

SENATE BILL NO. 97—SENATOR SEGERBLOM

PREFILED JANUARY 30, 2015

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing the restoration of certain civil rights for ex-felons. (BDR 16-138)

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 civil rights; revising provisions governing the restoration of the right to vote to persons who have been convicted of a felony; revising provisions governing the registration to vote of a person convicted of a felony; revising provisions governing the cancellation of the registration to vote of a person convicted of a felony; revising provisions governing a challenge to the right to vote of a person convicted of a felony; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires a county clerk to cancel the registration to vote of a  
2 person who has been convicted of a felony unless the person’s right to vote has  
3 been restored: (1) under the laws of this State; or (2) if the conviction occurred in  
4 another state, under the laws of that state. (NRS 293.540) Under existing law,  
5 unless a person has been convicted of certain specified felonies, a person who has  
6 been convicted of a felony is restored to the right to vote upon: (1) an honorable  
7 discharge from probation; (2) the sealing of his or her records by a court; (3) the  
8 granting of a pardon with the restoration of the right to vote; (4) an honorable  
9 discharge from parole; or (5) being released from prison because of the expiration  
10 of his or her sentence. (NRS 176A.850, 179.285, 213.090, 213.155, 213.157)  
11 **Sections 1-5** of this bill remove all exceptions to the restoration of the right to vote  
12 of a person convicted of a felony so that any person convicted of a felony in this  
13 State is restored the right to vote upon: (1) an honorable discharge from probation;  
14 (2) the sealing of his or her records by a court; (3) the granting of a pardon with the  
15 restoration of the right to vote; (4) an honorable discharge from parole; or (5) the  
16 completion of his or her sentence and release from prison.  
17 **Sections 7-15** of this bill revise provisions relating to voter registration. Under  
18 existing law, the civil right to vote of a person who is a resident of this State and  
19 who has been convicted of a felony in another state is determined by the law of that



20 other state. (NRS 293.540) **Section 8** provides that a resident of this State who was  
21 convicted of a felony in another state is restored to the right to vote in this State if  
22 he or she: (1) has been released from prison because of the expiration of his or her  
23 sentence; (2) has received a discharge from probation or parole which is not a  
24 dishonorable discharge; or (3) has received a pardon or an order from a court of  
25 competent jurisdiction which restores the person's civil right to vote. **Section 9**  
26 prohibits a county clerk from requiring a person seeking to register to vote to  
27 present documentation indicating that the person's right to vote has been restored  
28 following a conviction for a felony in this State or another state. **Section 10**  
29 provides for an appeal to the Secretary of State and the district court if the county  
30 clerk cancels the voter registration of, or refuses to register, a person on the ground  
31 that the person is ineligible to vote because the person: (1) has been convicted of a  
32 felony in this State or another state; and (2) has not had his or her civil right to vote  
33 restored. **Section 12** revises the procedures to be followed by a county clerk upon a  
34 determination to cancel a voter registration based on specific evidence that a person  
35 is ineligible to vote because the person: (1) has been convicted of a felony in this  
36 State or another state; and (2) has not had his or her civil right to vote restored.  
37 **Section 13** revises the procedure for reregistering a person to vote after a  
38 cancellation of the person's right to vote because of a felony conviction. **Section 14**  
39 revises the procedures to be followed by a county clerk, district attorney or court  
40 upon receipt of a challenge providing that a person is ineligible to vote because the  
41 person: (1) has been convicted of a felony in this State or another state; and (2) has  
42 not had his or her civil right to vote restored.

43 **Section 16** of this bill specifies that the civil right to vote is restored to  
44 residents of this State who: (1) have not had their right to vote restored; (2) are not  
45 on probation or parole or serving a sentence of imprisonment on July 1, 2015; and  
46 (3) before July 1, 2015, were honorably discharged from probation or parole,  
47 pardoned with the restoration of the right to vote or released from prison after  
48 serving their sentences. **Section 16** further provides that notification to such  
49 persons of the restoration of the civil right to vote is not required.

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

1 **Section 1.** NRS 213.090 is hereby amended to read as follows:  
2 213.090 1. A person who is granted a full, unconditional  
3 pardon by the Board is restored to all civil rights, including, without  
4 limitation, the right to bear arms, and is relieved of all disabilities  
5 incurred upon conviction.

6 2. A pardon granted by the Board shall be deemed to be a full,  
7 unconditional pardon unless the official document issued pursuant  
8 to subsection 3 explicitly limits the restoration of the civil rights of  
9 the person or does not relieve the person of all disabilities incurred  
10 upon conviction.

11 3. Upon being granted a pardon by the Board, a person so  
12 pardoned must be given an official document which provides that  
13 the person has been granted a pardon. If the person is restored to the  
14 right to bear arms, the official document must explicitly state that  
15 the person is restored to the right to bear arms. If the person has not  
16 been granted a full, unconditional pardon, the official document



1 must explicitly state all limitations on the restoration of the civil  
2 rights of the person and all disabilities incurred upon conviction  
3 from which the person is not relieved.

4 4. A person who has been granted a pardon in this State or  
5 elsewhere and whose official documentation of his or her pardon is  
6 lost, damaged or destroyed may file a written request with ~~the court~~  
7 ~~of competent jurisdiction to restore~~ *the district court in and for the*  
8 *county in which the person resides for the issuance of an order*  
9 *declaring that* his or her civil rights *have been restored* pursuant to  
10 this section. Upon verification that the person has been granted a  
11 pardon and is eligible to be restored to his or her civil rights, the  
12 court shall issue an order restoring the person to his or her civil  
13 rights. A person must not be required to pay a fee to receive such an  
14 order.

15 5. A person who has been granted a pardon in this State or  
16 elsewhere may present:

17 (a) Official documentation of his or her pardon; or

18 (b) A court order restoring his or her civil rights,

19 ↪ as proof that the person has been restored to his or her civil  
20 rights.

21 **Sec. 2.** NRS 213.155 is hereby amended to read as follows:

22 213.155 1. ~~Except as otherwise provided in subsection 2, a~~  
23 *A* person who receives an honorable discharge from parole pursuant  
24 to NRS 213.154:

25 (a) Is immediately restored to the ~~following~~ civil ~~rights:~~

26 ~~(1) The~~ right to vote. ~~and~~

27 ~~(2) The~~

28 *(b) Except as otherwise provided in subsection 2:*

29 *(1) Is immediately restored to the* right to serve as a juror in  
30 a civil action.

