

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION
Civil Action No. 1:13-CV-00949

DAVID HARRIS and CHRISTINE)
BOWSER,)
)
Plaintiffs,)
)
v.)
)
PATRICK MCCRORY, in his capacity)
as Governor of North Carolina; NORTH)
CAROLINA STATE BOARD OF)
ELECTIONS; and A. GRANT)
WHITNEY, JR., in his capacity as)
Chairman of the North Carolina State)
Board of Elections,)
)
Defendants.)

**DEFENDANTS' EMERGENCY MOTION TO STAY FINAL JUDGMENT AND
TO MODIFY INJUNCTION PENDING SUPREME COURT REVIEW**

Defendants respectfully move this Court to stay its Final Judgment ordering the North Carolina General Assembly to redraw a new congressional plan by February 19, 2016 and enjoining the State from conducting any elections for the office of U.S. House of Representatives until a new redistricting plan is in place. [D.E. 143] Because of the exigent nature of the circumstances, including that the 2016 primary election is already underway, and that the North Carolina General Assembly is not currently in session, Defendants request a ruling on this motion today so that Defendants can immediately seek relief in the United States Supreme Court if necessary. In support of this motion, Defendants show the Court:

1. On July 28, 2011, following the 2010 Census, the North Carolina General Assembly enacted a congressional district plan (the “Enacted Plan”) for North Carolina. *See* Session Law 2011-403 (July 28, 2011) *as amended by* Session Law 2011-414 (Nov. 7, 2011)). The Enacted Plan has already been used in two previous election cycles.

2. After the Enacted Plan became law, two groups of plaintiffs, including the North Carolina State Conference of the NAACP—a group of which both Plaintiffs here are members—challenged the Enacted Plan under the same legal theory asserted by the Plaintiffs here. *See Dickson v. Rucho*, Nos. 11 CVS 16896 and 11 CVS 16940 (consolidated) (July 8, 2013) (“*Dickson*”). A three-judge panel unanimously rejected the *Dickson* plaintiffs’ claims and the North Carolina Supreme Court twice affirmed the panel’s decision, most recently on December 18, 2015. *See Dickson v. Rucho*, ___ S.E.2d ___, 2015 WL 9261836, at *38 (N.C. Dec. 18, 2015). The *Dickson* Plaintiffs have filed a petition for rehearing with the North Carolina Supreme Court which remains pending. If the petition for rehearing is denied, the *Dickson* Plaintiffs will then have 90 days to file a petition for writ of certiorari with the United States Supreme Court. Rule 13(3), U.S. S.Ct.

3. Candidate filing for the 2016 Elections Cycle, including the districts in the Enacted Plan, ran from noon on December 1, 2015, to noon on December 21, 2015 and elections officials began moving forward with the process of preparing for the primary election which is scheduled to occur on Tuesday, March 15, 2016. On January 18, 2016, county elections officials began issuing mail-in absentee ballots to civilian voters and those qualifying under the Uniformed and Overseas Citizens Absentee Voting Act

(“UOCAVA”), which requires transmittal of ballots no later than 45 days before an election for a federal office. State Board of Elections data indicates that county elections officials have mailed 8,621 ballots to voters, 903 of whom are located outside the United States. Hundreds of those ballots have already been voted and returned.

4. Along with this Motion, Defendants have filed with this Court a Notice of Appeal to the United States Supreme Court of this Court’s Order Addressing Objections [D.E. 141], Memorandum Opinion [D.E. 142], and Final Judgment [D.E. 143]. Because voting has already started in North Carolina, unless it is stayed, this Court’s order requiring the General Assembly to redraw a congressional plan by February 19, 2016 and enjoining the State from conducting any elections for the office of U.S. House of Representatives until a new redistricting plan is in place is likely to cause significant voter confusion and irreparable harm to the citizens of North Carolina and the election process that is already underway. Particulars of the harm that will be caused to North Carolina’s citizens and election process absent a stay are set forth in detail in the Declaration of Kimberly Westbrook Strach, which is attached to this Motion as Exhibit 1.

5. Given that two different three-judge panels have reviewed substantially the same record yet reached opposite conclusion on the merits of the same claims involving the same congressional districts and because Defendants are entitled to an appeal as of right to the United States Supreme Court of this Court’s Final Judgment and related orders, this Court should stay its Final Judgment and modify the injunction contained within it to allow North Carolina to proceed with conducting elections for the U.S. House of Representatives under the Enacted Plan until the United States Supreme Court has an

opportunity to rule upon the legality of the two congressional districts at issue in this action.

6. While Defendants believe this Court's Judgment will be reversed by the United States Supreme Court on appeal, mandatory injunctions of statewide election laws, including redistricting plans, issued by lower courts at the later stages of an election cycle have consistently been stayed. *See, e.g., Hunt v. Cromartie*, 529 U. S. 1014 (2000); *Voinovich v. Quilter*, 503 U.S. 979 (1992); *Wetherell v. DeGrandy*, 505 U.S. 1232 (1992); *Louisiana v. Hays*, 512 U.S. 1273 (1994); *Miller v. Johnson*, 512 U.S. 1283 (1994). The United States Supreme Court has also affirmed decisions by lower courts to permit elections under plans declared unlawful because they were not invalidated until late in the election cycle. *Watkins v. Mabus*, 502 U.S. 952 (1991) (summarily affirming in relevant part *Watkins v. Mabus*, 771 F. Supp. 789, 801, 802-805 (S.D. Miss. 1991) (three judge court)); *Republican Party of Shelby County v. Dixon*, 429 U.S. 934 (1976) (summarily affirming *Dixon v. Hassler*, 412 F. Supp. 1036, 1038 (W.D. Tenn. 1976) (three-judge court)); *Grove v. Emison*, 507 U.S. 25, 35 (1993) (noting that elections must often be held under a legislatively enacted plan prior to any appellate review of that plan).

WHEREFORE, the Court should stay its Final Judgment in this case pending Supreme Court review and modify the injunction contained within it to allow North Carolina to conduct the 2016 congressional elections under the Enacted Plan.

Respectfully submitted this 8th day of February, 2016.

NORTH CAROLINA DEPARTMENT OF
JUSTICE

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CERTIFICATE OF SERVICE

I, Thomas A. Farr, hereby certify that I have this day electronically filed the foregoing **DEFENDANTS' MOTION TO STAY FINAL JUDGMENT AND TO MODIFY INJUNCTION PENDING SUPREME COURT REVIEW** with the Clerk of Court using the CM/ECF system which will provide electronic notification of the same to the following:

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*Local Rule 83.1
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This the 8th day of February, 2016.

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**IN THE UNITED STATES DISTRICT COURT
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NO. 1:13-CV-00949**

DAVID HARRIS; CHRISTINE
BOWSER; and SAMUEL LOVE,
Plaintiffs,

v.

PATRICK MCCRORY, in his capacity
as Governor of North Carolina;
NORTH CAROLINA STATE BOARD
OF ELECTIONS; and JOSHUA
HOWARD, in his capacity as Chairman
of the North Carolina State Board of
Elections,
Defendants.

**DECLARATION OF
KIM WESTBROOK STRACH**

NOW COMES Kim Westbrook Strach, who under penalty of perjury states as follows:

1. I am over 18 years of age, legally competent to give this declaration and have personal knowledge of the facts set forth in it.

2. I am the Executive Director of the North Carolina State Board of Elections (“State Board”), a position I have held since May 2013. My statutory duties as Executive Director of the State Board include staffing, administration, and execution of the State Board’s decisions and orders. I am also the Chief Elections Officer for the State of North Carolina under the National Voter Registration Act of 1993 (“NVRA”). As Executive Director of the State Board, I am responsible for the administration of elections in the State of North Carolina. The State Board has supervisory responsibilities for the 100 county

boards of elections, and as Executive Director of the State Board, I provide guidance to the directors of the county boards.

3. As the Executive Director of the State Board and Chief Elections Officer for the State of North Carolina, I am familiar with the procedures for registration and voting in this State. I am also responsible for implementing the laws passed by the North Carolina General Assembly, supervising the conduct of orderly, fair, and open elections, and ensuring that elections in North Carolina are administered in such a way as to preserve the integrity of and protect the public confidence in the democratic process.

I. OVERVIEW OF 2016 ELECTION CYCLE

4. The 2016 Elections Cycle requires the commitment of significant administrative resources by state- and county-level elections officials, who must coordinate primary (if required) and general election contests for the following:

Federal: (15 races)	President and Vice-President of the United States United States Senate (1 seat) United States Congress (13 seats)
Statewide: (184 races)	Governor of North Carolina Council of State (9 seats) State Senate (50 seats) State House of Representatives (120 seats) Supreme Court (1 seat) Court of Appeals (3 seats)
County/Local: (~770 races)	Superior Court (13 seats) District Court of North Carolina (152 seats) District Attorney (5 Seats) County/local officials (approx. 600 seats)

5. The 2016 Election Cycle involves 1,942 candidates, including 46 congressional candidates, distributed as follows:

Congressional District	Candidates
1	C. L. Cooke; G. K. Butterfield
2	Adam Coker; Frank Roche; Jim Duncan; Kay Daly; Renee Ellmers; Tim D'Annunzio
3	David Hurst; Phil Law; Taylor Griffin; Walter B. Jones
4	David Price; Sue Googe; Teiji Kimball
5	Josh Brannon; Pattie Curran; Virginia Foxx
6	B. Mark Walker; Bruce Davis; Chris Hardin; Jim Roberts; Pete Glidewell
7	David Rouzer; J. Wesley Casteen; Mark D. Otto;
8	Richard Hudson; Thomas Mills
9	Christian Cano; George Rouco; Robert Pittenger
10	Albert L. Wiley, Jr.; Andy Millard; Jeffrey D. Gregory; Patrick McHenry
11	Mark Meadows; Rick Bryson; Tom Hill
12	Alma Adams; Gardenia Henley; Juan Antonio Marin, Jr.; Leon Threatt; Ryan Duffie
13	George Holding; John P. McNeil; and Ron Sanyal.

6. On September 30, 2015, the North Carolina General Assembly designated March 15, 2016 as the date for the 2016 primary election, including the presidential preference primary (herein, collectively, the “March Primary”). *See* S.L. 2015-258.

7. On October 1, 2015, my office issued Numbered Memo 2015-05 outlining recent legislative changes and providing guidance for counties regarding necessary preparations in advance of the March Primary and providing a link to the Master Election Calendar. True and accurate copies of Numbered Memo 2015-05 and an updated Master Election Calendar are attached as Exhibit A and Exhibit B, respectively.

8. Numbered Memo 2015-05 also included technical instructions regarding the Statewide Elections Information Management System (herein “SEIMS”); the candidate

filing period and procedures; ballot coding, proofing, and printing; education and training of election officials; and deadlines for one-stop early voting implementation plans.

9. On December 6, 2015, county elections administrators were required to publish notice of the March Primary pursuant to the Uniformed and Overseas Citizens Absentee Voting Act (“UOCAVA”). That notice included information indicating that congressional primaries would be held on March 15, 2016.

10. Candidate filing for the 2016 Elections Cycle ran from noon on December 1, 2015, to noon on December 21, 2015.

11. At the close of the filing period on December 21, 2015, the State Board Office established the order by which candidates’ names will appear on the ballot during the March Primary.

12. State officials, county-level elections administrators, and certified voting system vendors began work in earnest on December 21, 2015 to load all candidates and contests into SEIMS, produce and proof ballots, and code ballot tabulation and touch-screen voting machines for use throughout the state’s 100 counties.

13. North Carolina allows voters to cast their ballots in-person at early voting locations beginning March 3, 2016. During the 2012 May Primary—the most recent comparable election cycle—more than 492,000 voters made use of this early voting opportunity. Utilization may be higher in March due to the open presidential race and a perceived opportunity to influence the presidential nomination process earlier in the cycle.

II. BALLOTS PRINTED, ISSUED, AND VOTED

14. On January 25, 2016, county elections officials began issuing mail-in absentee ballots to civilian voters and those qualifying under UOCAVA, which requires transmittal of ballots no later than 45 days before an election for a federal office. North Carolina law requires mail-in absentee ballots to be transmitted no later than 50 days prior to a primary election.

15. SEIMS data indicates that county elections officials have mailed 8,621 ballots to voters, 903 of whom are located outside the United States. Of those absentee ballots mailed, 7,845 include a congressional contest on the voter's ballot. County boards of elections have already received back 431 voted ballots. Figures are current as of February 7, 2016.

16. Upon information and belief, more than 3.7 million ballots have already been printed for the March Primary.

17. Every county board of elections must issue unique ballots printed to display the appropriate combination of statewide and district contests for each political party and electoral districts within the county. These "ballot styles" ensure every voter obtains a single ballot that includes all contests in which that voter is eligible to participate. Because North Carolina recognizes three political parties (Democrat, Libertarian, and Republican), there are potentially three primary contests for each partisan office on the ballot, resulting in vastly more ballot styles in an even-year primary than in a general elections. There are more than 4,500 unique ballot styles slated for use during the March Primary. The process

of generating and proofing ballot styles is highly complex and involves multiple technical systems and quality control checkpoints that go far beyond mere printing.

18. Ballot specifications must be exact in order to ensure accurate reading by vote tabulating machines, which contain digital media cards that must be individually coded to detect the placement of each contest on every ballot style within the county. Results are written onto those cards and fed into our agency's SEIMS network. Because ballot coding for the March Primary has been finalized, results in congressional primary races will appear in the SEIMS system and are a matter of public record. Additionally, The State Board's system for displaying election results to the public is built around SEIMS and would include results in congressional primary races. Reprogramming the public reporting tool at this late juncture would not allow for the testing time we believe is important to ensure the tool fully and accurately reports results.

19. Based on my experience at this agency for more than 15 years, I believe there is no scenario under which ballots for the March Primary can be reprinted to remove the names of congressional candidates without compromising safeguards needed to ensure the administrative integrity of the election. Accordingly, congressional candidates will remain on ballots issued to voters via mail-in absentee, at early voting locations, and on Election Day on March 15, 2016.

III. COUNTY-LEVEL CHALLENGES

Implementing New Congressional Districts

20. In order for county boards of elections to implement newly drawn congressional districts, each board's staff must reassign jurisdictional boundaries in

SEIMS. This is predominately a manual process that requires county elections officials to review physical maps and determine how particular address ranges are affected by changed jurisdictional boundaries. The State Board has implemented jurisdictional audit protocols, but these audits can be performed only *after* counties have completed jurisdictional reassignments and updated voter records within SEIMS.

21. Numbered Memo 2015-05, issued on October 1, 2015, provided a directive to county boards of elections regarding jurisdictional changes. It stated that all jurisdictions should be confirmed and no changes should be made to jurisdictions after December 18, 2015. The purpose of the deadline was to ensure ballots were accurately assigned to voters. Coding for ballots and voting equipment is based on information contained in SEIMS, and changes made to jurisdictions after ballots have been coded runs a risk that voters receive an incorrect ballot style containing contests in which the voter is ineligible to participate. As a safeguard against such errors, ballot styles must regenerate every time a jurisdictional change is entered. With ballot styles now set, we do not have the option to regenerate based on new lines.

