

MAR 03 2008 *CL*

State of Nevada

Referendum Petition**STOP SPECIAL INTERESTS FROM DESTROYING THE INITIATIVE PROCESS**

SECRETARY OF STATE

Explanation - Matter in ***bolded italics*** is new; matter between brackets and underlined [omitted material] is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA DO ENACT AS FOLLOWS:

Section 1. Sections 1(a) and 2 of NRS 295.009 of the Statutes of the State of Nevada are hereby repealed. The resulting statute would read as follows:

NRS 295.009 Requirements for petition: [Must embrace one subject;] must include description.

1. Each petition for initiative or referendum must:

[(a) Embrace but one subject and matters necessarily connected therewith and pertaining thereto; and

[(b)] Set forth, in not more than 200 words, a description of the effect of the initiative or referendum if the initiative or referendum is approved by the voters. The description must appear on each signature page of the petition.

2. For the purposes of paragraph (a) of subsection 1, a petition for initiative or referendum embraces but one subject and matters necessarily connected therewith and pertaining thereto, if the parts of the proposed initiative or referendum are functionally related and germane to each other in a way that provides sufficient notice of the general subject of, and of the interests likely to be affected by, the proposed initiative or referendum.

Section 2. NRS 295.061 of the Nevada Revised Statutes is hereby amended by repealing section 295.061 in its entirety.

Section 2. NRS 295.061 of the Statutes of the State of Nevada is hereby repealed by being deleted in its entirety.

[NRS 295.061 Challenge to description of petition; challenge to legal sufficiency of petition.

Except as otherwise provided in subsection 3, whether an initiative or referendum embraces but one subject and matters necessarily connected therewith and pertaining thereto, and the description of the effect of an initiative or referendum required pursuant to ***NRS 295.009***, may be challenged by filing a complaint in the First Judicial District Court not later than 15 days, Saturdays, Sundays and holidays excluded, after a copy of the petition is placed on file with the Secretary of State pursuant to ***NRS 295.015***. All affidavits and documents in support of the challenge must be filed with the complaint. The court shall set the matter for hearing not later than 15 days after the complaint is filed and shall give priority to such a complaint over all criminal proceedings.

2. The legal sufficiency of a petition for initiative or referendum may be challenged by filing a complaint in district court not later than 7 days, Saturdays, Sundays and holidays excluded, after the petition is certified as sufficient by the Secretary of State. All affidavits and documents in support of the challenge must be filed with the complaint. The court shall set the matter for hearing not later than 15 days after the complaint is filed and shall give priority to such a complaint over all other matters pending with the court, except for criminal proceedings.

3. If a description of the effect of an initiative or referendum required pursuant to ***NRS 295.009*** is challenged successfully pursuant to subsection 1 and such description is amended in compliance with the order of the court, the amended description may not be challenged.

(Added to NRS by 1999, 3560; A 2005, 2839; 2007, 326, 1251)]

DESCRIPTION OF EFFECT

The following statutory provisions shall supersede all conflicting Nevada law regarding election procedures on initiatives and referendums filed under Article 19 of the Nevada Constitution.

- Citizen sponsored initiatives to amend the constitution or statutes will not be limited to a single subject.
- No person will be able to challenge in court the right of any group to propose an initiative petition or referendum as currently provided in NRS 295.061 and this referendum will repeal that provision of law in its entirety.
- This referendum will repeal NRS 295.009 (1)(a) and (2) commonly known as the single subject rule.

County of _____ (Only registered voters of this county may sign below)

1	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY (St No, St Name, Unit)		This space for office use only
	YOUR SIGNATURE _____ DATE _____	CITY _____	ZIP _____ COUNTY _____	
2	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY (St No, St Name, Unit)		
	YOUR SIGNATURE _____ DATE _____	CITY _____	ZIP _____ COUNTY _____	
3	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY (St No, St Name, Unit)		
	YOUR SIGNATURE _____ DATE _____	CITY _____	ZIP _____ COUNTY _____	
4	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY (St No, St Name, Unit)		
	YOUR SIGNATURE _____ DATE _____	CITY _____	ZIP _____ COUNTY _____	
5	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY (St No, St Name, Unit)		
	YOUR SIGNATURE _____ DATE _____	CITY _____	ZIP _____ COUNTY _____	
6	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY (St No, St Name, Unit)		
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**AFFIDAVIT OF CIRCULATOR
(TO BE SIGNED BY CIRCULATOR)**

STATE OF NEVADA)
)
COUNTY OF _____)

I, _____, (print name), being first duly sworn under penalty of perjury, depose and say:

(1) that I reside at

(print street, city and state);

(2) that I am 18 years of age or older;

(3) that I personally circulated this document;

(4) that all signatures were affixed in my presence;

(5) that I believe each person who signed was at the time of signing a registered voter in the county of his or her residence;

(6) the number of signatures thereon is _____; and

(7) that each signer had an opportunity before signing to read the full text of the act or resolution on which the initiative or referendum is demanded.

Signature of Circulator

Subscribed and sworn to or affirmed before me this

_____ day of _____, _____, by _____

Notary Public or person authorized to administer oath