31 ~~(b)~~ *(2)* Four years after the date of his or her honorable  
32 discharge from parole, is restored to the right to hold office.

33 ~~(e)~~ *(3)* Six years after the date of his or her honorable  
34 discharge from parole, is restored to the right to serve as a juror in a  
35 criminal action.

36 2. Except as otherwise provided in this subsection, the civil  
37 rights set forth in *paragraph (b) of* subsection 1 are not restored to a  
38 person who has received an honorable discharge from parole if the  
39 person has previously been convicted in this State:

40 (a) Of a category A felony.

41 (b) Of an offense that would constitute a category A felony if  
42 committed as of the date of his or her honorable discharge from  
43 parole.

44 (c) Of a category B felony involving the use of force or violence  
45 that resulted in substantial bodily harm to the victim.



1 (d) Of an offense involving the use of force or violence that  
2 resulted in substantial bodily harm to the victim and that would  
3 constitute a category B felony if committed as of the date of his or  
4 her honorable discharge from parole.

5 (e) Two or more times of a felony, unless a felony for which the  
6 person has been convicted arose out of the same act, transaction or  
7 occurrence as another felony, in which case the convictions for  
8 those felonies shall be deemed to constitute a single conviction for  
9 the purposes of this paragraph.

10 ➤ A person described in this subsection may petition a court of  
11 competent jurisdiction for an order granting the restoration of his or  
12 her civil rights as set forth in *paragraph (b) of subsection 1.*

13 3. ~~Except for a person subject to the limitations set forth in~~  
14 ~~subsection 2, upon~~ *Upon* his or her honorable discharge from  
15 parole, a person so discharged must be given an official document  
16 which provides:

17 (a) That the person has received an honorable discharge from  
18 parole;

19 (b) That the person has been restored to his or her civil ~~rights~~  
20 *right* to vote ~~and~~ *as of the date of his or her honorable discharge*  
21 *from parole; and*

22 (c) *If the person is not subject to the limitations set forth in*  
23 *subsection 2:*

24 (1) *That the person has been restored to his or her civil*  
25 *right* to serve as a juror in a civil action as of the date of his or her  
26 honorable discharge from parole;

27 ~~(e)~~ (2) The date on which his or her civil right to hold office  
28 will be restored to the person pursuant to *subparagraph (2) of*  
29 *paragraph (b) of subsection 1; and*

30 ~~(d)~~ (3) The date on which his or her civil right to serve as a  
31 juror in a criminal action will be restored to the person pursuant to  
32 *subparagraph (3) of paragraph (e) (b) of subsection 1.*

33 4. Subject to the limitations set forth in subsection 2, a person  
34 who has been honorably discharged from parole in this State or  
35 elsewhere and whose official documentation of his or her honorable  
36 discharge from parole is lost, damaged or destroyed may file a  
37 written request with ~~the court of competent jurisdiction to restore~~ *the*  
38 *district court in and for the county in which the person resides for*  
39 *the issuance of an order declaring that* his or her civil rights *have*  
40 *been restored* pursuant to this section. Upon verification that the  
41 person has been honorably discharged from parole and is eligible to  
42 be restored to *any of* the civil rights set forth in subsection 1, the  
43 court shall issue an order restoring the person to the civil rights ~~set~~  
44 ~~forth in subsection 1;~~ *to which the person is entitled to be restored*



1 *pursuant to this section.* A person must not be required to pay a fee  
2 to receive such an order.

3 5. A person who has been honorably discharged from parole in  
4 this State or elsewhere may present:

5 (a) Official documentation of his or her honorable discharge  
6 from parole, if it contains the provisions set forth in subsection 3;  
7 or

8 (b) A court order restoring his or her civil rights,  
9 → as proof that the person has been restored to *any of* the civil  
10 rights set forth in ~~subsection 1.~~ *this section.*

11 6. The Board may adopt regulations necessary or convenient  
12 for the purposes of this section.

13 **Sec. 3.** NRS 213.157 is hereby amended to read as follows:

14 213.157 1. ~~Except as otherwise provided in subsection 2, a~~

15 *A* person convicted of a felony in the State of Nevada who has  
16 ~~is served~~ *completed* his or her sentence and has been released from  
17 prison:

18 (a) Is immediately restored to the ~~following~~ civil ~~rights:~~

19 ~~(1) The~~ right to vote . ~~;~~ *and*

20 ~~(2) The~~

21 *(b) Except as otherwise provided in subsection 2:*

22 *(1) Is immediately restored to the* right to serve as a juror in  
23 a civil action.

24 ~~(b)~~ *(2)* Four years after the date of his or her release from  
25 prison, is restored to the right to hold office.

26 ~~(c)~~ *(3)* Six years after the date of his or her release from  
27 prison, is restored to the right to serve as a juror in a criminal  
28 action.

29 2. Except as otherwise provided in this subsection, the civil  
30 rights set forth in *paragraph (b) of* subsection 1 are not restored to a  
31 person who has been released from prison if the person has  
32 previously been convicted in this State:

33 (a) Of a category A felony.

34 (b) Of an offense that would constitute a category A felony if  
35 committed as of the date of his or her release from prison.

36 (c) Of a category B felony involving the use of force or violence  
37 that resulted in substantial bodily harm to the victim.

38 (d) Of an offense involving the use of force or violence that  
39 resulted in substantial bodily harm to the victim and that would  
40 constitute a category B felony if committed as of the date of his or  
41 her release from prison.

42 (e) Two or more times of a felony, unless a felony for which the  
43 person has been convicted arose out of the same act, transaction or  
44 occurrence as another felony, in which case the convictions for



1 those felonies shall be deemed to constitute a single conviction for  
2 the purposes of this paragraph.

