

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1103

Short Title: Gubernatorial Team Ticket.

(Public)

Sponsors: Representatives Ellis; Balmer and Nichols.

Referred to: Judiciary I.

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE GOVERNOR AND LIEUTENANT GOVERNOR RUN AS A JOINT TICKET IN THE GENERAL ELECTION.

The General Assembly of North Carolina enacts:

Section 1. Chapter 163 of the General Statutes is amended by adding a new section to read:

"§ 163-115.1. Party must nominate candidates for Governor and Lieutenant Governor.

If a party nominates a candidate for Governor under this Article, it must also nominate a candidate for Lieutenant Governor, or the nomination as Governor is void. If a party nominates a candidate for Lieutenant Governor under this Article, it must also nominate a candidate for Governor, or the nomination as Lieutenant Governor is void."

Sec. 2. G.S. 163-98 reads as rewritten:

"§ 163-98. General election participation by new political party.

In the first general election following the date on which a new political party qualifies under the provisions of G.S. 163-96, it shall be entitled to have the names of its candidates for State, congressional, and national offices printed on the official ballots, but it shall not be entitled to have the names of candidates for other offices printed on State, district, or county ballots at that election.

For the first general election following the date on which it qualifies under G.S. 163-96, a new political party shall select its candidates by party convention. Following adjournment of the nominating convention, but not later than the first day of July prior to the general election, the president of the convention shall certify to the State Board of Elections the names of persons chosen in the convention as the new party's candidates

1 for State, congressional, and national offices in the ensuing general election. The State
2 Board of Elections shall print names thus certified on the appropriate ballots as the
3 nominees of the new party. The convention, if it nominates a candidate for Governor,
4 must also nominate a candidate for Lieutenant Governor, or the nomination for
5 Governor shall be void. The convention, if it nominates a candidate for Lieutenant
6 Governor, must also nominate a candidate for Governor, or the nomination for
7 Lieutenant Governor is void."

8 Sec. 3. G.S. 163-122 is amended by adding a new subsection to read:

9 "(c) In filing petitions as an unaffiliated candidate, a petition for the office of
10 Governor shall also contain the name of a candidate for Lieutenant Governor, and the
11 petition shall be a petition for both. In filing petitions as an unaffiliated candidate, a
12 petition for the office of Lieutenant Governor shall also contain the name of a candidate
13 for Governor, and the petition shall be a petition for both. The form of the petition
14 requesting unaffiliated candidates to be placed on the ballot for Governor and
15 Lieutenant Governor on the general election ballot shall contain on the heading of each
16 page of the petition in bold print or in all capital letters the words 'THE
17 UNDERSIGNED REGISTERED VOTERS IN COUNTY HEREBY PETITION
18 ON BEHALF OF AS AN UNAFFILIATED CANDIDATE FOR GOVERNOR
19 AND AS AN UNAFFILIATED CANDIDATE FOR LIEUTENANT
20 GOVERNOR IN THE NEXT GENERAL ELECTION. THE UNDERSIGNED
21 HEREBY PETITION THAT THE SUBJECT CANDIDATES BE PLACED ON THE
22 APPROPRIATE BALLOT UPON COMPLIANCE WITH THE PROVISIONS OF G.S.
23 163-122."

24 Sec. 4. G.S. 163-140(b) is amended by adding a new subdivision to read:

25 "(9) In the general election, the offices of Governor and Lieutenant
26 Governor shall be combined on the State ballot and the nominees of
27 each party or unaffiliated offices listed together so that a vote for a
28 candidate for one of those offices is a vote for the candidates for both
29 offices. Such team election of Governor and Lieutenant Governor is
30 not a multiseat race for the purpose of subsection (f) of this section."

31 Sec. 5. G.S. 163-151(6) is amended by adding a new subparagraph to read:

32 "f. A write-in vote for a candidate for Governor shall not be
33 counted unless that person has also written in the name of a
34 candidate for Lieutenant Governor. A write-in vote for a
35 candidate for Lieutenant Governor shall not be counted unless
36 that person has also written in the name of a candidate for
37 Governor. A write-in vote shall not be counted for any
38 candidate for Governor if that person appears on the ballot as a
39 candidate for that office. A write-in vote shall not be counted
40 for any candidate for Lieutenant Governor if that person
41 appears on the ballot as a candidate for that office."

42 Sec. 6. G.S. 163-123 is amended by adding a new subsection to read:

43 "(c1) Any declaration of intent filed under this section for the office of Governor
44 shall be a joint declaration with another candidate for the office of Lieutenant Governor.

1 Any declaration of intent filed under this section for the office of Lieutenant Governor
2 shall be a joint declaration with another candidate for the office of Governor. The
3 declaration shall be signed by both candidates. The State Board of Elections shall
4 provide for a joint petition form for Governor and Lieutenant Governor in lieu of the
5 one provided by subsection (d) of this section."

6 Sec. 7. This act becomes effective beginning with the 1996 election.