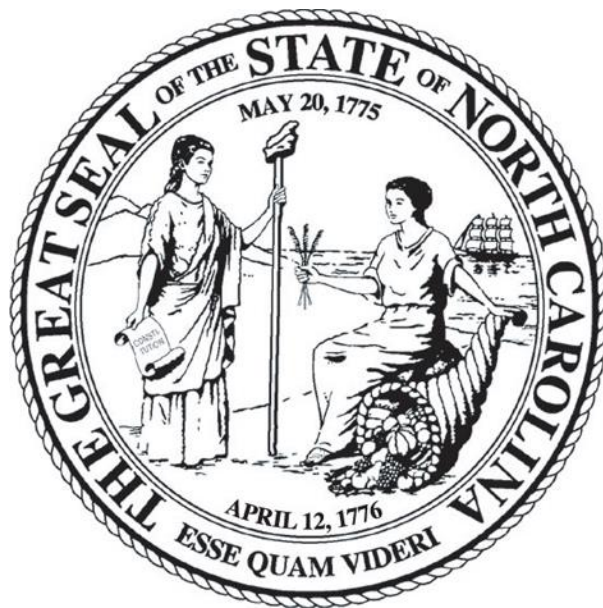


# North Carolina Election Crimes - Elements Manual -



Issued By

NORTH CAROLINA STATE BOARD OF ELECTIONS  
Legal Division

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Fraud:

Voter Registration

<p>Double Registration</p>	<p><b>Elements:</b> A person guilty of this offense: <b>(1) fraudulently</b> <b>(2) causes</b> his name to be placed <b>(3)</b> upon the voter registration books of <b>more</b> than one election precinct.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(1); amended by S.L. 2015-264 (S.B. 119)</p>
<p>Fraudulent Registration</p>	<p><b>Elements:</b> A person guilty of this offense: <b>(1) fraudulently</b> <b>(2) causes</b>     (a) his name, or     (b) another person's name <b>(2)</b> to be placed upon the voter registration books of any precinct in which that person is not legally qualified to vote.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(1); amended by S.L. 2015-264 (S.B. 119)</p>
<p>Registration of Voter by Officer</p>	<p><b>Elements:</b> It shall be unlawful for: <b>(1)</b> any officer <b>(2)</b> to register voters <b>(3)</b> contrary to the provisions of G.S. 163-82.4 (Contents of Voter Registration Form).</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(14); amended by S.L. 2015-264 (S.B. 119)</p>

Fraud:

Voter Registration

<p>Registration of Voter by Any Individual</p>	<p><b>Elements:</b> It shall be unlawful for any individual: <b>(1) to knowingly AND willfully</b>     (a) receive,     (b) complete, <b>or</b>     (c) sign <b>(2) an application to register from any voter</b> <b>(3) contrary to provisions of G.S. 163-82.4</b>     (Contents of Voter Registration Form).</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(14); amended by S.L. 2015-264 (S.B. 119)</p>
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<p>False Certification on Registration Form</p>	<p><b>Elements:</b> It shall be unlawful for any person: <b>(1) to falsely</b> <b>(2) make the certificate provided by G.S. 163-229(b)(2).</b></p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(16); amended by S.L. 2015-264 (S.B. 119)</p>
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<p>Instruct/Coerce Non-Citizen to Register/Vote</p>	<p><b>Elements:</b> It shall be unlawful for any person: <b>(1) knowing</b> that a person is not a citizen of the United States, <b>(2) to instruct or coerce that person</b>     (a) to register to vote, or     (b) to vote.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(18); amended by S.L. 2015-264 (S.B. 119)</p>
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Fraud:

Voter Registration

<p>Fraudulently Qualifying Person to Vote</p>	<p><b>Elements:</b> It shall be unlawful for any person: <b>(1) to falsely</b> <b>(2) make or present</b> <b>(3) any certificate or other paper</b> <b>(4) to fraudulently qualify any person as a voter, or</b> <b>(5) attempt by such means to secure to any person the privilege of voting, (<i>including declarations made under this Chapter, G.S. 20-37.7(d)(5), 20-37.7(d)(6), 130A-93.1(c), and 161-10(a)(8).</i></b></p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(13); amended by S.L. 2015-264 (S.B. 119)</p>
<p>Fraudulent Registration</p>	<p><b>Elements:</b> A person guilty of this offense: <b>(1) fraudulently</b> <b>(2) causes</b> <b>(3) the name of any other person</b> <b>(4) to be placed upon the registration books in any precinct</b> <b>(5) when such registration does not qualify such person to vote there legally.</b></p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(1); amended by S.L. 2015-264 (S.B. 119)</p>
<p>Pre-marked Party Affiliation</p>	<p><b>Elements:</b> It shall be unlawful for any person: <b>(1) to offer a voter registration form</b> <b>(2) that has a party affiliation pre-marked</b> <b>(3) unless the recipient has requested the pre-marking.</b></p> <p><b>Punishment:</b> Class 2 Misdemeanor</p>

	<b>Statute:</b> N.C.G.S. §163-82.6(a1)(5)
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**Fraud:**

**Voter Registration**

Coercing to Mark Certain Party Affiliation on Application Forms	<b>Elements:</b> It shall be unlawful for any person: <ol style="list-style-type: none"> <li>(1) to coerce</li> <li>(2) a person into marking a party affiliation</li> <li>(3) other than the party affiliation the person desires.</li> </ol> <b>Punishment:</b> Class 2 Misdemeanor  <b>Statute:</b> N.C.G.S. §163-82.6(a1)(4)
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Altering Application Forms	<b>Elements:</b> It shall be unlawful for any person: <ol style="list-style-type: none"> <li>(1) to change</li> <li>(2) a person’s information on a voter registration form</li> <li>(3) prior to its delivery to a county board of elections.</li> </ol> <b>Punishment:</b> Class 2 Misdemeanor  <b>Statute:</b> N.C.G.S. §163-82.6(a1)(3)
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Selling Application Forms	<b>Elements:</b> It shall be unlawful for any person: <ol style="list-style-type: none"> <li>(1) to sell or attempt to sell</li> <li>(2) a completed voter registration form.</li> </ol> <b>Punishment:</b> Class 2 Misdemeanor  <b>Statute:</b> N.C.G.S. §163-82.6(a1)(2)
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Selling Application Forms	<b>Elements:</b> It shall be unlawful for any person: <ol style="list-style-type: none"> <li>(1) to make delivery of a voter registration form</li> <li>(2) conditional upon payment.</li> </ol> <b>Punishment:</b>
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	<p>Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-82.6(a1)(2)</p>
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**Fraud:**

