

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

**H.B. 818**  
**Apr 18, 2023**  
**HOUSE PRINCIPAL CLERK**

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HOUSE BILL DRH30280-LU-133A

Short Title: Performance Bonds for Elections Vendors. (Public)

Sponsors: Representative Ball.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO REVISE HOW THE AMOUNT OF PERFORMANCE BONDS FOR  
3 ELECTIONS VENDORS IS DETERMINED IN THIS STATE.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 163-165.7(a)(1) reads as rewritten:

6 "(1) That the vendor post a performance bond or letter of credit to cover damages  
7 resulting from defects in the voting system, expenses associated with State or  
8 federal decertification of the voting system, and to protect against the vendor's  
9 insolvency or financial inability to make State or federally mandated  
10 modifications or updates to the voting system. Damages may include, among  
11 other items, any costs of conducting a new county or statewide election  
12 attributable to those defects. The bond or letter of credit shall be maintained  
13 in the amount determined by the State Board ~~as sufficient for the cost of a new~~  
14 ~~statewide election or in the amount of ten million dollars (\$10,000,000),~~  
15 ~~whichever is greater.~~ based on the estimated cost of conducting elections in the  
16 counties in which the vendor operates."

17 **SECTION 2.** This act is effective when it becomes law and applies to bonds or letters  
18 of credit for vendors on or after that date.

