

**RESOLUTION OF CONCERN
NC LEGISLATIVE LEGAL STANDING REGARDING ELECTIONS**

WHEREAS, in Article 1, Section 4, the US Constitution states: “The times, places, and manner of holding elections for senators and representatives shall be prescribed by the legislature thereof”;

WHEREAS, the state legislature has sole authority within the state to establish laws and procedures for the conduct of elections;

WHEREAS, ultimate authority to ensure the conduct of elections resides with the state legislature;

WHEREAS, although state legislatures may choose to delegate election duties, responsibilities, and authorities to other elected or appointed state officials or agencies, such delegated authorities can be asserted by the State legislature at any time;

WHEREAS, the ultimate responsibility of the State legislature to ensure free and fair elections cannot be evaded;

WHEREAS, following the 2020 general election efforts by State legislatures before, during, and after the election to assert their rightful authorities and responsibilities to ensure their elections were held in accordance with State laws were blocked in courts on the basis of extra-Constitutional theories regarding standing, laches, and mootness;

WHEREAS, State legislatures were denied their Constitutional authority to challenge the results of an election which was not conducted in accordance with State election laws as established by the State legislature;

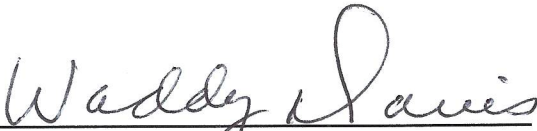
WHEREAS, the denial by the courts of the Constitutional rights afforded to State legislative bodies to ensure the lawful conduct of an election caused widespread doubt in the general public of the legitimacy of election outcomes;


WHEREAS, the NC state legislature must ensure they have legal standing to sue other state officials who make or attempt to make unauthorized changes in State election laws;


RESOLVED, the NC State legislature be empowered by law to have standing in all instances before, during, and after an election to challenge in courts any changes, orders, interferences, and other extra-legislative actions regarding election laws pertaining to the times, places, and manner of holding elections.

RESOLVED, copies of this Resolution be delivered to Senator Phil Berger, President Pro Tempore of the North Carolina Senate, Tim Moore, Speaker of the North Carolina House, all members of the North Carolina legislature, all North Carolina members of Congress, Governor Roy Cooper, LT Governor Mark Robinson, Attorney General Josh Stein and Secretary of State Elaine Marshall.

Adopted by the Orange County GOP, March 20, 2021:


Waddy Davis, Chairman (outgoing)
Orange County Republican Party


John Gaither, Chairman (incoming)
Orange County Republican Party


Patricia Randall, Secretary (outgoing)
Orange County Republican Party


Rene Borghese, Secretary, (incoming)
Orange County Republican Party