Voter Registration

<p>Acceptance of Application Forms</p>	<p><b>Elements:</b> With respect to the delegation of form submission described in N.C.G.S. §163-82.6(a1)(1), it shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li><b>(1)</b> to communicate <ul style="list-style-type: none"> <li>(a) to the applicant</li> <li>(b) acceptance of the delegation and</li> </ul> </li> <li><b>(2)</b> then fail <ul style="list-style-type: none"> <li>(a) to make a good faith effort</li> <li>(b) to deliver the form <ul style="list-style-type: none"> <li>(i) so that it is received by the county board of elections</li> <li>(ii) in time to satisfy the registration deadline in subdivision (1) or (2) or subsection (c) of this section for the next election.</li> </ul> </li> </ul> </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-82.6(a1)(1)</p>
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<p>Voter Impersonation</p>	<p><b>Elements:</b> A person guilty of this offense:</p> <ul style="list-style-type: none"> <li><b>(1) falsely impersonates</b></li> <li><b>(2) another registered voter</b></li> <li><b>(3) for the purpose of voting in the stead of the other voter.</b></li> </ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(1); amended by S.L. 2015-264 (S.B. 119)</p>
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Fraud:

Voting/Election

Voting for Value	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"><li>(1) to give, promise, request, or accept</li><li>(2) any money, property, or other thing of value</li><li>(3) at any time, before or after any primary or election,</li><li>(4) in return for the vote of any elector.</li></ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(2); amended by S.L. 2015-264 (S.B. 119)</p>
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False or Fraudulent Entry on Election Book or Returns	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"><li>(1) who is:<ul style="list-style-type: none"><li>(a) an election officer, or</li><li>(b) a member of an election board, or</li><li>(c) other officer charged with any duty with respect to any primary or election</li></ul></li><li>(2) to <b>knowingly</b> make:<ul style="list-style-type: none"><li>(a) a false <b>or</b> fraudulent entry in an election book,</li><li><b>or</b></li><li>(b) false or fraudulent returns.</li></ul></li></ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(3); amended by S.L. 2015-264 (S.B. 119)</p>
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Fraud:  
Voting/Election

<p>False Statement on Ballot</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) who is: <ul style="list-style-type: none"> <li>(a) an election officer, or</li> <li>(b) a member of an election board, or</li> <li>(c) any other officer charged with any duty with respect to any primary or election</li> </ul> </li> <li>(2) to <b>knowingly</b> <ul style="list-style-type: none"> <li>(a) make <b>a false statement on any ballot, or</b></li> <li>(b) cause to be made any false statement on any ballot.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(3); amended by S.L. 2015-264 (S.B. 119)</p>
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<p>Official's Fraudulent Act or Omission</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) who is: <ul style="list-style-type: none"> <li>(a) an election officer, or</li> <li>(b) a member of an election board, or</li> <li>(c) other officer charged with any duty with respect to any primary or election to</li> </ul> </li> <li>(2) do any fraudulent act, <b>or</b></li> <li>(3) knowingly and fraudulently <ul style="list-style-type: none"> <li>(a) omit to do any act legally required of that person, or</li> <li>(b) omit to make any report legally required of that person.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(3); amended by S.L. 2015-264 (S.B. 119)</p>
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Fraud:

Voting/Election

Swear Falsely	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ol style="list-style-type: none"><li>(1) to <b>knowingly</b></li><li>(2) swear falsely</li><li>(3) with respect to any matter pertaining to any primary or election.</li></ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(4); amended by S.L. 2015-264 (S.B. 119)</p>
Voting After Criminal Conviction	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ol style="list-style-type: none"><li>(1) convicted of a crime that excludes him or her from the right of suffrage</li><li>(2) to vote at any primary or election</li><li>(3) without having been lawfully restored to the rights of citizenship.</li></ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(5); amended by S.L. 2015-264 (S.B. 119); N.C. Const. art. VI, § 2(3)</p>
Take Oath Corruptly	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ol style="list-style-type: none"><li>(1) to take corruptly</li><li>(2) the oath prescribed for voters.</li></ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(6); amended by S.L. 2015-264 (S.B. 119)</p>

Fraud:  
Voting/Election

<p>Intent to Commit Voter Fraud</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) with <b>intent</b> to commit a fraud</li> <li>(2) to vote illegally in any primary or election; or</li> <li>(3) to register to vote or induce another to register to vote <ol style="list-style-type: none"> <li>(a) at more than one precinct in the same primary or election, or</li> <li>(b) more than one time in the same primary or election.</li> </ol> </li> </ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(7); amended by S.L. 2015-264 (S.B. 119)</p> </p>
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<p>Fraud by Election Official</p>	<p><b>Elements:</b> It shall be unlawful for  <ol style="list-style-type: none"> <li>(1) any chief judge <b>or</b> any clerk <b>or</b> copyist;</li> <li>(2) to make any entry or copy</li> <li>(3) with intent to commit a fraud</li> </ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(8); amended by S.L. 2015-264 (S.B. 119)</p> </p>
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<p>Voter Assistance during One-Stop Early Voting</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) to assist a voter</li> <li>(2) to vote an absentee ballot under the absentee voting procedure authorized by G.S. 163-227.2 except as provided in that section.</li> </ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-226.3(a)(2)</p> </p>
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Fraud:  
Voting/Election