22. Every ballot style is assigned a number in order for poll workers to pull and issue the correct ballot to a voter. These ballot style numbers are not generated in SEIMS but in separate voting tabulation software, which are then manually entered into SEIMS and made available to the poll worker in an electronic poll book. This is a particularly significant tool during early voting, when there could be more than 300 unique ballot styles in a single voting location. It is critical that poll workers are able to correctly identify the

ballot style to provide the voter. Regenerating ballot styles at this point could compromise the processes our state has put in place to ensure voters receive the correct ballot.

23. Bifurcating the primary for the purpose of implementing new congressional districts will likely require changes to jurisdictions for many voters. The timing of these changes is significant for several reasons. If the General Assembly has created newly drawn congressional districts by February 19, it would not only be unadvisable to make those changes during a current election due to the potential for voters to receive incorrect ballots, but it would otherwise be nearly impossible for county boards of elections to have the time to make these changes at a time they are preparing for the March primary. February 19 is the voter registration deadline. Historically, county boards of elections receive an influx of voter registration applications on or around that deadline. All timely received applications must be processed in order for newly registered voters to appear on the March Primary poll books, beginning with early voting (March 3-12). Staffing levels at county boards of elections vary widely across the state, but even amply staffed offices are stretched during the months and weeks leading up to the election.

24. State Board technical staff have provided me with the following time estimates for critical aspects of a new congressional election process, depending on the number of counties affected by redistricting: Jurisdictional updates (2 weeks); audit election modules in voter registration database (3 to 5 days); ballot coding and proofing (1 to 3 weeks); ballot tabulation logic and accuracy testing (1 to 2 weeks); mock election and results publication audit (held at least 2 weeks before early voting begins to resolve any

failures identified). Presumably, the legislature would provide also for a new candidate filing period, which must be completed before ballot coding and proofing may begin.

25. Putting aside election notice requirements, the UOCAVA requires the transmittal of absentee ballots no later than 45 days before an election to facilitate participation by U.S. service members, their families, and other U.S. citizens residing abroad. If a second primary in the congressional races is required, it is possible those contests would not appear on the general election ballot for November, which must be mailed no later than September 9.

26. Election professionals are accustomed to working on nonnegotiable deadlines. However, it is my belief that important safeguards meant to ensure the integrity of elections process require time that we would not have if asked to reassign many voters to new congressional jurisdictions and hold a first primary for congressional candidates on May 24, the statutory date for a *second primary* involving federal contests.

27. If the legislature designates a date after May 24—a necessity in my view—affected counties would be required to fund an unanticipated, stand-alone first primary for congress, with the possibility of a second primary in certain contests, resulting in a possible total of five separate elections within nine months.

Early Voting Locations & Hours-matching

28. In April 2015, State Board staff surveyed counties to ascertain the amount of variable costs borne by the counties in the 2014 General Election. The State Board provided counties with the following examples of variable costs: printing and counting ballots, securing one-stop sites, mail-in absentee, Election Day operations, and canvassing.

With 99 counties reporting, the variable costs borne by the counties in the 2014 General Election were as follows:

Total Variable Costs:	\$9,511,716.13
One-stop Early Voting:	\$2,651,455.54 (state average of \$103.56 per early-voting-hour with a wide range \$13.41—\$551.75 per early-voting-hour between counties)

The above figures represent the most current estimates of local variable costs associated with a North Carolina election, and do not include state-level costs.

29. Elections administration within a county are funded pursuant to budgets passed by county boards of commissioners earlier this year. It is my understanding that the statutory deadline for county governing boards to adopt budget ordinances was July 1, 2015.

30. In 2013, the General Assembly enacted the Voter Information Verification Act, 2013 Session Laws 381 (“VIVA”), which introduced new requirements for one-stop early voting. S.L. 2013-381, § 25.2. At a minimum, counties are now required to offer one-stop early voting consistent with the following, unless hours reductions are approved unanimously by the county board of elections and by the State Board: One-stop early voting hours for the Presidential Preference Primary and all March Primaries must meet or exceed cumulative early voting hours for the 2012 Presidential Preference Primary (24,591.5 hours statewide).

During the 2012 May Primary, counties offered 24,591.5 hours of one-stop early voting. Applying reported cost estimates from the 2014 General Election, State Board staff

estimates that one-stop early voting in the March Primary will cost counties approximately \$2,546,695.74 (\$103.56 x 24,591.5 hours). *See* Paragraph 28, *supra*.

31. Bifurcating the 2016 primary would trigger a statutory requirement that counties offer additional one-stop early voting opportunities according to the following formula, unless hours reductions are approved unanimously by the county board of elections and by the State Board: One-stop early voting hours must meet or exceed cumulative early voting hours for the 2010 primary election (19,901 hours statewide).

Accordingly, county-level costs arising from one-stop early voting for an additional, congressional primary are estimated to reach \$2,060,947.56 (\$103.56 x 19,901 hours), based on available estimates. *See* Paragraph 28, *supra*. The number of one-stop sites across the state has steadily risen over past elections cycles, as seen below:

2010:	Primary (215 sites)	General (297 sites)
2012:	Primary (275 sites)	General (365 sites)
2014:	Primary (289 sites)	General (367 sites)

32. Costs beyond one-stop early voting include expenses associated with critical aspects of elections administration and may range from securing precinct voting locations, printing ballots, coding electronic tabulators and voting systems, mail-in absentee operations, and the hiring and training temporary precinct officials for Election Day, among other line-items. The staff-estimate for county-level costs involving an unanticipated primary is roughly \$9.5 million, though actual costs may rise depending on the amount of notice counties are given to secure sites for an election on a date certain.

33. North Carolina elections require that counties secure voting locations in nearly 2,800 precincts. State Board records indicate that on Election Day in the

2014 General Election, nearly half of all precinct voting locations were housed in places of worship or in schools, with still more located in privately-owned facilities. Identifying and securing appropriate precinct voting locations and one-stop early voting sites can require significant advance work by county board of elections staff and coordination with the State Board.

34. Bifurcating the March Primary so as to provide for a separate congressional primary would impose significant and unanticipated challenges and costs for county elections administrators and for the State Board as they develop and approve new one-stop implementation plans, secure necessary voting sites, hire adequate staff, and hold public meetings to take necessary action associated with the foregoing.

Training

35. Training of election officials is most effective when conducted in close proximity to the election the election official is administering. The vast majority of Election Day poll workers only serve on Election Day and, therefore, knowledge of election processes and protocol may not play a major role in their daily lives. North Carolina voters will have the opportunity to vote in-person at early voting locations on March 3, 2016. With this date only weeks away, the 100 county boards of elections and their staff are aggressively training poll workers.

36. The 2016 primary elections will be the first elections in North Carolina to include a photo ID requirement. For the better part of the last three years, the State Board of Elections has been preparing for the rollout of photo ID during the 2016 primary elections. In order to train poll workers effectively and to ensure uniform implementation

of photo ID requirements across the state, the State Board has produced and mandated the use of standardized training tools in every voting site in North Carolina.

37. Timing has played a major role in the agency's preparations for the rollout of photo ID requirements. Our agency's training approach is rooted in the understanding that training should occur far enough in advance to provide the best opportunity for thoroughness and appropriate repetition, but not so far removed from the election itself that memories fade. North Carolina conducted municipal primaries in September, October and November of 2015—all elections without photo ID requirements. Our agency began training in January 2016 as part of a concerted effort to avoid confusion for poll workers ahead of the March Primary. More than 1,400 election officials in January attended regional training sessions and webinars hosted by State Board staff regarding proper poll worker training.

38. State law requires our agency to hold a statewide training conference in advance of every primary or general election. Attendance by all counties is mandatory. The most recent mandatory training conference was recently held on February 1-2, 2016, and was attended by more than 500 supervisory election officials. The principal focus was on procedures for the March Primary. The next mandatory statewide conference is scheduled for August 8-9, 2016. If primary elections were to be held at a time later than March 15, 2016, it would not likely be feasible for the State or county boards of elections to hold an additional statewide conference prior to that time.

39. The State Board of Elections has dedicated staff to engage in meaningful voter outreach. This includes assisting voters with obtaining acceptable photo

identification, educating voters on current election laws and ensuring voters know when they can cast a ballot and make their voices heard in North Carolina. The voter outreach team has conducted voter education presentations statewide that provide voters information on the election schedule for the March Primary.

Poll Worker Recruitment

40. For the past several election cycles, poll worker recruitment has posed a significant challenge for county-level elections administrators. State statutes impose requirements regarding the partisan make-up for judges of elections in each precinct. Often county political parties find it difficult to find individuals that are willing to serve as precinct officials on Election Day. County elections officials have found it necessary to spend more and more time recruiting early voting and Election Day poll workers, especially because technological advances in many counties now require that elections workers be familiar with computers.

III. AFFECT ON VOTER EXPECTATIONS & PARTICIPATION

41. Redistricting would require that county and state elections administrators reassign voters to new jurisdictions, a process that involves changes to each voter's geocode in SEIMS. Information contained within SEIMS is used to generate ballots. Additionally, candidates and other civic organizations rely on SEIMS-generated data to identify and outreach to voters. Voters must then be sent mailings notifying them of their new districts.

42. The public must have notice of upcoming elections. State law requires that county boards of elections prepare public notice of elections involving federal contests for

local publication and for distribution to United States military personnel in conjunction with the federal write-in absentee ballot. Such notice must be issued 100 days before regularly-scheduled elections and must contain a list of all ballot measures known as of that date. On December 4, 2016, county elections officials published the above-described notice for all then-existing 2016 primary contests, including congressional races.

43. Beyond formal notice, voters rely on media outlets, social networks, and habit both to become aware of upcoming elections and to review the qualifications of participating candidates. Bifurcating the March Primary may reduce public awareness of a subsequent, stand-alone primary. Decreased awareness of an election can suppress the number of individuals who would have otherwise participated and may narrow the demographic of those who do ultimately vote. Each could affect electoral outcomes.

44. Historical experience suggests that delayed primaries result in lower voter participation and that when primaries are bifurcated, the delayed primary will have a lower turnout rate than the primary held on the regular date. For example, a court-ordered, stand-alone 1998 September Primary for congressional races resulted in turnout of roughly 8%, compared to a turnout of 18% for the regular primary held on the regularly-scheduled May date that year. The 2002 primary was also postponed until September; that delayed primary had a turnout of only 21%. In 2004, the primary was rescheduled to July 20 because preclearance of legislative plans adopted in late 2003 had not been obtained from the United States Department of Justice in time to open filing on schedule. Both the Democratic and Republican Parties chose to forego the presidential primary that year. *See* Exhibit D. Turnout for the delayed primary was only 16%.

45. By contrast, turnout during the last comparable primary involving a presidential race with no incumbent running, held in 2008, was roughly 37%. The 2016 Presidential Preference Primary falls earlier in the presidential nomination cycle, which could result in even greater turnout because of the increased chance of influencing party nominations.

46. Bifurcating the March Primary could affect participation patterns and electoral outcomes by permitting unaffiliated voters to choose one political party's congressional primary and a different political party's primary for all other contests. State law prohibits voters from participating in one party's primary contests and a different party's second, or "runoff," primary because the latter is considered a continuation of the first primary. No such restriction would apply to limit participation in a stand-alone congressional primary.

47. The regular registration deadline for the March Primary is February 19, 2016. The Second Primary is set by statute: May 3, 2016, if no runoff involves a federal contest, or May 24, 2016 if any runoff does involve a federal contest. State law directs that "there shall be no registration of voters between the dates of the first and second primaries." G.S. § 163-111(e), *see also* S.L. 2015-258, § 2(d). Bifurcating the regular and congressional primary dates—with second primaries possible—could create voter confusion over whether registration is open or closed.

IV. VOTER INFORMATION & EXPECTATIONS

48. The State Board has printed more than 4.3 million copies of the *2016 Primary Election Voter Guide*, which is sent by mail to every residential address across the state.

Upon information and belief, the guides have already been delivered in certain areas. The *Guide* identifies key election dates to ensure voters are properly informed of deadlines. I believe the risk of voter confusion over alternative voting procedures or a stand-alone congressional primary is significant, especially given our agency's efforts to inform voters of then-accurate deadlines.

49. The now-occurring congressional contest is the third held under present district boundaries. Widespread redistricting ahead of a stand-alone primary election presents a significant public education challenge, as voters have grown accustomed to current district boundaries, incumbents and candidates, and the relative importance or unimportance of a primary within their existing district.

50. Notice regarding electoral boundaries and constituent makeup typically inform an individual's decision to pursue office. It is common for legislative primary candidates to organize their voter outreach strategies and even to plan advertising well in advance of the primary election date. Often, those interested in pursuing congressional office will proactively work to raise their profile within a particular electoral district long before declaring candidacy. This exposure can, in turn, allow voters and the press early opportunities to interact with the individual and assess his or her fitness for a position of public trust. Last-minute changes to congressional districts can result in the pool of participating candidates changing from those who have cautiously worked to build credibility or name-recognition within their district communities.

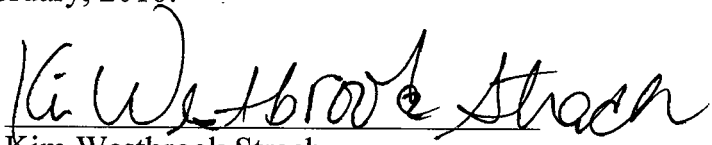
51. In order to campaign effectively, a candidate must know the parameters of the district he or she is seeking to represent. Knowing the constituency is essential to

evaluating the prospects of a candidacy, and factors such as political and grassroots support, fund-raising potential, and ability to communicate with the voters. Without adequate time to prepare, raise money and campaign, potential candidates may forego seeking election.

52. Jurisdictional boundaries and election dates drive our work at the State Board. Even slight changes can trigger complex and interwoven statutory requirements and involve nonobvious logistical burdens and costs borne by North Carolina's 100 counties. Our agency takes seriously its obligation to enforce fully both legislative and judicial mandates, and to work diligently to ensure decision-makers are apprised of collateral effects that may attend those decisions.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 8th day of February, 2016.

A handwritten signature in black ink, reading "Kim Westbrook Strach". The signature is written in a cursive style with a large initial "K" and "S".

Kim Westbrook Strach

Executive Director

North Carolina State Board of Elections



NORTH CAROLINA

State Board of Elections

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KIM WESTBROOK STRACH
Executive Director

Numbered Memo 2015-05

TO: County Boards of Elections
FROM: Kim Strach, Executive Director
RE: **2016 Primary Election**
DATE: October 1, 2015

Yesterday evening, Governor Pat McCrory signed House Bill 373 ("HB 373"). We can now move forward with preparations for holding all 2016 Primary Election contests on a single date: Tuesday, March 15, 2016. The purpose of this Numbered Memo is to provide information about many of the processes required in preparation for the 2016 Primary Election.

