinct.
12 The returns of absent ballots must be reported separately from the
13 regular votes of the precinct, unless reporting the returns separately
14 would violate the secrecy of a voter's ballot. The city clerks shall
15 develop a procedure to ensure that each ballot is kept secret.

16 5. Any person who disseminates to the public information
17 relating to the count of absent ballots before the polls close is guilty
18 of a misdemeanor.

19 **Sec. 75.** NRS 293C.387 is hereby amended to read as follows:

20 293C.387 1. The election returns from a special election,
21 primary city election or general city election must be filed with the
22 city clerk, who shall immediately place the returns in a safe or vault
23 designated by the city clerk. No person may handle, inspect or in
24 any manner interfere with the returns until they are canvassed by the
25 mayor and the governing body of the city.

26 2. After the governing body of a city receives the returns from
27 all the precincts and districts in the city, it shall meet with the mayor
28 to canvass the returns. The canvass must be completed on or before
29 the 10th day following the election. ~~[or, if applicable, the 13th day~~
30 ~~following an affected election that is subject to the provisions of~~
31 ~~NRS 293.8801 to 293.8887, inclusive.]~~

32 3. In completing the canvass of the returns, the governing body
33 of the city and the mayor shall:

34 (a) Note separately any clerical errors discovered; and

35 (b) Take account of the changes resulting from the discovery, so
36 that the result declared represents the true vote cast.

37 4. After the canvass is completed, the governing body of the
38 city and mayor shall declare the result of the canvass.

39 5. The city clerk shall enter upon the records of the governing
40 body of the city an abstract of the result. The abstract must be
41 prepared in the manner prescribed by regulations adopted by the
42 Secretary of State and must contain the number of votes cast for
43 each candidate.

44 6. After the abstract is entered, the:



1 (a) City clerk shall seal the election returns, maintain them in a
2 vault for at least 22 months and give no person access to them
3 during that period, unless access is ordered by a court of competent
4 jurisdiction or by the governing body of the city.

5 (b) Governing body of the city shall, by an order made and
6 entered in the minutes of its proceedings, cause the city clerk to:

7 (1) Certify the abstract;

8 (2) Make a copy of the certified abstract;

9 (3) Make a mechanized report of the abstract in compliance
10 with regulations adopted by the Secretary of State;

11 (4) Transmit a copy of the certified abstract and the
12 mechanized report of the abstract to the Secretary of State ~~on or~~
13 ~~before the 10th day following~~ *within 7 working days after* the
14 election ; ~~for, if applicable, the 13th day following an affected~~
15 ~~election that is subject to the provisions of NRS 293.8801 to~~
16 ~~293.8887, inclusive;~~ and

17 (5) Transmit on paper or by electronic means to each public
18 library in the city, or post on a website maintained by the city or the
19 city clerk on the Internet or its successor, if any, a copy of the
20 certified abstract within 30 days after the election.

21 7. After the abstract of the results from a:

22 (a) Primary city election has been certified, the city clerk shall
23 certify the name of each person nominated and the name of the
24 office for which the person is nominated.

25 (b) General city election has been certified, the city clerk shall:

26 (1) Issue under his or her hand and official seal to each
27 person elected a certificate of election; and

28 (2) Deliver the certificate to the persons elected upon their
29 application at the office of the city clerk.

30 8. The officers elected to the governing body of the city qualify
31 and enter upon the discharge of their respective duties on the first
32 regular meeting of that body next succeeding that in which the
33 canvass of returns was made pursuant to subsection 2.

34 **Sec. 76.** NRS 293C.530 is hereby amended to read as follows:

35 293C.530 1. A city clerk may establish a system for
36 distributing sample ballots by electronic means to each registered
37 voter who elects to receive a sample ballot by electronic means.
38 Such a system may include, without limitation, electronic mail or
39 electronic access through an Internet website. If a city clerk
40 establishes such a system and a registered voter elects to receive a
41 sample ballot by electronic means, the city clerk shall distribute the
42 sample ballot to the registered voter by electronic means pursuant to
43 the procedures and requirements set forth by regulations adopted by
44 the Secretary of State.