<p>Voter Assistance for Absentee Ballot Voting</p>	<p><b>Elements:</b> It shall be unlawful</p> <ul style="list-style-type: none"> <li>(1) for any person <ul style="list-style-type: none"> <li>(a) except the voter’s near relative or</li> <li>(b) the voter’s verifiable legal guardian:</li> </ul> </li> <li>(2) to assist the voter to vote an absentee ballot when the voter is voting an absentee ballot other than under the procedure described in G.S. 163-227.2;</li> </ul> <p>However, the voter may request assistance from some other person if there is no available near relative or legal guardian</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-226.3(a)(1)</p>
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<p>Viewing Marking of Absentee Ballot</p>	<p><b>Elements:</b> Except as provided in subsections (1), (2), (3) and (4) of this section, G.S. 163-231(a), and G.S. 163-227.2(e), it shall be unlawful for any voter:</p> <ul style="list-style-type: none"> <li>(1) to permit another person</li> <li>(2) to assist the voter in marking that voter’s absentee ballot, or</li> <li>(3) to be in the voter’s presence when a voter votes an absentee ballot, or</li> <li>(4) to observe the voter mark that voter’s absentee ballot.</li> </ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-226.3(a)(7)</p>
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Fraud:  
Voting/Election

<p>Possession of Voted Absentee Ballot</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) to take</li> <li>(2) the absentee ballot of any voter</li> <li>(3) into possession <ul style="list-style-type: none"> <li>(a) for delivery to a voter or</li> <li>(b) for return to a county board of elections</li> </ul> </li> </ul> <p>However, this prohibition shall not apply to a voter's near relative or the voter's verifiable legal guardian.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-226.3(a)(6)</p>
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<p>Voting one-stop absentee Ballot in Unauthorized Manner</p>	<p><b>Elements:</b> It shall be unlawful for a voter:</p> <ul style="list-style-type: none"> <li>(1) who votes an absentee ballot under the procedures authorized by G.S. 163-227.2</li> <li>(2) to vote that absentee ballot <ul style="list-style-type: none"> <li>(a) outside the voting booth or</li> <li>(b) outside the private room <ul style="list-style-type: none"> <li>(i) provided to the voter for that purpose in or adjacent to the office of the county board of elections or</li> <li>(ii) provided to the voter for that purpose at the additional site provided by G.S. 163-227.2(g),</li> </ul> </li> </ul> </li> <li>(3) to receive assistance except as provided in G.S. 163-227.2.</li> </ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-226.3(a)(3)</p>
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**Fraud:**  
Voting/Election

<p>Assistance in Marking Ballot</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) to aid, or attempt to aid               <ol style="list-style-type: none"> <li>(a) by means of any mechanical device,</li> <li>(b) or any other means whatever</li> </ol> </li> <li>(2) any voter               <ol style="list-style-type: none"> <li>(a) in the marking of the voter's ballots</li> <li>(b) while within the voting enclosure</li> </ol> </li> </ol> </p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-273(a)(7)</p>
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<p>Time of Voter in Voting Booth</p>	<p><b>Elements:</b> It shall be unlawful for any voter:  <ol style="list-style-type: none"> <li>(1) to remain               <ol style="list-style-type: none"> <li>(a) in a voting booth</li> <li>(b) longer than the specified time allowed by this Chapter</li> </ol> </li> <li>(2) after being notified that his time has expired.</li> </ol> </p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-273(a)(5)</p>
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<p>Interfering with Voter</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) to interfere with, or attempt to interfere with,</li> <li>(2) any voter marking his or her ballots.</li> </ol> </p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-273(a)(4)</p>
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Fraud:  
Voting/Election

<p>Assistance to voters in care Facilities</p>	<p><b>Elements:</b> It shall be unlawful for</p> <ul style="list-style-type: none"> <li>(1) any person (including an owner, manager, director, or employee) other than the voter’s near relative or verifiable legal guardian:</li> <li>(2) to act on behalf of a registered voter who is a patient in any hospital, clinic, nursing home or rest home by <ul style="list-style-type: none"> <li>(a) making a written request pursuant to G.S. 163-230.1, or</li> <li>(b) signing an application or certificate as a witness, or</li> <li>(c) marking the voter’s absentee ballot or</li> <li>(d) assisting such a voter in marking an absentee ballot.</li> </ul> </li> </ul> <p>However,</p> <ul style="list-style-type: none"> <li>(1) if neither <ul style="list-style-type: none"> <li>(a) a near relative or verifiable legal guardian, or</li> <li>(b) a multi-partisan team as described in G.S. 164-226.3(a)(4)</li> </ul> </li> <li>(2) is available to assist a voter <ul style="list-style-type: none"> <li>(a) within seven calendar days of</li> <li>(b) a telephonic request to the board of elections,</li> </ul> </li> <li>(3) such assistance may be provided by a person who <b>is not:</b> <ul style="list-style-type: none"> <li>(a) an owner, manager, director, employee of the hospital, clinic, nursing home or rest home in which the voter is a patient or resident, or</li> <li>(b) an individual who holds any elective office under the United States, this State, or any political subdivision of this State, or</li> <li>(c) an individual who is a candidate for nomination or election to such office, or</li> <li>(d) an individual who holds any office in a State, congressional district, county or precinct political party or organization or who is a campaign manager or treasurer for any candidate or political party (provided that a</li> </ul> </li> </ul>
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delegate to a convention shall not be considered a party office).

*This subdivision does not apply to members, employees, or volunteers of the county board of elections if those members, employees, or volunteers are working as part of a multipartisan team trained and authorized by the county board of elections to assist voters with absentee ballots. Each county board of elections shall train and authorize such teams, pursuant to procedures which shall be adopted by the State Board of Elections.*

**Punishment:**

Class I Felony

**Statute:**

N.C.G.S. §163-226.3(a)(4)

Fraud:

Voting/Election

<p>Interfering with Voter</p>	<p><b>Elements:</b> It shall be unlawful for any person:     (1) to interfere with, or attempt to interfere with,     (2) any voter inside the voting enclosure.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-273(a)(3)</p>
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<p>Fraud in Any Primary or Election</p>	<p><b>Elements:</b> It shall be unlawful for:     (1) any person (including any election official or officer)     (2) to make, certify, deliver, or transmit false returns of any primary or election, <b>or</b>     (3) to make any erasure or alteration, or     (4) conceal or destroy     (5) <u>any</u> election ballot, book, record, return or process     (6) with <b>intent</b> to commit a fraud.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(9); amended by S.L. 2015-264 (S.B. 119)</p>
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<p>False Information or Signing of Another's Name</p>	<p><b>Elements:</b> It shall be unlawful except as authorized by G.S. 163-82.15, for any person:     (1) to provide false information, <b>or</b>     (2) sign the name of any other person,     (3) to a written report under G.S. 163-82.15.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p>
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	<b>Statute:</b> N.C.G.S. §163-274(a)(13)
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Fraud:  
Voting/Election

