

GENERAL ASSEMBLY OF NORTH CAROLINA

EXTRA SESSION 1994

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HOUSE BILL 153\*

Short Title: Special Superior Court Judges.

(Public)

Sponsors: Representatives Holt; Flaherty, Wainwright, and Bowman.

Referred to: Appropriations.

February 14, 1994

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE GOVERNOR TO APPOINT ADDITIONAL SPECIAL SUPERIOR COURT JUDGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-45.1 is amended by adding two new subsections to read:

"(a1) The Governor may appoint six special superior court judges to serve terms expiring June 30, 1995. No successors shall be appointed to the special superior court judges appointed pursuant to this subsection, and the sitting judges shall not hold over after June 30, 1995.

(a2) The Governor may appoint one special superior court judge to serve a term beginning January 1, 1995, and expiring December 31, 1996. No successor shall be appointed to the special superior court judge appointed pursuant to this subsection, and the sitting judge shall not hold over after December 31, 1996."

Sec. 2. Subsections (a) through (f) of Section 200.5 of Chapter 321 of the 1993 Session Laws are repealed.

Sec. 3. Effective July 1, 1995, G.S. 7A-41(a) reads as rewritten:

"(a) The counties of the State are organized into judicial divisions and superior court districts, and each superior court district has the counties, and the number of regular resident superior court judges set forth in the following table, and for districts of less than a whole county, as set out in subsection (b) of this section:

	Superior		
Judicial	Court		No. of Resident
Division	District	Counties	Judges

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1	First	1	Camden, Chowan,	2
2			Currituck,	
3			Dare, Gates,	
4			Pasquotank,	
5			Perquimans	
6		2	Beaufort, Hyde,	1
7			Martin,	
8			Tyrrell, Washington	
9		3A	Pitt	2
10		3B	Carteret, Craven,	<del>1</del> <u>2</u>
11			Pamlico	
12		4A	Duplin, Jones,	1
13			Sampson	
14		4B	Onslow	1
15		5	New Hanover,	3
16			Pender	
17		6A	Halifax	1
18		6B	Bertie, Hertford,	1
19			Northampton	
20		7A	Nash	1
21		7B	(part of Wilson,	1
22			part of Edgecombe,	
23			see subsection (b))	
24		7C	(part of Wilson,	1
25			part of Edgecombe,	
26			see subsection (b))	
27		8A	Lenoir and Greene	1
28		8B	Wayne	1
29	Second	9	Franklin, Granville,	2
30			Person,	
31			Vance, Warren	
32		10A	(part of Wake,	<del>1</del> <u>2</u>
33			see subsection (b))	
34		10B	(part of Wake,	2
35			see subsection (b))	
36		10C	(part of Wake,	1
37			see subsection (b))	
38		10D	(part of Wake,	1
39			see subsection (b))	
40		11	Harnett, Johnston,	2
41			Lee	
42		12A	(part of Cumberland,	1
43			see subsection (b))	
44		12B	(part of Cumberland,	1

1		see subsection (b))	
2	12C	(part of Cumberland,	2
3		see subsection (b))	
4	13	Bladen, Brunswick,	2
5		Columbus	
6	14A	(part of Durham,	1
7		see subsection (b))	
8	14B	(part of Durham,	3
9		see subsection (b))	
10	15A	Alamance	<del>1</del> <u>2</u>
11	15B	Orange, Chatham	1
12	16A	Scotland, Hoke	1
13	16B	Robeson	2
14	Third 17A	Caswell, Rockingham	2
15	17B	Stokes, Surry	<del>1</del> <u>2</u>
16	18A	(part of Guilford,	1
17		see subsection (b))	
18	18B	(part of Guilford,	1
19		see subsection (b))	
20	18C	(part of Guilford,	1
21		see subsection (b))	
22	18D	(part of Guilford,	1
23		see subsection (b))	
24	18E	(part of Guilford,	1
25		see subsection (b))	
26	19A	Cabarrus	1
27	19B	Montgomery,	1
28		Randolph	
29	19C	Rowan	1
30	20A	Anson, Moore,	2
31		Richmond	
32	20B	Stanly, Union	<del>1</del> <u>2</u>
33	21A	(part of Forsyth,	1
34		see subsection (b))	
35	21B	(part of Forsyth,	1
36		see subsection (b))	
37	21C	(part of Forsyth,	1
38		see subsection (b))	
39	21D	(part of Forsyth,	1
40		see subsection (b))	
41	22	Alexander, Davidson,	2
42		Davie, Iredell	
43	23	Alleghany, Ashe,	1
44		Wilkes, Yadkin	

1	Fourth	24	Avery, Madison,	1
2			Mitchell,	
3			Watauga, Yancey	
4		25A	Burke, Caldwell	2
5		25B	Catawba	<del>1</del> <u>2</u>
6		26A	(part of Mecklenburg,	2
7			see subsection (b))	
8		26B	(part of Mecklenburg,	2
9			see subsection (b))	
10		26C	(part of Mecklenburg,	2
11			see subsection (b))	
12		27A	Gaston	2
13		27B	Cleveland, Lincoln	<del>1</del> <u>2</u>
14		28	Buncombe	2
15		29	Henderson,	2
16			McDowell, Polk,	
17			Rutherford,	
18			Transylvania	
19		30A	Cherokee, Clay,	1
20			Graham, Macon,	
21			Swain	
22		30B	Haywood, Jackson	1."

23 Sec. 4. (a) The Governor shall appoint superior court judges for the additional  
 24 judgeships in Superior Court Districts 3B, 10A, 15A, 17B, 20B, and 25B. For Superior  
 25 Court Districts 3B, 15A, 17B, and 27B, successors shall be elected in the 1996 general  
 26 election for six-year terms. For Superior Court District 10A, the successor shall be  
 27 elected in the 1996 general election to serve an eight-year term. For Superior Court  
 28 Districts 20B and 25B, successors shall be elected in the 1996 general election to serve  
 29 the remainder of the unexpired terms expiring December 31, 1998. This is to provide  
 30 unstagged terms for multiple judgeships in the same district.

31 (b) For Superior Court District 27B, the additional superior court judge added by  
 32 this act shall be elected in the 1996 general election to serve a term expiring December  
 33 31, 2002. This is to provide unstagged terms for multiple judgeships in the same  
 34 district.

35 Sec. 5. Sections 3 and 4 of this act become effective July 1, 1995. The  
 36 remainder of this act is effective upon ratification.