

SENATE BILL NO. 100—SENATORS SETTELMEYER, ROBERSON,  
GUSTAVSON, GOICOECHEA AND GANSERT

PREFILED FEBRUARY 3, 2017

Referred to Committee on Legislative Operations and Elections

SUMMARY—Makes certain changes relating to elections.  
(BDR 24-522)

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

CONTAINS UNFUNDED MANDATE (§§ 1, 14)  
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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

AN ACT relating to elections; requiring each county clerk and city clerk to establish a system to allow registered voters to elect to present proof of identification to vote in person at a polling place; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Under existing law, with limited exceptions, a registered voter who appears at a  
2 polling place to vote is identified by verifying his or her signature with the  
3 signature or facsimile thereof on the person’s application to register to vote or, if  
4 the signature does not match, by answering questions, providing additional  
5 information or providing certain proof of identification. (NRS 293.277, 293.285,  
6 293C.270, 293C.275) **Sections 1 and 14** of this bill require each county clerk and  
7 city clerk to establish a system to allow a person to elect to present proof of  
8 identification in order to vote in person at a polling place. **Sections 2-13 and 16-20**  
9 of this bill make conforming changes.

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. Each county clerk shall establish a system to enable a*  
4 *registered voter to elect to provide proof of identification to vote in*



1 *person at a polling place. Such system must comply with the*  
2 *procedures and requirements set forth in regulations adopted by*  
3 *the Secretary of State pursuant to subsection 4.*

4 *2. Each system established pursuant to subsection 1 must*  
5 *allow a registered voter who elects to provide proof of*  
6 *identification to vote in person at a polling place to notify the*  
7 *county clerk if the registered voter decides at a later time that he*  
8 *or she no longer elects to provide proof of identification to vote in*  
9 *person at a polling place.*

10 *3. If a registered voter elects to provide proof of identification*  
11 *to vote in person at a polling place, except as otherwise provided in*  
12 *NRS 293.3081, the registered voter:*

13 *(a) May not cast a ballot at the polling place, including,*  
14 *without limitation, a polling place for early voting, unless he or*  
15 *she provides to the election board officer an acceptable form of*  
16 *proof of identification. Such proof of identification is in addition*  
17 *to any other form of identification or proof of residency that the*  
18 *registered voter may be required to present to vote in person at a*  
19 *polling place pursuant to this chapter or chapter 293C of NRS.*

20 *(b) Is not required to provide an acceptable form of proof of*  
21 *identification to:*

22 *(1) Cast an absent ballot pursuant to federal law or NRS*  
23 *293.316 or 293.3165 or chapter 293D of NRS; or*

24 *(2) Vote by mail in the manner prescribed in NRS 293.343*  
25 *to 293.355, inclusive.*

26 *4. The Secretary of State shall adopt regulations necessary to*  
27 *carry out the provisions of this section, including, without*  
28 *limitation:*

29 *(a) Procedures for:*

30 *(1) A county clerk to establish the system required pursuant*  
31 *to subsection 1.*

32 *(2) A registered voter to elect to provide proof of*  
33 *identification to vote in person at a polling place.*

34 *(3) A registered voter who has elected to provide proof of*  
35 *identification to vote in person at a polling place to notify the*  
36 *county clerk if the registered voter decides at a later time that he*  
37 *or she no longer wants to provide proof of identification to vote in*  
38 *person at a polling place.*

39 *(b) The acceptable forms of proof of identification that are*  
40 *required if a registered voter elects to provide proof of*  
41 *identification at the time that he or she applies to vote in person at*  
42 *a polling place.*

43 **Sec. 2.** NRS 293.2725 is hereby amended to read as follows:

44 293.2725 1. Except as otherwise provided in subsection **2,**  
45 **3,** in NRS 293.3081 and 293.3083 and in federal law, a person who



1 registers by mail or computer to vote in this State and who has not  
2 previously voted in an election for federal office in this State:

3 (a) May vote at a polling place only if the person presents to the  
4 election board officer at the polling place:

5 (1) A current and valid photo identification of the person,  
6 which shows his or her physical address; or

7 (2) A copy of a current utility bill, bank statement, paycheck,  
8 or document issued by a governmental entity, including a check  
9 which indicates the name and address of the person, but not  
10 including a voter registration card issued pursuant to NRS 293.517;  
11 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 of the  
15 person, which shows his or her physical address; or

16 (2) A copy of a current utility bill, bank statement, paycheck,  
17 or document issued by a governmental entity, including a check  
18 which indicates the name and address of the person, but not  
19 including a voter registration card issued pursuant to NRS 293.517.

