



## NOTICE OF TEXT

### [Authority G.S. 150B-21.2(c)]

**OAH USE ONLY**

VOLUME: 41

ISSUE: 01

CHECK APPROPRIATE BOX:

- Notice with a scheduled hearing
- Notice without a scheduled hearing
- Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 14. If a hearing is scheduled, complete block 5.  
Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: [State Board of Elections](#)

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2. Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncsbe.gov/about-elections/legal-resources/rulemaking>

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3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

ADOPTION: 08 NCAC 21 .0801-.0804

AMENDMENT:

REPEAL:

READOPTION with substantive changes:

READOPTION without substantive changes:

REPEAL through READOPTION:

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4. Proposed effective date: [01/01/2027](#)

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5. Is a public hearing planned? **Yes**

If yes:

Date	Time	Location
<a href="#">08/03/2026</a>	<a href="#">10:00 am</a>	<a href="#">State Board of Elections, Dobbs Building, 430 N. Salisbury St., Raleigh, NC 27603</a>

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6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

**7. Explain Reason For Proposed Rule(s):**

G.S. 163-278.19B permits a political party executive committee or affiliated party committee to establish and operate a headquarters building fund. The State Board has proposed a series of rules to outline the reporting requirements for building funds. The proposed rules require a building fund to register as a separate political committee for reporting purposes and for the contents of reports to follow G.S. 163-278.11. Proposed rule 08 NCAC 21 .0802 clarifies that building funds may not be commingled with the political party executive committee or affiliated party committee operating funds. Proposed rule 08 NCAC 21 .0804 further requires that a monetary donation in excess of \$50 must be made in a verifiable form of payment.

**8. Procedure for Subjecting a Proposed Rule to Legislative Review:** If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or email. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 984-236-1850.

**Rule(s) is automatically subject to legislative review. Cite statutory reference:**

**9. The person to whom written comments may be submitted on the proposed rule(s):**

Name: [Lindsey Wakely](#)  
Address: [P.O. Box 27255](#)  
[Raleigh, NC 27611](#)  
Phone (optional):  
Fax (optional):  
EMail (optional) [rulemaking.sboe@ncsbe.gov](mailto:rulemaking.sboe@ncsbe.gov)

**10. Comment Period Ends: 08/31/2026**

**11. Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.**

[No fiscal note required](#)

**12. Rule-making Coordinator:**

Name: [Lindsey Wakely](#)  
[919-814-0729](#)  
[lindsey.wakely@ncsbe.gov](mailto:lindsey.wakely@ncsbe.gov)

**Agency contact, if any:**

Name: [Lindsey Wakely](#)  
Phone: [919-814-0729](#)  
Email: [lindsey.wakely@ncsbe.gov](mailto:lindsey.wakely@ncsbe.gov)

**13. The Agency formally proposed the text of this rule(s) on**

**Date: 05/20/2026**

1 08 NCAC 21 .0801 is proposed for adoption as follows:

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3 **SECTION .0800 – POLITICAL PARTY HEADQUARTERS BUILDING FUNDS**

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5 **08 NCAC 21 .0801 ORGANIZATION AND REPORTING**

6 (a) Each headquarters building fund established by a political party executive committee or affiliated party committee  
7 shall be treated as a separate political committee for reporting purposes. The political party executive committee or  
8 affiliated party committee shall appoint a treasurer for the headquarters building fund and file the following with the  
9 State Board within 10 days of establishing the headquarters building fund:

10 (1) a statement of organization that discloses the following:

11 (A) the name of the political party executive committee or affiliated party committee establishing  
12 the headquarters building fund.

13 (B) the name of the headquarters building fund. The name shall include the name of the political  
14 party executive committee or affiliated party committee establishing the fund and the term  
15 “building fund.”

16 (C) the name, mailing address, and email address of the treasurer for the headquarters building fund.

17 (D) the names, mailing addresses, and email addresses of any assistant treasurers for the  
18 headquarters building fund;

19 (E) the date the headquarters building fund was established.

20 (2) a certification of financial accounts disclosing all banks, safety deposit boxes, or other depositories used,  
21 including the names and numbers of all accounts, shall be filed with the statement of organization. The  
22 State Board shall keep all account names and numbers confidential

23 (3) a report of all donations to and spending by the headquarters building fund not previously disclosed.

24 (b) The treasurer shall report subsequent donations to and spending by the headquarters building fund according to  
25 the schedule in G.S. 163-278.9. Quarterly Reports shall be filed during even-numbered years.

26 (c) Each statement and report must be signed and certified as true and correct by the treasurer or an assistant treasurer  
27 for the headquarters building fund.

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29 *History Note: Authority G.S. 163-278.21; 163-278.19B;*  
30 *Eff. January 1, 2027.*

1 08 NCAC 21 .0802 is proposed for adoption as follows:

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3 **08 NCAC 21 .0802            COMMINGLING OF DONATIONS**

4 The treasurer for the headquarters building fund shall maintain all monies of the headquarters building fund in bank  
5 accounts used exclusively for the headquarters building fund and shall not commingle these funds with operating  
6 funds for the political party executive committee or affiliated party committee.

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8 *History Note:    Authority G.S. 163-278.21; 163-278.19B;*

9 *Eff. January 1, 2027.*

1 08 NCAC 21 .0803 is proposed for adoption as follows:

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3 **08 NCAC 21 .0803 CONTENTS OF REPORTS**

4 (a) Each disclosure report filed shall list all donations received by or on behalf of the headquarters building fund  
5 during the applicable period. The report shall list the name and complete mailing address of each donor, the amount  
6 donated, the principal occupation of the donor, and the date the donation was received. The total sum of all donations  
7 to date shall be included. The definition of "principal occupation of the donor" in G.S. 163-278.11 shall apply to this  
8 section.

9 (b) The treasurer shall not be required to report the name, address, or principal occupation of any individual who  
10 donates fifty dollars or less to the headquarters building fund during an election as defined in G.S. 163-278.13.

11 (c) Each disclosure report filed shall also list all expenditures made during the applicable period. The report shall list  
12 the name and complete mailing address of each payee, the amount paid, the purpose, and the date such payment was  
13 made. The total sum of all expenditures to date shall be included.

14 (d) The disclosure report filed shall list all proceeds derived from loans. The report shall list the amount of the loan,  
15 the source, the period, the rate of interest, and the security pledged, if any, and all makers and endorsers.

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17 *History Note: Authority G.S. 163-278.21; 163-278.19B;*

18 *Eff. January 1, 2027.*

1 08 NCAC 21 .0804 is proposed for adoption as follows:

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3 **08 NCAC 21 .0804 DONATIONS**

4 No treasurer or headquarters building fund may accept any monetary donation in excess of fifty dollars unless the  
5 donation is in the form of a check, draft, money order, credit card charge, debit, or other noncash method that can be  
6 subject to written verification.

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8 *History Note: Authority G.S. 163-278.21; 163-278.19B;*

9 *Eff. January 1, 2027.*