

GENERAL ASSEMBLY OF NORTH CAROLINA
1985 SESSION

CHAPTER 404
HOUSE BILL 746

AN ACT TO PROVIDE A PROCEDURE FOR OBTAINING CANDIDATES FOR
MEMBERSHIP ON NONPARTISAN COUNTY BOARDS OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-37 is amended by adding a new subsection to read:

"(h) Death or disqualification of candidate in nonpartisan election. If a candidate dies or becomes disqualified after the filing period has closed and before the election, and the ballots have not been printed, the county board of elections shall immediately reopen the filing period for five days so that additional candidates may file for election. If the ballots have been printed at the time the board of elections receives notice of the death or disqualification, the board shall reopen the filing period for three days if the board determines it will have time to reprint the ballots before the election.

In the event the board of elections determines that there is not time enough to reopen the filing period for three days and to reprint the ballots, then the ballots shall not be reprinted and the name of the deceased or disqualified candidate shall remain on the ballot. Votes cast for such candidate shall not be considered and the candidates receiving the highest number of votes equal to the number of positions to be filled shall be elected."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 17th day of June, 1985.