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

22 2. *In addition to the requirements of paragraph (a) of*  
23 *subsection 1, a person who has elected to provide proof of*  
24 *identification to vote in person at a polling place pursuant to*  
25 *section 1 or 14 of this act must provide such proof of identification*  
26 *before that person may vote at the polling place.*

27 3. The provisions of subsection 1 do not apply to a person who:

28 (a) Registers to vote by mail and submits with an application to  
29 register to vote:

30 (1) A copy of a current and valid photo identification; or

31 (2) A copy of a current utility bill, bank statement, paycheck,  
32 or document issued by a governmental entity, including a check  
33 which indicates the name and address of the person, but not  
34 including a voter registration card issued pursuant to NRS 293.517;

35 (b) Except as otherwise provided in subsection ~~3~~ 4, registers  
36 to vote by mail or computer and submits with an application to  
37 register to vote a driver's license number or at least the last four  
38 digits of his or her social security number, if a state or local election  
39 official has matched that information with an existing identification  
40 record bearing the same number, name and date of birth as provided  
41 by the person in the application;

42 (c) Is entitled to vote an absent ballot pursuant to the Uniformed  
43 and Overseas Citizens Absentee Voting Act, 52 U.S.C. §§ 20301 et  
44 seq.;



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

4 (e) Is entitled to vote otherwise than in person under any other  
5 federal law.

6 ~~3~~ 4. The provisions of subsection 1 apply to a person  
7 described in paragraph (b) of subsection ~~2~~ 3 if the voter  
8 registration card issued to the person pursuant to subsection 6 of  
9 NRS 293.517 is mailed by the county clerk to the person and  
10 returned to the county clerk by the United States Postal Service.

11 **Sec. 3.** NRS 293.277 is hereby amended to read as follows:

12 293.277 1. Except as otherwise provided in *this section and*  
13 NRS 293.283 and 293.541, if a person's name appears in the roster  
14 or if the person provides an affirmation pursuant to NRS 293.525,  
15 the person is entitled to vote and must sign his or her name in the  
16 roster when he or she applies to vote. The signature must be  
17 compared by an election board officer with the signature or a  
18 facsimile thereof on the person's application to register to vote or  
19 one of the forms of identification listed in subsection ~~2~~ 3.

20 2. *If a person has elected to provide proof of identification to*  
21 *vote in person at a polling place pursuant to section 1 of this act,*  
22 *the person must provide such proof of identification before that*  
23 *person may vote in person at the polling place.*

24 3. Except as otherwise provided in NRS 293.2725 ~~1~~ and  
25 *section 1 of this act*, the forms of identification which may be used  
26 individually to identify a voter at the polling place are:

27 (a) The card issued to the voter at the time he or she registered  
28 to vote;

29 (b) A driver's license;

30 (c) An identification card issued by the Department of Motor  
31 Vehicles;

32 (d) A military identification card; or

33 (e) Any other form of identification issued by a governmental  
34 agency which contains the voter's signature and physical description  
35 or picture.

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

37 293.283 1. If, because of physical limitations, a registered  
38 voter is unable to sign his or her name in the roster as required by  
39 NRS 293.277, the voter must be identified by:

40 (a) *If the voter has not elected to provide proof of identification*  
41 *to vote in person at a polling place pursuant to section 1 of this*  
42 *act:*

43 (1) Answering questions from the election board officer  
44 covering the personal data which is reported on the application to  
45 register to vote;



1 ~~(b)~~ (2) Providing the election board officer, orally or in  
2 writing, with other personal data which verifies the identity of the  
3 voter; or

4 ~~(c)~~ (3) Providing the election board officer with proof of  
5 identification as described in *subsection 3 of* NRS 293.277 other  
6 than the card issued to the voter at the time he or she registered to  
7 vote.

