

SENATE BILL NO. 292—SENATOR LANGE

MARCH 22, 2021

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to elections. (BDR 24-999)

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

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

AN ACT relating to public office; requiring a ballot in the general election to have an option to vote a straight ticket for partisan races; revising the qualification requirements for a minor political party; revising the deadline to challenge the qualification of a minor political party; revising provisions for filling a vacancy in the office of United States Senator, Representative in Congress or State Legislator; repealing various provisions relating to major political parties; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires a mechanical voting system to permit a voter to vote for
2 all the candidates of one party or in part for the candidates of one party and in part
3 for the candidates of one or more other parties. (NRS 293B.080) **Section 1** of this
4 bill requires a ballot used for the general election to permit a voter to vote for all the
5 candidates of one political party on the ballot in partisan races by marking the name
6 of the political party at the top of the ballot, which must be available for every
7 major political party and minor political party. **Section 1** also provides that if a
8 voter selects the straight ticket option on the ballot and also votes for an individual
9 candidate who is a member of a political party that is different from the political
10 party that was selected in the straight ticket option in a partisan race, the vote for
11 the individual candidate must prevail over the straight ticket option if the votes
12 conflict.

13 **Section 4** of this bill requires a voter education program provided by a county
14 to include information concerning straight ticket voting. **Section 5** of this bill
15 makes conforming changes relating to the requirements for straight ticket and split
16 ticket voting on a mechanical voting device.

17 Existing law establishes certain requirements for a minor political party to
18 qualify as a minor political party in this State, which include filing a petition with



19 the Secretary of State not later than the third Friday in June preceding the general
20 election which is signed by a number of registered voters equal to at least 1 percent
21 of the number of voters who cast votes at the last preceding general election for the
22 offices of Representative in Congress. (NRS 293.1715) **Section 2** of this bill revises
23 this requirement to instead provide that to qualify as a minor political party, the
24 minor political party must file a petition by June 1 preceding the general election
25 or, if that date falls on a weekend, the first Monday in June and the number of
26 registered voters required to sign the petition must be equally divided among the
27 petition districts. **Section 3** of this bill makes conforming changes to move the
28 deadline to file a challenge on the qualification of a minor political party to place
29 the names of candidates on the ballot from the fourth Friday in June to the second
30 Monday in June. (NRS 293.174)

31 Existing law requires the Governor to appoint a person to fill a vacancy in the
32 office of United States Senator. (NRS 304.030) **Section 6** of this bill requires the
33 Governor to appoint a person who is of the same political party as the former
34 Senator.

35 Existing law requires the Governor to fill a vacancy in the office of
36 Representative in Congress by calling for a special election. Such a special election
37 may be consolidated with a statewide election or local election under certain
38 circumstances. (NRS 304.230, 304.240) **Sections 8 and 9** of this bill require a
39 candidate for a major political party to be nominated at a special primary election
40 before the special general election and require the Governor to specify a date for a
41 special primary election to be held not less than 60 days before the date of the
42 special general election. **Sections 8 and 13.5** of this bill require the cost of a special
43 primary election and special general election to be paid from the Reserve for
44 Statutory Contingency Account unless such elections are consolidated with a
45 statewide election or local election.

46 **Section 8** removes a requirement for a special election to be conducted not
47 more than 90 days after the issuance of a proclamation by the Governor if a
48 vacancy is caused by a catastrophe. **Sections 7, 10 and 15** of this bill make
49 conforming changes by: (1) removing definitions relating to a catastrophe; and (2)
50 revising certain references relating to such provisions.

