

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 1200
Corrected Copy 5/10/89

Short Title: District Attorney Personnel Funds.

(Public)

Sponsors: Senators Basnight; Allran, Ballance, Barker, Block, Bryan, Carpenter, Chalk, Cobb, Cochrane, Conder, Daniel, Daughtry, Ezzell, Goldston, Hardin, Harris, Hunt of Durham, Hunt of Moore, Kincaid, Martin of Guilford, Marvin, Odom, Parnell, Plyler, Rauch, Raynor, Richardson, Sands, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, and Ward.

Referred to: Judiciary II.

May 5, 1989

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL PERSONNEL
3 FOR DISTRICT ATTORNEYS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 7A-60(a1) reads as rewritten:

6 "(a1) The counties of the State are organized into prosecutorial districts, and each
7 district has the counties and the number of full-time assistant district attorneys set forth
8 in the following table:

			No. of Full-Time
9			
10	Judicial	Asst. District	
11	District	Counties	Attorneys
12	1	Camden, Chowan, Currituck,	5 <u>7</u>
13		Dare, Gates, Pasquotank,	
14		Perquimans	
15	2	Beaufort, Hyde, Martin,	4 <u>5</u>
16		Tyrrell, Washington	
17	3A	Pitt	5 <u>7</u>
18	3B	Carteret, Craven, Pamlico	4 <u>5</u>
19	4	Duplin, Jones, Onslow,	8 <u>11</u>

1		Sampson	
2	5	New Hanover, Pender	<u>7-9</u>
3	6	Bertie, Halifax, Hertford,	4 <u>5</u>
4		Northampton	
5	7	Edgecombe, Nash, Wilson	<u>7-10</u>
6	8	Greene, Lenoir, Wayne	<u>8-10</u>
7	9	Franklin, Granville,	<u>6-7</u>
8		Person, Vance, Warren	
9	10	Wake	<u>15-17</u>
10	11	Harnett, Johnston, Lee	<u>6-7</u>
11	12	Cumberland	<u>11-13</u>
12	13	Bladen, Brunswick, Columbus	<u>5-7</u>
13	14	Durham	<u>8-10</u>
14	15A	Alamance	<u>3-5</u>
15	15B	Orange, Chatham	<u>3-4</u>
16	16A	Scotland, Hoke	none <u>3</u>
17	16B	Robeson	<u>7-8</u>
18	17A	Caswell,	<u>4-5</u>
19		Rockingham	
20	17B	Stokes, Surry	<u>3-5</u>
21	18	Guilford	<u>14-17</u>
22	19A	Cabarrus, Rowan	6
23	19B	Montgomery, Randolph	<u>4-5</u>
24	20	Anson, Moore, Richmond,	<u>8-9</u>
25		Stanly, Union	
26	21	Forsyth	<u>10-13</u>
27	22	Alexander, Davidson, Davie,	<u>7-8</u>
28		Iredell	
29	23	Alleghany, Ashe, Wilkes,	<u>3-4</u>
30		Yadkin	
31	24	Avery, Madison, Mitchell,	3
32		Watauga, Yancey	
33	25	Burke, Caldwell, Catawba	<u>8-11</u>
34	26	Mecklenburg	<u>19-24</u>
35	27A	Gaston	<u>6-10</u>
36	27B	Cleveland,	<u>4-6</u>
37		Lincoln	
38	28	Buncombe	5
39	29	Henderson, McDowell, Polk,	6
40		Rutherford, Transylvania	
41	30	Cherokee, Clay, Graham,	<u>5-8</u>
42		Haywood, Jackson, Macon,	
43		Swain."	
44		Sec. 2. G.S. 7A-68(a) reads as rewritten:	

1 "(a) Each district attorney shall be entitled to at least one administrative assistant
2 to be appointed by the district attorney and to serve at his pleasure. The assistant need
3 not be an attorney licensed to practice law in the State of North Carolina."

4 Sec. 3. G.S. 7A-69 reads as rewritten:

5 **"§ 7A-69. Investigatorial assistants.**

6 The district attorney in the third-B, fourth, seventh, tenth, eleventh, twelfth,
7 fourteenth, fifteenth-A, sixteenth, eighteenth, twentieth, twenty-first, twenty-fifth,
8 twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth and thirtieth judicial districts
9 is entitled to one investigatorial assistant to be appointed by the district attorney and to
10 serve at his pleasure. The Administrative Office of the Courts shall allocate additional
11 investigatorial assistants to prosecutorial districts on the basis of need and within
12 available appropriations. It shall be the duty of the investigatorial assistant to investigate
13 cases preparatory to trial and to perform such other duties as may be assigned by the
14 district attorney. The investigatorial assistant is entitled to reimbursement for his
15 subsistence and travel expenses to the same extent as State employees generally."

16 Sec. 4. In allocating administrative assistants, investigatorial assistants,
17 victim and witness assistants, and other supporting positions to prosecutorial districts,
18 the Administrative Office of the Courts shall give due consideration to
19 recommendations of the Conference of District Attorneys.

20 Sec. 5. There is appropriated from the General Fund to the Administrative
21 Office of the Courts, \$6,156,211 for the 1989-90 fiscal year and \$6,013,535 for the
22 1990-91 fiscal year for the assistant district attorneys positions created by Section 1 of
23 this act and for 28 additional victim and witness assistants, 23 investigatorial assistants,
24 and 70 other support positions.

25 Sec. 6. This act shall become effective July 1, 1989.