8 *(b) If the voter has elected to provide proof of identification to*  
9 *vote in person at a polling place pursuant to section 1 of this act,*  
10 *providing such proof of identification.*

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

13 **Sec. 5.** NRS 293.285 is hereby amended to read as follows:

14 293.285 1. Except as otherwise provided in NRS 293.283, a  
15 registered voter applying to vote shall state his or her name to the  
16 election board officer in charge of the roster, and the officer shall  
17 immediately announce the name, instruct the voter to sign the roster  
18 , ~~and~~ verify the signature of the voter in the manner set forth in  
19 NRS 293.277 ~~and~~ *and, if the voter has elected to provide proof of*  
20 *identification to vote in person at a polling place pursuant to*  
21 *section 1 of this act, require that the voter provide such proof of*  
22 *identification.*

23 2. If the signature does not match ~~and~~ *and the voter has not*  
24 *elected to provide proof of identification to vote in person at a*  
25 *polling place pursuant to section 1 of this act,* the voter must be  
26 identified by:

27 (a) Answering questions from the election board officer  
28 covering the personal data which is reported on the application to  
29 register to vote;

30 (b) Providing the election board officer, orally or in writing,  
31 with other personal data which verifies the identity of the voter; or

32 (c) Providing the election board officer with proof of  
33 identification as described in *subsection 3 of* NRS 293.277 other  
34 than the card issued to the voter at the time he or she registered to  
35 vote.

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

40 **Sec. 6.** NRS 293.287 is hereby amended to read as follows:

41 293.287 1. A registered voter applying to vote at any primary  
42 election shall give his or her name and political affiliation, if any, to  
43 the election board officer in charge of the roster, and the officer  
44 shall immediately announce the name and political affiliation. *If the*  
45 *voter has elected to provide proof of identification to vote in*



1 *person at a polling place pursuant to section 1 of this act, the*  
2 *officer shall also require that the voter provide such proof of*  
3 *identification.*

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

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

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

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

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

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

16 **Sec. 7.** NRS 293.3025 is hereby amended to read as follows:

17 293.3025 The Secretary of State and each county and city clerk  
18 shall ensure that a copy of each of the following is posted in a  
19 conspicuous place at each polling place on election day:

20 1. A sample ballot;

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

23 3. Instructions for voting and casting a ballot, including a  
24 provisional ballot;

25 4. Instructions concerning the identification required for  
26 persons who ~~registered~~ :

27 (a) *Registered* by mail and are first-time voters for federal office  
28 in this State; *or*

29 (b) *Elected to provide proof of identification to vote in person*  
30 *at a polling place pursuant to section 1 or 14 of this act;*

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

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

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

38 **Sec. 8.** NRS 293.3081 is hereby amended to read as follows:

39 293.3081 A person at a polling place may cast a provisional  
40 ballot in an election to vote for a candidate for federal office if the  
41 person complies with the applicable provisions of NRS 293.3082  
42 and:

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



1        *(a) The person's* name does not appear on a voter registration  
2 list as a voter eligible to vote in that election in that jurisdiction ~~for~~  
3 ~~an~~;

4        *(b) An* election official asserts that the person is not eligible to  
5 vote in that election in that jurisdiction; *or*

6        *(c) If the person elected to provide proof of identification to*  
7 *vote in person at a polling place pursuant to section 1 or 14 of this*  
8 *act, the person fails to provide such proof of identification;*

9        2. Applies by mail or computer, on or after January 1, 2003, to  
10 register to vote and has not previously voted in an election for  
11 federal office in this State and fails to provide the identification  
12 required pursuant to paragraph (a) of subsection 1 of NRS 293.2725  
13 to the election board officer at the polling place; or

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

18        **Sec. 9.** NRS 293.3082 is hereby amended to read as follows:

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

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

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

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

29        (d) The date and type of election;

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

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

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

34        (h) If the person is casting the provisional ballot pursuant to  
35 *paragraph (a) or (b) of* subsection 1 of NRS 293.3081:

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

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

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

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



1 (5) A statement informing the voter that if the voter does not  
2 provide identification at the time the voter casts the provisional  
3 ballot, the required identification must be provided to the county or  
4 city clerk not later than 5 p.m. on the Friday following election day  
5 and that failure to do so will result in the provisional ballot not  
6 being counted;

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

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

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

13 (3) A statement informing the voter that the required  
14 identification must be provided to the county or city clerk not later  
15 than 5 p.m. on the Friday following election day and that failure to  
16 do so will result in the provisional ballot not being counted; and

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

20 2. After a person completes a written affirmation pursuant to  
21 subsection 1:

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

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

31 (c) The election board officer shall issue a provisional ballot to  
32 the person to vote only for candidates for federal offices.

33 **Sec. 10.** NRS 293.330 is hereby amended to read as follows:

34 293.330 1. Except as otherwise provided in subsection 2 of  
35 NRS 293.323 and chapter 293D of NRS, and any regulations  
36 adopted pursuant thereto, when an absent voter receives an absent  
37 ballot, the absent voter must mark and fold it in accordance with the  
38 instructions, deposit it in the return envelope, seal the envelope,  
39 affix his or her signature on the back of the envelope in the space  
40 provided therefor and mail the return envelope.