51 Under existing law, a vacancy in the office of Legislator is filled by
52 appointment by the board of county commissioners of the county in which the
53 legislative district of the former Legislator is located or, if the legislative district of
54 the former Legislator comprises more than one county, the boards of county
55 commissioners of each county within or partly within the legislative district of the
56 former Legislator. (Nev. Art. 4, §12; NRS 218A.260, 218A.262) Existing law
57 requires the board or boards of county commissioners, as applicable, to establish an
58 application process by which persons may file applications with the board or boards
59 to fill the vacancy. (NRS 218A.262) **Sections 11 and 12** of this bill: (1) require the
60 Majority or Minority Leader of the House of which the former Legislator was a
61 member who is of the same political party as the former Legislator to submit to the
62 board or boards of county commissioners, as applicable, a list of qualified
63 nominees to fill the vacancy; and (2) require, with certain exceptions, the board or
64 boards of county commissioners to fill the vacancy by appointing a person from the
65 list of qualified nominees. The board or boards of county commissioners may vote
66 to reject all of the qualified nominees on the list and request the Majority or
67 Minority Leader of the House of which the former Legislator was a member who is
68 of the same political party as the former Legislator to submit to the board or boards
69 of county commissioners, as applicable, a new list of qualified nominees to fill the
70 vacancy. In such a circumstance, the board or boards of county commissioners
71 must appoint a qualified nominee to fill the legislative vacancy from the second list
72 of qualified nominees submitted by the applicable Majority or Minority Leader.



73 If the former Legislator is not of the same political party as the Majority or
74 Minority Leader of the House of which the former Legislator was a member,
75 **sections 11 and 12** require the board or boards of county commissioners, as
76 applicable, to establish an application process by which persons may file
77 applications with the board or boards to fill the vacancy. **Section 13** of this bill
78 makes a conforming change to require a nominee or applicant to fill a vacancy to
79 file a declaration of eligibility with the board or boards of county commissioners.

80 Existing law sets forth various requirements for the internal organization and
81 procedures of major political parties, including requirements for the election of
82 delegates to county and state conventions, the manner of organization of county
83 conventions and provisions governing state and central committees. (NRS 293.130-
84 293.163) **Section 15** of this bill removes these 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 a new section to read as follows:

3 *1. Ballots for the general election must permit the voter to*
4 *vote a straight ticket for all the candidates of one political party in*
5 *partisan races on the ballot by marking the name of the political*
6 *party at the top of the ballot.*

7 *2. If a voter marks the name of a political party at the top of*
8 *the ballot and also marks the name of a candidate who is a*
9 *member of a political party that is different from the political party*
10 *that was selected in the straight ticket option on the ballot in a*
11 *partisan race, the vote for the candidate must prevail if the votes*
12 *conflict.*

13 *3. For the purposes of subsection 1, the ballot must include a*
14 *straight ticket option for every major political party and minor*
15 *political party.*

16 **Sec. 2.** NRS 293.1715 is hereby amended to read as follows:

17 293.1715 1. The names of the candidates for partisan office
18 of a minor political party must not appear on the ballot for a primary
19 election.

20 2. The names of the candidates for partisan office of a minor
21 political party must be placed on the ballot for the general election if
22 the minor political party is qualified. To qualify as a minor political
23 party, the minor political party must have filed a certificate of
24 existence and be organized pursuant to NRS 293.171, must have
25 filed a list of its candidates for partisan office pursuant to the
26 provisions of NRS 293.1725 with the Secretary of State and:

27 (a) At the last preceding general election, the minor political
28 party must have polled for any of its candidates for partisan office a
29 number of votes equal to or more than 1 percent of the total number
30 of votes cast for the offices of Representative in Congress;



1 (b) On January 1 preceding a primary election, the minor
2 political party must have been designated as the political party on
3 the applications to register to vote of at least 1 percent of the total
4 number of registered voters in this State; or

5 (c) ~~[Not later than the third Friday in]~~ *On June 1* preceding the
6 general election ~~[;]~~ *or if the date falls on a weekend, the first*
7 *Monday in June,* must file a petition with the Secretary of State
8 which is signed by a number of registered voters equal to at least 1
9 percent of the total number of votes cast at the last preceding
10 general election for the offices of Representative in Congress ~~[;]~~
11 *which must be apportioned equally among the petition districts.*

12 3. The name of only one candidate of each minor political
13 party for each partisan office may appear on the ballot for a general
14 election.

