

08 NCAC 23 .0101 is proposed for adoption as follows:

CHAPTER 23 – LIST MAINTENANCE

SECTION .0100 – NON-CITIZEN LIST MAINTENANCE

08 NCAC 23 .0101 DEFINITIONS

For purposes of this Section:

- (1) “Chair” means a member appointed to be the chair of a county board of elections pursuant to G.S. 163-30.
- (2) “Challenge” means a challenge entered by a county board under Rule .0102 of this Section.
- (3) “Challenge hearing” means the hearing conducted under Rule .0104 of this Section.
- (4) “Challenged voter” means a presumptive noncitizen whose eligibility to remain registered to vote has been challenged pursuant to the procedures in this Section.
- (5) “Director of elections” means the county director of elections for a county appointed pursuant to G.S. 163-35.
- (6) “Documentation of citizenship” means an original or copy of a document issued by a state, federal, or tribal government showing the citizenship of the person to whom the document was issued. Documentation of citizenship shall include, but is not limited to, a birth certificate, a document showing place of birth issued by a vital records office, a passport or passport card issued by the United States Department of State, a consular report of birth abroad issued by the United States Department of State, or a certificate of citizenship or naturalization issued by the Department of Homeland Security’s United States Citizenship and Immigration Services.
- (7) “Notice of non-citizenship” means a written notice sent by the State Board of elections to a county board of elections identifying a registered voter in the county as a presumptive noncitizen.
- (8) “Preliminary hearing” means the hearing conducted under Rule .0103 of this Section.
- (9) “Presumptive noncitizen” means a registered voter who has been identified by the State Board of Elections as potentially not being a United States citizen based on information obtained by the State Board from official government records and databases and which identifies a registered voter as not being a United States citizen.

History Note: Authority G.S. 163-22; 163-82.14; 163-82.26; 163-85; 163-86;
Eff. May 1, 2026.