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

44 (a) The office of the county clerk, the absent voter must mark  
45 the ballot, seal it in the return envelope and affix his or her signature






1 in the same manner as provided in subsection 1, and deliver the  
2 envelope to the clerk.

3 (b) A polling place, including, without limitation, a polling place  
4 for early voting, the absent voter must surrender the absent ballot  
5 and provide satisfactory identification , *including, without*  
6 *limitation, the proof of identification required pursuant to section*  
7 *1 of this act, if applicable,* before being issued a ballot to vote at the  
8 polling place. A person who receives a surrendered absent ballot  
9 shall mark it "Cancelled."

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

15 (a) Provides satisfactory identification  , *including, without*  
16 *limitation, the proof of identification required pursuant to section*  
17 *1 of this act, if applicable;*

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

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

22 4. Except as otherwise provided in NRS 293.316, it is unlawful  
23 for any person to return an absent ballot other than the voter who  
24 requested the absent ballot or, at the request of the voter, a member  
25 of the voter's family. A person who returns an absent ballot and who  
26 is a member of the family of the voter who requested the absent  
27 ballot shall, under penalty of perjury, indicate on a form prescribed  
28 by the county clerk that the person is a member of the family of the  
29 voter who requested the absent ballot and that the voter requested  
30 that the person return the absent ballot. A person who violates the  
31 provisions of this subsection is guilty of a category E felony and  
32 shall be punished as provided in NRS 193.130.

33 **Sec. 11.** NRS 293.353 is hereby amended to read as follows:

34 293.353 1. Except as otherwise provided in subsection 2 or 3,  
35 upon receipt of a mailing ballot from the county clerk, the registered  
36 voter must, in accordance with the instructions, mark and fold the  
37 ballot, deposit and seal the ballot in the return envelope, affix his or  
38 her signature on the back of the envelope and mail the envelope to  
39 the county clerk.


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

42 (a) The office of the county clerk, the registered voter must  
43 mark the ballot, place and seal it in the return envelope and affix his  
44 or her signature in the same manner as provided in subsection 1, and  
45 deliver the envelope to the clerk.



1 (b) One of the polling places on election day or a polling place  
2 for early voting in the county designated pursuant to subsection 3 or  
3 4 of NRS 293.343, the registered voter must surrender the mailing  
4 ballot and provide satisfactory identification , *including, without*  
5 *limitation, the proof of identification required pursuant to section*  
6 *1 of this act, if applicable,* before being issued a ballot to vote at the  
7 polling place. A person who receives a surrendered mailing ballot  
8 shall mark it “Cancelled.”

9 3. If a registered voter who has received a mailing ballot  
10 wishes to vote in person at the office of the county clerk or at one of  
11 the polling places on election day or a polling place for early voting  
12 in the county designated pursuant to subsection 3 or 4 of NRS  
13 293.343, and the voter does not have the mailing ballot to deliver or  
14 surrender, the voter must be issued a ballot to vote if the voter:

15 (a) Provides satisfactory identification  , *including, without*  
16 *limitation, the proof of identification required pursuant to section*  
17 *1 of this act, if applicable;*

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

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

22 4. It is unlawful for any person to return a mailing ballot other  
23 than the registered voter to whom the ballot was sent or, at the  
24 request of the voter, a member of the family of that voter. A person  
25 who returns a mailing ballot and who is a member of the family of  
26 the voter who received the mailing ballot shall, under penalty of  
27 perjury, indicate on a form prescribed by the county clerk that  
28 the person is a member of the family of the voter who received the  
29 mailing ballot and that the voter requested that he or she return the  
30 mailing ballot. A person who violates the provisions of this  
31 subsection is guilty of a category E felony and shall be punished as  
32 provided in NRS 193.130.

33 **Sec. 12.** NRS 293.3585 is hereby amended to read as follows:

34 293.3585 1. Except as otherwise provided in NRS 293.283,  
35 upon the appearance of a person to cast a ballot for early voting, an  
36 election board officer shall:

37 (a) Determine that the person is a registered voter in the county.

38 (b) Instruct the voter to sign the roster for early voting.

39 (c) Verify the signature of the voter in the manner set forth in  
40 NRS 293.277.

41 (d) Verify that the voter has not already voted in the current  
42 election pursuant to this section.