Background on HB 373

HB 373 reunites the Presidential Preference Primary and the general Primary for 2016 only. Under the revised calendar, the 2016 Primary Election will be held March 15. If a second primary is required for any federal contest, all second primaries will be held May 24 (in the absence of any federal runoffs, the second primary date will be May 3). Candidate filing and campaign finance deadlines are adjusted, with temporary power given to the State Board to suspend, change or add requirements where necessary to facilitate implementation of the new timeline.

SEIMS Preparations

The State Board of Elections will enter an "election event" date for March 15, 2016, which should be available tomorrow. Our staff will setup the following contests:

- Presidential Preference Primary
- U.S. Senate
- U.S. House of Representatives
- Governor
- Lieutenant Governor
- Secretary of State
- Auditor
- Treasurer
- Superintendent of Public Instruction
- Attorney General

6400 Mail Service Center ▪ Raleigh, NC 27699-6400
441 N. Harrington Street ▪ Raleigh, NC 27611-7255

EXHIBIT A

-
- Commissioner of Agriculture
 - Commissioner of Labor
 - Commissioner of Insurance
 - NC Senate
 - NC House
 - NC Supreme Court
 - NC Court of Appeals
 - District Attorney
 - Clerk of Superior Court (county jurisdictional contest) (new)
 - Register of Deeds (county jurisdictional contest) (new)
 - Sheriff (county jurisdictional contest) (new)
 - Coroner (county jurisdictional contest) (new)

This will be the first time State Board staff will enter certain county-level contests into SEIMS. Affected contests are noted above. We will not enter county commissioners, soil & water conservation district supervisors or any other local contests. Your office must be aware of all contests within your county; please contact local governing bodies to confirm your information regarding any seat that has become vacant or that has been filled by appointment pending an election to fill that vacancy. These seats may be subject to an unexpired term contest.

All contests entered in SEIMS under the 2016 General Election event will be set up as being subject to a primary. This arrangement will permit SEIMS to create both General Election and Primary contests. Contests that are not in fact subject to a primary will be deleted from Election Setup at the appropriate time after the close of the candidate filing period. Please enter all of your contests into SEIMS no later than October 16. State Board staff will begin entering the above-listed contests after the canvass of November municipal elections.

Additional updates regarding SEIMS applications will be forthcoming.

Candidate Filing Period

The candidate filing period will begin at noon on Tuesday, December 1, 2015 and end at noon on Monday, December 21, 2015. Counties conducting November municipal elections should note that the candidate filing period will begin three weeks after the November canvass.

December is customarily a time in elections when we catch our breath, but we will not have that opportunity this year. You must begin preparation now – if you have not already – to ensure full coverage of the office throughout the entire candidate filing period. We will provide all counties with candidate filing packets that include voter outreach materials. These materials are on order and will be made available to you as soon as they are delivered to the State Board of Elections Office.

Candidate filing forms and information regarding current filing fees for state offices are updated and available online: www.ncsbe.gov/ncsbe/candidate-filing. Please ensure your website includes the *current filing forms* with *current filing fee* information. Refer to [G.S. § 163-107](#) to determine

the filing fee amount to set for local offices (usually 1% of the actual salary of the elected position). You should confirm the current salary of any county or local office that will be on your county's ballot in 2016.

HB 373 provides that a candidate is eligible to file a Notice of Candidacy for a partisan primary only if that individual has affiliated with that political party for 75 days. A candidate who changed party affiliation on or before September 17 will be able to file at any time during the candidate filing period. Otherwise, you should refer to the following schedule to determine the earliest date a candidate may file for a partisan contest after changing party affiliation. Note that if an eligibility date falls on a weekend, the candidate must wait until the upcoming Monday or later to file for a partisan primary contest.

Filing Schedule

Change of Party Date	Eligible to File as of:
9/17/2015	Tuesday, December 1, 2015
9/18/2015	Wednesday, December 2, 2015
9/19/2015	Thursday, December 3, 2015
9/20/2015	Friday, December 4, 2015
9/21/2015	Saturday, December 5, 2015 (file as of 12/7/15)
9/22/2015	Sunday, December 6, 2015 (file as of 12/7/15)
9/23/2015	Monday, December 7, 2015
9/24/2015	Tuesday, December 8, 2015
9/25/2015	Wednesday, December 9, 2015
9/26/2015	Thursday, December 10, 2015
9/27/2015	Friday, December 11, 2015
9/28/2015	Saturday, December 12, 2015 (file as of 12/14/15)
9/29/2015	Sunday, December 13, 2015 (file as of 12/14/15)
9/30/2015	Monday, December 14, 2015
10/1/2015	Tuesday, December 15, 2015
10/2/2015	Wednesday, December 16, 2015
10/3/2015	Thursday, December 17, 2015
10/4/2015	Friday, December 18, 2015
10/5/2015	Saturday, December 19, 2015 (file as of 12/21/15)
10/6/2015	Sunday, December 20, 2015 (file as of 12/21/15)
10/7/2015	Monday, December 21, 2015

Ballot Coding, Proofing and Printing

Accurate ballot coding is critical to ensuring successful primary elections. We all have important roles in this process. In order for State Board staff to ensure the accuracy of all data within SEIMS, it is necessary that you complete all relevant geocode changes no later than Friday, December 18. You must verify that all of your jurisdictional assignments are correct. Following the November municipal elections, you will receive a new DRR report from our voting systems staff. You will be required to review the report and either confirm that your geocode is accurate or notify State Board staff that you will be making changes, which must be completed no later than December 18.

If you have questions about any of your jurisdictional boundaries, please contact us immediately. Once all changes have been made in SEIMS, State Board staff will provide the jurisdictional database to Print Elect for use in ballot coding.

The State Board of Elections will determine a method of random selection for the order of candidate names on the ballot after the close of the candidate filing period. You will then be able to arrange the order of your candidates on the ballot. Counties must have all contests and candidates properly arranged by Monday, January 4.

As required under HB 373, the State Board of Elections will meet on Tuesday, January 5 to nominate presidential candidates for the 2016 Primary Election. Following that meeting, State Board staff will provide election imports to Print Elect. It is critical that all ballot preparations be completed on time so that ballots are thoroughly proofed, printed, and available for absentee voting on Monday, January 25. This deadline requires that everyone involved works accurately and timely. Please expect additional information on this very important process as the candidate filing period approaches.

Education and Training of Election Officials

Comprehensive and uniform training of our precinct officials and early voting workers is essential and is required of every county board of elections. Every voter should expect to be treated the same way by one-stop early voting workers and by Election Day precinct officials, regardless of where and when they vote throughout our state. To accomplish this goal, we are producing training videos and additional training materials. We understand your need to have these materials well in advance of training sessions. All training materials should be in your possession at the beginning of the candidate filing period.

Master Election Calendar

In an effort to provide a single access-point for all critical dates, we have developed a Master Election Calendar that contains dates related to election administration and campaign finance: <ftp://alt.ncsbe.gov/sboe/MasterElectionSchedule.xlsx>. We have made every effort to verify the information contained in the calendar on short order. The document is meant as a guide and is subject to further revision. Please bear in mind that HB 373 gave the State Board special authority to issue orders and alter requirements as necessary to implement the new primary date. Please let us know whether you have any questions or spot any issues.

One-Stop/Early Voting Implementation Plans

The one-stop early voting hours matching requirements in place last year will again apply in 2016 pursuant to [G.S. § 163-227.2\(g2\)](#). For the 2016 Primary, each county must offer at least as many cumulative early voting hours as provided in the 2012 May Primary. Therefore, each county must offer as many cumulative early voting hours for the 2016 General Election as were provided in the 2012 General Election. Hour totals for 2012 elections are posted online for your reference: ftp://alt.ncsbe.gov/One-Stop_Early_Voting/OS_sites_2010_2012.xlsx. One-stop Implementation Plans are due to the State Board of Elections no later than Friday, January 15.

Counties that would seek a reduction in the number of required hours under [G.S. § 163-227.2\(g3\)](#) must understand that a request by a county board of elections must be unanimous. State Board approval must also be unanimous. Counties seeking such a reduction must submit the request no later than Thursday, December 31, 2015.

Further details about One-Stop Implementation Plans for the 2016 Primary will be communicated in a separate Numbered Memo. Counties that have not already begun planning early voting schedules for the 2016 Primary Election should do so soon.

Mock Election

We will conduct a Mock Election on Thursday, February 18. Please mark this date on your calendar and stay tuned for preparation details.

Campaign Finance Reporting Schedule

HB 373 includes a change to the campaign finance reporting schedule that is made necessary by the primary date change:

- For 2016, the First Quarter Plus Report has been replaced by a report that will be due on Monday, March 7, and will cover the time period from January 1 through February 29.
- The Second Quarter report will cover the time period from March 1, 2016 through June 30.
- The 48-Hour reporting period will begin on March 1, 2016 and will end on March 15.

The candidate filing packets will include these changes to the schedule and an explanation of required reports. All dates relevant to campaign finance responsibilities will be included in the Master Election Calendar.

State Board Training

We have very few windows for training prior to March 15. Due to these scheduling constraints, we are working hard to find an appropriate venue on dates that will not conflict with other required election events. We will inform you of the date and location as soon as we have that information.

Given new election procedures that take effect in 2016, pending court decisions that could affect those changes, and the adjournment of the General Assembly this week, our best efforts are being dedicated to provide you clear, complete, accurate information and guidance as soon as possible.

From Murphy to Manteo, county election directors face challenging deadlines, and we face them here in Raleigh. Success depends upon our working together, so please know that we are working with your concerns in mind.

DATE	DATE2	TIME	EVENT	ELECTION EVENT TYPE	EVENT SUBTYPE	REFERENCE	RULE
09/27/15	Sunday, September 27, 2015		District Relations Report distributed to counties	Statewide Primary	VOTING SYSTEMS	Best Practice	120 days before start of absentee voting by
09/28/15	Monday, September 28, 2015		Pre-Election Report Due Date (if in 2nd primary)	October Municipal	CF REPORTING		
09/28/15	Monday, September 28, 2015		Pre-Election Report Due Date	October Municipal	CF REPORTING		
09/28/15	Monday, September 28, 2015		Pre-Primary Report Due Date (if applicable)	October Municipal	CF REPORTING		
09/28/15	Monday, September 28, 2015		Pre-Referendum Report Due Date	October Municipal	CF REFERENDUM REPORTING		
09/28/15	Monday, September 28, 2015		CBE issues certificates of nomination or election if no	September Municipal Primary	CANVASS	163-182.15(a), 163-301	Six days after the county canvass (in a
09/29/15	Tuesday, September 29, 2015		35-Day Report Due Date	November Municipal	CF REPORTING		
09/29/15	Tuesday, September 29, 2015	5:00 PM	Absentee Board Meeting 3	October Municipal	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
09/29/15	Tuesday, September 29, 2015	5:00 PM	Last day to request an absentee ballot by mail.	October Municipal	ABSENTEE	163-230.1(a)	Not later than 5:00 p.m. on the Tuesday
09/29/15	Tuesday, September 29, 2015	5:00 PM	Late absentee requests allowed due to sickness or	October Municipal	ABSENTEE	163-230.1(a1)	After 5:00 p.m. on the Tuesday before the
09/29/15	Tuesday, September 29, 2015		35-Day Report Due Date (if not in primary)	October Municipal	CF REPORTING		
09/29/15	Tuesday, September 29, 2015		Finalize Voter History	September Municipal Primary	POST-ELECTION	Best Practice	7 days after county canvass
09/29/15	Tuesday, September 29, 2015		Confirm with polling place contacts use of facility	Statewide Primary	PRECINCTS	Best Practice	24 weeks prior to election day
10/01/15	Thursday, October 01, 2015	10:00 AM	Election Day Observer/Runner List Due	October Municipal	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to Election
10/02/15	Friday, October 02, 2015		Publish Election Notice 3	November Municipal	LEGAL NOTICE	163-33(8)	Publish weekly during the 20 day period
10/02/15	Friday, October 02, 2015		Absentee Voting - Date by Which Absentee Ballots Must	November Municipal	ABSENTEE	163-227.3(a); 163-302	No later than 30 days before a municipal
10/03/15	Saturday, October 03, 2015	1:00 PM	Absentee One Stop Voting Ends	October Municipal	ABSENTEE ONESTOP	163-227.2(b)	Not later than 1:00 p.m. on the last Saturday
10/04/15	Sunday, October 04, 2015		CBE gives public notice of buffer zone information	November Municipal	PRECINCTS	163-166.4(c)	No later than 30 days before each election
10/04/15	Sunday, October 04, 2015		Deadline for UOCAVA Absentee Ballots to be Available	November Municipal	ABSENTEE	163-258.9; 163-302	No later than 30 days before a municipal election. If absentee voting is permitted.
10/04/15	Sunday, October 04, 2015		Last day to mail notice of polling place changes.	November Municipal	PRECINCTS	163-128	No later than 30 days prior to the primary or
10/04/15	Sunday, October 04, 2015		Notification to Voters of Precinct/Voting Place Change	November Municipal	PRECINCTS	163-128(a)	30 days prior to the primary or election
10/05/15	Monday, October 05, 2015	5:00 PM	Receive voter registration totals and add them to vote	October Municipal	VOTING SYSTEMS		1 day before election day
10/05/15	Monday, October 05, 2015	5:00 PM	UOCAVA Absentee Ballot Request Deadline	October Municipal	ABSENTEE	163-258.7	No later than 5:00 p.m. on the day before
10/05/15	Monday, October 05, 2015	5:00 PM	UOCAVA Voter Registration Deadline	October Municipal	VOTER REGISTRATION	163-258.6	No later than 5:00 p.m. on the day before
10/05/15	Monday, October 05, 2015	5:00 PM	Absentee Board Meeting Pre-Election Day	October Municipal	ABSENTEE		After 5:00 p.m. on the Monday before
10/06/15	Tuesday, October 06, 2015	12:00 PM	Absentee Ballot Challenge - Time for filing a challenge to	October Municipal	CHALLENGES	163-89	No earlier than 12:00 noon on election day.
10/06/15	Tuesday, October 06, 2015	5:00 PM	Begin Counting Absentee Ballots (Cannot announce	October Municipal	ABSENTEE	163-234	5:00 p.m. on election day unless an earlier
10/06/15	Tuesday, October 06, 2015	5:00 PM	Civilian Absentee Return Deadline	October Municipal	ABSENTEE	163-231(b)(1)	Not later than 5:00 p.m. on day of the primary
10/06/15	Tuesday, October 06, 2015	10:00 AM	Distribute Certified Executed Absentee List	October Municipal	ABSENTEE	163-232	No later than 10:00 a.m. on election day
10/06/15	Tuesday, October 06, 2015		Distribute Election Day Absentee Abstract to SBOE	October Municipal	ABSENTEE	163-234(6)	Election Day
10/06/15	Tuesday, October 06, 2015	6:30 AM	ELECTION DAY	October Municipal	ELECTION DAY	163-279	Fourth Tuesday before the Tuesday after the
10/06/15	Tuesday, October 06, 2015	8:30 AM	Election Day Tracking (10 am, 2 pm, 4 pm)	October Municipal	ADMINISTRATION		Election Day at 10 am, 2 pm and 4 pm
10/06/15	Tuesday, October 06, 2015	8:30 PM	Election Night Finalize Activities	October Municipal	VOTING SYSTEMS		Election Night
10/06/15	Tuesday, October 06, 2015	7:30 PM	UOCAVA Absentee Ballot Return Deadline - Electronic	October Municipal	ABSENTEE	163-258.10	Close of polls on Election Day
10/07/15	Wednesday, October 07, 2015		Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
10/07/15	Wednesday, October 07, 2015		Sample Audit Count - Precincts Selection	October Municipal	CANVASS	163-182.1(b)(1)	Within 24 hours of polls closing on Election
10/07/15	Wednesday, October 07, 2015		Latest date that prospective candidate may change party	Statewide Primary	CANDIDATE FILING	HB 373	75 days before last day of candidate filing
10/08/15	Thursday, October 08, 2015		Mock Election	November Municipal	VOTING SYSTEMS	Best Practice	14 days before absentee one-stop begins in a
10/09/15	Friday, October 09, 2015	5:00 PM	Voter Registration Deadline	November Municipal	CHALLENGES	163-85	No later than 25 days before an election.
10/09/15	Friday, October 09, 2015	5:00 PM	Civilian Absentee Return Deadline - Mail Exception	October Municipal	VOTER REGISTRATION	163-82.6(c)	25 days before the primary or election day
10/09/15	Friday, October 09, 2015	5:00 PM	UOCAVA Absentee Ballot Return Deadline - Mailed	October Municipal	ABSENTEE	163-231(b)(2)	If postmarked on or before election day and
10/09/15	Friday, October 09, 2015		Final Referendum Report Due Date	October Municipal	CF REFERENDUM REPORTING	163-258.12	By end of business on the business day before
10/10/15	Saturday, October 10, 2015		Send late Registration Notices until Election Day	November Municipal	VOTER REGISTRATION		
10/12/15	Monday, October 12, 2015	5:00 PM	Deadline for provisional voters subject to HAVA ID to	October Municipal	CANVASS	Best Practice	Starting day after voter registration deadline
10/12/15	Monday, October 12, 2015		FEDERAL HOLIDAY - COLUMBUS DAY (NO MAIL)			163-166.12(c); 163-82.4(e)	By 5:00 p.m. on the day before the county
10/13/15	Tuesday, October 13, 2015	5:00 PM	Absentee Board Meeting 1	November Municipal	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
10/13/15	Tuesday, October 13, 2015	11:00 AM	County Canvass	October Municipal	CANVASS	163-182.5(b)	Seven days after each election (except a
10/13/15	Tuesday, October 13, 2015		Deadline for election protest concerning votes counted	October Municipal	CANVASS	163-182.9(b)(4)a	before the beginning of the election canvass
10/13/15	Tuesday, October 13, 2015	10:00 AM	Distribute Supplemental Certified Executed Absentee List	October Municipal	ABSENTEE	163-232.1; 163-234.1(f)	No later than 10:00 a.m. of the next business
10/13/15	Tuesday, October 13, 2015		Acknowledgment of No Photo ID	September Municipal Primary	POST-ELECTION	HB589	4 weeks after Election Day
10/14/15	Wednesday, October 14, 2015		Voter Registration Deadline - Exception for missing or	November Municipal	VOTER REGISTRATION	163-82.6(c); 163-82.6(c1)	No later than 20 days before the election
10/14/15	Wednesday, October 14, 2015	5:00 PM	Deadline for candidates in CBE jurisdictional contests to	October Municipal	CANVASS	163-182.7(b)	5:00 p.m. on the first business day after the
10/15/15	Thursday, October 15, 2015		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
10/15/15	Thursday, October 15, 2015		Complete Logic & Accuracy Testing	November Municipal	VOTING SYSTEMS	Best Practice	7 days before the start of one-stop voting
10/15/15	Thursday, October 15, 2015	5:00 PM	Deadline for candidates in SBOE jurisdictional contests to	October Municipal	CANVASS	163-182.7(c); 163-182.4(b)(5)	5:00 p.m. on the second business day after
10/15/15	Thursday, October 15, 2015	5:00 PM	Deadline to file election protest concerning any other	October Municipal	CANVASS	163-182.9(b)(4)c	5:00 p.m. on the second business day after