3 ➔ A person described in this subsection may petition a court of  
4 competent jurisdiction for an order granting the restoration of his or  
5 her civil rights as set forth in *paragraph (b) of subsection 1.*

6 3. ~~{Except for a person subject to the limitations set forth in~~  
7 ~~subsection 2, upon}~~ *Upon* his or her release from prison, a person so  
8 released must be given an official document which provides:

9 (a) That the person has been released from prison;

10 (b) That the person has been restored to his or her civil ~~{rights}~~  
11 *right* to vote ~~{and}~~ *as of the date of his or her release from prison;*  
12 *and*

13 (c) *If the person is not subject to the limitations set forth in*  
14 *subsection 2:*

15 (1) *That the person has been restored to his or her civil*  
16 *right* to serve as a juror in a civil action as of the date of his or her  
17 release from prison;

18 ~~{(e)}~~ (2) The date on which his or her civil right to hold office  
19 will be restored to the person pursuant to *subparagraph (2) of*  
20 *paragraph (b) of subsection 1;* and

21 ~~{(d)}~~ (3) The date on which his or her civil right to serve as a  
22 juror in a criminal action will be restored to the person pursuant to  
23 *subparagraph (3) of paragraph (e) (b) of subsection 1.*

24 4. Subject to the limitations set forth in subsection 2, a person  
25 who has *completed his or her sentence and has* been released from  
26 prison in this State or elsewhere and whose official documentation  
27 of his or her release from prison is lost, damaged or destroyed may  
28 file a written request with ~~{a court of competent jurisdiction to~~  
29 ~~restore}~~ *the district court in and for the county in which the person*  
30 *resides for the issuance of an order declaring that* his or her civil  
31 rights *have been restored* pursuant to this section. Upon verification  
32 that the person has *completed his or her sentence, has* been  
33 released from prison and is eligible to be restored to *any of* the civil  
34 rights set forth in subsection 1, the court shall issue an order  
35 restoring the person to the civil rights ~~{set forth in subsection 1.}~~ *to*  
36 *which the person is entitled to be restored pursuant to this section.*  
37 A person must not be required to pay a fee to receive such an  
38 order.

39 5. A person who has *completed his or her sentence and has*  
40 been released from prison in this State or elsewhere may present:

41 (a) Official documentation of his or her *completion of sentence*  
42 *and* release from prison, if it contains the provisions set forth in  
43 subsection 3; or

44 (b) A court order restoring his or her civil rights,



1 ↪ as proof that the person has been restored to *any of* the civil  
2 rights set forth in ~~subsection 1.~~ *this section.*

3 **Sec. 4.** NRS 176A.850 is hereby amended to read as follows:

4 176A.850 1. A person who:

5 (a) Has fulfilled the conditions of probation for the entire period  
6 thereof;

7 (b) Is recommended for earlier discharge by the Division; or

8 (c) Has demonstrated fitness for honorable discharge but  
9 because of economic hardship, verified by the Division, has been  
10 unable to make restitution as ordered by the court,

11 ↪ may be granted an honorable discharge from probation by order  
12 of the court.

13 2. Any amount of restitution remaining unpaid constitutes a  
14 civil liability arising upon the date of discharge.

15 3. ~~Except as otherwise provided in subsection 4, a~~ A person  
16 who has been honorably discharged from probation:

17 (a) Is free from the terms and conditions of probation.

18 (b) Is immediately restored to the ~~following~~ civil ~~rights:~~

19 ~~(1) The~~ right to vote . ~~;~~ and

20 ~~(2) The~~

21 *(c) Except as otherwise provided in subsection 4:*

22 *(1) Is immediately restored to the* right to serve as a juror in  
23 a civil action.

24 ~~(e)~~ *(2)* Four years after the date of honorable discharge from  
25 probation, is restored to the right to hold office.

26 ~~(d)~~ *(3)* Six years after the date of honorable discharge from  
27 probation, is restored to the right to serve as a juror in a criminal  
28 action.

29 ~~(e)~~ *(d)* If the person meets the requirements of NRS 179.245,  
30 may apply to the court for the sealing of records relating to the  
31 conviction.

32 ~~(f)~~ *(e)* Must be informed of the provisions of this section and  
33 NRS 179.245 in the person's probation papers.

34 ~~(g)~~ *(f)* Is exempt from the requirements of chapter 179C of  
35 NRS, but is not exempt from the requirements of chapter 179D of  
36 NRS.

37 ~~(h)~~ *(g)* Shall disclose the conviction to a gaming establishment  
38 and to the State and its agencies, departments, boards, commissions  
39 and political subdivisions, if required in an application for  
40 employment, license or other permit. As used in this paragraph,  
41 "establishment" has the meaning ascribed to it in NRS 463.0148.

42 ~~(i)~~ *(h)* Except as otherwise provided in paragraph ~~(h)~~ *(g)*,  
43 need not disclose the conviction to an employer or prospective  
44 employer.



1 4. Except as otherwise provided in this subsection, the civil  
2 rights set forth in *paragraph (c) of* subsection 3 are not restored to a  
3 person honorably discharged from probation if the person has  
4 previously been convicted in this State:

5 (a) Of a category A felony.

6 (b) Of an offense that would constitute a category A felony  
7 if committed as of the date of the honorable discharge from  
8 probation.

9 (c) Of a category B felony involving the use of force or violence  
10 that resulted in substantial bodily harm to the victim.

11 (d) Of an offense involving the use of force or violence that  
12 resulted in substantial bodily harm to the victim and that would  
13 constitute a category B felony if committed as of the date of  
14 honorable discharge from probation.

15 (e) Two or more times of a felony, unless a felony for which the  
16 person has been convicted arose out of the same act, transaction or  
17 occurrence as another felony, in which case the convictions for  
18 those felonies shall be deemed to constitute a single conviction for  
19 the purposes of this paragraph.

20 ➤ A person described in this subsection may petition a court of  
21 competent jurisdiction for an order granting the restoration of civil  
22 rights as set forth in *paragraph (c) of* subsection 3.

23 5. The prior conviction of a person who has been honorably  
24 discharged from probation may be used for purposes of  
25 impeachment. In any subsequent prosecution of the person, the prior  
26 conviction may be pleaded and proved if otherwise admissible.

27 6. ~~Except for a person subject to the limitations set forth in~~  
28 ~~subsection 4, upon~~ *Upon* honorable discharge from probation, the  
29 person so discharged must be given an official document which  
30 provides:

31 (a) That the person has received an honorable discharge from  
32 probation;

33 (b) That the person has been restored to his or her civil ~~rights~~  
34 *right* to vote ~~and~~ *as of the date of honorable discharge from*  
35 *probation; and*

36 *(c) If the person is not subject to the limitations set forth in*  
37 *subsection 4:*

38 *(1) That the person has been restored to his or her civil*  
39 *right* to serve as a juror in a civil action as of the date of honorable  
40 discharge from probation;

41 ~~(e)~~ *(2) The date on which the person's civil right to hold*  
42 *office will be restored pursuant to subparagraph (2) of* paragraph  
43 *(c) of subsection 3; and*





1 ~~[(d)]~~ (3) The date on which the person's civil right to serve as a  
2 juror in a criminal action will be restored pursuant to *subparagraph*  
3 *(3) of* paragraph ~~[(d)]~~ (c) of subsection 3.