43 (e) *If the voter has elected to provide proof of identification to*  
44 *vote in person at a polling place pursuant to section 1 of this act,*  
45 *require the voter to provide such proof of identification.*



1 2. If the signature of the voter does not match **H** *and the voter*  
2 *has not elected to provide proof of identification to vote in person*  
3 *at a polling place pursuant to section 1 of this act*, the voter must  
4 be identified by:

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

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

10 (c) Providing the election board officer with proof of  
11 identification as described in *subsection 3 of* NRS 293.277 other  
12 than the card issued to the voter at the time he or she registered to  
13 vote.

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

18 4. The county clerk shall prescribe a procedure, approved by  
19 the Secretary of State, to verify that the voter has not already voted  
20 in the current election pursuant to this section.

21 5. The roster for early voting must contain:

22 (a) The voter's name, the address where he or she is registered  
23 to vote, his or her voter identification number, *an indication of*  
24 *whether the voter has elected to provide proof of identification to*  
25 *vote in person at a polling place pursuant to section 1 of this act*  
26 and a place for the voter's signature;

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

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

30 6. When a voter is entitled to cast a ballot and has identified  
31 himself or herself to the satisfaction of the election board officer,  
32 *including, without limitation, providing proof of identification as*  
33 *required pursuant to section 1 of this act, if applicable*, the voter is  
34 entitled to receive the appropriate ballot or ballots, but only for his  
35 or her own use at the polling place for early voting.

36 7. If the ballot is voted on a mechanical recording device which  
37 directly records the votes electronically, the election board officer  
38 shall:

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

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

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

44 8. A voter applying to vote early by personal appearance may  
45 be challenged pursuant to NRS 293.303.



1     **Sec. 13.** NRS 293.5235 is hereby amended to read as follows:

2     293.5235 1. Except as otherwise provided in NRS 293.502  
3 and chapter 293D of NRS, a person may register to vote by mailing  
4 an application to register to vote to the county clerk of the county in  
5 which the person resides or may register to vote by computer, if the  
6 county clerk has established a system pursuant to NRS 293.506 for  
7 using a computer to register to vote. The county clerk shall, upon  
8 request, mail an application to register to vote to an applicant. The  
9 county clerk shall make the applications available at various public  
10 places in the county. An application to register to vote may be used  
11 to correct information in the registrar of voters' register.

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

18     3. The applicant must complete the application, including,  
19 without limitation, checking the boxes described in paragraphs (b)  
20 and (c) of subsection 10 and signing the application.

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

23     5. 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 registered to vote and a voter  
27 registration card as required by subsection 6 of NRS 293.517; or

28     (b) A notice that the registrar of voters' register has been  
29 corrected to reflect any changes indicated on the application.

30     6. Except as otherwise provided in subsection 5 of NRS  
31 293.518, if the county clerk determines that the application is not  
32 complete, the county clerk shall, as soon as possible, mail a notice to  
33 the applicant that additional information is required to complete the  
34 application. If the applicant provides the information requested by  
35 the county clerk within 15 days after the county clerk mails the  
36 notice, the county clerk shall, within 10 days after receiving the  
37 information, mail to the applicant:

38     (a) A notice that the applicant is registered to vote and a voter  
39 registration card as required by subsection 6 of NRS 293.517; or

40     (b) A notice that the registrar of voters' register has been  
41 corrected to reflect any changes indicated on the application.

42     ➤ If the applicant does not provide the additional information  
43 within the prescribed period, the application is void.



1 7. The applicant shall be deemed to be registered or to have  
2 corrected the information in the register on the date the application  
3 is postmarked or received by the county clerk, whichever is earlier.

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

9 9. The Secretary of State shall prescribe the form for an  
10 application to register to vote by:

11 (a) Mail, which must be used to register to vote by mail in this  
12 State.

13 (b) Computer, which must be used to register to vote in a county  
14 if the county clerk has established a system pursuant to NRS  
15 293.506 for using a computer to register to vote.

16 10. The application to register to vote by mail must include:

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

18  
19 NOTICE: You are urged to return your application to  
20 register to vote to the County Clerk in person or by mail. If  
21 you choose to give your completed application to another  
22 person to return to the County Clerk on your behalf, and the  
23 person fails to deliver the application to the County Clerk,  
24 you will not be registered to vote. Please retain the duplicate  
25 copy or receipt from your application to register to vote.  
26

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

30 (c) The question, "Will you be at least 18 years of age on or  
31 before election day?" and boxes for the applicant to check to  
32 indicate whether or not the applicant will be at least 18 years of age  
33 or older on election day.

34 (d) A statement instructing the applicant not to complete the  
35 application if the applicant checked "no" in response to the question  
36 set forth in paragraph (b) or (c).