10/15/15	Thursday, October 15, 2015	5:00 PM	Deadline to file election protest concerning manner in	October Municipal	CANVASS	163-182, 9(b)(4)b	5:00 p.m. on the second business day after
10/15/15	Thursday, October 15, 2015		Mail Abstract to State Board of Elections	October Municipal	CANVASS	163-300	Within 9 days after a municipal primary or
10/16/15	Friday, October 16, 2015		Final Referendum Report Due Date	October Municipal	CF REFERENDUM REPORTING		
10/17/15	Saturday, October 17, 2015	10:00 AM	One-stop Observer List Due	November Municipal	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to start of
10/19/15	Monday, October 19, 2015		Pre-Election Report End Date	November Municipal	CF REPORTING		
10/19/15	Monday, October 19, 2015		Pre-Runoff Report End Date (if in runoff)	November Municipal	CF REPORTING		
10/19/15	Monday, October 19, 2015		Pre-Referendum Report End Date	November Municipal	CF REFERENDUM REPORTING		
10/19/15	Monday, October 19, 2015		CBE issues certificates of nomination or election if no	October Municipal	CANVASS	163-182, 15(a), 163-301	Six days after the county canvass (in a
10/19/15	Monday, October 19, 2015		Pre-Election Report End Date (if not in 2nd primary)	October Municipal	CF REPORTING		
10/20/15	Tuesday, October 20, 2015	5:00 PM	Absentee Board Meeting 2	November Municipal	ABSENTEE	163-230, 1(c)(1)	Each Tuesday at 5:00 p.m., commencing on
10/20/15	Tuesday, October 20, 2015		Publish Absentee Resolution	November Municipal	ABSENTEE	163-234	Once a week for two weeks prior to the
10/20/15	Tuesday, October 20, 2015		Finalize Voter History	October Municipal	POST-ELECTION	Best Practice	7 days after county canvass
10/22/15	Thursday, October 22, 2015		Absentee One Stop Voting Begins	November Municipal	ABSENTEE ONESTOP	163-227, 2(b)	Not earlier than the second Thursday before
10/26/15	Monday, October 26, 2015		Pre-Election Report Due Date	November Municipal	CF REPORTING		
10/26/15	Monday, October 26, 2015		Pre-Runoff Report Due Date (if in runoff)	November Municipal	CF REPORTING		
10/26/15	Monday, October 26, 2015		Pre-Referendum Report Due Date	November Municipal	CF REFERENDUM REPORTING		
10/26/15	Monday, October 26, 2015		Pre-Election Report Due Date (if not in 2nd primary)	October Municipal	CF REPORTING		
10/27/15	Tuesday, October 27, 2015	5:00 PM	Absentee Board Meeting 3	November Municipal	ABSENTEE	163-230, 1(c)(1)	Each Tuesday at 5:00 p.m., commencing on
10/27/15	Tuesday, October 27, 2015	5:00 PM	Last day to request an absentee ballot by mail.	November Municipal	ABSENTEE	163-230, 1(a)	Not later than 5:00 p.m. on the Tuesday
10/27/15	Tuesday, October 27, 2015	5:00 PM	Late absentee requests allowed due to sickness or	November Municipal	ABSENTEE	163-230, 1(a)(1)	After 5:00 p.m. on the Tuesday before the
10/29/15	Thursday, October 29, 2015	10:00 AM	Election Day Observer/Runner List Due	November Municipal	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to Election
10/31/15	Saturday, October 31, 2015	1:00 PM	Absentee One Stop Voting Ends	November Municipal	ABSENTEE ONESTOP	163-227, 2(b)	Not later than 1:00 p.m. on the last Saturday
11/01/15	Sunday, November 01, 2015		Complete election setup tasks	Statewide General Election	VOTING SYSTEMS	Best Practice	30 days before start of candidate filing
11/01/15	Sunday, November 01, 2015		Confirm local office salaries for candidate filing	Statewide General Election	CANDIDATE FILING	Best Practice	30 days before candidate filing begins
11/01/15	Sunday, November 01, 2015		Prepare candidate filing materials	Statewide General Election	CANDIDATE FILING	Best Practice	30 days before candidate filing begins
11/02/15	Monday, November 02, 2015		Receive voter registration totals and add them to vote	November Municipal	VOTING SYSTEMS		1 day before election day
11/02/15	Monday, November 02, 2015	5:00 PM	UOCAVA Absentee Ballot Request Deadline	November Municipal	ABSENTEE	163-258, 7	No later than 5:00 p.m. on the day before
11/02/15	Monday, November 02, 2015	5:00 PM	UOCAVA Voter Registration Deadline	November Municipal	VOTER REGISTRATION	163-258, 6	No later than 5:00 p.m. on the day before
11/02/15	Monday, November 02, 2015	5:00 PM	Absentee Board Meeting Pre-Election Day	November Municipal	ABSENTEE		After 5:00 p.m. on the Monday before
11/03/15	Tuesday, November 03, 2015	12:00 PM	Absentee Ballot Challenge - Time for filing a challenge to	November Municipal	CHALLENGES	163-89	No earlier than 12:00 noon on election day.
11/03/15	Tuesday, November 03, 2015	5:00 PM	Begin Counting Absentee Ballots (Cannot announce	November Municipal	ABSENTEE	163-234	5:00 p.m. on election day unless an earlier
11/03/15	Tuesday, November 03, 2015	5:00 PM	Civilian Absentee Return Deadline	November Municipal	ABSENTEE	163-231(b)(1)	Not later than 5:00 p.m. on day of the primary
11/03/15	Tuesday, November 03, 2015	10:00 AM	Distribute Certified Executed Absentee List	November Municipal	ABSENTEE	163-232	Not later than 10:00 a.m. on election day
11/03/15	Tuesday, November 03, 2015		Distribute Election Day Absentee Abstract to SBOE	November Municipal	ABSENTEE	163-234(6)	Election Day
11/03/15	Tuesday, November 03, 2015	6:30 AM	ELECTION DAY	November Municipal	ELECTION DAY	163-279	Tuesday after the first Monday in November
11/03/15	Tuesday, November 03, 2015	10:00 AM	Election Day Tracking (10 am, 2 pm, 4 pm)	November Municipal	ADMINISTRATION		Election Day at 10 am, 2 pm and 4 pm
11/03/15	Tuesday, November 03, 2015	8:30 PM	Election Night Finalize Activities	November Municipal	VOTING SYSTEMS		Election Night
11/03/15	Tuesday, November 03, 2015	7:30 PM	UOCAVA Absentee Ballot Return Deadline - Electronic	November Municipal	ABSENTEE	163-258, 10	Close of polls on Election Day
11/03/15	Tuesday, November 03, 2015		Acknowledgement of No Photo ID	October Municipal	POST-ELECTION	HB589	4 weeks after Election Day
11/04/15	Wednesday, November 04, 2015		Sample Audit Count - Precincts Selection	November Municipal	CANVASS	163-182, 1(b)(1)	Within 24 hours of polls closing on Election
11/04/15	Wednesday, November 04, 2015		Schedule precinct official training schedule	Statewide Primary	PRECINCT OFFICIALS	Best Practice	120 days prior to start of one-stop voting
11/06/15	Friday, November 06, 2015	5:00 PM	Civilian Absentee Return Deadline - Mail Exception	November Municipal	ABSENTEE	163-231(b)(2)	If postmarked on or before election day and
11/06/15	Friday, November 06, 2015		Final Referendum Report End Date	November Municipal	CF REFERENDUM REPORTING		
11/07/15	Saturday, November 07, 2015		Update NVRA Survey Report	Administration	NVRA	163-82, 20	By the 7th of each month
11/09/15	Monday, November 09, 2015	5:00 PM	Deadline for provisional voters subject to HAVA ID to	November Municipal	CANVASS	163-166, 12(c); 163-82, 4(e)	By 5:00 p.m. on the day before the county
11/09/15	Monday, November 09, 2015	5:00 PM	UOCAVA Absentee Ballot Return Deadline - Mailed	November Municipal	ABSENTEE	163-258, 12	By end of business on the business day before
11/10/15	Tuesday, November 10, 2015		Deadline for election protest concerning votes counted	November Municipal	CANVASS	163-182, 9(b)(4)a	Before the beginning of the county canvass
11/10/15	Tuesday, November 10, 2015	10:00 AM	Distribute Supplemental Certified Executed Absentee List	November Municipal	ABSENTEE	163-232, 1; 163-234, 1(f)	No later than 10:00 a.m. of the next business
11/10/15	Tuesday, November 10, 2015	11:00 AM	County Canvass	November Municipal	CANVASS	163-182, 5(b)	Seven days after each election (except a
11/11/15	Wednesday, November 11, 2015		STATE HOLIDAY - VETERANS DAY				
11/12/15	Thursday, November 12, 2015	5:00 PM	Deadline for candidates in CBE jurisdictional contests to	November Municipal	CANVASS	163-182, 7(b)	5:00 p.m. on the first business day after the
11/12/15	Thursday, November 12, 2015		Mail Abstract to State Board of Elections	November Municipal	CANVASS	163-300	Within 9 days after a municipal primary or
11/13/15	Friday, November 13, 2015	5:00 PM	Deadline for candidates in SBOE jurisdictional contests to	November Municipal	CANVASS	163-182, 7(c); 163-182, 4(b)(5)	5:00 p.m. on the second business day after
11/13/15	Friday, November 13, 2015	5:00 PM	Deadline to file election protest concerning any other	November Municipal	CANVASS	163-182, 9(b)(4)c	5:00 p.m. on the second business day after
11/13/15	Friday, November 13, 2015	5:00 PM	Deadline to file election protest concerning manner in	November Municipal	CANVASS	163-182, 9(b)(4)b	5:00 p.m. on the second business day after
11/14/15	Saturday, November 14, 2015		Final Referendum Report Due Date	November Municipal	CF REFERENDUM REPORTING		
11/15/15	Sunday, November 15, 2015		Report Results by Voting Tabulation Districts (VTD)	September Municipal Primary	VOTING SYSTEMS	163-132, 5c	No later than 60 days after Election Day
11/15/15	Sunday, November 15, 2015		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82, 14	15th of each month
11/16/15	Monday, November 16, 2015		Publish Notice of Candidate Filing	Administration	CANDIDATE FILING	Best Practice	14 days before the start of candidate filing

