

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 165

Short Title: Removal of Unfit Elected Officials.

(Public)

Sponsors: Senator Johnson of Cabarrus.

Referred to: State Government.

February 15, 1989

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE REMOVAL OF ELECTED OFFICIALS AFTER
CONVICTION OF CERTAIN OFFENSES.

The General Assembly of North Carolina enacts:

Section 1. Chapter 128 of the General Statutes is amended by adding a new
section to read:

"§ 128-16.1. Elected officials subject to removal; for what offenses.

Any elected official shall be removed from office by the judge of the Superior Court,
resident in or holding the courts of the district where the elected official is resident upon
charges made in writing, and after a hearing, for the following causes:

(1) Upon the conviction of a felony.

(2) Upon the conviction of any misdemeanor sexual offense.

(3) Upon the conviction of any misdemeanor involving larceny.

(4) Upon the second conviction for driving while impaired occurring
while the elected official was serving in public office."

Sec. 2. This act shall become effective July 1, 1989.