4 7. Subject to the limitations set forth in subsection 4, a person  
5 who has been honorably discharged from probation in this State or  
6 elsewhere and whose official documentation of honorable discharge  
7 from probation is lost, damaged or destroyed may file a written  
8 request with ~~{a court of competent jurisdiction to restore the~~  
9 ~~person's}~~ *the district court in and for the county in which the*  
10 *person resides for the issuance of an order declaring that his or*  
11 *her civil rights have been restored* pursuant to this section. Upon  
12 verification that the person has been honorably discharged from  
13 probation and is eligible to be restored to *any of* the civil rights set  
14 forth in subsection 3, the court shall issue an order restoring the  
15 person to the civil rights ~~{set forth in subsection 3.}~~ *to which the*  
16 *person is entitled to be restored pursuant to this section.* A person  
17 must not be required to pay a fee to receive such an order.

18 8. A person who has been honorably discharged from  
19 probation in this State or elsewhere may present:

20 (a) Official documentation of honorable discharge from  
21 probation, if it contains the provisions set forth in subsection 6; or

22 (b) A court order restoring the person's civil rights,  
23 → as proof that the person has been restored to *any of* the civil  
24 rights set forth in ~~{subsection 3.}~~ *this section.*

25 **Sec. 5.** NRS 179.285 is hereby amended to read as follows:

26 179.285 Except as otherwise provided in NRS 179.301:

27 1. If the court orders a record sealed pursuant to NRS  
28 176A.265, 176A.295, 179.245, 179.255, 179.259, 453.3365 or  
29 458.330:

30 (a) All proceedings recounted in the record are deemed never to  
31 have occurred, and the person to whom the order pertains may  
32 properly answer accordingly to any inquiry, including, without  
33 limitation, an inquiry relating to an application for employment,  
34 concerning the arrest, conviction, dismissal or acquittal and the  
35 events and proceedings relating to the arrest, conviction, dismissal  
36 or acquittal.

37 (b) The person is immediately restored to the following civil  
38 rights if the person's civil rights previously have not been restored:

- 39 (1) The right to vote;  
40 (2) The right to hold office; and  
41 (3) The right to serve on a jury.

42 2. Upon the sealing of the person's records, a person who is  
43 restored to his or her civil rights pursuant to subsection 1 must be  
44 given:



1 (a) An official document which demonstrates that the person has  
2 been restored to the civil rights set forth in paragraph (b) of  
3 subsection 1; and

4 (b) A written notice informing the person that he or she has not  
5 been restored to the right to bear arms, unless the person has  
6 received a pardon and the pardon does not restrict his or her right to  
7 bear arms.

8 3. A person who has had his or her records sealed in this State  
9 or any other state and whose official documentation of the  
10 restoration of civil rights is lost, damaged or destroyed may file a  
11 written request with ~~fa court of competent jurisdiction to restore~~ *the*  
12 *district court in and for the county in which the person resides for*  
13 *the issuance of an order declaring that* his or her civil rights *have*  
14 *been restored* pursuant to this section. Upon verification that the  
15 person has had his or her records sealed, the court shall issue an  
16 order restoring the person to the civil rights to vote, to hold office  
17 and to serve on a jury. A person must not be required to pay a fee to  
18 receive such an order.

19 4. A person who has had his or her records sealed in this State  
20 or any other state may present official documentation that the person  
21 has been restored to his or her civil rights or a court order restoring  
22 civil rights as proof that the person has been restored to the right to  
23 vote, to hold office and to serve as a juror.

24 **Sec. 6.** NRS 253.010 is hereby amended to read as follows:

25 253.010 1. Except as otherwise provided in subsections 4 and  
26 5 or as altered pursuant to the mechanism set forth in NRS  
27 244.1507, public administrators must be elected by the qualified  
28 electors of their respective counties.

29 2. Public administrators must be chosen by the electors of their  
30 respective counties at the general election in 1922 and at the general  
31 election every 4 years thereafter, and shall enter upon the duties of  
32 their office on the first Monday of January after their election.

33 3. The public administrator of a county must:

34 (a) Be a qualified elector of the county;

35 (b) Be at least 21 years of age on the date he or she will take  
36 office;

37 (c) Not have been convicted of a felony for which his or her  
38 civil rights have not been restored ; ~~by a court of competent~~  
39 ~~jurisdiction;~~ and

40 (d) Not have been found liable in a civil action involving a  
41 finding of fraud, misrepresentation, material omission,  
42 misappropriation, theft or conversion.

43 4. The district attorneys of Humboldt, Lander, Lincoln, Storey  
44 and White Pine Counties are ex officio public administrators of  
45 Humboldt County, Lander County, Lincoln County, Storey County



1 and White Pine County, respectively, unless such an arrangement is  
2 altered pursuant to the mechanism set forth in NRS 244.1507. The  
3 Clerk of Carson City shall serve as Public Administrator of Carson  
4 City.

5 5. In a county other than Carson City and Humboldt, Lander,  
6 Lincoln, Storey and White Pine Counties, if, for any reason, the  
7 office of public administrator becomes vacant, the board of county  
8 commissioners may appoint a public administrator for the remainder  
9 of the unexpired term.

10 **Sec. 7.** Chapter 293 of NRS is hereby amended by adding  
11 thereto the provisions set forth as sections 8, 9 and 10 of this act.

12 **Sec. 8.** *A person who is a resident of this State and who has*  
13 *been convicted of a felony in another state is restored to the civil*  
14 *right to vote in this State if the person:*

15 1. *Has been released from prison because of the completion*  
16 *of his or her sentence;*

17 2. *Has received a discharge from probation or parole which*  
18 *is not a dishonorable discharge or the equivalent thereof; or*

19 3. *Has received a pardon or an order from a court of*  
20 *competent jurisdiction which restores his or her civil right to vote.*

21 **Sec. 9.** *A county clerk shall not ask or require a person*  
22 *seeking to register to vote to present:*

23 1. *A court order indicating that the person's civil right to vote*  
24 *has been restored following a conviction for a felony in this State*  
25 *or another state; or*

26 2. *Any other documentation indicating that the person's civil*  
27 *right to vote has been restored following a conviction for a felony*  
28 *in this State or another state.*