11/16/15	Monday, November 16, 2015	CBE issues certificates of nomination or election if no	November Municipal	CANVASS	163-182.15(a), 163-301	Six days after the county canvass (in a
11/17/15	Tuesday, November 17, 2015	Finalize Voter History	November Municipal	POST-ELECTION	Best Practice	7 days after county canvass
11/17/15	Tuesday, November 17, 2015	Confirm with polling place contacts use of facility	Second Primary - No Federal	PRECINCTS	Best Practice	24 weeks prior to election day
11/21/15	Saturday, November 21, 2015	Presentation to CBE of petitions for nomination of	Presidential Preference Primary	VOTING SYSTEMS	HB 373	No later than 10 days before start of
11/26/15	Thursday, November 26, 2015	STATE HOLIDAY - THANKSGIVING				
11/27/15	Friday, November 27, 2015	STATE HOLIDAY - THANKSGIVING				
11/29/15	Sunday, November 29, 2015	Petition in lieu of filing fee deadline - Submission to CBE	Statewide General Election	CANDIDATE FILING	163-107.1(b), (c)	15 days prior to Monday preceding the filing
12/01/15	Tuesday, December 01, 2015	Acknowledgement of No Photo ID	November Municipal	POST-ELECTION	HB589	4 weeks after Election Day
12/01/15	Tuesday, December 01, 2015	Candidate filing period begins	Statewide General Election	CANDIDATE FILING	HB 373	No earlier than 12:00 noon on the second
12/01/15	Tuesday, December 01, 2015	Deadline to submit precinct change proposal	Statewide Primary	PRECINCTS	163-132.3	105 days prior to the next election that the
12/01/15	Tuesday, December 01, 2015	District Relations Report approval needed from counties	Statewide Primary	VOTING SYSTEMS	Best Practice	Start of candidate filing
12/05/15	Saturday, December 05, 2015	Report Results by Voting Tabulation Districts (VTD)	October Municipal	VOTING SYSTEMS	163-132.56	No later than 60 days after Election Day
12/06/15	Sunday, December 06, 2015	Publication of UOCAVA election notice	Statewide Primary	ABSENTEE	163-258.16	No later than 100 days before election day
12/07/15	Monday, December 07, 2015	Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
12/08/15	Tuesday, December 08, 2015	Confirm with polling place contacts use of facility	Second Primary - Federal Contest	PRECINCTS	Best Practice	24 weeks prior to election day
12/14/15	Monday, December 14, 2015	Petition in lieu of filing fee deadline	Statewide General Election	CANDIDATE FILING	163-107.1(b), (c)	Not later than 12:00 noon on Monday
12/15/15	Tuesday, December 15, 2015	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
12/16/15	Wednesday, December 16, 2015	Chair of political party must submit list of presidential	Presidential Preference Primary	VOTING SYSTEMS	HB 373	No later than 12/16/2015
12/16/15	Wednesday, December 16, 2015	Deadline to withdraw Notice of Candidacy	Statewide General Election	CANDIDATE FILING	163-294.2(d), 163-106(e)	No later than prior to the close of business on
12/21/15	Monday, December 21, 2015	Candidate filing period ends	Statewide General Election	CANDIDATE FILING	HB 373	No later than 12:00 noon on the last business
12/22/15	Tuesday, December 22, 2015	Complete contest and candidate ordering	Statewide General Election	VOTING SYSTEMS	Best Practice	By the first business day after the end of
12/23/15	Wednesday, December 23, 2015	STATE HOLIDAY - CHRISTMAS				
12/24/15	Thursday, December 24, 2015	STATE HOLIDAY - CHRISTMAS				
12/25/15	Friday, December 25, 2015	STATE HOLIDAY - CHRISTMAS				
12/26/15	Saturday, December 26, 2015	District Relations Report approval needed from counties	Statewide Primary	VOTING SYSTEMS	Best Practice	30 days before start of absentee voting by
12/29/15	Tuesday, December 29, 2015	CBE sends certification to the State Board of Elections of	Statewide General Election	CANDIDATE FILING	163-108	Within three days after the close of candidate
12/29/15	Tuesday, December 29, 2015	SBE certification of notices of candidacy filed with SBE to	Statewide General Election	CANDIDATE FILING	163-108	Within three days after the close of candidate
12/31/15	Thursday, December 31, 2015	Year End Semi Annual Report End Date	November Municipal	CF REPORTING		
12/31/15	Thursday, December 31, 2015	Final Supplemental Referendum Report End Date	November Municipal	CF REFERENDUM REPORTING		
12/31/15	Thursday, December 31, 2015	Year End Semi Annual Report End Date	October Municipal	CF REPORTING		
12/31/15	Thursday, December 31, 2015	Final Supplemental Referendum Report End Date	September Municipal Primary	CF REFERENDUM REPORTING		
12/31/15	Thursday, December 31, 2015	Candidate challenge deadline	Statewide General Election	CHALLENGES	163-127.2	No later than 10 days after the time for filing
12/31/15	Thursday, December 31, 2015	SBE certifies to CBE chairman in each county the names	Statewide General Election	CANDIDATE FILING	163-108	No later than 10 days after the close of
12/31/15	Thursday, December 31, 2015	One-stop hours reduction requests due	Statewide Primary	ABSENTEE ONSTOP	163-227.2	Numbered Memo 2015-05
01/01/16	Friday, January 01, 2016	STATE HOLIDAY - NEW YEARS DAY				
01/02/16	Friday, January 02, 2016	Counties List Maintenance Mailings	Administration	LIST MAINTENANCE	163-82.14	1st business day after New Year's Day
01/02/16	Saturday, January 02, 2016	Report Results by Voting Tabulation Districts (VTD)	November Municipal	VOTING SYSTEMS	163-132.56	No later than 60 days after Election Day
01/04/16	Monday, January 04, 2016	Send NCOA Mailings	Administration	LIST MAINTENANCE	163-82.14	January 1 and July 1 of each calendar year.
01/04/16	Monday, January 04, 2016	Remove Inactive Voters; Remove Temporary Voters	Administration	LIST MAINTENANCE	163-82.14	1st business day after New Year's Day
01/04/16	Monday, January 04, 2016	Presidential nomination by petition due to be filed with	Presidential Preference Primary	CANDIDATE FILING	HB 373	No later than 5:00 pm on 1/4/2016
01/05/16	Tuesday, January 05, 2016	Nomination of Presidential candidates by SBE	Administration	CANDIDATE FILING	HB 373	SBE must convene in Raleigh on January 5,
01/07/16	Thursday, January 07, 2016	Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
01/07/16	Thursday, January 07, 2016	Final Supplemental Referendum Report	November Municipal	CF REFERENDUM REPORTING		
01/07/16	Thursday, January 07, 2016	Final Supplemental Referendum Report Due Date	October Municipal	CF REFERENDUM REPORTING		
01/07/16	Thursday, January 07, 2016	Final Supplemental Referendum Report Due Date	September Municipal Primary	CF REFERENDUM REPORTING		
01/11/16	Monday, January 11, 2016	Begin Budget Preparations; Prepare Training Schedule	Administration	ADMINISTRATION	Best Practice	Second Monday in January
01/14/16	Thursday, January 14, 2016	Notices of Report Due mailed for Year End Semi Annual	Administration	CAMPAIGN FINANCE	163-278.23, 163-278.40H	Must be sent no later than 5 days before
		Report				report is due. County candidate notices can
						be sent as early as 30 days before due date;
						municipal candidate notices can be sent as
						early as 15 days before due date.
01/15/16	Friday, January 15, 2016	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
01/15/16	Friday, January 15, 2016	17-year olds who will be 18 by date of general election	Statewide General Election	VOTER REGISTRATION	163-59	No earlier than 60 days prior to the partisan
01/15/16	Friday, January 15, 2016	One-stop Implementation Plans due	Statewide Primary	ABSENTEE ONSTOP	163-227.2	Numbered Memo 2015-05
01/18/16	Monday, January 18, 2016	STATE HOLIDAY - MLK DAY				
01/25/16	Monday, January 25, 2016	Absentee ballots must be available	Statewide Primary	ABSENTEE	163-227.3(a), 163-258.9	50 days prior to election day

01/26/16	Tuesday, January 26, 2016	Update county board website of election schedule and	Statewide Primary	PRECINCTS	Best Practice	7 weeks prior to election day
01/29/16	Friday, January 29, 2016	Year End Semi Annual Report Due Date	November Municipal	CF REPORTING		
01/29/16	Friday, January 29, 2016	Year End Semi Annual Report Due Date	October Municipal	CF REPORTING		
01/29/16	Friday, January 29, 2016	Year End Semi Annual Report Due Date	September Municipal Primary	CF REPORTING		
01/29/16	Saturday, January 30, 2016	Begin period to publish weekly election notices	Statewide Primary	LEGAL NOTICE	163-331(8)	Publish weekly during the 20 day period
01/29/16	Friday, January 29, 2016	2015 Year End Semi Annual Reports Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(6)	
01/30/16	Saturday, January 30, 2016	Notice of Precinct/Voting Place Change	Statewide Primary	LEGAL NOTICE	163-128(a)	45 days prior to next primary or election
01/30/16	Saturday, January 30, 2016	Public legal notice of any special election	Statewide Primary	PRECINCTS	163-287	45 days prior to the special election date
02/04/16	Thursday, February 04, 2016	Receive election coding from VS vendor target date	Statewide Primary	VOTING SYSTEMS	Best Practice	28 days before one-stop begins
02/07/16	Sunday, February 07, 2016	Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
02/12/16	Friday, February 12, 2016	Notification to voters of precinct/polling place change	Statewide Primary	PRECINCTS	163-128(a)	30 days prior to election
02/12/16	Friday, February 12, 2016	End period to publish weekly election notices	Statewide Primary	LEGAL NOTICE	163-33(8)	Publish weekly during the 20 day period
02/12/16	Friday, February 12, 2016	Deadline for public notice of buffer zone information	Statewide Primary	PRECINCTS	163-166.4(c)	No later than 30 days before each election
02/15/16	Monday, February 15, 2016	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
02/15/16	Monday, February 15, 2016	FEDERAL HOLIDAY - WASHINGTON'S BIRTHDAY (NO MAIL)				
02/16/16	Tuesday, February 16, 2016	Prepare machine delivery schedule/chain of custody plan	Statewide Primary	PRECINCTS	Best Practice	4 weeks before Election Day
02/18/16	Thursday, February 18, 2016	Mock Election	Statewide Primary	VOTING SYSTEMS	Best Practice	14 days before absentee one-stop begins in a
02/18/16	Thursday, February 18, 2016	Send SBOC Certification of Late or Delinquent Campaign	Administration	CAMPAIGN FINANCE	163-278.22(11)	Certification forms available in County
02/19/16	Friday, February 19, 2016	Voter Registration deadline	Statewide Primary	VOTER REGISTRATION	163-82.6(c), (c1)	No later than 25 days before the election
02/20/16	Friday, February 20, 2016	Last day to challenge voter's registration	Statewide Primary	CHALLENGES	163-85	No later than 25 days before an election
02/23/16	Sunday, February 23, 2016	Begin sending late registration notices (until Election	Statewide Primary	VOTER REGISTRATION	Best Practice	Starting day after voter registration deadline
02/23/16	Wednesday, February 23, 2016	Notices of Report Due mailed for 2016 First Quarter	Administration	CAMPAIGN FINANCE	163-278.23, 163-278.40H	Must be sent no later than 5 days before
02/24/16	Thursday, February 24, 2016	Absentee Board Meeting 1	Statewide Primary	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
02/25/16	Friday, February 25, 2016	Voter Registration deadline - Exception for missing or	Statewide Primary	VOTER REGISTRATION	163-82.6(c), (c1)	Each Tuesday at 5:00 p.m., commencing on
02/27/16	Saturday, February 27, 2016	Complete Logic & Accuracy testing	Statewide Primary	VOTING SYSTEMS	Best Practice	7 days before the start of one-stop voting
02/29/16	Monday, February 29, 2016	One-stop observer list due	Statewide Primary	OBSERVERS	163-45(b)	No later than 10:00 a.m. on the 5th day prior to start of
03/01/16	Tuesday, March 01, 2016	Deadline to Setup a Referenda Contest	Administration	VOTING SYSTEMS	Best Practice	By 10:00 a.m. on the 5th day prior to start of
03/01/16	Tuesday, March 01, 2016	Absentee Board Meeting 2	Statewide Primary	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
03/01/16	Tuesday, March 01, 2016	Begin publishing Absentee Resolution	Statewide Primary	ABSENTEE	163-234	Once a week for two weeks prior to the
03/03/16	Thursday, March 03, 2016	One-stop voting begins	Statewide Primary	ABSENTEE ONSTOP	163-227.2(b)	Second Thursday before election
03/07/16	Monday, March 07, 2016	Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
03/07/16	Monday, March 07, 2016	2016 Pre-Primary Campaign Finance Report due (covers	Statewide Primary	CF REPORTING	HB 373	
03/07/16	Monday, March 07, 2016	2016 First Quarter Reports Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(5a); H373 Sec 2(a)	
03/08/16	Tuesday, March 08, 2016	Absentee Board Meeting 3	Statewide Primary	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
03/08/16	Tuesday, March 08, 2016	Last day to request an absentee ballot by mail	Statewide Primary	ABSENTEE	163-230.1(a)	No later than 5:00 p.m. on the Tuesday
03/08/16	Tuesday, March 08, 2016	Late absentee requests allowed due to sickness or	Statewide Primary	ABSENTEE	163-230.1(a1)	After 5:00 p.m. on the Tuesday before the
03/10/16	Thursday, March 10, 2016	Election Day Observer/Runner list due	Statewide Primary	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to Election
03/12/16	Saturday, March 12, 2016	One-stop voting ends	Statewide Primary	ABSENTEE ONSTOP	163-227.2(b)	No later than 1:00 p.m. on the last Saturday
03/14/16	Monday, March 14, 2016	Absentee Voting - Date by Which Absentee Ballots Must	Second Primary - No Federal	ABSENTEE	163-227.3(a); Best Practice	As soon as possible or at least 30 days before
03/14/16	Monday, March 14, 2016	Receive voter registration totals and add them to vote	Statewide Primary	VOTING SYSTEMS		1 day before election day
03/14/16	Monday, March 14, 2016	UOCAVA Absentee Ballot Request Deadline	Statewide Primary	ABSENTEE	163-258.7	No later than 5:00 p.m. on the day before
03/14/16	Monday, March 14, 2016	UOCAVA Voter Registration Deadline	Statewide Primary	VOTER REGISTRATION	163-258.6	No later than 5:00 p.m. on the day before
03/14/16	Monday, March 14, 2016	Absentee Board Meeting Pre-Election Day	Statewide Primary	ABSENTEE	163-232	After 5:00 p.m. on the Monday before
03/15/16	Tuesday, March 15, 2016	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
03/15/16	Tuesday, March 15, 2016	Update county board website of election schedule and	Second Primary - No Federal	PRECINCTS	Best Practice	7 weeks prior to election day
03/15/16	Tuesday, March 15, 2016	ELECTION DAY	Statewide Primary	ELECTION DAY	163-1	Tuesday after the first Monday in May
03/15/16	Tuesday, March 15, 2016	Period to challenge an absentee ballot	Statewide Primary	CHALLENGES	163-89	No earlier than noon or later than 5:00 p.m.
03/15/16	Tuesday, March 15, 2016	Begin counting absentee ballots (cannot announce	Statewide Primary	ABSENTEE	163-234	5:00 p.m. on election day unless an earlier
03/15/16	Tuesday, March 15, 2016	Civilian Absentee return deadline	Statewide Primary	ABSENTEE	163-231(b)(1)	Not later than 5:00 p.m. on day of the primary
03/15/16	Tuesday, March 15, 2016	Distribute certified executed absentee list	Statewide Primary	ABSENTEE	163-231(b)(2)	No later than 10:00 a.m. on election day
03/15/16	Tuesday, March 15, 2016	Distribute Election Day Absentee Abstract to SBE	Statewide Primary	ABSENTEE	163-234(6)	Election Day
03/15/16	Tuesday, March 15, 2016	Election Day tracking (10 am, 2 pm, 4 pm)	Statewide Primary	ADMINISTRATION		Election Day at 10 am, 2 pm and 4 pm
03/15/16	Tuesday, March 15, 2016	Election Night final activities	Statewide Primary	VOTING SYSTEMS	163-258.10	Election Night
03/15/16	Tuesday, March 15, 2016	UOCAVA absentee ballot return deadline - electronic	Statewide Primary	ABSENTEE	163-182.1(b)(1)	Close of polls on Election Day
03/16/16	Wednesday, March 16, 2016	Sample Audit Count - Precincts Selection	Statewide Primary	CANVASS	163-231(b)(2)	Within 24 hours of polls closing on Election
03/18/16	Friday, March 18, 2016	Civilian Absentee Return Deadline - Mail Exception	Statewide Primary	ABSENTEE	163-128(a)	If postmarked on or before election day and
03/19/16	Saturday, March 19, 2016	Notice of Precinct/Voting Place Change	Second Primary - No Federal	PRECINCTS	163-128(a)	45 days prior to next primary or election
03/21/16	Monday, March 21, 2016	Deadline for provisional voters subject to VVA ID to	Statewide Primary	CANVASS	163-166.13, 163-182.1A(c)	Not later than 12:00 noon the day prior to the