Attempt to Fraudulently Vote by Signing Name of Voter	<b>Elements:</b> It shall be unlawful for any person: (1) to attempt to vote (2) by fraudulently signing (3) the name of a regularly qualified voter.  <b>Punishment:</b> Class I Felony  <b>Statute:</b> N.C.G.S. §163-237(c)
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Inducing Another to Show How Ballot is Marked	<b>Elements:</b> It shall be unlawful for any person: (1) to endeavor to induce (2) any voter, (a) in the voting enclosure (b) prior to depositing his ballots (3) to show how he marks or has marked his ballots  <b>Punishment:</b> Class 2 Misdemeanor  <b>Statute:</b> N.C.G.S. §163-273(a)(6)
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Viewing of Ballot	<b>Elements:</b> It shall be unlawful for any voter: (1) to allow his or her ballot (2) to be seen by any person. <i>Except as otherwise provided in this Chapter.</i>  <b>Punishment:</b> Class 2 Misdemeanor  <b>Statute:</b> N.C.G.S. §163-273(a)(1)
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Fraud:

Voting/Election

<p>Removal of ballot from voting enclosure</p>	<p><b>Elements:</b> It shall be unlawful for any voter: <b>(1)</b> to take or remove, or attempt to take or remove <b>(2)</b> any ballot from the voting enclosure.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-273(a)(2)</p>
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<p>False Representation To Any Blind or Illiterate Voter</p>	<p><b>Elements:</b> It shall be unlawful for any person: <b>(1) willfully and knowingly</b> <b>(2)</b> to impose upon     (a) any blind or     (b) illiterate voter <b>(3)</b> a ballot     (a) in any primary or     (b) election <b>(4)</b> contrary to the voter's preference, <b>(5)</b> by <b>falsely representing</b> to the voter <b>(6)</b> that the ballot proposed is as that voter prefers.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(12)</p>
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Fraud:  
Voting/Election

<p>Intentional False Statements Regarding Candidate</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) to <b>publish or cause to be circulated</b></li> <li>(2) <b>derogatory</b> reports with reference to any candidate in any primary or election,</li> <li>(3) <b>knowing</b> such report to be <ul style="list-style-type: none"> <li>(a) false or</li> <li>(b) in reckless disregard of its truth or falsity,</li> </ul> </li> <li>(4) when such report is <b>calculated or intended</b> to affect the chances of such candidate for <ul style="list-style-type: none"> <li>(a) nomination or</li> <li>(b) election.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(8)</p>
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<p>Election Official's Alteration of Voter Registration Application or Record</p>	<p><b>Elements:</b> It shall be unlawful for any member, director, or employee of a board of elections</p> <ul style="list-style-type: none"> <li>(1) to alter <ul style="list-style-type: none"> <li>(a) a voter registration application <b>or</b></li> <li>(b) other voter registration record</li> </ul> </li> <li>(2) without the written authorization of <ul style="list-style-type: none"> <li>(a) the applicant <b>or</b></li> <li>(b) the voter or</li> <li>(c) the State Board of Elections.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(1a)</p>
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**Fraud:**  
Voting/Election

<p>Fraud in Connection with Absentee Vote; Forgery</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) attempting to aid and abet fraud</li> <li>(2) in connection with               <ol style="list-style-type: none"> <li>(a) any absentee vote cast or</li> <li>(b) any absentee vote to be cast</li> </ol> </li> </ol>           under the provisions of this Article.</p> <p><b>Punishment:</b> Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-237(c)</p>
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<p>Persons Signing Name of Another to Petition</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) to sign</li> <li>(2) the name of another person</li> <li>(3) to any of the following:               <ol style="list-style-type: none"> <li>(a) Any petition calling for an election/referendum.</li> <li>(b) Any petition under G.S. 163-96 for the formulation of a new political party.</li> <li>(c) Any petition under G.S. 163-107.1 requesting a person to be a candidate.</li> <li>(d) Any petition under G.S. 163-122 to have the name of an unaffiliated candidate placed on the general election ballot, or under G.S. 163-296 to have the name of an unaffiliated or nonpartisan candidate placed on the regular municipal election ballot.</li> <li>(e) Any petition under G.S. 163-213.5 to place a name on the ballot under the Presidential Preference Primary Act.</li> <li>(f) Any petition under G.S. 163-123 to qualify as a write-in candidate.</li> </ol> </li> </ol> </p>
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	<p><i>Any name signed on a petition, in violation of this section, shall be void. Any person who willfully violates this section is guilty of a Class 2 misdemeanor.</i></p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-221</p>
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**Fraud:**  
Voting/Election

<p>False Statements Not Under Oath</p>	<p><b>Elements:</b> Except as provided by G. S. 163-275 (16), it shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) to willfully sign</li> <li>(2) any false statement, <ul style="list-style-type: none"> <li>(a) printed or</li> <li>(b) written</li> </ul> </li> <li>(3) whether or not under oath, <b>or</b></li> <li>(4) not duly sworn if under purported oath</li> <li>(5) for the purpose of <ul style="list-style-type: none"> <li>(a) obtaining or</li> <li>(b) voting</li> </ul> any official ballot under the provisions of Article 20. </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-237(b)</p>
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<p>False Statements Under Oath</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) to willfully and falsely</li> <li>(2) make under oath, <ul style="list-style-type: none"> <li>(a) any affidavit, or</li> <li>(b) any statement</li> </ul> required to be made by the provisions of Article 20. </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-237(a)</p>
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Fraud:

Voting/Election

<p>Candidate Witnessing Absentee Ballots of Nonrelative</p>	<p><b>Elements:</b> It shall be unlawful for any person</p> <ul style="list-style-type: none"><li>(1) who is a candidate<ul style="list-style-type: none"><li>(a) for nomination, or</li><li>(b) election</li></ul></li><li>(2) to act as a witness under G. S. 163-231(a)</li><li>(3) during the primary or election affecting his or her candidacy</li><li>(4) for any voter other than the candidate's near relative as defined in G. S. 163-230.1(f).</li></ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-237(b1)</p>
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<p>Violations of Absentee Law Not Otherwise Covered</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"><li>(1) to willfully<ul style="list-style-type: none"><li>(a) violate, or</li><li>(b) fail to comply with</li></ul></li><li>(2) any of the provisions of Article 20 for which no other punishment is herein provided.</li></ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-237(d)</p>
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<p>Disclosure of Individual's Vote</p>	<p><b>Elements:</b> It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li>(1) who has access to an official voted ballot <b>or</b> record</li> <li>(2) to <b>knowingly disclose</b> in violation of G.S. 163-165.1(e)</li> <li>(3) how an individual has voted that ballot.</li> </ul> <p><b>Punishment:</b> Class 1 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(b)</p>
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**Crimes Against Others:**  
Intimidation and Assault

<p>Assault on Election Official</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) to <b>assault</b></li> <li>(2) any chief judge, judge of election or other election officer</li> <li>(3) in the discharge of duties <ul style="list-style-type: none"> <li>(a) in the registration of voters <b>or</b></li> <li>(b) in the conduct of any primary or election.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(10); amended by S.L. 2015-264 (S.B. 119)</p>
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<p>Intimidation of Election Official</p>	<p><b>Elements:</b> It shall be unlawful for any person:</p> <ul style="list-style-type: none"> <li>(1) by threats, menaces <b>or</b> in <u>any</u> other manner, to <ul style="list-style-type: none"> <li>(a) intimidate <b>or</b></li> <li>(b) attempt to intimidate</li> </ul> </li> <li>(2) any chief judge, judge of election <b>or</b> other election officer</li> <li>(3) in the discharge of duties <ul style="list-style-type: none"> <li>(a) in the registration of voters <b>or</b></li> <li>(b) in the conduct of any primary or election.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class I Felony</p>
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	<p><b>Statute:</b> N.C.G.S. §163-275(11); amended by S.L. 2015-264 (S.B. 119)</p>
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Crimes Against Others:  
Intimidation and Assault

<p>Intimidate or Discourage</p>	<p><b>Elements:</b> It shall be unlawful for any person,  <b>(1)</b> to misrepresent the law            (a) to the public            (b) through any means of communication  <b>(2)</b> where the <b>intent</b> <u>and</u> the <b>effect</b> is to            (a) intimidate, or            (b) discourage  <b>(3)</b> potential voters from exercising their lawful            right to vote.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(17); amended by S.L. 2015-264 (S.B. 119)</p>
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<p>Voter Intimidation</p>	<p><b>Elements:</b> It shall be unlawful for any person to  <b>(1)</b> directly or indirectly            (a) discharge from employment, or            (b) threaten to discharge from employment, or            (c) otherwise intimidate or            (d) oppose  <b>(2)</b> any legally qualified voter  <b>(3)</b> because of any vote such voter            (a) may cast or            (b) consider casting, or</p>
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	<p>(c) consider not casting, or (d) fail to cast</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(6)</p>
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Crimes Against Others:  
Intimidation and Assault

<p>Intimidation of Voters by Officers</p>	<p><b>Elements:</b> It shall be unlawful</p> <ul style="list-style-type: none"> <li><b>(1)</b> for any person <ul style="list-style-type: none"> <li>(a) holding any office, position, or employment in the State government, or</li> <li>(b) under and with any department, institution, bureau, board, commission, or other State agency, or</li> <li>(c) under and with any county, city, town, district, or other political subdivision, directly or indirectly:</li> </ul> </li> <li><b>(2)</b> to directly or indirectly <ul style="list-style-type: none"> <li>(a) discharge, or</li> <li>(b) threaten to discharge, or</li> <li>(c) cause to be discharged</li> </ul> </li> <li><b>(3)</b> or otherwise intimidate or oppress</li> <li><b>(4)</b> any other person in such employment</li> <li><b>(5)</b> because of any vote that such voter <ul style="list-style-type: none"> <li>(a) may cast, or</li> <li>(b) consider or intend to cast, or</li> <li>(c) may not cast, or</li> <li>(d) may have failed to cast</li> </ul> </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-271</p>
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Crimes Against Others:  
Intimidation and Assault

<p>Intimidation of Voters by Officers</p>	<p><b>Elements:</b> It shall be unlawful</p> <ul style="list-style-type: none"> <li><b>(1)</b> for any person <ul style="list-style-type: none"> <li>(a) holding any office, position, or employment in the State government, or</li> <li>(b) under and with any department, institution, bureau, board, commission, or other State agency, or</li> <li>(c) under and with any county, city, town, district, or other political subdivision,</li> </ul> </li> <li><b>(2)</b> to seek or undertake to control</li> <li><b>(3)</b> the vote <ul style="list-style-type: none"> <li>(a) of any subordinate or</li> <li>(b) of any subordinate's family</li> </ul> </li> <li><b>(4)</b> by threat, intimidation or declaration <ul style="list-style-type: none"> <li>(a) that the subordinate's <ul style="list-style-type: none"> <li>(i) position or</li> <li>(ii) salary or</li> <li>(iii) part of salary</li> </ul> </li> <li>(b) depends in any manner whatsoever, <ul style="list-style-type: none"> <li>(i) directly or</li> <li>(ii) indirectly</li> </ul> </li> <li>(c) upon any vote <ul style="list-style-type: none"> <li>(i) cast or</li> <li>(ii) considered, or</li> <li>(iii) not cast or</li> <li>(iv) failed to be cast</li> </ul> </li> </ul> </li> </ul>
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	<p>(d) by the subordinate or  (e) by any of the subordinate's family members</p> <p><b>Punishment:</b>  Class 2 Misdemeanor</p> <p><b>Statute:</b>  N.C.G.S. §163-237(d)</p>
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Campaign Finance:

Contributions, Expenditures, & Disclosure

Contributions Over \$10,000	<p><b>Elements:</b>  A person or individual guilty of a Class I felony:  <b>(1) intentionally</b>  <b>(2) violates</b>  (a) G.S. 163-278.14(a) <b>or</b>  (b) G.S. 163-278.19(a)  <b>(3) And the unlawful contributions total <u>more</u> than ten thousand dollars (\$10,000) per election.</b></p> <p><b>Punishment:</b>  Class I Felony</p> <p><b>Statute:</b>  N.C.G.S. §163-278.27(a2)</p>
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Making Anonymous Contributions	<p><b>Elements:</b>  It shall be unlawful for  <b>(1) any individual, political committee, or other entity:</b>  <b>(2) to make any contribution</b>  (a) anonymously <b>or</b>  (b) in the name of another.</p> <p><i>If a candidate, political committee, referendum committee, political party, or treasurer receives anonymous contributions or contributions determined to have been made in the name of another, he shall pay the money over to the Board, by check, and</i></p>
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	<p><i>all such moneys received by the Board shall be deposited in the Civil Penalty and Forfeiture Fund of the State of North Carolina. This subsection shall not apply to any contribution by an individual with the lawful authority to act on behalf of another individual, whether through power of attorney, trustee, or other lawful authority.</i></p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-278.14(a)</p>
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Campaign Finance:  
Contributions, Expenditures, & Disclosure

<p>Making Unlawful Contributions</p>	<p><b>Elements:</b> Except as provided by subsections (a2), (b), d), (e), (f) and (g) of N.C.G.S. §163-278.19, it shall be unlawful for</p> <ul style="list-style-type: none"> <li>(1) any corporation, business entity, labor union, professional association or insurance company</li> <li>(2) to directly or indirectly make any contribution</li> <li>(3) to a candidate or political committee.</li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.19(a)</p>
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<p>Accepting Contributions</p>	<p><b>Elements:</b> It shall be unlawful for any candidate, political committee, referendum committee, political party, or treasurer:</p> <ul style="list-style-type: none"> <li>(1) to <b>knowingly</b> accept</li> <li>(2) any contribution</li> <li>(3) made by any individual or person <ul style="list-style-type: none"> <li>(a) in the name of another individual or person <b>or</b></li> <li>(b) anonymously.</li> </ul> </li> </ul> <p><i>If a candidate, political committee, referendum committee, political party, or treasurer receives anonymous contributions or</i></p>
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	<p><i>contributions determined to have been made in the name of another, he shall pay the money over to the Board, by check, and all such moneys received by the Board shall be deposited in the Civil Penalty and Forfeiture Fund of the State of North Carolina. This subsection shall not apply to any contribution by an individual with the lawful authority to act on behalf of another individual, whether through power of attorney, trustee, or other lawful authority.</i></p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-278.14(a)</p>
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**Campaign Finance:**  
Contributions, Expenditures, & Disclosure

<p>Making Unlawful Contributions</p>	<p><b>Elements:</b> Except as provided by subsections (a2), (b), d), (e), (f) and (g) of N.C.G.S. §163-278.19, it shall be unlawful for:</p> <ul style="list-style-type: none"> <li>(1) any corporation, business entity, labor union, professional association or insurance company;</li> <li>(2) to directly or indirectly <ul style="list-style-type: none"> <li>(a) pay or use or offer, or</li> <li>(b) agree to pay or use</li> </ul> </li> <li>(3) any of its money or property</li> <li>(4) for any contribution to: <ul style="list-style-type: none"> <li>(a) a candidate or</li> <li>(b) political committee.</li> </ul> </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.19(a)</p>
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	<p><b>Elements:</b> Except as provided by subsections (a2), (b), d), (e), (f) and (g) of N.C.G.S. §163-278.19, it shall be unlawful for:</p>
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	<p>(1) any officer, director, stockholder, attorney, agent or member of any corporation, business entity, labor union, professional association or insurance company</p> <p>(2) to aid, abet, advise or consent to</p> <p>(3) the making of a contribution to</p> <p>(a) a candidate or</p> <p>(b) political committee.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.19(a)</p>
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Campaign Finance:  
Contributions, Expenditures, & Disclosure

<p>Compensation, Reimbursement, and Indemnification</p>	<p><b>Elements:</b> Except as provided by subsections (a2), (b), d), (e), (f) and (g) of N.C.G.S. §163-278.19, it shall be unlawful for:</p> <p>(1) any corporation, business entity, labor union, professional association or insurance company:</p> <p>(2) to directly or indirectly</p> <p>(a) compensate,</p> <p>(b) reimburse, or</p> <p>(c) indemnify</p> <p>(3) any person or individual</p> <p>(a) for money or property used by that person or individual to make a contribution to a candidate or political committee, or</p> <p>(b) for any contribution or expenditure made by that person to a candidate or political committee.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b></p>
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Solicitation of Contribution	<p><b>Elements:</b>  It shall be unlawful for any person or individual to</p> <ol style="list-style-type: none"> <li>(1) Solicit or</li> <li>(2) knowingly receive</li> <li>(3) a contribution from: <ol style="list-style-type: none"> <li>(a) a corporation,</li> <li>(b) business entity,</li> <li>(c) labor union,</li> <li>(d) professional association or</li> <li>(e) insurance company.</li> </ol> </li> </ol> <p><b>Punishment:</b>  Class 2 Misdemeanor</p> <p><b>Statute:</b>  N.C.G.S. §163-278.19(a)</p>
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**Campaign Finance:**  
Contributions, Expenditures, & Disclosure

