

# FAILED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 2

AMENDMENT NO. A1  
(to be filled in by  
Principal Clerk)

H2-ATC-2 [v.2]

Page 1 of 2

Amends Title [NO]  
H2-PCS40003-TH-1

Date \_\_\_\_\_, 2016

Representative Jackson

1 moves to amend the bill on page 1, line 5, through page 2, line 28, by rewriting those lines to read:

2  
3 **"SECTION 1.** Section 1.(b) of S.L. 2015-258 reads as rewritten:

4 **"SECTION 1.(b)** Primary Date. – On ~~March 15, 2016~~, June 21, 2016, the voters of this  
5 State shall be given an opportunity to express the voters' preference for the person to be the  
6 presidential candidate of the voters' political party."

7 **SECTION 2.(a)** Section 2.(d) of S.L. 2015-258 is repealed.

8 **SECTION 2.(b)** Notwithstanding G.S. 163-111, the results of the 2016 primary  
9 elections shall be determined by a plurality and no second primaries shall be held.

10 **SECTION 3.(a)** Conduct of 2016 United States House of Representatives Primary  
11 Election. – Notwithstanding Section 2 of S.L. 2015-258, the 2016 United States House of  
12 Representatives primary election shall be conducted as provided in this act. The primary shall be  
13 held on June 21, 2016.

14 **SECTION 3.(b)** Filing period for Congressional primary. - Notwithstanding G.S. 163-  
15 106 and Section 2 of S.L. 2015-258, the filing period for the 2016 United States House of  
16 Representatives primary shall open at 12:00 noon on Wednesday, April 6, 2016, and close at  
17 12:00 noon on Wednesday, April 20, 2016.

18 **SECTION 3.(c)** Eligibility to File. – Notwithstanding G.S. 163-106, no person shall  
19 be permitted to file as a candidate in the 2016 United States House of Representatives primary  
20 unless that person has been affiliated with that party for at least 75 days as of the date of that  
21 person filing such notice of candidacy. A person registered as "Unaffiliated" shall be ineligible to  
22 file as a candidate in a party primary election.

23 **SECTION 3.(d)** Return of Filing Fee. – Any candidate who has filed notice of  
24 candidacy for the office of 2016 United States House of Representatives prior to enactment of this  
25 act shall be entitled to return of that candidate's filing fee.

26 **SECTION 4.(a)** Temporary Orders. – In order to accommodate the changes to the  
27 2016 primary as enacted by this act, the State Board of Elections may issue temporary orders that  
28 may change, modify, delete, amend, or add to any statute contained in Chapter 163 of the General  
29 Statutes, any rules contained in Title 8 of the North Carolina Administrative Code, or any other  
30 election regulation or guideline that may affect the 2016 primary elections. These temporary  
31 orders shall only be effective for the 2016 primary elections.



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 2

**FAILED**

AMENDMENT NO. A1  
(to be filled in by  
Principal Clerk)

H2-ATC-2 [v.2]

Page 2 of 2

- 1           **SECTION 4.(b)** Orders, Not Rules. – Orders issued under this act are not rules  
2 subject to the provisions of Chapter 150B of the General Statutes. Orders issued under this act  
3 shall be published in the North Carolina Register upon issuance.  
4           **SECTION 4.(c)** Expiration of Orders. – Any orders issued under this act become void  
5 14 days after the final certification of all 2016 primary elections. This act expires 10 days after the  
6 final certification of all 2016 primary elections.  
7           **SECTION 4.(d)** Definition. – As used in this act, "order" also includes guidelines and  
8 directives.  
9           **SECTION 5.** Any absentee ballots cast in accordance with S.L. 2015-258 for the 2016  
10 primary race set for March 15, 2015 are confidential, and are not a public record under G.S. 132-1.  
11 Ballots cast for the March 15, 2015 primary shall not be counted by the State Board of Elections.  
12           **SECTION 6.** This act is effective when it becomes law and applies to primary  
13 elections conducted in 2016."

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

**The official copy of this document, with signatures  
and vote information, is available in the  
House Principal Clerk's Office**