Article 5.

Political Activity of Employees.

§ 126-13. Appropriate political activity of State employees defined.

(a) As an individual, each State employee retains all the rights and obligations of
citizenship provided in the Constitution and laws of the State of North Carolina and the
Constitution and laws of the United States of America; however, no State employee subject to
the North Carolina Human Resources Act or temporary State employee shall:

(1) Take any active part in managing a campaign, or campaign for political
office or otherwise engage in political activity while on duty or within any
period of time during which he is expected to perform services for which he
receives compensation from the State;

(2) Otherwise use the authority of his position, or utilize State funds, supplies or
vehicles to secure support for or oppose any candidate, party, or issue in an
election involving candidates for office or party nominations, or affect the
results thereof.

(b) No head of any State department, agency, or institution or other State employee
exercising supervisory authority shall make, issue, or enforce any rule or policy the effect of
which is to interfere with the right of any State employee as an individual to engage in political
activity while not on duty or at times during which he is not performing services for which he
receives compensation from the State. A State employee who is or may be expected to perform
his duties on a twenty-four hour per day basis shall not be prevented from engaging in political
activity except during regularly scheduled working hours or at other times when he is actually
performing the duties of his office. The willful violation of this subdivision shall be a Class 1
misdemeanor. (1967, c. 821, s. 1; 1985, c. 469, s. 1; c. 617, s. 5; 1993, c. 539, s. 930; 1994, Ex.
Sess., c. 24, s. 14(c); 2013-382, s. 9.1(c).)