

NORTH CAROLINA GENERAL ASSEMBLY  
1969 SESSION

CHAPTER 111  
HOUSE BILL 271

1 AN ACT TO AMEND ARTICLE 50, CHAPTER 106, OF THE GENERAL STATUTES SO  
2 AS TO PROVIDE FOR BALLOTS BY MAIL IN REFERENDUMS AMONG  
3 PRODUCERS OF AGRICULTURAL PRODUCTS ON THE QUESTION OF SELF-  
4 ASSESSMENT PROGRAMS.

5  
6 The General Assembly of North Carolina do enact:

7  
8 **Section 1.** Article 50 of Chapter 106 of the General Statutes is amended by adding  
9 thereto a new section to be designated as G.S. 106-557.1 and to read as follows:

10 "As an alternative method of conducting a referendum under the provisions of this article,  
11 the certified agency in its discretion may conduct the referendum by a mail ballot as herein  
12 provided.

13 "In the event that a certified agency determines in its discretion to conduct a mail ballot,  
14 public notice of said mail ballot shall be made at least 30 days before the date of said  
15 referendum. Said notice shall contain the same information required by G.S. 106-557, except  
16 that the notice will also state that the ballot is to be conducted by mail rather than at polling  
17 places. The notice shall also state that official ballots are being mailed on a date specified in the  
18 notice to all persons known by the certified agency to be eligible to vote and that any person  
19 not receiving by mail an official ballot by a date specified in the notice will have ten days  
20 thereafter to apply for an official ballot at the office of the certified agency. The notice shall  
21 state the deadline for the receipt of all ballots and the address of the certified agency.

22 "Official ballots shall be prepared by the certified agency and mailed by first class mail to  
23 the last known address of all persons known by the certified agency to be eligible to vote. As  
24 announced in the public notice, said ballots shall be made available for a period of not less than  
25 ten days, to those who are eligible to vote in said referendum and did not receive a ballot by  
26 mail.

27 "Before any person shall receive an official ballot, he shall furnish such proof as the  
28 certified agency may require of his eligibility to vote in said referendum.

29 "The certified agency shall keep a list of those persons who receive official ballots. No  
30 person may receive more than one official ballot unless he satisfies the certified agency that his  
31 ballot has been lost or destroyed.

32 "No votes shall be counted which are not on official ballots. To be eligible to be counted,  
33 ballots must be received by the certified agency at the place and by the deadline previously  
34 announced in the public notice of said referendum."

35 **Sec. 2.** The provisions of this Act shall not apply to the North Carolina Potato  
36 Association and the North Carolina Soybean Association.

37 **Sec. 3.** All laws and clauses of laws in conflict with this Act are hereby repealed.

38 **Sec. 4.** This Act shall be in full force and effect upon ratification.

39 In the General Assembly read three times and ratified, this the 24th day of March,  
40 1969.