

GENERAL ASSEMBLY OF NORTH CAROLINA
1983 SESSION

CHAPTER 331
HOUSE BILL 386

AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE ELECTIONS
STATUTES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-108(b) is amended by deleting the word "solicitor" and substituting "district attorney".

Sec. 2. G.S. 163-226.3(a)(4) is amended in the sixth line of that subdivision by adding between the word "guardian" and the word "to" the following words and punctuation: ", or officer authorized to administer oaths acting pursuant to G.S. 163-231(a)(1),".

Sec. 3. G.S. 163-227(b)(1) is amended by striking the word "Wednesday" in the first sentence of that subdivision and substituting "Thursday".

Sec. 4. G.S. 163-251 is amended by rewriting subsections (a) and (b) to read:

"(a) Preparation of List. The chairman of the county board of elections shall prepare, or cause to be prepared, a list in quadruplicate of all military absentee ballots returned to the county board of elections to be counted which have been approved by the county board of elections. At the end of the list the chairman shall execute the following certificate under oath:

'State of North Carolina County of _____ I, _____,
Chairman of the _____ County Board of Elections, do hereby certify that the foregoing is a list of all executed military absentee ballots to be voted in the election to be conducted on the _____ day of _____, 19 ____, which have been approved by the County Board of Elections. I further certify that I have issued ballots to no other persons than those listed herein and further that I have not delivered military absentee ballots to persons other than those listed herein; that this list constitutes the only precinct registration of military absentee voters whose names have not heretofore been entered on the regular registration of the appropriate precinct. This the _____ day of _____ 19____.

(Signature of Chairman of County Board of Elections)

Sworn to and subscribed before me this _____ day of ____ 19 ____.

(Signature of Officer administering oath)

(Title of officer)'

(b) Distribution of List. No earlier than 3:00 p.m. on the day before the election and no later than 10:00 a.m. on election day, the chairman shall cause one copy of the list of executed military absentee ballots, which may be a continuing countywide list or a separate list for each precinct, to be immediately deposited as first-class mail to the State Board of Elections, Post Office Box 1166, Raleigh, North Carolina 27602. The chairman shall retain one copy in the board office for public inspection and he shall cause two copies of the appropriate precinct list to be delivered to the registrar of each precinct in the county. The registrar shall post one copy in the voting place and retain one copy until all challenges of absentee ballots have been heard by the county board of elections. Challenges shall be made as provided in G.S. 163-89.

After receipt of the list of absentee voters required by this section the registrar shall call the name of each person recorded on the list and enter an 'A' in the appropriate voting square on the voter's permanent registration record, if any. If such person is already recorded as having voted in that election, the registrar shall enter a challenge which shall be presented to the chairman of the county board of elections for resolution by the board of elections prior to certification of results by the board."

Sec. 5. G.S. 163-213.2 and 163-283 are each amended in the last sentence by deleting the phrase "21 days" and substituting "the 21st day".

Sec. 6. G.S. 163-278.6(4) is rewritten to read:

"(4) The term 'candidate' means any individual who, with respect to a public office listed in G.S. 163-278.6(18), has filed a notice of candidacy or a petition requesting to be a candidate, or has been certified as a nominee of a political party for a vacancy, or has otherwise qualified as a candidate in a manner authorized by law."

Sec. 7. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 20th day of May, 1983.