29 **Sec. 10.** 1. *If a county clerk cancels the registration of a*  
30 *registrant pursuant to subsection 3 of NRS 293.540 or refuses to*  
31 *reregister an elector for a reason stated in subsection 2 of NRS*  
32 *293.543, the registrant or elector may appeal to the Secretary of*  
33 *State by providing to the Secretary of State written notice of the*  
34 *appeal and any relevant evidence, which may include, without*  
35 *limitation, an affirmation under penalty of perjury that the*  
36 *registrant or elector is a lawful resident of this State and:*

37 (a) *Has never been convicted of a felony in this State or*  
38 *another state; or*

39 (b) *Has been convicted of a felony in this State but has been*  
40 *restored to the civil right to vote pursuant to the provisions of NRS*  
41 *176A.850, 179.285, 213.090, 213.155 or 213.157 or has been*  
42 *convicted of a felony in another state but has been restored to the*  
43 *civil right to vote in this State pursuant to the provisions of section*  
44 *8 of this act.*



1       2. *If the Secretary of State receives relevant evidence*  
2 *pursuant to subsection 1 and no other evidence exists to support*  
3 *the cancellation of the registration of the appellant or the refusal*  
4 *to reregister the appellant, the Secretary of State must issue an*  
5 *order that the appellant be registered to vote in the county of*  
6 *which the appellant is a resident.*

7       3. *If the cancellation of the registration or refusal to*  
8 *reregister occurred:*

9       (a) *More than 60 days before the date of any election and the*  
10 *Secretary of State does not issue an order pursuant to subsection 2*  
11 *within 60 days after receipt of a notice of appeal and relevant*  
12 *evidence pursuant to subsection 1; or*

13       (b) *Sixty days or less before the date of any election and the*  
14 *Secretary of State does not issue an order pursuant to subsection 2*  
15 *within 40 days after receipt of a notice of appeal and relevant*  
16 *evidence pursuant to subsection 1,*

17       ↳ *the registrant or elector who filed the appeal with the Secretary*  
18 *of State may bring a civil action for declaratory or injunctive relief*  
19 *in the district court in and for the county where the registrant or*  
20 *elector resides. The court shall give the civil action priority over*  
21 *other civil matters to which priority is not given by other*  
22 *provisions of NRS.*

23       4. *If, within 30 days before any election, a county clerk*  
24 *cancels the registration of a registrant pursuant to subsection 3 of*  
25 *NRS 293.540 or refuses to reregister an elector for a reason stated*  
26 *in subsection 2 of NRS 293.543, the registrant or elector may,*  
27 *without submitting an appeal to the Secretary of State pursuant to*  
28 *subsection 1, bring a civil action for declaratory or injunctive*  
29 *relief in the district court in and for the county where the*  
30 *registrant or elector resides. The court shall give the civil action*  
31 *priority over other civil matters to which priority is not given by*  
32 *other provisions of NRS.*

33       **Sec. 11.** NRS 293.177 is hereby amended to read as follows:

34       293.177 1. Except as otherwise provided in NRS 293.165, a  
35 name may not be printed on a ballot to be used at a primary election  
36 unless the person named has filed a declaration of candidacy or an  
37 acceptance of candidacy, and has paid the fee required by NRS  
38 293.193 not earlier than:

39       (a) For a candidate for judicial office, the first Monday in  
40 January of the year in which the election is to be held nor later than  
41 5 p.m. on the second Friday after the first Monday in January; and

42       (b) For all other candidates, the first Monday in March of the  
43 year in which the election is to be held nor later than 5 p.m. on the  
44 second Friday after the first Monday in March.



1 2. A declaration of candidacy or an acceptance of candidacy  
2 required to be filed by this section must be in substantially the  
3 following form:

4 (a) For partisan office:

5  
6 DECLARATION OF CANDIDACY OF ..... FOR THE  
7 OFFICE OF .....

8  
9 State of Nevada

10  
11 County of .....

12  
13 For the purpose of having my name placed on the official  
14 ballot as a candidate for the ..... Party nomination for  
15 the office of ....., I, the undersigned ....., do swear or  
16 affirm under penalty of perjury that I actually, as opposed to  
17 constructively, reside at ....., in the City or Town of  
18 ....., County of ....., State of Nevada; that my actual, as  
19 opposed to constructive, residence in the State, district,  
20 county, township, city or other area prescribed by law to  
21 which the office pertains began on a date at least 30 days  
22 immediately preceding the date of the close of filing of  
23 declarations of candidacy for this office; that my telephone  
24 number is ....., and the address at which I receive mail, if  
25 different than my residence, is .....; that I am registered as a  
26 member of the ..... Party; that I am a qualified elector  
27 pursuant to Section 1 of Article 2 of the Constitution of the  
28 State of Nevada; that if I have ever been convicted of treason  
29 or a felony, my civil rights have been restored ; ~~by a court of~~  
30 ~~competent jurisdiction;~~ that I have not, in violation of the  
31 provisions of NRS 293.176, changed the designation of my  
32 political party or political party affiliation on an official  
33 application to register to vote in any state since December 31  
34 before the closing filing date for this election; that I generally  
35 believe in and intend to support the concepts found in the  
36 principles and policies of that political party in the coming  
37 election; that if nominated as a candidate of the .....  
38 Party at the ensuing election, I will accept that nomination  
39 and not withdraw; that I will not knowingly violate any  
40 election law or any law defining and prohibiting corrupt and  
41 fraudulent practices in campaigns and elections in this State;  
42 that I will qualify for the office if elected thereto, including,  
43 but not limited to, complying with any limitation prescribed  
44 by the Constitution and laws of this State concerning the  
45 number of years or terms for which a person may hold 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 ; ~~by a court of competent jurisdiction;~~ 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



1 elections in this State; that I will qualify for the office if  
2 elected thereto, including, but not limited to, complying with  
3 any limitation prescribed by the Constitution and laws of this  
4 State concerning the number of years or terms for which a  
5 person may hold the office; and my name will appear on all  
6 ballots as designated in this declaration.

7  
8 .....  
9 (Designation of name)

10  
11 .....  
12 (Signature of candidate for office)

13  
14 Subscribed and sworn to before me  
15 this ..... day of the month of ..... of the year .....

16  
17 .....  
18 Notary Public or other person  
19 authorized to administer an oath

20  
21 3. The address of a candidate which must be included in the  
22 declaration of candidacy or acceptance of candidacy pursuant to  
23 subsection 2 must be the street address of the residence where the  
24 candidate actually, as opposed to constructively, resides in  
25 accordance with NRS 281.050, if one has been assigned. The  
26 declaration or acceptance of candidacy must not be accepted for  
27 filing if:

28 (a) The candidate's address is listed as a post office box unless a  
29 street address has not been assigned to his or her residence; or

30 (b) The candidate does not present to the filing officer:

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

34 (2) A current utility bill, bank statement, paycheck, or  
35 document issued by a governmental entity, including a check  
36 which indicates the candidate's name and residential address, but  
37 not including a voter registration card issued pursuant to  
38 NRS 293.517.

