



CHAPTER 163
ARTICLE 21A - UNIFORM MILITARY AND OVERSEAS VOTERS ACT

N.C.G.S. § 163-258.9.

Transmission of unvoted ballots.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 04:15 UTC	SOURCE FINGERPRINT af44ddf5fba96da59d7cf5d1 - 1f8452d8075fcaf6b47e739a - b4258e5f76d3fd52
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- § 163-258.9(a)

Not later than 60 days before the statewide general election in even-numbered years and not later than 50 days before any other election, the county board of elections shall transmit a ballot and balloting materials to all covered voters who by that date submit a valid military-overseas ballot application, except for a second primary. Provided, in a presidential election year, the board of elections shall provide general election ballots no later than three days after nomination of the presidential and vice presidential candidates if that nomination occurs later than 63 days prior to the statewide general election and makes compliance with the 60-day deadline impossible. However, in the case of municipal elections, absentee ballots shall be made available no later than 30 days before an election. For a second primary which includes a candidate for federal office, the county board of elections shall transmit a ballot and balloting material to all covered voters who by that date submit a valid military-overseas ballot application no later than 45 days before the second primary. For a second primary which does not include a candidate for federal office, the transmission of the ballot and ballot materials shall be as soon as practicable and shall be transmitted electronically no later than three business days and by mail no later than 15 days from the date the appropriate board of elections orders that the second primary be held pursuant to G.S. 163-111. If additional offices are added to the ballot to fill a vacancy occurring after the deadline provided by this subsection, those ballots shall be transmitted as soon as practicable.
- § 163-258.9(b)

A covered voter who requests that a ballot and balloting materials be sent to the voter by electronic transmission may choose facsimile transmission or email delivery, or, if offered by the voter's jurisdiction, internet delivery. The election official in each

jurisdiction charged with distributing a ballot and balloting materials shall transmit the ballot and balloting materials to the voter using the means of transmission chosen by the voter.

§ 163-258.9(c) If a ballot application from a covered voter arrives after the jurisdiction begins transmitting ballots and balloting materials to voters, the official charged with distributing a ballot and balloting materials shall transmit them to the voter not later than two business days after the application arrives. (2011-182, s. 1; 2013-381, s. 17(b); 2017-6, s. 3; 2018-146, s. 3.1(a), (b); 2025-25, s. 29(1), (3).)

END OF SECTION TEXT

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APPARATUS II
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 163-111	(a)	"second primary be held pursuant to"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 163-258.9 (2026).

PINPOINT

N.C. Gen. Stat. § 163-258.9(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

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