37 (e) A statement informing the applicant that if the application is  
38 submitted by mail and the applicant is registering to vote for the first  
39 time, the applicant must submit the information set forth in  
40 paragraph (a) of subsection ~~1~~ 3 of NRS 293.2725 to avoid the  
41 requirements of subsection 1 of NRS 293.2725 upon voting for the  
42 first time.

43 11. Except as otherwise provided in subsection 5 of NRS  
44 293.518, the county clerk shall not register a person to vote pursuant



1 to this section unless that person has provided all of the information  
2 required by the application.

3 12. The county clerk shall mail, by postcard, the notices  
4 required pursuant to subsections 5 and 6. If the postcard is returned  
5 to the county clerk by the United States Postal Service because the  
6 address is fictitious or the person does not live at that address, the  
7 county clerk shall attempt to determine whether the person's current  
8 residence is other than that indicated on the application to register to  
9 vote in the manner set forth in NRS 293.530.

10 13. A person who, by mail, registers to vote pursuant to this  
11 section may be assisted in completing the application to register to  
12 vote by any other person. The application must include the mailing  
13 address and signature of the person who assisted the applicant. The  
14 failure to provide the information required by this subsection will  
15 not result in the application being deemed incomplete.

16 14. An application to register to vote must be made available to  
17 all persons, regardless of political party affiliation.

18 15. An application must not be altered or otherwise defaced  
19 after the applicant has completed and signed it. An application must  
20 be mailed or delivered in person to the office of the county clerk  
21 within 10 days after it is completed.

22 16. A person who willfully violates any of the provisions of  
23 subsection 13, 14 or 15 is guilty of a category E felony and shall be  
24 punished as provided in NRS 193.130.

25 17. The Secretary of State shall adopt regulations to carry out  
26 the provisions of this section.

27 **Sec. 14.** Chapter 293C of NRS is hereby amended by adding  
28 thereto a new section to read as follows:

29 *1. Each city clerk shall establish a system to enable a*  
30 *registered voter to elect to provide proof of identification to vote in*  
31 *person at a polling place. Such system must comply with the*  
32 *procedures and requirements set forth in regulations adopted by*  
33 *the Secretary of State pursuant to subsection 4.*

34 *2. Each system established pursuant to subsection 1 must*  
35 *allow a registered voter who elects to provide proof of*  
36 *identification to vote in person at a polling place to notify the city*  
37 *clerk if the registered voter decides at a later time that he or she no*  
38 *longer elects to provide proof of identification to vote in person at*  
39 *a polling place.*

40 *3. If a registered voter elects to provide proof of identification*  
41 *to vote in person at a polling place, except as otherwise provided in*  
42 *NRS 293.3081, the registered voter:*

43 *(a) May not cast a ballot at the polling place, including,*  
44 *without limitation, a polling place for early voting, unless he or*  
45 *she provides to the election board officer an acceptable form of*



1 *proof of identification. Such proof of identification is in addition*  
2 *to any other form of identification or proof of residency that the*  
3 *registered voter may be required to present to vote in person at a*  
4 *polling place pursuant to this chapter or chapter 293 of NRS.*

5 *(b) Is not required to provide an acceptable form of proof of*  
6 *identification to:*

7 *(1) Cast an absent ballot pursuant to federal law or NRS*  
8 *293C.305 to 293C.325, inclusive, or chapter 293D of NRS; or*

9 *(2) Vote by mail in the manner prescribed in NRS 293C.345*  
10 *to 293C.352, inclusive.*

11 *4. The Secretary of State shall adopt regulations necessary to*  
12 *carry out the provisions of this section, including, without*  
13 *limitation:*

14 *(a) Procedures for:*

15 *(1) A city clerk to establish the system required pursuant to*  
16 *subsection 1.*

17 *(2) A registered voter to elect to provide proof of*  
18 *identification to vote in person at a polling place.*

19 *(3) A registered voter who has elected to provide proof of*  
20 *identification to vote in person at a polling place to notify the city*  
21 *clerk if the registered voter decides at a later time that he or she no*  
22 *longer wants to provide proof of identification to vote in person at*  
23 *a polling place.*

24 *(b) The acceptable forms of proof of identification that are*  
25 *required if a registered voter elects to provide proof of*  
26 *identification at the time that he or she applies to vote in person at*  
27 *a polling place.*

28 **Sec. 15.** NRS 293C.112 is hereby amended to read as follows:

29 293C.112 1. The governing body of a city may conduct a city  
30 election in which all ballots must be cast by mail if:

31 (a) The election is a special election; or

32 (b) The election is a primary city election or general city  
33 election in which the ballot includes only:

34 (1) Offices and ballot questions that may be voted on by the  
35 registered voters of only one ward; or

36 (2) One office or ballot question.