15 4. A minor political party must file a copy of the petition
16 required by paragraph (c) of subsection 2 with the Secretary of State
17 before the petition may be circulated for signatures.

18 *5. To determine the number of signatures required by*
19 *paragraph (c) of subsection 2 to be gathered from each petition*
20 *district, the Secretary of State shall calculate the number that*
21 *equals 1 percent of the voters who voted in this State at the last*
22 *preceding general election and apportion that number by the*
23 *number of petition districts. Fractional numbers must be rounded*
24 *up to the nearest whole number.*

25 **Sec. 3.** NRS 293.174 is hereby amended to read as follows:

26 293.174 If the qualification of a minor political party to place
27 the names of candidates on the ballot pursuant to NRS 293.1715 is
28 challenged, all affidavits and documents in support of the challenge
29 must be filed not later than 5 p.m. on the ~~[fourth Friday]~~ *second*
30 *Monday* in June. Any judicial proceeding resulting from the
31 challenge must be set for hearing not more than 5 days after the
32 ~~[fourth Friday]~~ *second Monday* in June. A challenge pursuant to
33 this section must be filed with the First Judicial District Court if the
34 petition was filed with the Secretary of State. The district court in
35 which the challenge is filed shall give priority to such proceedings
36 over all other matters pending with the court, except for criminal
37 proceedings.

38 **Sec. 4.** NRS 293.2693 is hereby amended to read as follows:

39 293.2693 If a county or city uses paper ballots, including,
40 without limitation, for absent ballots and ballots voted in a mailing
41 precinct, the county or city clerk shall provide a voter education
42 program specific to the voting system used by the county or city.
43 The voter education program must include, without limitation,
44 information concerning *straight ticket voting pursuant to section 1*
45 *of this act, if applicable,* the effect of overvoting and the procedures



1 for correcting a vote on a ballot before it is cast and counted and for
2 obtaining a replacement ballot.

3 **Sec. 5.** NRS 293B.080 is hereby amended to read as follows:

4 293B.080 A mechanical voting system must, except at primary
5 elections, permit the voter to vote for all the candidates of one party
6 *in accordance with section 1 of this act* or in part for the candidates
7 of one party and in part for the candidates of one or more other
8 parties.

9 **Sec. 6.** NRS 304.030 is hereby amended to read as follows:

10 304.030 In case of a vacancy in the office of United States
11 Senator caused by death, resignation or otherwise, the Governor
12 may appoint some qualified person to fill the vacancy, *who is a*
13 *member of the same political party as the former Senator for at*
14 *least 90 days immediately preceding the creation of the vacancy*
15 *and* who shall hold office until the next general election and until
16 his or her successor shall be elected and seated.

17 **Sec. 7.** NRS 304.040 is hereby amended to read as follows:

18 304.040 Except as otherwise provided in NRS ~~304.200 to~~
19 ~~304.250, inclusive,~~ *304.230 and 304.240*, party candidates for
20 Representative in Congress shall be nominated in the same manner
21 as state officers are nominated.

22 **Sec. 8.** NRS 304.230 is hereby amended to read as follows:

23 304.230 1. In the event of a vacancy in the office of
24 Representative in Congress, the Governor shall, within 7 days after
25 the event giving rise to the vacancy, issue an election proclamation
26 calling for ~~[a]~~ :

27 *(a) A special primary election to be held for selecting the*
28 *nominee of each major political party for the office of*
29 *Representative in Congress; and*

30 *(b) A special general election to fill the vacancy ~~[.]~~ in the office*
31 *of Representative in Congress.*

32 2. The Governor shall specify the ~~[date]~~ *dates* of *the special*
33 *primary election and* the special *general* election in the
34 proclamation. ~~[Except as otherwise provided in subsection 2, the]~~
35 *The special primary election must be held not less than 60 days*
36 *before the date of the special general election.*