39 4. The filing officer shall retain a copy of the proof of identity  
40 and residency provided by the candidate pursuant to paragraph (b)  
41 of subsection 3. Such a copy:

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

43 (b) Must not contain the social security number or driver's  
44 license or identification card number of the candidate.



1 5. By filing the declaration or acceptance of candidacy, the  
2 candidate shall be deemed to have appointed the filing officer for  
3 the office as his or her agent for service of process for the purposes  
4 of a proceeding pursuant to NRS 293.182. Service of such process  
5 must first be attempted at the appropriate address as specified by the  
6 candidate in the declaration or acceptance of candidacy. If the  
7 candidate cannot be served at that address, service must be made by  
8 personally delivering to and leaving with the filing officer duplicate  
9 copies of the process. The filing officer shall immediately send, by  
10 registered or certified mail, one of the copies to the candidate at the  
11 specified address, unless the candidate has designated in writing to  
12 the filing officer a different address for that purpose, in which case  
13 the filing officer shall mail the copy to the last address so  
14 designated.

15 6. If the filing officer receives credible evidence indicating that  
16 a candidate has been convicted of a felony and has not had his or her  
17 civil rights restored , ~~by a court of competent jurisdiction,~~ the  
18 filing officer:

19 (a) May conduct an investigation to determine whether the  
20 candidate has been convicted of a felony and, if so, whether the  
21 candidate has had his or her civil rights restored ; ~~by a court of~~  
22 ~~competent jurisdiction;~~ and

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

27 7. The receipt of information by the Attorney General or  
28 district attorney pursuant to subsection 6 must be treated as a  
29 challenge of a candidate pursuant to subsections 4 and 5 of NRS  
30 293.182. If the ballots are printed before a court of competent  
31 jurisdiction makes a determination that a candidate has been  
32 convicted of a felony and has not had his or her civil rights restored ,  
33 ~~by a court of competent jurisdiction,~~ the filing officer must post a  
34 notice at each polling place where the candidate's name will  
35 appear on the ballot informing the voters that the candidate is  
36 disqualified from entering upon the duties of the office for which the  
37 candidate filed the declaration of candidacy or acceptance of  
38 candidacy.

39 **Sec. 12.** NRS 293.540 is hereby amended to read as follows:  
40 293.540 The county clerk shall cancel the registration:

41 1. If the county clerk has personal knowledge of the death of  
42 the person registered, or if an authenticated certificate of the death  
43 of any elector is filed in the county clerk's office.

44 2. If the county clerk is provided a certified copy of a court  
45 order stating that the court specifically finds by clear and convincing





1 evidence that the person registered lacks the mental capacity to vote  
2 because he or she cannot communicate, with or without  
3 accommodations, a specific desire to participate in the voting  
4 process.

5 3. Upon ~~the~~ a determination *based on specific evidence* that  
6 the person registered has been convicted of a felony unless:

7 (a) If the person registered was convicted of a felony in this  
8 State, the right to vote of the person has been restored pursuant to  
9 the provisions of NRS *176A.850, 179.285*, 213.090, 213.155 or  
10 213.157.

11 (b) If the person registered was convicted of a felony in another  
12 state, the right to vote of the person has been restored pursuant to  
13 the ~~laws of the state in which the person was convicted.~~ *provisions*  
14 *of section 8 of this act.*

15 *↳ Before cancelling a registration pursuant to this subsection, the*  
16 *county clerk shall notify the registrant and provide to the*  
17 *registrant an affidavit which allows the registrant to affirm under*  
18 *penalty of perjury that he or she is a lawful resident of this State*  
19 *and that he or she has never been convicted of a felony in this*  
20 *State or another state or, if so, has had his or her civil right to vote*  
21 *in this State restored pursuant to the provisions of NRS 176A.850,*  
22 *179.285, 213.090, 213.155 or 213.157 or pursuant to the*  
23 *provisions of section 8 of this act. If the registrant so affirms or*  
24 *presents a court order or official documentation indicating that he*  
25 *or she has had his or her civil right to vote in this State restored*  
26 *pursuant to the provisions of NRS 176A.850, 179.285, 213.090,*  
27 *213.155 or 213.157 or pursuant to the provisions of section 8 of*  
28 *this act, the county clerk may not cancel the registration unless the*  
29 *county clerk has specific, documentary evidence that the registrant*  
30 *is ineligible to vote in this State. If the registrant fails to respond*  
31 *within 30 days after receiving the notice pursuant to this*  
32 *subsection, the county clerk may cancel the registration.*

33 4. Upon the production of a certified copy of the judgment of  
34 any court directing the cancellation to be made.

35 5. Upon the request of any registered voter to affiliate with any  
36 political party or to change affiliation, if that change is made before  
37 the end of the last day to register to vote in the election.

38 6. At the request of the person registered.

39 7. If the county clerk has discovered an incorrect registration  
40 pursuant to the provisions of NRS 293.5235, 293.530 or 293.535  
41 and the elector has failed to respond or appear to vote within the  
42 required time.

43 8. As required by NRS 293.541.



1 9. Upon verification that the application to register to vote is a  
2 duplicate if the county clerk has the original or another duplicate of  
3 the application on file in the county clerk's office.

4 **Sec. 13.** NRS 293.543 is hereby amended to read as follows:

5 293.543 1. If the registration of an elector is cancelled  
6 pursuant to subsection 2 of NRS 293.540, the county clerk shall  
7 reregister the elector upon notice from the clerk of the district court  
8 that the elector has been found by the district court to have the  
9 mental capacity to vote. The court must include the finding in a  
10 court order and, not later than 30 days after issuing the order,  
11 provide a certified copy of the order to the county clerk of the  
12 county in which the person is a resident and to the Office of the  
13 Secretary of State.

