

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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SENATE BILL 1218

Short Title: Candidate Felony Disclosure. (Public)

Sponsors: Senators Goodall; Berger of Rockingham, Brown, Brunstetter, Cowell,  
Forrester, Rand, Smith, and Stevens.

Referred to: Select Committee on Government and Election Reform.

March 26, 2007

1 A BILL TO BE ENTITLED  
2 AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY  
3 CONVICTIONS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 163-106 is amended by adding a new subsection to read:  
6 "(a1) Disclosure of Felony Conviction. – Within 10 days after the candidate files  
7 notice of candidacy under this section, the candidate shall file with the same office a  
8 notarized statement answering the following question: "Have you ever been convicted  
9 of a felony?" The State Board of Elections shall prepare a form to implement this  
10 section. The form shall require a candidate who answers "yes" to the question to provide  
11 the name of the offense, the date of conviction, and the county and state of conviction.  
12 The form shall require the candidate to swear or affirm that the statements on the form  
13 are true, correct, and complete to the best of the candidate's knowledge or belief. The  
14 form shall be available as a public record in the office of the board of elections where  
15 the candidate files notice of candidacy. This subsection shall also apply to individuals  
16 who become candidates under G.S. 163-114, 163-22, 163-123, and 163-98. Those  
17 individuals shall file the affidavit at the same times and places as individuals becoming  
18 candidates in the same manner file Statements of Economic Interest under  
19 G.S. 138A-22(d). This subsection shall not apply to candidates required by  
20 G.S. 138A-22(d) to file Statements of Economic Interest."

21 **SECTION 2.** Article 24 of Chapter 163 of the General Statutes is amended  
22 by adding a new section to read:

23 "**§ 163-291.1. Disclosure of felony conviction.**

24 Within 10 days after the candidate files notice of candidacy under G.S. 163-291 or  
25 G.S. 163-294.2, the candidate shall file with the same office a notarized statement  
26 answering the following question: "Have you ever been convicted of a felony?" The  
27 State Board of Elections shall prepare a form to implement this section. The form shall  
28 require a candidate who answers "yes" to the question to provide the name of the

1 offense, the date of conviction, and the county and state of conviction. The form shall  
2 require the candidate to swear or affirm that the statements on the form are true, correct,  
3 and complete to the best of the candidate's knowledge or belief. The form shall be  
4 available as a public record in the office of the board of elections where the candidate  
5 files notice of candidacy. This subsection shall also apply to individuals who become  
6 candidates under G.S. 163-294.1 and 163-114, 163-296, and 163-98. Those individuals  
7 shall file the affidavit at the same times and places as individuals becoming candidates  
8 in the same manner file Statements of Economic Interest under G.S. 138A-22(d)."

9 **SECTION 3.** This act becomes effective January 1, 2008.