

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001

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HOUSE BILL 32
Committee Substitute Favorable 3/29/01

Short Title: Faithless Elector Penalty Increased.

(Public)

Sponsors:

Referred to:

February 1, 2001

A BILL TO BE ENTITLED

1
2 AN ACT TO INCREASE THE PENALTY FOR PRESIDENTIAL ELECTORS WHO
3 REFUSE OR FAIL TO VOTE FOR THE CANDIDATES OF THE PARTY
4 WHICH NOMINATED THAT ELECTOR.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 163-212 reads as rewritten:

7 "**§ 163-212. Penalty for failure of presidential elector to attend and vote.**

8 Any presidential elector having previously signified his consent to serve as such,
9 who fails to attend and vote for the candidate of the political party which nominated
10 such elector, for President and Vice-President of the United States at the time and place
11 directed in G.S. 163-210 (except in case of sickness or other unavoidable accident) shall
12 forfeit and pay to the State ~~five hundred dollars (\$500.00)~~, ten thousand dollars
13 (\$10,000), to be recovered by the Attorney General in the Superior Court of Wake
14 County. In addition to such forfeiture, refusal or failure to vote for the candidates of the
15 political party which nominated such elector shall constitute a resignation from the
16 office of elector, his vote shall not be recorded, and the remaining electors shall
17 forthwith fill such vacancy as hereinbefore provided.

18 The clear proceeds of forfeitures provided for in this section shall be remitted to the
19 Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2."

20 **SECTION 2.** This act is effective when it becomes law.