37 3. *A special primary election and a special general* election
38 must be conducted:

39 (a) As soon as practicable after the issuance of the proclamation
40 ~~[.]~~ *but with sufficient time to comply with the provisions of chapter*
41 *293D of NRS and the Uniformed and Overseas Citizens Absentee*
42 *Voting Act, 52 U.S.C. §§ 20301 et seq.;*

43 (b) On a Tuesday; and

44 (c) Not more than 180 days after the issuance of the
45 proclamation. ~~[If the vacancy is caused by a catastrophe, the~~



~~election must be conducted not more than 90 days after the issuance of the proclamation.~~

~~2.] 4.~~ A special *primary election or special general election* required pursuant to subsection 1 may be consolidated with a statewide election or local election scheduled to be conducted within 90 days after the issuance of the proclamation. The special *primary election or special general election* may be consolidated with a local election occurring wholly or partially within the same territory in which the vacancy exists only if the voters eligible to vote in the local election comprise at least 50 percent of all voters eligible to vote on the vacancy. *If a special primary election or a special general election is not consolidated with a statewide election or local election, the cost of the special primary election or special general election is a charge against the State and must be paid from the Reserve for Statutory Contingency Account upon recommendation by the Secretary of State and approval of the State Board of Examiners.*

Sec. 9. NRS 304.240 is hereby amended to read as follows:

304.240 1. ~~[If the Governor issues an election proclamation calling for a special election pursuant to NRS 304.230, no primary election may be held.~~

~~2.] Except as otherwise provided in this section, a candidate must be nominated in the manner provided in chapter 293 of NRS and]~~ *A person who wants to be a candidate at a special primary election called pursuant to NRS 304.230* must file a declaration of candidacy with the appropriate filing officer and pay the filing fee required by NRS 293.193 within the time prescribed by the Secretary of State pursuant to NRS 293.204, which must be established to allow a sufficient amount of time ~~[for the mailing of election ballots.~~

~~3.] to comply with the provisions of chapter 293D of NRS and the Uniformed and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et seq.~~

2. A candidate of a major political party is nominated ~~[by filing a declaration of candidacy with the appropriate filing officer and paying the filing fee required by NRS 293.193 within the time prescribed by the Secretary of State pursuant to NRS 293.204.~~

~~4.] at the special primary election.~~

3. A minor political party that wishes to place its candidates on the ballot *at the special general election* must file a list of its candidates with the Secretary of State not ~~[more than 46 days before the special election and not less than 32 days before]~~ *later than the day following the special primary election.*

~~5.] 4.~~ To have his or her name appear on the ballot ~~[.]~~ *at the special general election*, an independent candidate must file a



1 petition of candidacy with the appropriate filing officer not ~~more~~
2 ~~than 46 days before the special election and not less than 32 days~~
3 ~~before~~ later than the day following the special *primary* election.

4 ~~[6.]~~ 5. Except as otherwise provided in *this section and NRS*
5 ~~[304.200 to 304.250, inclusive.]~~ *304.230:*

6 (a) The *special primary election and special general* election
7 must be conducted pursuant to the provisions of chapter 293 of
8 NRS.

9 (b) The general election laws of this State apply to the *special*
10 *primary election and the special general* election.

11 **Sec. 10.** NRS 304.250 is hereby amended to read as follows:

12 304.250 The Secretary of State shall adopt such regulations as
13 are necessary for conducting *special* elections pursuant to the
14 provisions of NRS ~~[304.200 to 304.250, inclusive.]~~ *304.230 and*
15 *304.240.*

16 **Sec. 11.** NRS 218A.260 is hereby amended to read as follows:

17 218A.260 1. If, for any reason set forth in Section 12 of
18 Article 4 of the Nevada Constitution or for any other reason, a
19 vacancy occurs in the office of a Legislator during a regular or
20 special session or at a time when no biennial election or regular
21 election at which county officers are to be elected will take place
22 between the occurrence of the vacancy and the next regular or
23 special session, the vacancy must be filled in the manner provided in
24 this section.