03/23/16	Monday, March 21, 2016	5:00 PM	UOCAVA Absentee Ballot Return Deadline - Mailed	Statewide Primary	ABSENTEE	163-258.12	By end of business on the business day before
03/22/16	Tuesday, March 22, 2016	11:00 AM	County Canvass	Statewide Primary	CANVASS	163-182.5(b)	Seven days after each election (except a
03/22/16	Tuesday, March 22, 2016		Deadline for election protest concerning votes counted	Statewide Primary	CANVASS	163-182.9(b)(4)a	Before the beginning of the county canvass
03/22/16	Tuesday, March 22, 2016	10:00 AM	Distribute Supplemental Certified Executed Absentee List	Statewide Primary	ABSENTEE	163-232.1; 163-234.1(f)	No later than 10:00 a.m. of the next business
03/23/16	Wednesday, March 23, 2016		Mail Abstract to SBE	Statewide Primary	CANVASS	163-182.6	Seven days after each election (except a
03/24/16	Thursday, March 24, 2016	5:00 PM	Deadline for candidates in CBE jurisdictional contests to	Statewide Primary	CANVASS	163-182.7(b)	5:00 p.m. on the first business day after the
03/24/16	Thursday, March 24, 2016		Receive Election Coding from VS vendor target date	Second Primary - No Federal	VOTING SYSTEMS	Best Practice	28 days before absentee one-stop
03/24/16	Thursday, March 24, 2016	5:00 PM	Deadline for candidates in SBOE jurisdictional contests to	Statewide Primary	CANVASS	163-182.7(c); 163-182.4(b)(5)	5:00 p.m. on the second business day after
03/24/16	Thursday, March 24, 2016	12:00 PM	Deadline for candidates to request Second Primary	Statewide Primary	CANVASS	163-111(c2)	No later than 12:00 noon on the ninth day
03/24/16	Thursday, March 24, 2016	5:00 PM	Deadline to file election protest concerning any other	Statewide Primary	CANVASS	163-182.9(b)(4)c	5:00 p.m. on the second business day after
03/24/16	Thursday, March 24, 2016	5:00 PM	Deadline to file election protest concerning manner in	Statewide Primary	CANVASS	163-182.9(b)(4)b	5:00 p.m. on the second business day after
03/25/16	Friday, March 25, 2016		STATE HOLIDAY - GOOD FRIDAY				
03/28/16	Monday, March 28, 2016		CBE issues certificates of nomination or election if no	Statewide Primary	CANVASS	163-182.15(a); 163-301	Six days after the county canvass (in a
03/28/16	Monday, March 28, 2016		Send SBOE Certification of Late or Delinquent Campaign	Administration	CANVASS FINANCE	163-278.22(11)	Certification forms available in County
04/01/16	Friday, April 01, 2016		Order Election Supplies	Administration	ADMINISTRATION	Best Practice	90 days before end of fiscal year or before
04/03/16	Sunday, April 03, 2016		Notification to Voters of Precinct/Voting Place Change	Second Primary - No Federal	PRECINCTS	163-128(e)	30 days prior to the primary or election
04/03/16	Sunday, April 03, 2016		Last day to mail notice of polling place changes.	Second Primary - No Federal	PRECINCTS	163-128	No later than 30 days prior to the primary or
04/05/16	Tuesday, April 05, 2016		Update county board website of election schedule and	Second Primary - Federal Contest	PRECINCTS	Best Practice	7 weeks prior to election day
04/05/16	Tuesday, April 05, 2016		Prepare machine delivery schedule/chain of custody plan	Second Primary - No Federal	PRECINCTS	Best Practice	4 weeks before Election Day
04/07/16	Thursday, April 07, 2016		Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
04/09/16	Saturday, April 09, 2016		Absentee Voting - Date by Which Absentee Ballots Must	Second Primary - Federal Contest	ABSENTEE	163-227.3(a)	14 days before absentee one-stop begins in a
04/09/16	Saturday, April 09, 2016		Deadline for UOCAVA Absentee Ballots to be Available	Second Primary - Federal Contest	ABSENTEE	163-258.9	For a second primary that includes a federal
04/09/16	Saturday, April 09, 2016		Notice of Precinct/Voting Place Change	Second Primary - Federal Contest	PRECINCTS	163-128(e)	No later than 45 days before an election with
04/12/16	Tuesday, April 12, 2016	5:00 PM	Absentee Board Meeting 1	Second Primary - No Federal	ABSENTEE	163-230.1(c1)	45 days prior to next primary or election
04/14/16	Thursday, April 14, 2016		Complete Logic & Accuracy Testing	Second Primary - No Federal	VOTING SYSTEMS	Best Practice	Each Tuesday at 5:00 p.m., commencing on
04/15/16	Friday, April 15, 2016		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	7 days before the start of one-stop voting
04/15/16	Friday, April 15, 2016		One-stop Implementation Plans Due	Second Primary - Federal Contest	ABSENTEE ONESTOP	163-227.2	15th of each month
04/15/16	Friday, April 15, 2016		One-stop Implementation Plans Due	Second Primary - No Federal	ABSENTEE ONESTOP	163-227.2	Deadline set by SBOE staff
04/16/16	Saturday, April 16, 2016	10:00 AM	One-stop Observer List Due	Second Primary - No Federal	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to start of
04/19/16	Tuesday, April 19, 2016	5:00 PM	Publish Absentee Resolution	Second Primary - No Federal	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
04/21/16	Thursday, April 21, 2016		Receive Election Coding from VS vendor target date	Second Primary - Federal Contest	VOTING SYSTEMS	Best Practice	Once a week for two weeks prior to the
04/21/16	Thursday, April 21, 2016		One-stop voting begins	Second Primary - No Federal	ABSENTEE ONESTOP	163-227.2(b)	21 days before absentee one-stop begins in a
04/24/16	Sunday, April 24, 2016		CBE gives public notice of buffer zone information	Second Primary - Federal Contest	PRECINCTS	163-166.4(c)	No earlier than the second Thursday before
04/24/16	Sunday, April 24, 2016		Last day to mail notice of polling place changes.	Second Primary - Federal Contest	PRECINCTS	163-128	No later than 30 days before each election
04/24/16	Sunday, April 24, 2016		Notification to Voters of Precinct/Voting Place Change	Second Primary - Federal Contest	PRECINCTS	163-128(e)	No later than 30 days prior to the primary or
04/26/16	Tuesday, April 26, 2016	5:00 PM	Prepare machine delivery schedule/chain of custody plan	Second Primary - Federal Contest	PRECINCTS	Best Practice	4 weeks before Election Day
04/26/16	Tuesday, April 26, 2016		Absentee Board Meeting 3	Second Primary - No Federal	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
04/26/16	Tuesday, April 26, 2016	5:00 PM	Last day to request an absentee ballot by mail.	Second Primary - No Federal	ABSENTEE	163-230.1(a)	No later than 5:00 p.m. on the Tuesday
04/26/16	Tuesday, April 26, 2016	5:00 PM	Late absentee requests allowed due to sickness or	Second Primary - No Federal	ABSENTEE	163-230.1(a1)	After 5:00 p.m. on the Tuesday before the
04/28/16	Thursday, April 28, 2016		Mock Election	Second Primary - Federal Contest	VOTING SYSTEMS	Best Practice	14 days before absentee one-stop begins in a
04/28/16	Thursday, April 28, 2016	10:00 AM	Election Day Observer/Runner List Due	Second Primary - No Federal	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to Election
04/30/16	Saturday, April 30, 2016	1:00 PM	One-stop voting ends	Second Primary - No Federal	ABSENTEE ONESTOP	163-227.2(b)	No later than 1:00 p.m. on the last Saturday
05/02/16	Monday, May 02, 2016		Receive voter registration totals and add them to vote	Second Primary - No Federal	VOTING SYSTEMS		1 day before election day
05/02/16	Monday, May 02, 2016		tabulation software	Contest			
05/02/16	Monday, May 02, 2016	5:00 PM	UOCAVA Absentee Ballot Request Deadline	Second Primary - No Federal	ABSENTEE	163-258.7	No later than 5:00 p.m. on the day before
05/02/16	Monday, May 02, 2016	5:00 PM	Absentee Board Meeting Pre-Election Day	Second Primary - No Federal	ABSENTEE	163-232	After 5:00 p.m. on the Monday before
05/03/16	Tuesday, May 03, 2016	5:00 PM	Absentee Board Meeting 1	Second Primary - Federal Contest	CHALLENGES	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
05/03/16	Tuesday, May 03, 2016	12:00 PM	Period to challenge an absentee ballot	Second Primary - No Federal	ABSENTEE	163-89	No earlier than noon or later than 5:00 p.m.
05/03/16	Tuesday, May 03, 2016	5:00 PM	Civilian Absentee Return Deadline	Second Primary - No Federal	ABSENTEE	163-231(b)(1)	No later than 5:00 p.m. on day of the primary
05/03/16	Tuesday, May 03, 2016	5:00 PM	Begin counting absentee ballots (Cannot announce	Second Primary - No Federal	ABSENTEE	163-234	5:00 p.m. on election day unless an earlier
05/03/16	Tuesday, May 03, 2016	10:00 AM	Distribute Certified Executed Absentee List	Second Primary - No Federal	ABSENTEE	163-232	No later than 10:00 a.m. on election day
05/03/16	Tuesday, May 03, 2016		Distribute Election Day Absentee Abstract to SBOE	Second Primary - No Federal	ABSENTEE	163-234(f)	Election Day
05/03/16	Tuesday, May 03, 2016	6:30 AM	ELECTION DAY	Second Primary - No Federal	ELECTION DAY	163-1; 163-111	7 weeks after the first primary if there is not a
05/03/16	Tuesday, May 03, 2016	10:00 AM	Election Day Tracking (10 am, 2 pm, 4 pm)	Second Primary - No Federal	ADMINISTRATION		Election Day at 10 am, 2 pm and 4 pm
05/03/16	Tuesday, May 03, 2016	8:30 PM	Election Night finalize activities	Second Primary - No Federal	VOTING SYSTEMS		Election Night
05/03/16	Tuesday, May 03, 2016	7:30 PM	UOCAVA absentee ballot return deadline - electronic	Second Primary - No Federal	ABSENTEE	163-258.10	Close of polls on Election Day