37 2. The provisions of NRS 293C.265 to 293C.302, inclusive,  
38 *and section 14 of this act*, 293C.305 to 293C.340, inclusive, and  
39 293C.355 to 293C.361, inclusive, do not apply to an election  
40 conducted pursuant to this section.

41 3. For the purposes of an election conducted pursuant to this  
42 section, each precinct in the city shall be deemed to have been  
43 designated a mailing precinct pursuant to NRS 293C.342.



1       **Sec. 16.** NRS 293C.270 is hereby amended to read as follows:

2       293C.270 1. Except as otherwise provided in *this section and*  
3 NRS 293C.272, if a person's name appears in the roster or if the  
4 person provides an affirmation pursuant to NRS 293C.525, the  
5 person is entitled to vote and must sign his or her name in the roster  
6 when he or she applies to vote. The signature must be compared by  
7 an election board officer with the signature or a facsimile thereof on  
8 the person's application to register to vote or one of the forms of  
9 identification listed in subsection ~~2~~ 3.

10       2. ~~The~~ *If a person has elected to provide proof of*  
11 *identification to vote in person at a polling place pursuant to*  
12 *section 14 of this act, the person must provide such proof of*  
13 *identification before that person may vote in person at the polling*  
14 *place.*

15       3. *Except as otherwise provided in section 14 of this act, the*  
16 forms of identification that may be used to identify a voter at the  
17 polling place are:

18       (a) The card issued to the voter at the time he or she registered  
19 to vote;

20       (b) A driver's license;

21       (c) An identification card issued by the Department of Motor  
22 Vehicles;

23       (d) A military identification card; or

24       (e) Any other form of identification issued by a governmental  
25 agency that contains the voter's signature and physical description  
26 or picture.

27       **Sec. 17.** NRS 293C.272 is hereby amended to read as follows:

28       293C.272 1. If, because of physical limitations, a registered  
29 voter is unable to sign his or her name in the roster as required by  
30 NRS 293C.270, the voter must be identified by:

31       (a) *If the voter has not elected to provide proof of identification*  
32 *to vote in person at a polling place pursuant to section 14 of this*  
33 *act:*

34       (1) Answering questions from the election board officer  
35 covering the personal data which is reported on the application to  
36 register to vote;

37       ~~(b)~~ (2) Providing the election board officer, orally or in  
38 writing, with other personal data which verifies the identity of the  
39 voter; or

40       ~~(c)~~ (3) Providing the election board officer with proof of  
41 identification as described in *subsection 3 of* NRS 293C.270 other  
42 than the card issued to the voter at the time he or she registered to  
43 vote.





1       ***(b) If the voter has elected to provide proof of identification to***  
2 ***vote in person at a polling place pursuant to section 14 of this act,***  
3 ***providing such proof of identification.***

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

6       **Sec. 18.** NRS 293C.275 is hereby amended to read as follows:

7       293C.275 1. Except as otherwise provided in NRS 293C.272,  
8 a registered voter who applies to vote must state his or her name to  
9 the election board officer in charge of the roster, and the officer  
10 shall immediately announce the name, instruct the voter to sign the  
11 roster, ~~and~~ verify the signature of the voter in the manner set forth  
12 in NRS 293C.270 ~~and~~ ***and, if the voter has elected to provide proof***  
13 ***of identification to vote in person at a polling place pursuant to***  
14 ***section 14 of this act, require that the voter provide such proof of***  
15 ***identification.***

16       2. If the signature does not match ~~and~~ ***and the voter has not***  
17 ***elected to provide proof of identification to vote in person at a***  
18 ***polling place pursuant to section 14 of this act,*** the voter must be  
19 identified by:

20       (a) Answering questions from the election board officer  
21 covering the personal data which is reported on the application to  
22 register to vote;

23       (b) Providing the election board officer, orally or in writing,  
24 with other personal data which verifies the identity of the voter; or

25       (c) Providing the election board officer with proof of  
26 identification as described in ***subsection 3 of*** NRS 293C.270 other  
27 than the card issued to the voter at the time he or she registered to  
28 vote.

29       3. If the signature of the voter has changed in comparison to  
30 the signature on the application to register to vote, the voter must  
31 update his or her signature on a form prescribed by the Secretary of  
32 State.