25 2. ~~[H]~~ *Except as otherwise provided in subsection 3, if* the
26 former Legislator was elected or appointed from a district wholly
27 within one county, the board of county commissioners of the county
28 in which the district is located shall fill the vacancy by appointing a
29 person who meets the qualifications for the office as required by
30 NRS 218A.200, who *is nominated or* timely files an application to
31 fill the vacancy , *as applicable,* pursuant to NRS 218A.262 , ~~and a~~
32 ~~declaration of eligibility pursuant to NRS 218A.264,~~ who is a
33 member of the same political party as the former Legislator and who
34 has, in accordance with NRS 281.050, actually, as opposed to
35 constructively, resided in the district for at least 30 days
36 immediately preceding the date *on which the person is nominated*
37 *or the date* established pursuant to ~~[subsection 1 of]~~ NRS 218A.262
38 for the close of filing of applications to fill the vacancy ~~[.]~~ , *as*
39 *applicable.*

40 3. *If the board of county commissioners votes to reject all of*
41 *the qualified nominees submitted to the board pursuant to NRS*
42 *218A.262, if applicable, the board must request a new list of one*
43 *or more qualified nominees from the Majority or Minority Leader*
44 *of the House of which the former Legislator was a member and*
45 *who is of the same political party as the former Legislator. Upon*



1 *receipt of the new list of qualified nominees, the board of county*
2 *commissioners shall fill the vacancy by appointing a qualified*
3 *nominee from the new list.*

4 4. *Except as otherwise provided in subsection 5, if the former*
5 *Legislator was elected or appointed from a district comprising more*
6 *than one county, the boards of county commissioners of each county*
7 *within or partly within the district shall fill the vacancy by*
8 *appointing a person who meets the qualifications for the office as*
9 *required by NRS 218A.200, who is nominated or timely files an*
10 *application to fill the vacancy, as applicable, pursuant to NRS*
11 *218A.262, ~~and a declaration of eligibility pursuant to NRS~~*
12 *~~218A.264,~~ who is a member of the same political party as the*
13 *former Legislator and who has, in accordance with NRS 281.050,*
14 *actually, as opposed to constructively, resided in the district for at*
15 *least 30 days immediately preceding the date on which the person*
16 *is nominated or the date established pursuant to ~~subsection 2 of~~*
17 *NRS 218A.262 for the close of filing of applications to fill the*
18 *vacancy ~~;~~, as applicable. To fill the vacancy:*

19 (a) Each board of county commissioners shall first meet
20 separately. ~~and~~ *Each board of county commissioners shall vote*
21 *to determine the single candidate it will nominate to fill the vacancy*
22 *~~;~~ or, if a list of qualified nominees was submitted pursuant to*
23 *NRS 218A.262, to reject all of the qualified nominees.*

24 (b) The boards shall then meet jointly. The joint meeting must
25 be chaired by the person who is the chair of the board of county
26 commissioners of the county with the largest population in the
27 district. At the joint meeting:

28 (1) The chair of each board, on behalf of that board, shall
29 cast a proportionate number of votes according to the percent,
30 rounded to the nearest whole percent, which the population of that
31 board's county is of the population of the entire district. Populations
32 must be determined by the last decennial census or special census
33 conducted by the Bureau of the Census of the United States
34 Department of Commerce.

