STATE OF NEVADA
COMMITTEE FOR POLITICAL ACTION (PAC)
REGISTRATION INFORMATION

Secretary of State Ross Miller

WHO MUST REGISTER A COMMITTEE FOR POLITICAL ACTION (PAC)? (NRS 294A.0055)

Any group of natural persons or entities that solicits or receives contributions from any other person, group or entity and makes or intends to make contributions to candidates or other persons or makes or intends to make expenditures designed to affect the outcome of ***any*** primary, general or special election or question on the ballot.

A Political Action Committee does **NOT** include the following:

- Legislative Caucus - An organization made up of legislative members of a political party whose primary purpose is to provide support for their political efforts;
- An entity solely because it provides goods or services to a candidate or committee in the regular course of its business at the same price that would be provided to the general public;
- An individual natural person;
- An individual corporation or other business entity who has filed articles of incorporation or other documentation of organization with the Secretary of State pursuant to Title 7 of NRS;
- Campaign Representative - A personal campaign committee or the personal representative of a candidate who receives contributions or makes expenditures that are reported as campaign contributions or expenditures by the candidate; and
- A Recall Committee - A committee for the recall of a public officer.

WHEN MUST A PAC REGISTER? (NRS 294A.230)

Before it engages in ***any*** activity in this state, a PAC must register with the Secretary of State' office.

The registration form must contain the following:

- The full name of the PAC and its common name (if applicable);
- The purpose for which the PAC was organized;
- The names, addresses, and telephone numbers of the PAC's officers;
- If the PAC is affiliated with any other organizations, the name, address, and telephone number of each affiliated organization must be included;
- The name, address, and telephone number of the PAC's registered agent; and
- The signature of the representative of the PAC.

REGISTERED AGENT DEFINED

Each PAC shall appoint and keep in this state a registered agent, as provided in NRS 14.020, who must be a natural person who resides in this State (NRS 294A.240).

FILING AN AMENDED PAC REGISTRATION (NRS 294A.230(3)(a))

A PAC **must** file with the Secretary of State an amended registration within 30 days following any change that occurs to any of the information contained in the PAC's current registration form.

FILING AN ANNUAL PAC REGISTRATION (NRS 294A.230(3)(b))

A PAC **must** file with the Secretary of State an annual registration on or before January 15th of each year if the PAC intends to continue activity in the State. PLEASE NOTE: the annual form must be filed regardless of whether there is a change in the information previously provided to the Secretary of State.

WHAT IF A PAC FAILS TO REGISTER WITH THE SECRETARY OF STATE? (NRS 294A.420)

If a PAC fails to register with the Secretary of State, the PAC may be subject to a civil penalty of up to $5,000 for each activity in which the PAC engages.

HOW IS A PAC INACTIVATED? (NAC 294A.110)

A PAC becomes inactive when: (i) an officer or the registered agent files with the Secretary of State a written notice that the PAC has ceased to engage in political activity in this state; or (ii) the Secretary of State receives mail stamped by the postal service and returned from the address of record of the PAC on the most recent registration form on file with the Secretary of State's office stating that the addressee has moved and did not leave a forwarding address.

CAMPAIGN FINANCE INFORMATION

ARE THERE LIMITS ON WHAT A PAC CAN CONTRIBUTE TO CANDIDATES?

A PAC shall ***not*** make or commit to make a contribution or contributions to a candidate for any office, except a federal office, in an amount which exceeds $5,000 for ***any*** primary election and $5,000 for ***any*** general election. This limit applies regardless of the number of candidates for the office (*see*, NRS 294A.100).

A PAC shall ***not*** make or commit to make a contribution to another PAC with the knowledge and intent that the receiving PAC will contribute the money to a specific candidate, which, in combination with the total contributions already made by the person for the same election, would violate the limitations on contributions set forth in NRS 294A.100 (*see*, NRS 294A.112).

ARE PACS REQUIRED TO FILE CONTRIBUTIONS AND EXPENSES REPORTS?

If a PAC makes any expenditure on behalf of a candidate and the PAC is not under the control of the candidate or any person/group involved in the campaign of that candidate, it must report each contribution and expenditure in excess of $100 on the Contributions and Expenses Reports form prescribed by the Secretary of State's office (*see*, NRS 294A.140; 294A.210). This type of report is an "Independent Expenditures" report.

If a PAC receives or expends money to advocate the passage or defeat of a question or group of questions on the ballot at any election, the PAC must report each contribution and expenditure in excess of $1,000 on the Contributions and Expenses Reports form prescribed by the Secretary of State's office (*see*, NRS 294A.150; 294A.220).

Questions related to whether a PAC is required to file the reports required by NRS Chapter 294A should be directed to the Secretary of State's Elections Division at (775) 684-5705.

IS THERE A PENALTY FOR FAILING TO TIMELY FILE CONTRIBUTIONS AND EXPENSES REPORTS? (NRS 294A.420)

Yes. Any PAC may be subject to a civil penalty for each violation of the reporting requirements. Each violation is subject to a civil penalty of up to $5,000 in addition to court costs and attorney's fees. **Refer to NRS 294A.420(3) for the penalty schedule.**

For more information please obtain and review the most recent version of Title 24 of the Nevada Revised Statutes and the Nevada Administrative Code.