05/04/16	Wednesday, May 04, 2016	Sample Audit Count - Precincts Selection	Second Primary - No Federal	CANVASS	163-182.11(b)(1)	Within 24 hours of polls closing on Election
05/05/16	Thursday, May 05, 2016	Complete Logic & Accuracy Testing	Second Primary - Federal Contest	VOTING SYSTEMS	Best Practice	7 days before the start of one-stop voting
05/06/16	Friday, May 06, 2016	Civilian Absentee Return Deadline - Mail Exception	Second Primary - No Federal	ABSENTEE	163-231(b)(2)	If postmarked on or before election day and by the 7th of each month
05/07/16	Saturday, May 07, 2016	Update NVRA Survey Report	Administration	NVRA	163-82.20	
05/07/16	Saturday, May 07, 2016	One-stop Observer List Due	Second Primary - Federal Contest	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to start of
05/09/16	Monday, May 09, 2016	Deadline for provisional voters subject to VIVA ID to	Second Primary - No Federal	CANVASS	163-166.13, 163-182.1A(c)	Not later than 12:00 noon the day prior to the
05/09/16	Monday, May 09, 2016	UOCAVA Absentee Ballot Return Deadline - Mailed	Second Primary - No Federal	ABSENTEE	163-258.12	By end of business on the business day before
05/10/16	Tuesday, May 10, 2016	Absentee Board Meeting 2	Second Primary - Federal Contest	ABSENTEE	163-230.1(c)(1)	Each Tuesday at 5:00 p.m., commencing on
05/10/16	Tuesday, May 10, 2016	Publish Absentee Resolution	Second Primary - Federal Contest	ABSENTEE	163-234	Once a week for two weeks prior to the
05/10/16	Tuesday, May 10, 2016	County Canvass	Second Primary - No Federal	CANVASS	163-182.5(b)	Seven days after each election (except a
05/10/16	Tuesday, May 10, 2016	Deadline for election protest concerning votes counted	Second Primary - No Federal	CANVASS	163-182.9(b)(4)a	Before the beginning of the county canvass
05/11/16	Wednesday, May 11, 2016	Distribute Supplemental Certified Executed Absentee List Second Primary - No Federal	Second Primary - No Federal	ABSENTEE	163-232.1; 163-234 (10)	No later than 10:00 a.m. of the next business
05/11/16	Wednesday, May 11, 2016	Deadline for candidates in CBE jurisdictional contests to	Second Primary - No Federal	CANVASS	163-182.7(b)	5:00 p.m. on the first business day after the
05/12/16	Thursday, May 12, 2016	One-stop voting begins	Second Primary - Federal Contest	ABSENTEE ONSTOP	163-227.2(b)	Not earlier than the second Thursday before
05/12/16	Thursday, May 12, 2016	Deadline for candidates in SBOE jurisdictional contests to Second Primary - No Federal	Second Primary - No Federal	CANVASS	163-182.7(c); 163-182.4(b)(5)	5:00 p.m. on the second business day after
05/12/16	Thursday, May 12, 2016	Deadline to file election protest concerning any other	Second Primary - No Federal	CANVASS	163-182.9(b)(4)c	5:00 p.m. on the second business day after
05/12/16	Thursday, May 12, 2016	Deadline to file election protest concerning manner in	Second Primary - No Federal	CANVASS	163-182.9(b)(4)b	5:00 p.m. on the second business day after
05/12/16	Thursday, May 12, 2016	District Relations Report distributed to counties	Statewide General Election	VOTING SYSTEMS	Best Practice	120 days before start of absentee voting by
05/14/16	Saturday, May 14, 2016	Report Results by Voting Tabulation Districts (VTD)	Statewide Primary	VOTING SYSTEMS	163-132.56	No later than 60 days after Election Day
05/15/16	Sunday, May 15, 2016	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
05/17/16	Tuesday, May 17, 2016	Petition for Formulation of New Political Party -	Administration	PETITIONS	163-96(b)(1)	No later than 5:00 p.m. on the 15th day
05/17/16	Tuesday, May 17, 2016	Absentee Board Meeting 3	Second Primary - Federal Contest	ABSENTEE	163-230.1(c)(1)	Each Tuesday at 5:00 p.m., commencing on
05/17/16	Tuesday, May 17, 2016	Last day to request an absentee ballot by mail.	Second Primary - Federal Contest	ABSENTEE	163-230.1(a)	Not later than 5:00 p.m. on the Tuesday
05/17/16	Tuesday, May 17, 2016	Late absentee requests allowed due to sickness or	Second Primary - Federal Contest	ABSENTEE	163-230.1(a)(1)	After 5:00 p.m. on the Tuesday before the
05/18/16	Wednesday, May 18, 2016	CBE issues certificates of nomination or election if no	Second Primary - No Federal	CANVASS	163-182.15(a); 163-301	Six days after the county canvass (in a
05/19/16	Thursday, May 19, 2016	Election Day Observer/Runner List Due	Second Primary - Federal Contest	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to Election
05/21/16	Saturday, May 21, 2016	One-stop voting ends	Second Primary - Federal Contest	ABSENTEE ONSTOP	163-227.2(b)	Not later than 1:00 p.m. on the last Saturday
05/23/16	Monday, May 23, 2016	Receive voter registration totals and add them to vote	Second Primary - Federal Contest	VOTING SYSTEMS	1 day before election day	
05/23/16	Monday, May 23, 2016	UOCAVA Absentee Ballot Request Deadline	Second Primary - Federal Contest	ABSENTEE	163-258.7	No later than 5:00 p.m. on the day before
05/23/16	Monday, May 23, 2016	Absentee Board Meeting Pre-Election Day	Second Primary - Federal Contest	ABSENTEE	163-232	After 5:00 p.m. on the Monday before
05/24/16	Tuesday, May 24, 2016	Period to challenge an absentee ballot	Second Primary - Federal Contest	CHALLENGES	163-89	No earlier than noon or later than 5:00 p.m. on Election Day
05/24/16	Tuesday, May 24, 2016	Begin counting absentee ballots (Cannot announce	Second Primary - Federal Contest	ABSENTEE	163-234	5:00 p.m. on election day unless an earlier
05/24/16	Tuesday, May 24, 2016	Civilian absentee return deadline	Second Primary - Federal Contest	ABSENTEE	163-232.1(b)(1)	Not later than 5:00 p.m. on day of the primary
05/24/16	Tuesday, May 24, 2016	Distribute Certified Executed Absentee List	Second Primary - Federal Contest	ABSENTEE	163-232	No later than 10:00 a.m. on election day
05/24/16	Tuesday, May 24, 2016	Distribute Election Day Absentee Abstract to SBOE	Second Primary - Federal Contest	ABSENTEE	163-234(6)	Election Day
05/24/16	Tuesday, May 24, 2016	ELECTION DAY	Second Primary - Federal Contest	ELECTION DAY	163-1; 163-111	10 weeks after the first primary if there is a
05/24/16	Tuesday, May 24, 2016	Election Day Tracking (10 am, 2 pm, 4 pm)	Second Primary - Federal Contest	ADMINISTRATION		Election Day at 10 am, 2 pm and 4 pm
05/24/16	Tuesday, May 24, 2016	Election Night final activities	Second Primary - Federal Contest	VOTING SYSTEMS		Election Night
05/24/16	Tuesday, May 24, 2016	UOCAVA absentee ballot return deadline - electronic	Second Primary - Federal Contest	ABSENTEE	163-258.10	Close of polls on Election Day
05/24/16	Tuesday, May 24, 2016	Confirm with polling place contacts use of facility	Statewide General Election	PRECINCTS	Best Practice	24 weeks prior to election day
05/25/16	Wednesday, May 25, 2016	Sample Audit Count - Precincts Selection	Second Primary - Federal Contest	CANVASS	163-182.11(b)(1)	Within 24 hours of polls closing on Election
05/27/16	Friday, May 27, 2016	Civilian Absentee Return Deadline - Mail Exception	Second Primary - Federal Contest	ABSENTEE	163-231(b)(2)	If postmarked on or before election day and
05/27/16	Friday, May 27, 2016	Deadline for provisional voters subject to VIVA ID to	Second Primary - Federal Contest	CANVASS	163-166.13, 163-182.1A(c)	Not later than 12:00 noon the day prior to the
05/27/16	Friday, May 27, 2016	UOCAVA Absentee Ballot Return Deadline - Mailed	Second Primary - Federal Contest	ABSENTEE	163-258.12	By end of business on the business day before
05/30/16	Monday, May 30, 2016	STATE HOLIDAY - MEMORIAL DAY				
05/31/16	Tuesday, May 31, 2016	County Canvass	Second Primary - Federal Contest	CANVASS	163-182.5(b)	Seven days after each election (except a
05/31/16	Tuesday, May 31, 2016	Deadline for election protest concerning votes counted	Second Primary - Federal Contest	CANVASS	163-182.9(b)(4)a	Before the beginning of the county canvass
05/31/16	Tuesday, May 31, 2016	Distribute Supplemental Certified Executed Absentee List Second Primary - Federal Contest	Second Primary - Federal Contest	ABSENTEE	163-232.1; 163-234 (10)	No later than 10:00 a.m. of the next business
06/01/16	Wednesday, June 01, 2016	Petition for Formulation of New Political Party	Administration	PETITIONS	163-96(a)(2)	Before 12:00 noon on the first day of June
06/01/16	Wednesday, June 01, 2016	Deadline for candidates in CBE jurisdictional contests to	Second Primary - Federal Contest	CANVASS	163-182.7(b)	5:00 p.m. on the first business day after the
06/02/16	Thursday, June 02, 2016	Deadline for candidates in SBOE jurisdictional contests to Second Primary - Federal Contest	Second Primary - Federal Contest	CANVASS	163-182.7(c); 163-182.4(b)(5)	5:00 p.m. on the second business day after
06/02/16	Thursday, June 02, 2016	Deadline to file election protest concerning any other	Second Primary - Federal Contest	CANVASS	163-182.9(b)(4)c	5:00 p.m. on the second business day after
06/02/16	Thursday, June 02, 2016	Deadline to file election protest concerning manner in	Second Primary - Federal Contest	CANVASS	163-182.9(b)(4)b	5:00 p.m. on the second business day after
06/06/16	Monday, June 06, 2016	CBE issues certificates of nomination or election if no	Second Primary - Federal Contest	CANVASS	163-182.15(a); 163-301	Six days after the county canvass (in a
06/07/16	Tuesday, June 07, 2016	Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
06/09/16	Thursday, June 09, 2016	Unaffiliated Candidate Petition Deadline - deadline to	Statewide General Election	PETITIONS	163-122	15 days preceding the date petitions are due
06/13/16	Monday, June 13, 2016	Soil & Water Candidate filing begins	Soil & Water	CANDIDATE FILING	139-6	No earlier than noon on the second Monday
06/15/16	Wednesday, June 15, 2016	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month

06/24/16	Friday, June 24, 2016	12:00 PM	Unaffiliated Candidacy Petition Deadline - County Board	Statewide General Election	PETITIONS	163-122	Last Friday in June of even-numbered years
06/24/16	Friday, June 24, 2016	12:00 PM	Verified Unaffiliated Candidacy Petition Deadline - State	Statewide General Election	PETITIONS	163-122	Last Friday in June of even-numbered years
06/27/16	Monday, June 27, 2016		Notices of Report Due mailed for 2016 Second Quarter	Administration	CAMPAIGN FINANCE	163-278.23, 163-278.40H	Must be sent no later than 5 days before
06/29/16	Wednesday, June 29, 2016		Schedule precinct official training schedule	Statewide General Election	PRECINCT OFFICIALS	Best Practice	120 days prior to start of one-stop voting
07/01/16	Friday, July 01, 2016		Send NCOA Mailings	Administration	LIST MAINTENANCE	163-82.14	January 1 and July 1 of each calendar year.
07/01/16	Friday, July 01, 2016	12:00 PM	Soil & Water Candidate filing ends	Soil & Water	CANDIDATE FILING	139-6	No later than noon on the first Friday in July
07/02/16	Friday, July 02, 2016		One-stop Hour Reduction Requests Due	Statewide General Election	ABSENTEE ONESTOP	163-227.2	Deadline set by SBOE staff
07/02/16	Saturday, July 02, 2016		Report Results by Voting Tabulation Districts (VTD)	Second Primary - No Federal	VOTING SYSTEMS	163-132.5G	No later than 60 days after Election Day
07/04/16	Monday, July 04, 2016		STATE HOLIDAY - 4TH OF JULY				
07/07/16	Thursday, July 07, 2016		Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
07/12/16	Thursday, July 12, 2016		2016 Second Quarter Reports Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(5a); H373 Sec 2(g)	Must be sent no later than 5 days before
07/14/16	Thursday, July 14, 2016		Notices of Report Due mailed for 2016 Mid Year Semi-	Administration	CAMPAIGN FINANCE	163-278.9(a)(6)	15th of each month
07/15/16	Friday, July 15, 2016		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	No later than 60 days after Election Day
07/23/16	Saturday, July 23, 2016		Report Results by Voting Tabulation Districts (VTD)	Second Primary - Federal Contest	VOTING SYSTEMS	163-132.5G	No later than 60 days after Election Day
07/26/16	Tuesday, July 26, 2016		Deadline to Submit Precinct Change Proposal	Statewide General Election	PRECINCTS	163-132.3	105 days prior to the next election that the
07/26/16	Tuesday, July 26, 2016	5:00 PM	Write-in Candidacy Petition Deadline - deadline to have	Statewide General Election	PETITIONS	163-123	15 days before the date petition is due to be
07/29/16	Friday, July 29, 2016		One-stop Implementation Plans Due	Statewide General Election	ABSENTEE ONESTOP	163-227.2	Deadline set by SBOE staff
07/29/16	Friday, July 29, 2016		2016 Mid Year Semi-annual Report Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(6)	Filed by committees not participating in 2016
07/31/16	Sunday, July 31, 2016		Publication of UOCAVA Election Notice	Statewide General Election	ABSENTEE	163-258.16	Not later than 100 days before election day
08/01/16	Monday, August 01, 2016		Send SBOE Certification of Late or Delinquent Campaign	Administration	CAMPAIGN FINANCE	163-278.22(11)	Certification forms available in County
08/05/16	Friday, August 05, 2016	12:00 PM	Deadline for Unaffiliated Presidential Candidate to	Statewide General Election	PETITIONS	163-209	No later than 12:00 noon on the first Friday in
08/07/16	Sunday, August 07, 2016		Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
08/10/16	Wednesday, August 10, 2016	12:00 PM	Verified Write-in Candidacy Petition Deadline - State	Statewide General Election	PETITIONS	163-123	90 days before the general election date in
08/10/16	Wednesday, August 10, 2016	12:00 PM	Write-in Candidacy Petition Deadline - County Board	Statewide General Election	VOTING SYSTEMS	Best Practice	90 days before the general election date in
08/12/16	Friday, August 12, 2016		District Relations Report approval needed from counties	Statewide General Election	VOTING SYSTEMS	163-123	15th of each month
08/15/16	Monday, August 15, 2016		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	No later than the end of candidate filing for a
08/25/16	Thursday, August 25, 2016		Deadline to Setup a Referenda Contest	Administration	VOTING SYSTEMS	Best Practice	
09/05/16	Monday, September 05, 2016		STATE HOLIDAY - LABOR DAY				
09/07/16	Wednesday, September 07, 2016		Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
09/09/16	Friday, September 09, 2016		Absentee Voting - Date By Which Absentee Ballots Must	Statewide General Election	ABSENTEE	163-227.3(a)	60 days prior to a statewide general election
09/15/16	Thursday, September 15, 2016		Party Nominee's right to withdraw as candidate	Statewide General Election	CANDIDATE FILING	163-113	No later than the date absentee ballots
09/15/16	Thursday, September 15, 2016		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
09/20/16	Tuesday, September 20, 2016		Update county board website of election schedule and	Statewide General Election	PRECINCTS	Best Practice	7 weeks prior to election day
09/23/16	Saturday, September 24, 2016		Publish Election Notice 1	Statewide General Election	LEGAL NOTICE	163-33(8)	Publish weekly during the 20 day period
09/24/16	Saturday, September 24, 2016		Deadline for UOCAVA Absentee Ballots to be Available	Statewide General Election	ABSENTEE	163-258.9	No later than 30 days before each election
09/24/16	Saturday, September 24, 2016		Mail No ID Letters	Statewide General Election	VOTER REGISTRATION	163-166.12	Within 45 days of the date of a general
09/24/16	Saturday, September 24, 2016		Mail Second Incomplete Notice	Statewide General Election	VOTER REGISTRATION	163-82.4(e)	Within 45 days of the date of a general
09/24/16	Saturday, September 24, 2016		Notice of Precinct/Voting Place Change	Statewide General Election	PRECINCTS	163-128(a)	45 days prior to next primary or election
09/24/16	Saturday, September 24, 2016		Publish legal notice of any special election	Statewide General Election	LEGAL NOTICE	163-287	45 days prior to the special election date
09/29/16	Thursday, September 29, 2016		Prepare machine delivery schedule/chain of custody plan	Statewide General Election	PRECINCTS	Best Practice	4 weeks before Election Day
09/29/16	Thursday, September 29, 2016		Receive Election Coding from VS vendor target date	Statewide General Election	VOTING SYSTEMS	Best Practice	28 days before absentee one-stop
09/30/16	Friday, September 30, 2016		Publish Election Notice 2	Statewide General Election	LEGAL NOTICE	163-33(8)	Publish weekly during the 20 day period
10/07/16	Friday, October 07, 2016		Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
10/07/16	Friday, October 07, 2016		Publish Election Notice 3	Statewide General Election	LEGAL NOTICE	163-33(8)	Publish weekly during the 20 day period
10/09/16	Sunday, October 09, 2016		CBE gives public notice of buffer zone information	Statewide General Election	PRECINCTS	163-166.4(c)	No later than 30 days before each election
10/09/16	Sunday, October 09, 2016		Last day to mail notice of polling place changes.	Statewide General Election	PRECINCTS	163-128	No later than 30 days prior to the primary or
10/09/16	Sunday, October 09, 2016		Notification to Voters of Precinct/Voting Place Change	Statewide General Election	PRECINCTS	163-128(a)	30 days prior to the primary or election
10/10/16	Monday, October 10, 2016		FEDERAL HOLIDAY - COLUMBUS DAY (NO MAIL)				
10/13/16	Thursday, October 13, 2016		Mock Election	Statewide General Election	VOTING SYSTEMS	Best Practice	14 days before absentee one-stop begins in a
10/14/16	Friday, October 14, 2016		Voter Challenge Deadline - last day to challenge before	Statewide General Election	CHALLENGES	163-85	statewide primary or general election
10/14/16	Friday, October 14, 2016		Election Day				No later than 25 days before an election.
10/14/16	Friday, October 14, 2016	5:00 PM	Voter Registration Deadline	Statewide General Election	VOTER REGISTRATION	163-82.6(c)	25 days before the primary or election day
10/15/16	Saturday, October 15, 2016		Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
10/15/16	Saturday, October 15, 2016		Send Late Registration Notices until Election Day	Statewide General Election	VOTER REGISTRATION	Best Practice	Starting day after voter registration deadline
10/16/16	Sunday, October 16, 2016		Notices of Report Due mailed for 2016 Third Quarter Plus Administration	Statewide General Election	CAMPAIGN FINANCE	163-278.23, 163-278.40H	Must be sent no later than 5 days before
10/18/16	Tuesday, October 18, 2016	5:00 PM	Absentee Board Meeting 1	Statewide General Election	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on