1 2. If a registered voter does not elect to receive a sample ballot
2 by electronic means pursuant to subsection 1, the city clerk shall
3 distribute the sample ballot to the registered voter by mail.

4 3. Except as otherwise provided in subsection 4, before the
5 period for early voting for any election begins, the city clerk shall
6 distribute to each registered voter in the city by mail or electronic
7 means, as applicable, the sample ballot for his or her precinct, with a
8 notice informing the voter of the location of his or her polling place
9 or places. If the location of the polling place or places has changed
10 since the last election:

11 (a) The city clerk shall mail a notice of the change to each
12 registered voter in the city not sooner than 10 days before
13 distributing the sample ballots; or

14 (b) The sample ballot must also include a notice in bold type
15 immediately above the location which states:

16
17 NOTICE: THE LOCATION OF YOUR POLLING PLACE OR
18 PLACES HAS CHANGED SINCE THE LAST ELECTION
19

20 4. If a person registers to vote less than 20 days before the date
21 of an election, the city clerk is not required to distribute to the
22 person the sample ballot for that election by mail or electronic
23 means.

24 5. Except as otherwise provided in subsection 7, a sample
25 ballot required to be distributed pursuant to this section must:

26 (a) Be prepared in at least 12-point type;

27 (b) Include the description of the anticipated financial effect and
28 explanation of each citywide measure and advisory question,
29 including arguments for and against the measure or question, as
30 required pursuant to NRS 295.205 or 295.217;

31 *(c) Include a unique identification number assigned to each*
32 *voter by the city clerk that is printed on the sample ballot;* and

33 ~~(e)~~ (d) Include on the front page, in a separate box created by
34 bold lines, a notice prepared in at least 20-point bold type that states:

35
36 NOTICE: TO RECEIVE A SAMPLE BALLOT IN
37 LARGE TYPE, CALL (Insert appropriate telephone number)
38

39 6. The word "Incumbent" must appear on the sample ballot
40 next to the name of the candidate who is the incumbent, if required
41 pursuant to NRS 293.2565.

42 7. A portion of a sample ballot that contains a facsimile of the
43 display area of a voting device may include material in less than 12-
44 point type to the extent necessary to make the facsimile fit on the
45 pages of the sample ballot.



1 8. The sample ballot distributed to a person who requests a
2 sample ballot in large type by exercising the option provided
3 pursuant to NRS 293.508, or in any other manner, must be prepared
4 in at least 14-point type, or larger when practicable.

5 9. If a person requests a sample ballot in large type, the city
6 clerk shall ensure that all future sample ballots distributed to that
7 person from the city are in large type.

8 10. The city clerk shall include in each sample ballot a
9 statement indicating that the city clerk will, upon request of a voter
10 who is elderly or disabled, make reasonable accommodations to
11 allow the voter to vote at his or her polling place or places and
12 provide reasonable assistance to the voter in casting his or her vote,
13 including, without limitation, providing appropriate materials to
14 assist the voter. In addition, if the city clerk has provided pursuant to
15 subsection 4 of NRS 293C.281 for the placement at centralized
16 voting locations of specially equipped voting devices for use by
17 voters who are elderly or disabled, the city clerk shall include in the
18 sample ballot a statement indicating:

19 (a) The addresses of such centralized voting locations;

20 (b) The types of specially equipped voting devices available at
21 such centralized voting locations; and

22 (c) That a voter who is elderly or disabled may cast his or her
23 ballot at such a centralized voting location rather than at the voter's
24 regularly designated polling place or places.

25 11. The cost of distributing sample ballots for a city election
26 must be borne by the city holding the election.

27 **Sec. 77.** NRS 293C.600 is hereby amended to read as follows:

28 293C.600 1. Before any election where a mechanical voting
29 system will be used, the city clerk shall prepare or cause to be
30 prepared a computer program on cards, tape or other material
31 suitable for use with the computer or counting device to be
32 employed for counting the votes cast. ~~[The]~~ *In addition to the*
33 *requirements of section 48 of this act, the* program must cause the
34 computer or counting device to operate in the following manner:

35 (a) All lawful votes cast by each voter must be counted.

