

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 610
Committee Substitute Favorable 4/16/91
Third Edition Engrossed 4/18/91

Short Title: Martin Commissioners Election.

(Local)

Sponsors:

Referred to:

April 8, 1991

A BILL TO BE ENTITLED

AN ACT TO PROVIDE RESIDENCY DISTRICTS FOR ELECTION OF THE MARTIN COUNTY BOARD OF COMMISSIONERS, TO IMPLEMENT A CONSENT ORDER IN THE CASE OF DANIELS V. BOARD OF COMMISSIONERS OF MARTIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. The Board of Commissioners of Martin County shall consist of five members, to be elected at-large by the entire electorate of the county, under a system of limited voting, as follows:

- (1) There shall be two residency districts created within the county as follows:
 - a. The WESTERN DISTRICT shall consist of the townships of Poplar Point, Goose Nest, Hamilton, Robersonville and Cross Roads;
 - b. The EASTERN DISTRICT shall consist of the townships of Williamston, Beargrass, Jamesville, Williams and Griffins;
- (2) Two of the five commissioners shall reside in the WESTERN DISTRICT. They shall be elected simultaneously, and each voter in the county shall be permitted to cast one vote in the primary, and one vote in the general election, for these two commission seats;
- (3) Three of the five commissioners shall reside in the EASTERN DISTRICT. They shall be elected simultaneously, and each voter in

1 the county shall be permitted to cast two votes in the primary, and two
2 votes in the general election, for these three commission seats.

3 (4) The candidates receiving the highest number of votes shall be declared
4 the winners of the primary, and of the general elections, respectively.
5 No run-off elections shall be held.

6 Sec. 2. Elections shall remain partisan, and terms of office shall continue to
7 be four years, except as set forth in this act.

8 Sec. 3. This new system of election shall be implemented as follows:

9 (1) A regular election was scheduled for election of two members of the
10 Board of Commissioners of Martin County for November 6, 1990.
11 The primary election for those seats was already held in April of 1990.
12 In light of the pending lawsuit and the desire of the parties to settle this
13 matter, this election was held under the old system of election, except
14 that the persons elected to office were elected to a two-year term,
15 instead of a four-year term of office;

16 (2) All five seats on the Board of Commissioners of Martin County shall
17 come up for election in 1992. Both the primary and general elections
18 shall be held under the system of limited voting set out above, with
19 each voter casting one vote for the commissioners in the WESTERN
20 DISTRICT of the county, and casting two votes for the commissioners
21 in the EASTERN DISTRICT of the county. The two commissioners
22 elected to the WESTERN DISTRICT shall serve a two-year term;
23 these two seats will therefore be up for election again in 1994, and
24 every four years thereafter. The three commissioners elected to the
25 EASTERN DISTRICT shall serve a four-year term, and shall be up for
26 election again in 1996, and every four years thereafter.

27 (3) Except as they may conflict with the provisions of this act, the laws of
28 the State of North Carolina shall continue to govern elections for the
29 Board of Commissioners of Martin County and the laws of the State
30 shall continue to govern and prescribe the powers and duties of the
31 Board of Commissioners.

32 Sec. 4. Chapter 741 of the 1955 Session Laws, Chapter 36 of the Public-
33 Local Laws of 1937, Chapter 400 of the Public-Local Laws of 1935 and Chapter 291 of
34 the 1907 Public Laws are hereby repealed.

35 Sec. 5. This act is effective upon ratification.