35 (2) The person who receives a plurality of these votes is
36 appointed to fill the vacancy. *If a list of qualified nominees was not*
37 *required to be submitted to the boards of county commissioners*
38 *pursuant to NRS 218A.262 and no person receives a plurality of the*
39 *votes, the boards of county commissioners of the respective counties*
40 *shall each select a candidate, and the appointee must be chosen by*
41 *drawing lots among the candidates so selected.*

42 ~~4.~~ 5. *If at the joint meeting held pursuant to paragraph (b)*
43 *of subsection 4 the choice to reject all of the qualified nominees*
44 *from the list submitted pursuant to NRS 218A.262 receives a*
45 *plurality of the votes, the boards of county commissioners must*



1 *request a new list of one or more qualified nominees from the*
2 *Majority or Minority Leader of the House of which the former*
3 *Legislator was a member and who is of the same political party as*
4 *the former Legislator. Upon receipt of the new list of qualified*
5 *nominees, the board of county commissioners shall repeat the*
6 *process set forth in subsection 4 but must fill the vacancy by*
7 *appointing a qualified nominee from the new list of qualified*
8 *nominees.*

9 6. The board of county commissioners or the board of the
10 county with the largest population in the district shall issue a
11 certificate of appointment naming the appointee. The county clerk
12 or the clerk of the county with the largest population in the district
13 shall give the certificate to the appointee and send a copy of the
14 certificate to the Secretary of State.

15 7. *As used in this section, "qualified nominee" means a*
16 *person:*

17 (a) *Who meets the qualifications for the office as required by*
18 *NRS 218A.200;*

19 (b) *Who is a member of the same political party as the former*
20 *Legislator; and*

21 (c) *Who has, in accordance with NRS 281.050, actually, as*
22 *opposed to constructively, resided in the district of the former*
23 *Legislator for at least 30 days immediately preceding the date on*
24 *which the person is nominated by the Majority or Minority Leader*
25 *of the House of which the former Legislator was a member and*
26 *who is of the same political party as the former Legislator.*

27 **Sec. 12.** NRS 218A.262 is hereby amended to read as follows:
28 218A.262 1. If a vacancy in the office of a Legislator must be
29 filled pursuant to NRS 218A.260 and the former Legislator was
30 elected or appointed to a district wholly within one county, *the*
31 *Majority or Minority Leader of the House of which the former*
32 *Legislator was a member who is of the same political party as the*
33 *former Legislator must submit to the board of county*
34 *commissioners a list of one or more qualified nominees to fill the*
35 *vacancy. If the former Legislator is not of the same political party*
36 *as the Majority or Minority Leader of the House of which the*
37 *former Legislator was a member,* the board of county
38 commissioners of the county in which the district is located shall
39 establish:

40 (a) A process by which persons may file applications with the
41 board to fill the vacancy; and

42 (b) A specific date for the close of filing of applications to fill
43 the vacancy.

44 2. If a vacancy in the office of a Legislator must be filled
45 pursuant to NRS 218A.260 and the former Legislator was elected or



1 appointed from a district comprising more than one county ~~[H]~~, *the*
2 *Majority or Minority Leader of the House of which the former*
3 *Legislator was a member and who is of the same political party as*
4 *the former Legislator must submit to the board of county*
5 *commissioners of each county within or partly within the district a*
6 *list of one or more qualified nominees to fill the vacancy. If the*
7 *former Legislator is not of the same political party as the Majority*
8 *or Minority Leader of the House of which the former Legislator*
9 *was a member:*

10 (a) The board of county commissioners of each county within or
11 partly within the district shall establish a process by which persons
12 may file applications with that board to fill the vacancy.

13 (b) The board of county commissioners of the county with the
14 largest population in the district shall, after considering any
15 recommendations made by the other boards within a reasonable time
16 after the vacancy, establish a specific date that is the same for all of
17 the boards for the close of filing of applications to fill the vacancy.

