

Election Statute Navigator: Nevada

The Election Law Program prepared this Election Law Navigator to highlight state election statutes particularly relevant to the 2020 cycle. The Election Law Navigator is updated as of March 1, 2021. Please contact elect@wm.edu with questions or suggestions. To access COVID-specific legal information impacting this state's election process, please use this link:

<https://ebenchmark.org/nevada/covid/#tracker>.

Voter Registration

- Voter permitted to register up to and including Election Day (aka Same Day Registration) – [§ 293.5847](#)
- Voters (other than above) register prior to Election Day – [§ 293.560](#)
 - Generally, for registration in person or by mail, the fourth Tuesday preceding the election
 - Generally, for online, the Thursday preceding the election
- Online registration available – [§ 293.506](#)
- Registration via mail available – [§ 293.560\(1\)\(a\)\(1\)](#)
- In-Person registration available – [§ 293.5035](#); [§ 293.504](#)
 - Locations: Department of Motor Vehicles, City Clerk Offices, Military Recruitment Offices, Other Approved Offices
- Automatic Voter Registration – [§ 293.5732](#)
 - Participating Agencies: Department of Motor Vehicles in conjunction with Secretary of State and County Clerks
- Preregistration allowed – [§ 293.4855](#)
 - Must be at least 17 years old and meet all other statutory requirements for registration
- Residency requirement – [§ 293.485](#)
 - 30 Days
- Prior conviction eligibility – See state code for specifics – [§ 293.540\(2\)\(c\)](#)
- Voters judged mentally incompetent or under guardianship for a mental disability cannot vote – [§ 293.540\(2\)\(b\)](#)
- Voter list maintenance guidelines
 - Generally – [§ 293.530](#)
 - Change of Address – [§ 293.5303](#); [§ 393.5307](#)

State Absentee, Early, and Mail Voting

- Early voting allowed – [§ 293.3564](#)
 - Period of Early Voting – [§ 293.3568](#)
 - Third Saturday before an election through the Friday immediately preceding the election

- No-excuse absentee voting – [§ 293.313](#)
- Online absentee ballot application available – [§ 293.3088\(1\)](#)
- Absentee ballot application is verified – [§ 293.320](#)
- Permanent absentee voting options – [§ 293.3165](#)
 - For voters with disabilities or voters who are at least 65
- Copy of Voter ID required with absentee ballot – [See this website](#)
 - If you are voting in Nevada in the first time and did not show an ID upon registering, then you need to provide documents that show both identification and residency
- Absentee ballot verification details – [§ 293.325](#)
- State allows voters to correct signature discrepancies – [§ 293.325](#)
- Someone other than the voter can return an absentee or mail ballot on behalf of the voter – [§ 293.353](#)
 - Can only be a family member at the voter’s request
- Deadline by which election official must receive absentee/mailed ballots – [§ 293.317](#)
 - Close of polls on election day
- State accepts postmarked ballots that arrive after election day – [§ 293.317](#)
- State is required to provide secrecy sleeve for absentee/mail ballot – [§ 293.323\(c\)](#)
- Absentee/Mail ballot processing and counting procedures
 - Processing – [§ 293.325](#)
 - Counting – [§ 293.333](#)
- Spoiling/Replacement/Correction ballot restrictions
 - Replacement – [§ 293.2696\(3\)](#)
 - Correction – [§ 293.325](#)

In-Person Voter ID

- No document required to vote

Provisional Voting

- Provisional ballot availability – [§ 293.3078](#)
- Time allotted to determine the status of provisional ballot – [§ 293.387](#)
 - 6 working days following the election
- Provisional ballot rejection reasons – [§ 293.3085](#)
 - When a voter cast the wrong ballot for the address they are registered to vote at
- Method for informing voters whether provisional vote was counted – [§ 293.3086](#)

Polling Place

- Polling Place availability and requirements
 - Accessibility – [§ 293.2955](#)
 - Indian Reservations – [§ 293.2733](#)
- Electioneering or campaigning is permitted on the premises of the polling place – [§ 293.740](#)

- Electioneering or campaigning must not be closer than 100 feet to the entrance of the polling place – [§ 293.740](#)
- Rules governing poll observers – [§ 293.274](#)
- Poll watcher qualifications – [§ 293.274](#)
- National Guard permitted to step in as poll workers – [§ 293.217\(1\)](#)
 - Nothing evidently prohibiting it
- Police presence – [§ 293.217](#)
 - Deputy Sheriffs required to be there
- Photography restrictions – [§ 293.274](#)

State Emergency Rules and How Elections are Affected

- Governor has authority to set rules and procedures – [§ 414.070\(6\)](#)
 - Does not give the Governor blanket authority to suspend statutes, but if civilian safety is at issue, then the Governor would have that authority
- Explicit remedies in election statute – [§ 293.2955\(2\)](#)
 - Allows for polling place to not have to meet all requirements if reason is due to natural disaster
 - Amended by NV AB4 on 8/3/2020

Counting Rules

- Voting system requirements – [§ 293.2696](#); [§ 293.2699](#)
- Counting procedures – [§ 293.3625](#); [§ 293.363](#); [§ 293.367](#); [§ 293.3677](#)

Contest/Protest, Recount Rules

- Contest filing guidelines – [§ 293.407](#); [§ 293.410](#); [§ 293.413](#)
- Challenging a candidate – [§ 293.182](#)
- Challenging a voter – [§ 293.187](#)
- Contest/Protest recount – [§ 293.403](#)
 - If requested in writing within 3 days of certification, and if paid in advance
 - No requirement based on the closeness of the results