10/19/16	Wednesday, October 19, 2016	Voter Registration Deadline - Exception for missing or unclear postmarked forms or forms submitted electronically by deadline	Statewide General Election	VOTER REGISTRATION	163-82.6(c) ; 163-82.6(c1)	No later than 20 days before the election
10/20/16	Thursday, October 20, 2016	Complete Logic & Accuracy Testing	Statewide General Election	VOTING SYSTEMS	Best Practice	7 days before the start of one-stop voting
10/22/16	Saturday, October 22, 2016	One-stop Observer List Due	Statewide General Election	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to start of
10/25/16	Tuesday, October 25, 2016	Absentee Board Meeting 2	Statewide General Election	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
10/25/16	Tuesday, October 25, 2016	Publish Absentee Resolution	Statewide General Election	ABSENTEE	163-234	Once a week for two weeks prior to the
10/27/16	Thursday, October 27, 2016	Absentee One Stop Voting Begins	Statewide General Election	ABSENTEE ONESTOP	163-227.2(b)	Not earlier than the second Thursday before
10/31/16	Monday, October 31, 2016	Third Quarter Plus Report Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(5a)	
11/01/16	Tuesday, November 01, 2016	Absentee Board Meeting 3	Statewide General Election	ABSENTEE	163-230.1(c1)	Each Tuesday at 5:00 p.m., commencing on
11/01/16	Tuesday, November 01, 2016	Last day to request an absentee ballot by mail.	Statewide General Election	ABSENTEE	163-230.1(a)	Not later than 5:00 p.m. on the Tuesday
11/02/16	Tuesday, November 01, 2016	Late absentee requests allowed due to sickness or	Statewide General Election	ABSENTEE	163-230.1(a1)	After 5:00 p.m. on the Tuesday before the
11/03/16	Thursday, November 03, 2016	Election Day Observer/Runner List Due	Statewide General Election	OBSERVERS	163-45(b)	By 10:00 a.m. on the 5th day prior to Election
11/05/16	Saturday, November 05, 2016	Absentee One Stop Voting Ends	Statewide General Election	ABSENTEE ONESTOP	163-227.2(b)	Not later than 1:00 p.m. on the last Saturday
11/07/16	Monday, November 07, 2016	Update NVRA Survey Report	Administration	NVRA	163-82.20	By the 7th of each month
11/07/16	Monday, November 07, 2016	Receive voter registration totals and add them to vote	Statewide General Election	VOTING SYSTEMS		1 day before election day
11/07/16	Monday, November 07, 2016	UOCAVA Absentee Ballot Request Deadline	Statewide General Election	ABSENTEE	163-258.7	No later than 5:00 p.m. on the day before
11/07/16	Monday, November 07, 2016	UOCAVA Voter Registration Deadline	Statewide General Election	VOTER REGISTRATION	163-258.6	No later than 5:00 p.m. on the day before
11/07/16	Monday, November 07, 2016	Absentee Board Meeting Pre-Election Day	Statewide General Election	ABSENTEE	163-232	After 5:00 p.m. on the Monday before
11/08/16	Tuesday, November 08, 2016	Period to challenge an absentee ballot	Statewide General Election	CHALLENGES	163-89	No earlier than noon or later than 5:00 p.m.
11/08/16	Tuesday, November 08, 2016	Begin Counting Absentee Ballots (Cannot announce	Statewide General Election	ABSENTEE	163-234	5:00 p.m. on election day unless an earlier
11/08/16	Tuesday, November 08, 2016	Civilian Absentee Return Deadline	Statewide General Election	ABSENTEE	163-231(b)(1)	Not later than 5:00 p.m. on day of the primary
11/08/16	Tuesday, November 08, 2016	Distribute Certified Executed Absentee List	Statewide General Election	ABSENTEE	163-232	No later than 10:00 a.m. on election day
11/08/16	Tuesday, November 08, 2016	Distribute Election Day Absentee Abstract to SBOE	Statewide General Election	ABSENTEE	163-234(6)	Election Day
11/08/16	Tuesday, November 08, 2016	6:30 AM ELECTION DAY	Statewide General Election	ELECTION DAY	163-1	Tuesday after the first Monday in November
11/08/16	Tuesday, November 08, 2016	Election Day Tracking (10 am, 2 pm, 4 pm)	Statewide General Election	ADMINISTRATION		Election Day at 10 am, 2 pm and 4 pm
11/08/16	Tuesday, November 08, 2016	Election Night Finalize activities	Statewide General Election	VOTING SYSTEMS		Election Night
11/08/16	Tuesday, November 08, 2016	UOCAVA absentee ballot return deadline - electronic	Statewide General Election	ABSENTEE	163-258.10	Close of polls on Election Day
11/09/16	Wednesday, November 09, 2016	Sample Audit Count - Precincts Selection	Statewide General Election	CANVASS	163-182.11(b)(1)	Within 24 hours of polls closing on Election
11/11/16	Friday, November 11, 2016	STATE HOLIDAY - VETERANS DAY				
11/14/16	Monday, November 14, 2016	Civilian Absentee Return Deadline - Mail Exception	Statewide General Election	ABSENTEE	163-231(b)(2)	If postmarked on or before election day and
11/15/16	Tuesday, November 15, 2016	Remove Ineligible Voters	Administration	LIST MAINTENANCE	163-82.14	15th of each month
11/17/16	Thursday, November 17, 2016	Deadline for provisional voters subject to VIVA ID to UOCAVA Absentee Ballot Return Deadline - Mailed	Statewide General Election	CANVASS	163-166.13, 163-182.1A(c)	Not later than 12:00 noon the day prior to the
11/18/16	Friday, November 18, 2016	County Canvass	Statewide General Election	CANVASS	163-258.12	By end of business on the business day before
11/18/16	Friday, November 18, 2016	Deadline for election protest concerning votes counted	Statewide General Election	CANVASS	163-182.5(b)	10 days after statewide general election
11/18/16	Friday, November 18, 2016	Distribute Supplemental Certified Executed Absentee List	Statewide General Election	ABSENTEE	163-182.9(b)(4)a	Before the beginning of the county canvass
11/18/16	Friday, November 18, 2016	Mail Abstract to State Board of Elections	Statewide General Election	CANVASS	163-232.1; 163-234.1(f)	No later than 10:00 a.m. of the next business
11/21/16	Monday, November 21, 2016	Deadline for candidates in CBE jurisdictional contests to	Statewide General Election	CANVASS	163-182.7(b)	10 days after statewide general election
11/21/16	Monday, November 21, 2016	Send SBOE Certification of Late or Delinquent Campaign	Administration	CAMPAIGN FINANCE	163-278.22(11)	5:00 p.m. on the first business day after the
11/22/16	Tuesday, November 22, 2016	Deadline for candidates in SBOE jurisdictional contests to	Statewide General Election	CANVASS	163-182.7(c); 163-182.4(b)(5)	Certification forms available in County
11/22/16	Tuesday, November 22, 2016	Deadline to file election protest concerning any other	Statewide General Election	CANVASS	163-182.9(b)(4)c	5:00 p.m. on the second business day after
11/22/16	Tuesday, November 22, 2016	Deadline to file election protest concerning manner in	Statewide General Election	CANVASS	163-182.9(b)(4)b	5:00 p.m. on the second business day after
11/24/16	Thursday, November 24, 2016	STATE HOLIDAY - THANKSGIVING				
11/25/16	Friday, November 25, 2016	STATE HOLIDAY - THANKSGIVING				
11/28/16	Monday, November 28, 2016	CBE issues certificates of nomination or election if no	Statewide General Election	CANVASS	163-182.15(a); 163-301	Six days after the county canvass (in a
11/28/16	Monday, November 28, 2016	Finalize Voter History	Statewide General Election	POST-ELECTION	Best Practice	7 days after the county canvass
11/29/16	Tuesday, November 29, 2016	State Canvass	Statewide General Election	CANVASS	163-182.5(c)	11:00 a.m. on the Tuesday three weeks after
12/05/16	Monday, December 05, 2016	SBOE Issues Certification of Nomination or Election	Administration	NVRA	163-182.15	6 days after the State Canvass
12/07/16	Wednesday, December 07, 2016	Update NVRA Survey Report	Administration	LIST MAINTENANCE	163-82.20	By the 7th of each month
12/15/16	Thursday, December 15, 2016	Remove Ineligible Voters	Administration		163-82.14	15th of each month
12/23/16	Friday, December 23, 2016	STATE HOLIDAY - CHRISTMAS				
12/26/16	Monday, December 26, 2016	STATE HOLIDAY - CHRISTMAS				
12/27/16	Tuesday, December 27, 2016	Notices of Report Due mailed for 2016 Fourth Quarter	Administration	CAMPAIGN FINANCE	163-278.23; 163-278.40H	Must be sent no later than 5 days before
01/02/17	Monday, January 02, 2017	STATE HOLIDAY - NEW YEARS DAY OBSERVATION				
01/03/17	Tuesday, January 03, 2017	Remove Inactive Voters; Remove Temporary Voters	Administration	LIST MAINTENANCE	163-82.14	1st business day after New Year's Day
01/07/17	Saturday, January 07, 2017	Report Results for Voting Tabulation Districts (VTD)	Statewide General Election	VOTING SYSTEMS	163-132.5G	No later than 60 days after Election Day
01/11/17	Wednesday, January 11, 2017	2016 Fourth Quarter Report Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(5a)	

01/12/17	Thursday, January 12, 2017	Notices of Report Due mailed for 2016 Year End Semi-	Administration	CAMPAIGN FINANCE	163-278.23; 163-278.40H	Must be sent no later than 5 days before
01/27/17	Friday, January 27, 2017	2016 Year End Semi-annual Report Due	Administration	CAMPAIGN FINANCE	163-278.9(a)(6)	Filed by committees not participating in 2016
01/31/17	Tuesday, January 31, 2017	Send SBOE Certification of Late or Delinquent Campaign	Administration	CAMPAIGN FINANCE	163-278.22(11)	Certification forms available in County
02/16/17	Tuesday, February 16, 2017	Send SBOE Certification of Late or Delinquent Campaign	Administration	CAMPAIGN FINANCE	163-278.22(11)	Certification forms available in County
09/12/17	Tuesday, September 12, 2017	6:30 AM ELECTION DAY	September Municipal Primary	ELECTION DAY	163-279	Second Tuesday after Labor Day
09/19/17	Tuesday, September 19, 2017	11:00 AM County Canvass	September Municipal Primary	CANVASS	163-182.5(b)	Seven days after each election (except a
10/10/17	Tuesday, October 10, 2017	6:30 AM ELECTION DAY	October Municipal	ELECTION DAY	163-279	Fourth Tuesday before the Tuesday after the
10/17/17	Tuesday, October 17, 2017	11:00 AM County Canvass	October Municipal	CANVASS	163-182.5(b)	Seven days after each election (except a
11/07/17	Tuesday, November 07, 2017	6:30 AM ELECTION DAY	November Municipal	ELECTION DAY	163-279	Tuesday after the first Monday in November
11/14/17	Tuesday, November 14, 2017	11:00 AM County Canvass	November Municipal	CANVASS	163-182.5(b)	Seven days after each election (except a
11/06/18	Tuesday, November 06, 2018	6:30 AM ELECTION DAY	Statewide General Election	ELECTION DAY	163-1	Tuesday after the first Monday in November
11/16/18	Friday, November 16, 2018	11:00 AM County Canvass	Statewide General Election	CANVASS	163-182.5(b)	10 days after statewide general election
Total					408	

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION
Civil Action No. 1:13-CV-00949

DAVID HARRIS and CHRISTINE
BOWSER,

Plaintiffs,

v.

PATRICK MCCRORY, in his capacity
as Governor of North Carolina; NORTH
CAROLINA STATE BOARD OF
ELECTIONS; and A. GRANT
WHITNEY, JR., in his capacity as
Chairman of the North Carolina State
Board of Elections,

Defendants.

ORDER

THIS MATTER comes before the Court on Defendants' Motion to Stay Final Judgment and to Modify Injunction Pending Supreme Court Review.

The Court hereby GRANTS the Motion. Accordingly, the Final Judgment [D.E. 143] entered in this matter on February 5, 2016 is STAYED until the disposition of Defendants' appeal in this matter to United States Supreme Court. Furthermore, the injunction contained in this Court's Final Judgment is MODIFIED to allow State of North Carolina to conduct the elections during the 2016 election cycle for the office of United States House of Representatives under the plans enacted by the North Carolina General Assembly on July 28, 2011 as codified in Session Law 2011-403, *as amended by* Session Law 2011-414 (Nov. 7, 2011).

For the Court

23764811.1