

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE DRS45199-LU-84 (03/10)

Short Title: Allow Change of Office Within Filing Deadline. (Public)

Sponsors: Senator D. Davis (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW A PERSON WHO HAS FILED A NOTICE OF CANDIDACY FOR
3 AN OFFICE TO WITHDRAW CANDIDACY FOR THAT OFFICE AFTER THE THIRD
4 BUSINESS DAY AND BEFORE THE CLOSE OF THE FILING PERIOD IF THE
5 PERSON IS SEEKING A DIFFERENT OFFICE.
6 The General Assembly of North Carolina enacts:
7 **SECTION 1.** G.S. 163-106(e) reads as rewritten:
8 "(e) Withdrawal of Notice of Candidacy. – Any person who has filed notice of
9 candidacy for an office shall have the right to withdraw it at any time prior to the close of
10 business on the third business day prior to the date on which the right to file for that office
11 expires under the terms of subsection (c) of this section. However, a person may withdraw after
12 the close of business on the third business day prior to the date on which the right to file for that
13 office expires if the person is withdrawing to seek election for a different office. If a candidate
14 does not withdraw before the deadline, except as otherwise provided in this subsection or in
15 G.S. 163-112, his name shall be printed on the primary ballot, any votes for him shall be
16 counted, and he shall not be refunded his filing fee."
17 **SECTION 2.** This act is effective when it becomes law and applies to elections on
18 or after that date.