36 (b) All unlawful votes, including, but not limited to, overvotes
37 must not be counted.

38 (c) The computer or counting device must halt or indicate by
39 appropriate signal if a ballot is encountered that lacks a code
40 identifying the precinct in which it was voted.

41 2. The program must be prepared under the supervision of the
42 accuracy certification board appointed pursuant to the provisions of
43 NRS 293B.140.

44 3. The city clerk shall take such measures as he or she deems
45 necessary to protect the program from being altered or damaged.



1 **Sec. 78.** The provisions of NRS 354.599 do not apply to any
2 additional expenses of a local government that are related to the
3 provisions of this act.

4 **Sec. 79.** NRS 293.8801, 293.8804, 293.8807, 293.8811,
5 293.8814, 293.8817, 293.8821, 293.8824, 293.8827, 293.8831,
6 293.8834, 293.8837, 293.8841, 293.8844, 293.8847, 293.8851,
7 293.8854, 293.8857, 293.8861, 293.8864, 293.8871, 293.8874,
8 293.8877, 293.8881, 293.8884 and 293.8887 are hereby repealed.

9 **Sec. 80.** 1. This section becomes effective upon passage and
10 approval.

11 2. Sections 1 to 79, inclusive, of this act become effective:

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

15 (b) On January 1, 2022, for all other purposes.

LEADLINES OF REPEALED SECTIONS

293.8801 Legislative findings and declaration.

293.8804 Definitions.

293.8807 “Active registered voter” or “voter” defined.

293.8811 “Affected election” or “election” defined.

293.8814 “Mail ballot” defined.

293.8817 “Vote center” defined.

293.8821 Certain elections deemed affected elections;
authority of Governor to order that certain elections deemed
affected elections.

293.8824 Provisions governing affected elections supersede
and preempt conflicting elections provisions; applicability of
nonconflicting elections provisions and military-overseas
absentee voting acts.

293.8827 Rules of interpretation; intended public purposes
of provisions governing affected elections.

293.8831 Early voting by personal appearance;
establishment of polling places for early voting within Indian
reservations or colonies.

293.8834 Establishment of polling places as vote centers.

293.8837 Voter registration during certain periods
preceding and on election day; establishment of polling places
for election precincts.



293.8841 Establishment of polling places within Indian reservations or colonies and within residential developments exclusively for elderly persons.

293.8844 Preparation and distribution of mail ballots and supporting materials; ballot contents; time for distribution; mootness of untimely legal actions which would prevent distribution.

293.8847 Methods of distribution and other requirements for mail ballots and supporting materials; recordation of certain information by clerk.

293.8851 Requirements for mail ballots distributed to certain voters who have not previously voted in election for federal office in Nevada; exceptions; treatment as provisional ballot under certain circumstances.

293.8854 Procedure for voting by mail ballot; procedure for voting in person after mail ballot sent to voter.

293.8857 Unlawful to mark and sign mail ballot on behalf of voter or assist voter to mark and sign mail ballot; exceptions.

293.8861 Procedure for timely returning mail ballot; treatment of mail ballot when postmark cannot be determined; requirements for ballot drop boxes.

293.8864 Persons authorized to return mail ballot; unlawful acts relating to return of mail ballot; penalty.

293.8871 Establishment of procedures for processing and counting mail ballots.

293.8874 Duties of clerk upon return of mail ballots: Procedure for checking signature; safeguarding and delivery of mail ballots for counting; procedure for contacting voter to remedy certain defects in returned mail ballot.

293.8877 Appointment and membership of mail ballot central counting board; board under direction of clerk.

293.8881 Period for counting mail ballots; counting must be public; rejection of certain mail ballots.

293.8884 Process for counting mail ballots; requirements relating to empty envelopes and rejected mail ballots.

293.8887 Certification and reporting of mail ballot results; secrecy of mail ballots; unlawful to disseminate information about mail ballot results before polls close and all votes cast on election day; penalty.