14 2. If the registration of an elector is cancelled pursuant to  
15 subsection 3 of NRS 293.540, the elector may reregister ~~after~~  
16 ~~presenting satisfactory evidence which demonstrates that the~~  
17 ~~elector's:~~ **if:**

18 (a) ~~[Conviction]~~ **The elector's conviction** has been overturned;  
19 or

20 (b) ~~[Civil rights have been restored:~~

21 ~~(1) If the elector was convicted in this State, pursuant to the~~  
22 ~~provisions of NRS 213.090, 213.155 or 213.157.~~

23 ~~(2) If the elector was convicted in another state, pursuant to~~  
24 ~~the laws of the state in which he or she was convicted.] The elector~~  
25 **has been restored to his or her civil right to vote in this State**  
26 **pursuant to the provisions of NRS 176A.850, 179.285, 213.090,**  
27 **213.155 or 213.157 or pursuant to the provisions of section 8 of**  
28 **this act.**

29 **↪ A county clerk shall not require an elector seeking to reregister**  
30 **pursuant to this subsection to present any information or**  
31 **documentation other than the information and documentation**  
32 **required for a person to register to vote pursuant to this chapter,**  
33 **unless the county clerk has specific evidence that the elector has**  
34 **been convicted of a felony in this State or another state and has**  
35 **not had his or her civil right to vote in this State restored pursuant**  
36 **to the provisions of NRS 176A.850, 179.285, 213.090, 213.155 or**  
37 **213.157 or pursuant to the provisions of section 8 of this act. If the**  
38 **county clerk has or receives such specific evidence, the county**  
39 **clerk must notify the elector of that evidence and provide to the**  
40 **elector an affidavit which allows the elector to affirm under**  
41 **penalty of perjury that he or she is a lawful resident of this State**  
42 **and that he or she has never been convicted of a felony in this**  
43 **State or another state or, if so, has had his or her civil right to vote**  
44 **in this State restored pursuant to the provisions of NRS 176A.850,**  
45 **179.285, 213.090, 213.155 or 213.157 or pursuant to the**



1 *provisions of section 8 of this act. If the elector so affirms or*  
2 *presents a court order or official documentation indicating that he*  
3 *or she has had his or her civil right to vote in this State restored*  
4 *pursuant to the provisions of NRS 176A.850, 179.285, 213.090,*  
5 *213.155 or 213.157 or pursuant to the provisions of section 8 of*  
6 *this act, the county clerk must reregister the elector.*

7 3. If the registration of an elector is cancelled pursuant to the  
8 provisions of subsection 5 of NRS 293.540, the elector may  
9 reregister immediately.

10 4. If the registration of an elector is cancelled pursuant to the  
11 provisions of subsection 6 of NRS 293.540, after the close of  
12 registration for a primary election, the elector may not reregister  
13 until after the primary election.

14 **Sec. 14.** NRS 293.547 is hereby amended to read as follows:

15 293.547 1. After the 30th day but not later than the 25th day  
16 before any election, a written challenge may be filed with the county  
17 clerk.

18 2. A registered voter may file a written challenge if:

19 (a) He or she is registered to vote in the same precinct as the  
20 person whose right to vote is challenged; and

21 (b) The challenge is based on the personal knowledge of the  
22 registered voter.

23 3. The challenge must be signed and verified by the registered  
24 voter and name the person whose right to vote is challenged and the  
25 ground of the challenge.

26 4. A challenge filed pursuant to this section must not contain  
27 the name of more than one person whose right to vote is challenged.  
28 The county clerk shall not accept for filing any challenge which  
29 contains more than one such name.

30 5. The county clerk shall:

31 (a) File the challenge in the registrar of voters' register and:

32 (1) In counties where records of registration are not kept by  
33 computer, he or she shall attach a copy of the challenge to the  
34 challenged registration in the election board register.

35 (2) In counties where records of registration are kept by  
36 computer, he or she shall have the challenge printed on the  
37 computer entry for the challenged registration and add a copy of it  
38 to the election board register.

39 (b) Within 5 days after a challenge is filed, mail a notice in the  
40 manner set forth in NRS 293.530 to the person whose right to vote  
41 has been challenged pursuant to this section informing the person of  
42 the challenge. *If the person's right to vote is challenged on the*  
43 *grounds that the person has been convicted of a felony in this*  
44 *State or another state and has not had his or her civil right to vote*  
45 *in this State restored pursuant to the provisions of NRS 176A.850,*



1 179.285, 213.090, 213.155 or 213.157 or pursuant to the  
2 provisions of section 8 of this act, the notice must be accompanied  
3 by an affidavit which allows the person whose right to vote has  
4 been challenged to affirm under penalty of perjury that he or she  
5 is a lawful resident of this State and that he or she has never been  
6 convicted of a felony in this State or another state or, if so, has  
7 had his or her civil right to vote in this State restored pursuant to  
8 the provisions of NRS 176A.850, 179.285, 213.090, 213.155 or  
9 213.157 or pursuant to the provisions of section 8 of this act. If the  
10 person so affirms or presents a court order or official  
11 documentation indicating that he or she has had his or her civil  
12 right to vote in this State restored pursuant to the provisions of  
13 NRS 176A.850, 179.285, 213.090, 213.155 or 213.157 or pursuant  
14 to the provisions of section 8 of this act, the county clerk may not  
15 cancel the registration of the person whose right to vote has been  
16 challenged unless the county clerk has specific, documentary  
17 evidence that the person is ineligible to vote in this State. If the  
18 person fails to respond or appear to vote within the required time,  
19 the county clerk shall cancel the person's registration. A copy of the  
20 challenge and information describing how to reregister properly  
21 must accompany the notice.

22 (c) Immediately notify the district attorney. A copy of the  
23 challenge must accompany the notice.

24 6. Upon receipt of a notice pursuant to this section, the district  
25 attorney shall investigate the challenge within 14 days and, if  
26 appropriate, cause proceedings to be instituted and prosecuted in a  
27 court of competent jurisdiction without delay. *If the right to vote of*  
28 *a person has been challenged on the grounds that the person has*  
29 *been convicted of a felony in this State or another state and has*  
30 *not had his or her civil right to vote in this State restored pursuant*  
31 *to the provisions of NRS 176A.850, 179.285, 213.090, 213.155 or*  
32 *213.157 or pursuant to the provisions of section 8 of this act, and*  
33 *if the person presents to the district attorney or the court the*  
34 *affidavit signed by the person pursuant to paragraph (b) of*  
35 *subsection 5 or a court order or other documentation indicating*  
36 *that he or she has had his or her civil right to vote in this State*  
37 *restored pursuant to the provisions of NRS 176A.850, 179.285,*  
38 *213.090, 213.155 or 213.157 or pursuant to the provisions of*  
39 *section 8 of this act, the district attorney or the court must find*  
40 *that the person is entitled to the civil right to vote in this State*  
41 *unless the district attorney or the court has specific, documentary*  
42 *evidence that the person is ineligible to vote in this State.* The court  
43 shall give such proceedings priority over other civil matters that are  
44 not expressly given priority by law. Upon court order, the county



1 clerk shall cancel the registration of the person whose right to vote  
2 has been challenged pursuant to this section.

