

GENERAL ASSEMBLY OF NORTH CAROLINA  
FIRST EXTRA SESSION 2018

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HOUSE BILL 4

Short Title: Candidate Challenge/Felony/Sheriff. (Public)

Sponsors: Representative Clampitt.

*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Rules, Calendar, and Operations of the House

July 24, 2018

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT THE BURDEN OF PROOF IN CERTAIN CHALLENGES TO  
CANDIDACY BE PLACED ON THE CHALLENGER UNDER THE LAWS  
GOVERNING ELECTIONS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 163A-1029(a) reads as rewritten:

"(a) ~~The~~ Except for a challenge based on residency as provided in subsection (b) of this section, the burden of proof shall be upon the candidate, challenger, who must show by a preponderance of the evidence of the record as a whole that he or she is the candidate is not qualified to be a candidate for the office."

**SECTION 2.** This act is effective when it becomes law and applies to challenges to candidacy on or after that date.