Criminal Penalties	<p><b>Elements:</b>  It shall be unlawful for</p> <ol style="list-style-type: none"> <li>(1) any individual, candidate, political committee, referendum committee, treasurer, person or media:</li> <li>(2) to intentionally violate</li> <li>(3) the applicable provisions of: <ol style="list-style-type: none"> <li>G.S. 163-278.7, 163-278.8, 163-278.9, 163-278.10, 163-278.11, 163-278.12, 163-278.13, 163-278.13B, 163-278.14, 163-278.16, 163-278.16B, 163-278.17, 163-278.18, 163-278.19, 163-278.20, 163-278.39, 163-278.40A, 163-278.40B, 163-278.40C, 163-278.40D, 163-278.40E, or 163-278.40J</li> </ol> </li> </ol> <p><b>Please see also G.S. 163-278.39(c)</b> regarding enhanced penalty for misrepresentation of authorization for political advertisements.</p>
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	<p><i>The statute of limitations [as stated in G.S. 15-1] shall run from the day the last report is due to be filed with the appropriate board of elections for the election cycle for which the violation occurred.</i></p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.27(a)</p>
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Verity of Statements Under Oath	<p><b>Elements:</b> A person is guilty of a Class 1 felony who violates G.S. §163-278.32:</p> <ul style="list-style-type: none"> <li>(1) by making a certification</li> <li>(2) knowing</li> <li>(3) the information to be untrue.</li> </ul> <p><b>Punishment:</b> Class 1 Felony</p> <p><b>Statute:</b> N.C.G.S. §163-278.27(a1)</p>
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Campaign Finance:  
Contributions, Expenditures, & Disclosure

Statements Under Oath	<p><b>Elements:</b> A certification under Article 22A of Subchapter VIII shall be treated as under oath. It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li>(1) to make a certification under this Article</li> <li>(2) <b>knowing</b> the information to be untrue.</li> </ul> <p><b>Punishment:</b> Class 1 Felony</p> <p><b>Statute:</b> N.C.G.S. §163-278.308(e)</p>
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Campaign Finance:  
 Contributions, Expenditures, & Disclosure

<p>Criminal Penalties</p>	<p><b>Elements:</b>          It shall be unlawful for              <b>(1)</b> any individual, candidate, political committee, referendum committee, treasurer, person or media:              <b>(2)</b> to intentionally violate N.C.G.S. §163-278.7</p> <p><b>N.C.G.S. §163-278.7</b> describes the appointment of political treasurers.</p> <p><b>Punishment:</b>          Class 2 Misdemeanor</p> <p><b>Statute:</b>          N.C.G.S. §163-278.7</p>
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	<p><b>Elements:</b></p>
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<p>Misuse of Legal Expense Fund</p>	<p>It shall be unlawful for an elected officer or other person or persons acting on behalf of the elected officer to establish a legal expense fund other than</p> <ul style="list-style-type: none"> <li>(1) to fund an existing legal action taken by or against the elected official in that elected officer's official capacity, or</li> <li>(2) to fund a potential legal action taken by or against an elected officer in that elected officer's official capacity.</li> </ul> <p><b>Punishment:</b> Class 1 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.301</p>
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<p>Misuse of Legal Expense Fund</p>	<p><b>Elements:</b></p> <p>It shall be unlawful for an elected officer or other person or persons acting on behalf of the elected officer to establish more than one legal expense fund for the same legal action.</p> <p><b>Punishment:</b> Class 1 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.301</p>
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Campaign Finance  
Contributions, Expenditures, & Disclosure

<p>Criminal Penalties</p>	<p><b>Elements:</b></p> <p>It shall be unlawful for</p> <ul style="list-style-type: none"> <li>(1) any candidate, candidate campaign committee, political party organization, political action committee, referendum committee, individual, or other sponsor</li> <li>(2) making an advertisement that bears a legend required by N.C.G.S. 163-278.39(c), whether <ul style="list-style-type: none"> <li>(a) in the print media or</li> <li>(b) on radio or</li> <li>(c) on television</li> </ul> </li> <li>(3) to misrepresent <ul style="list-style-type: none"> <li>(a) the sponsorship of the advertisement, or</li> <li>(b) the authorization of the advertisement.</li> </ul> </li> </ul>
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	<p><b>Note:</b> this section enhances the penalty classification established under 163-278.27(a) for violations of that section that include misrepresentation.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-278.39(c)</p>
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<p>Disclosure of Felony Conviction</p>	<p><b>Elements:</b> It shall be unlawful for any person:  <ol style="list-style-type: none"> <li>(1) to complete the [Notice of Candidacy] form</li> <li>(2) knowing</li> <li>(3) that information as to felony conviction or restoration of citizenship is untrue.</li> </ol> <p><i>This subsection shall not apply to candidates required by G.S. 138A-22(d) to file Statements of Economic Interest.</i></p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-106(a1)</p> </p>
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Campaign Finance  
Contributions, Expenditures, & Disclosure

<p>Making False Affidavit Perjury</p>	<p><b>Elements:</b> It shall be unlawful for any person  <ol style="list-style-type: none"> <li>(1) to knowingly: <ol style="list-style-type: none"> <li>(a) make any false affidavit or</li> <li>(b) swear or affirm falsely</li> </ol> </li> <li>(2) to any matter or thing that is required by the terms of this Article to be sworn or affirmed.</li> </ol> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-90.3</p> </p>
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Performance of Duties:

Failure or Negligence

<p>Acting in Election Official Capacity After Removal</p>	<p><b>Elements:</b> It shall be unlawful for any person <b>(1)</b> to continue to <b>or</b> attempt to act     (a) as a judge or chief judge of a primary or election, or     (b) as a member of any board of elections, <b>(2)</b> after having been     (a) legally removed from such position and     (b) given notice of such removal.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p>
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	<b>Statute:</b> N.C.G.S. §163-274(a)(2)
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Violations by County Board of Elections	<p><b>Elements:</b> It shall be unlawful for any person to willfully violate this section:</p> <ol style="list-style-type: none"> <li>(1) The county board of elections shall be sole custodian of blank applications for absentee ballots, official ballots, and container-return envelopes for absentee ballots.</li> <li>(2) The board shall issue and deliver blank applications for absentee ballots in strict accordance with the provisions of G.S. 163-230.1.</li> <li>(3) The issuance of ballots to persons whose requests for absentee ballots have been received by the county board of elections under the provisions of G.S. 163-230.1 is the responsibility and duty of the county board of elections.</li> <li>(4) It shall be the duty of the county board of elections to keep current all records required by this Article and to make promptly all reports required by this Article. If that duty has been assigned to the chair, member, officer, or employee of the board of elections, that person shall carry out the duty.</li> </ol> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-236</p>
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Performance of Duties:  
Failure or Negligence