3 **Sec. 15.** NRS 293C.185 is hereby amended to read as follows:

4 293C.185 1. Except as otherwise provided in NRS 293C.115  
5 and 293C.190, a name may not be printed on a ballot to be used at a  
6 primary city election unless the person named has filed a declaration  
7 of candidacy or an acceptance of candidacy and has paid the fee  
8 established by the governing body of the city not earlier than 70  
9 days before the primary city election and not later than 5 p.m. on the  
10 60th day before the primary city election.

11 2. A declaration of candidacy required to be filed by this  
12 section must be in substantially the following form:

13  
14 DECLARATION OF CANDIDACY OF ..... FOR THE  
15 OFFICE OF .....

16  
17 State of Nevada

18  
19 City of.....

20  
21 For the purpose of having my name placed on the official  
22 ballot as a candidate for the office of ....., I,  
23 ....., the undersigned do swear or affirm under penalty  
24 of perjury that I actually, as opposed to constructively, reside  
25 at ....., in the City or Town of ....., County of  
26 ....., State of Nevada; that my actual, as opposed to  
27 constructive, residence in the city, township or other area  
28 prescribed by law to which the office pertains began on a date  
29 at least 30 days immediately preceding the date of the close  
30 of filing of declarations of candidacy for this office; that my  
31 telephone number is ....., and the address at which I  
32 receive mail, if different than my residence, is .....;  
33 that I am a qualified elector pursuant to Section 1 of Article 2  
34 of the Constitution of the State of Nevada; that if I have ever  
35 been convicted of treason or a felony, my civil rights have  
36 been restored ; ~~by a court of competent jurisdiction;~~ that if  
37 nominated as a candidate at the ensuing election I will accept  
38 the nomination and not withdraw; that I will not knowingly  
39 violate any election law or any law defining and prohibiting  
40 corrupt and fraudulent practices in campaigns and elections in  
41 this State; that I will qualify for the office if elected thereto,  
42 including, but not limited to, complying with any limitation  
43 prescribed by the Constitution and laws of this State  
44 concerning the number of years or terms for which a person



1 may hold the office; and my name will appear on all ballots  
2 as designated in this declaration.

3  
4 .....  
5 (Designation of name)

6  
7 .....  
8 (Signature of candidate for office)

9  
10 Subscribed and sworn to before me  
11 this ..... day of the month of ..... of the year .....

12  
13 .....  
14 Notary Public or other person  
15 authorized to administer an oath

16  
17 3. The address of a candidate that must be included in the  
18 declaration or acceptance of candidacy pursuant to subsection 2  
19 must be the street address of the residence where the candidate  
20 actually, as opposed to constructively, resides in accordance with  
21 NRS 281.050, if one has been assigned. The declaration or  
22 acceptance of candidacy must not be accepted for filing if:

23 (a) The candidate's address is listed as a post office box unless a  
24 street address has not been assigned to the residence; or

25 (b) The candidate does not present to the filing officer:

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

29 (2) A current utility bill, bank statement, paycheck, or  
30 document issued by a governmental entity, including a check which  
31 indicates the candidate's name and residential address, but not  
32 including a voter registration card issued pursuant to NRS 293.517.

33 4. The filing officer shall retain a copy of the proof of identity  
34 and residency provided by the candidate pursuant to paragraph (b)  
35 of subsection 3. Such a copy:

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

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

39 5. By filing the declaration or acceptance of candidacy, the  
40 candidate shall be deemed to have appointed the city clerk as his or  
41 her agent for service of process for the purposes of a proceeding  
42 pursuant to NRS 293C.186. Service of such process must first be  
43 attempted at the appropriate address as specified by the candidate in  
44 the declaration or acceptance of candidacy. If the candidate cannot  
45 be served at that address, service must be made by personally



1 delivering to and leaving with the city clerk duplicate copies of the  
2 process. The city clerk shall immediately send, by registered or  
3 certified mail, one of the copies to the candidate at the specified  
4 address, unless the candidate has designated in writing to the city  
5 clerk a different address for that purpose, in which case the city  
6 clerk shall mail the copy to the last address so designated.

7 6. If the city clerk receives credible evidence indicating that a  
8 candidate has been convicted of a felony and has not had his or her  
9 civil rights restored, ~~by a court of competent jurisdiction,~~ the city  
10 clerk:

11 (a) May conduct an investigation to determine whether the  
12 candidate has been convicted of a felony and, if so, whether the  
13 candidate has had his or her civil rights restored; ~~by a court of~~  
14 ~~competent jurisdiction;~~ and

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

17 7. The receipt of information by the city attorney pursuant to  
18 subsection 6 must be treated as a challenge of a candidate pursuant  
19 to subsections 4 and 5 of NRS 293C.186. If the ballots are printed  
20 before a court of competent jurisdiction makes a determination that  
21 a candidate has been convicted of a felony and has not had his or her  
22 civil rights restored, ~~by a court of competent jurisdiction,~~ the city  
23 clerk must post a notice at each polling place where the candidate's  
24 name will appear on the ballot informing the voters that the  
25 candidate is disqualified from entering upon the duties of the office  
26 for which the candidate filed the declaration of candidacy or  
27 acceptance of candidacy.

28 **Sec. 16.** 1. Any person residing in this State who, before  
29 July 1, 2015:

30 (a) Was honorably discharged from probation pursuant to  
31 NRS 176A.850;

32 (b) Was granted a pardon with the restoration of the right to vote  
33 pursuant to NRS 213.090;

34 (c) Was honorably discharged from parole pursuant to NRS  
35 213.155; or

36 (d) Completed his or her sentence and was released from prison  
37 pursuant to NRS 213.157,

38 ↪ who is not on probation or parole or serving a sentence of  
39 imprisonment on July 1, 2015, and who has not had his or her civil  
40 right to vote restored is hereby restored to the civil right to vote.

41 2. The provisions of this act do not require any notification to a  
42 person described in subsection 1 of the restoration of his or her civil  
43 right to vote.



1     **Sec. 17.** This act becomes effective on July 1, 2015.

③



\* S B 9 7 \*