18 *3. If, pursuant to NRS 218A.260, the board or boards of*
19 *county commissioners, as applicable, reject all of the qualified*
20 *nominees on the list submitted by the Majority or Minority Leader*
21 *of the House of which the former Legislator was a member who is*
22 *of the same political party as the former Legislator, the same*
23 *Majority or Minority Leader must submit a new list of one of more*
24 *qualified nominees to fill the vacancy to the board or boards of*
25 *county commissioners.*

26 *4. As used in this section, "qualified nominee" means a*
27 *person:*

28 (a) *Who meets the qualifications for the office as required by*
29 *NRS 218A.200;*

30 (b) *Who is a member of the same political party as the former*
31 *Legislator; and*

32 (c) *Who has, in accordance with NRS 281.050, actually, as*
33 *opposed to constructively, resided in the district of the former*
34 *Legislator for at least 30 days immediately preceding the date on*
35 *which the person is nominated by the Majority or Minority Leader*
36 *of the House of which the former Legislator was a member and*
37 *who is of the same political party as the former Legislator.*

38 **Sec. 13.** NRS 218A.264 is hereby amended to read as follows:
39 218A.264 1. If a person *is nominated pursuant to NRS*
40 *218A.260 or 218A.262, or a person* files an application with any
41 board of county commissioners to fill a vacancy in the office of a
42 Legislator pursuant to NRS 218A.262, the person must execute and
43 file with ~~[his or her application]~~ *the board of county*
44 *commissioners,* a declaration of eligibility that must be in
45 substantially the following form:



1 For the purpose of applying to fill the vacancy in the office of
 2 a Legislator in the following legislative district,
 3 (name of assembly or senatorial district), I, the undersigned
 4, do swear or affirm under penalty of perjury that I
 5 actually, as opposed to constructively, reside at, in
 6 the City or Town of, County of, State of
 7 Nevada; that, as required by NRS 218A.260, my actual, as
 8 opposed to constructive, residence in that legislative district
 9 began on a date at least 30 days immediately preceding the
 10 date *of nomination pursuant to NRS 218A.262 or the date*
 11 established pursuant to NRS 218A.262 for the close of filing
 12 of applications to fill the vacancy , *as applicable*; that my
 13 telephone number is, and the address at which I
 14 receive mail, if different than my residence, is; that
 15 I am registered as a member of the Party; that I am
 16 a qualified elector pursuant to Section 1 of Article 2 of the
 17 Constitution of the State of Nevada; that if I have ever been
 18 convicted of treason or a felony, my civil rights have been
 19 restored; that I will otherwise qualify for the office if
 20 appointed thereto, including, but not limited to, complying
 21 with any limitation prescribed by the Constitution of this
 22 State concerning the number of years or terms for which a
 23 person may hold the office; that I understand that knowingly
 24 and willfully filing a declaration of eligibility which contains
 25 a false statement is a crime punishable as a gross
 26 misdemeanor; and that, as required by NRS 218A.200, I will
 27 have been an actual, as opposed to constructive, citizen
 28 resident of this State for 1 year immediately preceding the
 29 date of my appointment and that, during such period, I will
 30 have resided at the following residence or residences:

31	.....	.....
32	.....	.....
33	Street Address	Street Address
34	.....	.....
35	City or Town	City or Town
36	.....	.....
37	State	State
38	.....	.....
39	From To.....	From To
40	Dates of Residency	Dates of Residency
41
42
43	Street Address	Street Address
44
45	City or Town	City or Town



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State State

From To From To
Dates of Residency Dates of Residency
(Attach additional sheet or sheets of residences as necessary)

.....
(Name of applicant)

.....
(Signature of applicant)

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

2. Each address of the applicant that must be included in the declaration of eligibility pursuant to subsection 1 must be the street address of the residence where the applicant actually, as opposed to constructively, resided or resides in accordance with NRS 281.050, if one has been assigned. The declaration of eligibility must not be accepted for filing if any of the applicant's addresses are listed as a post office box unless a street address has not been assigned to the residence.

3. *Any person who does not submit a declaration of eligibility pursuant to this section is ineligible to fill the vacancy of the former Legislator.*

4. Any person who knowingly and willfully files a declaration of eligibility that contains a false statement in violation of this section is guilty of a gross misdemeanor.