33       **Sec. 19.** NRS 293C.330 is hereby amended to read as follows:

34       293C.330 1. Except as otherwise provided in subsection 2 of  
35 NRS 293C.322 and chapter 293D of NRS, and any regulations  
36 adopted pursuant thereto, when an absent voter receives an absent  
37 ballot, the absent voter must mark and fold it in accordance with the  
38 instructions, deposit it in the return envelope, seal the envelope,  
39 affix his or her signature on the back of the envelope in the space  
40 provided therefor and mail the return envelope.

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


44       (a) The office of the city clerk, the absent voter must mark the  
45 ballot, seal it in the return envelope and affix his or her signature in



1 the same manner as provided in subsection 1, and deliver the  
2 envelope to the city clerk.

3 (b) A polling place, including, without limitation, a polling place  
4 for early voting, the absent voter must surrender the absent ballot  
5 and provide satisfactory identification , *including, without*  
6 *limitation, the proof of identification required pursuant to section*  
7 *14 of this act, if applicable,* before being issued a ballot to vote at  
8 the polling place. A person who receives a surrendered absent ballot  
9 shall mark it "Cancelled."

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

15 (a) Provides satisfactory identification  , *including, without*  
16 *limitation, the proof of identification required pursuant to section*  
17 *14 of this act, if applicable;*

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

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

22 4. Except as otherwise provided in NRS 293C.317, it is  
23 unlawful for any person to return an absent ballot other than the  
24 voter who requested the absent ballot or, at the request of the voter,  
25 a member of the voter's family. A person who returns an absent  
26 ballot and who is a member of the family of the voter who requested  
27 the absent ballot shall, under penalty of perjury, indicate on a form  
28 prescribed by the city clerk that the person is a member of the  
29 family of the voter who requested the absent ballot and that the  
30 voter requested that the person return the absent ballot. A person  
31 who violates the provisions of this subsection is guilty of a category  
32 E felony and shall be punished as provided in NRS 193.130.

33 **Sec. 20.** NRS 293C.3585 is hereby amended to read as  
34 follows:

35 293C.3585 1. Except as otherwise provided in NRS  
36 293C.272, upon the appearance of a person to cast a ballot for early  
37 voting, an election board officer shall:

38 (a) Determine that the person is a registered voter in the county.

39 (b) Instruct the voter to sign the roster for early voting.

40 (c) Verify the signature of the voter in the manner set forth in  
41 NRS 293C.270.

42 (d) Verify that the voter has not already voted in the current  
43 election pursuant to this section.



1        ***(e) If the person has elected to provide proof of identification***  
2 ***to vote in person at a polling place pursuant to section 14 of this***  
3 ***act, require the person to provide such proof of identification.***

4        2. If the signature does not match ***H*** and the voter has not  
5 ***elected to provide proof of identification to vote in person at a***  
6 ***polling place pursuant to section 14 of this act,*** the voter must be  
7 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 the election board officer with proof of  
14 identification as described in ***subsection 3 of NRS 293C.270*** other  
15 than the card issued to the voter at the time he or she registered to  
16 vote.

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

21        4. The city clerk shall prescribe a procedure, approved by the  
22 Secretary of State, to verify that the voter has not already voted in  
23 the current election pursuant to this section.

24        5. The roster for early voting must contain:

25        (a) The voter's name, the address where he or she is registered  
26 to vote, his or her voter identification number , ***an indication of***  
27 ***whether the voter has elected to provide proof of identification to***  
28 ***vote in person at a polling place pursuant to section 14 of this act***  
29 and a place for the voter's signature;

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

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

33        6. When a voter is entitled to cast a ballot and has identified  
34 himself or herself to the satisfaction of the election board officer,  
35 ***including, without limitation, providing proof of identification as***  
36 ***required pursuant to section 14 of this act, if applicable,*** the voter  
37 is entitled to receive the appropriate ballot or ballots, but only for his  
38 or her own use at the polling place for early voting.

39        7. If the ballot is voted on a mechanical recording device which  
40 directly records the votes electronically, the election board officer  
41 shall:

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

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



- 1 (c) Allow the voter to cast a vote.
- 2 8. A voter applying to vote early by personal appearance may
- 3 be challenged pursuant to NRS 293C.292.
- 4 **Sec. 21.** This act becomes effective:
- 5 1. Upon passage and approval for the purpose of adopting
- 6 regulations and performing any other preparatory administrative
- 7 tasks that are necessary to carry out the provisions of this act; and
- 8 2. On January 1, 2018, for all other purposes.

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