Chairman of a County Board of Elections: Failure or Neglect of Duties	<p><b>Elements:</b> It shall be unlawful for</p> <ol style="list-style-type: none"> <li>(1) any chairman of a county board of elections or other returning officer</li> <li>(2) <b>to willfully or with malice,</b></li> <li>(3) <b>fail or neglect</b> to perform any duty, act, matter or thing <ol style="list-style-type: none"> <li>(a) required or</li> <li>(b) directed</li> </ol> </li> <li>(4) in the time, manner and form in which said duty, matter or thing is required to be performed</li> </ol>
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	<p>(5) in relation to any primary, general or special election and their associated returns.</p> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(10)</p>
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Duties of Any Clerk of the Superior Court	<p><b>Elements:</b> It shall be unlawful:</p> <ol style="list-style-type: none"> <li>(1) for any clerk of the superior court whose office is by law a depository for returns for a primary or election</li> <li>(2) to refuse to make and give a duly certified copy of: <ol style="list-style-type: none"> <li>(a) the returns of that primary election or</li> <li>(b) a tabulated statement of that primary or election</li> </ol> </li> <li>(3) to any person applying in writing for such certified copy</li> <li>(4) upon the tender of the required fees.</li> </ol> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(11)</p>
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Performance of Duties:  
Failure or Negligence

Duty of Election Official	<p><b>Elements:</b> It shall be unlawful:</p> <ol style="list-style-type: none"> <li>(1) for any officer or judge or chief judge of a primary or election, or member of any board of elections,</li> <li>(2) to fail to prepare the books, ballots, and return blanks which it is his duty under the law to prepare, or</li> <li>(3) to distribute the same as required by law, or</li> <li>(4) to perform <u>any</u> other duty</li> </ol>
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	<p>(a) imposed upon him or her  (b) within the time <u>and</u> in the manner required by law.</p> <p><b>Punishment:</b>  Class 2 Misdemeanor</p> <p><b>Statute:</b>  N.C.G.S. §163-274(a)(1)</p>
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Corrupt Practices and Other Elections Offenses:

For Value

<p>Election Official's  Acceptance of Value</p>	<p><b>Elements:</b>  It shall be unlawful for:</p> <p><b>(1)</b> any chief judge, judge of election, member of a board of elections, assistant, marker, <b>or</b> other election official</p> <p><b>(2)</b> to directly or indirectly seek, receive <b>or</b> accept</p> <p>(a) money <b>or</b></p> <p>(b) the promise of money, or</p> <p>(c) the promise of office, <b>or</b></p> <p>(d) other reward or compensation</p> <p><b>(3)</b> from a candidate in any primary or election, <b>or</b></p>
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	<p>(4) from <u>any</u> source other than one of legal compensation for that person's services.</p> <p><b>Punishment:</b> Class I Felony</p> <p><b>Statute:</b> N.C.G.S. §163-275(12); amended by S.L. 2015-264 (S.B. 119)</p>
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Political Appointments or Support for Value	<p><b>Elements:</b> It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li>(1) to give or promise,</li> <li>(2) in return for political support or influence,</li> <li>(3) any political appointment or support for political office;</li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(9)</p>
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Voter Registration for Value	<p><b>Elements:</b> It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li>(1) to be compensated</li> <li>(2) based on the number of forms submitted for assisting persons in registering to vote.</li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(14)</p>
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Corrupt Practices and Other Elections Offenses:  
For Value

Bets, Wagers, and Other Things of Value	<p><b>Elements:</b> It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li>(1) to bet or wager <ul style="list-style-type: none"> <li>(a) any money or</li> <li>(b) other thing of value</li> </ul> </li> <li>(2) on any election.</li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(5)</p>
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Corrupt Practices and Other Elections Offenses:

Interference and Disruptive Conduct

<p>Interference with Election or Duty of Election Official</p>	<p><b>Elements:</b> It shall be unlawful for any person <b>(1)</b> to break up <b>or</b> by force or violence to stay or interfere with the holding of (a) any primary or (b) election <b>(2)</b> to interfere with the possession of (a) any ballot box, (b) election book, (c) ballot or return sheet by those entitled to possession of the same under the law <b>or</b></p>
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	<p><b>(3)</b> to interfere in any manner with the performance of any duty imposed by law upon</p> <ul style="list-style-type: none"> <li>(a) any election officer or</li> <li>(b) member of any board of election.</li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(3)</p>
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Corrupt Practices:  
Interference and Disruptive Conduct

<p>Unsigned Communication to Harm Candidate's Chance of Nomination or Election</p>	<p><b>Elements:</b></p> <p>It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li><b>(1)</b> to publish <ul style="list-style-type: none"> <li>(a) in a newspaper <b>or</b></li> <li>(b) pamphlet <b>or</b></li> <li>(c) otherwise,</li> </ul> </li> <li><b>(2)</b> any charge <ul style="list-style-type: none"> <li>(a) <b>derogatory</b> to any candidate or</li> <li>(b) <b>calculated to affect</b> the candidate's chances of <ul style="list-style-type: none"> <li>(i) nomination or</li> <li>(ii) election,</li> </ul> </li> </ul> </li> </ul>
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	<p><b>(4) unless</b> such publication be signed</p> <ul style="list-style-type: none"> <li>(a) by the party giving publicity to <b>and</b></li> <li>(b) being responsible for such charge.</li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(7)</p>
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<p>Disruptive Conduct by Any Person to Election Official</p>	<p><b>Elements:</b></p> <p>It shall be unlawful for any person</p> <ul style="list-style-type: none"> <li><b>(1)</b> to by boisterous conduct</li> <li><b>(2)</b> disturb</li> <li><b>(3)</b> in the performance of his or her lawful duties <ul style="list-style-type: none"> <li>(a) any member of any election board or</li> <li>(b) any chief judge or</li> <li>(c) judge of election</li> </ul> </li> </ul> <p><b>Punishment:</b> Class 2 Misdemeanor</p> <p><b>Statute:</b> N.C.G.S. §163-274(a)(4)</p>
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