

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 846

Short Title: Precincts Not Divided.

(Public)

Sponsors: Representatives Mercer; W. Brown, Crawford, Culp, Culpepper, Eddins, Edwards, Fox, Hunt, Lee, Lemmond, McLaughlin, McMahan, Mitchell, Owens, Pate, Pulley, Ramsey, Rogers, Sharpe, Sherrill, Tallent, Thompson, Tolson, Warner, Watson, and Wilkins.

Referred to: Judiciary II.

April 12, 1995

A BILL TO BE ENTITLED

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2 AN ACT TO PROVIDE THAT STATE LEGISLATIVE AND CONGRESSIONAL
3 REDISTRICTING PLANS MAY NOT DIVIDE PRECINCTS UNLESS A PLAN
4 HAS BEEN REJECTED UNDER SECTION 5 OF THE VOTING RIGHTS ACT OF
5 1965, AND IF SO REJECTED, ONLY THE MINIMUM NUMBER OF
6 PRECINCTS ARE DIVIDED IN A SUBSEQUENT PLAN AS ARE REQUIRED TO
7 OBTAIN APPROVAL.

8 The General Assembly of North Carolina enacts:

9 Section 1. Article 1 of Chapter 120 of the General Statutes is amended by
10 adding a new section to read:

11 "**§ 120-2.1. Dividing precincts in Senate and House apportionment acts restricted.**

12 (a) An act of the General Assembly that apportions Senate or House districts after
13 the return of a census may not divide precincts unless an act that apportioned Senate or
14 House districts after the return of that same census has been rejected by the United States
15 Department of Justice or the District Court for the District of Columbia under section 5 of
16 the Voting Rights Act of 1965.

1 (b) If an act that apportioned Senate or House districts has been rejected by the
2 United States Department of Justice or the District Court for the District of Columbia
3 under section 5 of the Voting Rights Act of 1965, then a subsequent act may only divide
4 the minimum number of precincts necessary to obtain approval of the act under section 5
5 of the Voting Rights Act of 1965."

6 Sec. 2. Article 17 of Chapter 163 of the General Statutes is amended by
7 adding a new section to read:

8 **"§ 163-201.2. Dividing precincts in congressional apportionment acts restricted.**

9 (a) An act of the General Assembly that apportions congressional districts after the
10 return of a census may not divide precincts unless an act that apportioned congressional
11 districts after the return of that same census has been rejected by the United States
12 Department of Justice or the District Court for the District of Columbia under section 5 of
13 the Voting Rights Act of 1965.

14 (b) If an act that apportioned congressional districts has been rejected by the
15 United States Department of Justice or the District Court for the District of Columbia
16 under section 5 of the Voting Rights Act of 1965, then a subsequent act may only divide
17 the minimum number of precincts necessary to obtain approval of the act under section 5
18 of the Voting Rights Act of 1965."

19 Sec. 3. This act is effective upon ratification.