Sec. 13.5. NRS 353.264 is hereby amended to read as follows:

353.264 1. The Reserve for Statutory Contingency Account is hereby created in the State General Fund.

2. The State Board of Examiners shall administer the Reserve for Statutory Contingency Account. The money in the Account must be expended only for:

(a) The payment of claims which are obligations of the State pursuant to NRS 41.03435, 41.0347, 621.025, 176.485, 179.310, 212.040, 212.050, 212.070, 281.174, 282.290, 282.315, 288.203, 293.253, 293.405, **304.230**, 353.120, 353.262, 412.154 and 475.235;



1 (b) The payment of claims which are obligations of the State
2 pursuant to:

3 (1) Chapter 472 of NRS arising from operations of the
4 Division of Forestry of the State Department of Conservation and
5 Natural Resources directly involving the protection of life and
6 property; and

7 (2) NRS 7.155, 34.750, 176A.640, 179.225 and 213.153,
8 ↪ except that claims may be approved for the respective purposes
9 listed in this paragraph only when the money otherwise appropriated
10 for those purposes has been exhausted;

11 (c) The payment of claims which are obligations of the State
12 pursuant to NRS 41.0349 and 41.037, but only to the extent that the
13 money in the Fund for Insurance Premiums is insufficient to pay the
14 claims;

15 (d) The payment of claims which are obligations of the State
16 pursuant to NRS 41.950; and

17 (e) The payment of claims which are obligations of the State
18 pursuant to NRS 535.030 arising from remedial actions taken by the
19 State Engineer when the condition of a dam becomes dangerous to
20 the safety of life or property.

21 3. The State Board of Examiners may authorize its Clerk or a
22 person designated by the Clerk, under such circumstances as it
23 deems appropriate, to approve, on behalf of the Board, the payment
24 of claims from the Reserve for Statutory Contingency Account. For
25 the purpose of exercising any authority granted to the Clerk of the
26 State Board of Examiners or to the person designated by the Clerk
27 pursuant to this subsection, any statutory reference to the State
28 Board of Examiners relating to such a claim shall be deemed to refer
29 to the Clerk of the Board or the person designated by the Clerk.

30 **Sec. 14.** (Deleted by amendment.)

31 **Sec. 15.** NRS 293.130, 293.133, 293.134, 293.135, 293.137,
32 293.140, 293.143, 293.145, 293.150, 293.153, 293.155, 293.157,
33 293.160, 293.161, 293.163, 304.200, 304.210 and 304.220 are
34 hereby repealed.

35 **Sec. 16.** 1. This section becomes effective upon passage and
36 approval.

37 2. Sections 1 to 15, inclusive, of this act become effective:

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

41 (b) On January 1, 2022, for all other purposes.



LEADLINES OF REPEALED SECTIONS

293.130 County conventions: Place; notice.

293.133 Number of delegates from voting precincts to county convention.

293.134 Use of room or space occupied by State or local government by state or county central committee.

293.135 Precinct meetings of registered voters before county convention: Time and place; notice.

293.137 Election of delegates to county convention; procedure if precinct fails to elect delegates; certificates given to elected delegates; state central committee to adopt written procedural rules.

293.140 County conventions: Manner of organization; authorized action of delegates.

293.143 County central committee: Number; change in membership.

293.145 Number of delegates to state convention.

293.150 State conventions: Place and actions; additional conventions.

293.153 Number of members of state central committee.

293.155 Rules of county and state conventions; delegate must be qualified elector; unit rule of voting prohibited.

293.157 State and county central committees: Terms of office; termination of membership; vacancies.

293.160 State and county central committees: Election of officers and executive committee; other powers.

293.161 Right of participation as delegate to county or state convention or member of county or state central committee.

293.163 Selection of delegates and alternates to national party convention and members of national committee by state convention in presidential election year.

304.200 Definitions.

304.210 "Catastrophe" defined.

304.220 "Disappearance" defined.

