

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 455

Short Title: Divide Superior Court 19B.

(Public)

Sponsors: Senators Lee; and Kinnaird.

Referred to: Judiciary II.

March 22, 1999

A BILL TO BE ENTITLED

AN ACT TO DIVIDE SUPERIOR COURT DISTRICT 19B INTO A SET OF DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. 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:

| Judicial Division | Superior Court District | Counties | No. of Resident Judges |
|-------------------|-------------------------|--|------------------------|
| First | 1 | Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans | 2 |
| | 2 | Beaufort, Hyde, Martin, | 1 |

| | | | |
|----|----------|----------------------|---|
| 1 | | Tyrrell, Washington | |
| 2 | 3A | Pitt | 2 |
| 3 | 3B | Carteret, Craven, | 2 |
| 4 | | Pamlico | |
| 5 | 4A | Duplin, Jones, | 1 |
| 6 | | Sampson | |
| 7 | 4B | Onslow | 1 |
| 8 | 5 | New Hanover, | 3 |
| 9 | | Pender | |
| 10 | 6A | Halifax | 1 |
| 11 | 6B | Bertie, Hertford, | 1 |
| 12 | | Northampton | |
| 13 | 7A | Nash | 1 |
| 14 | 7B | (part of Wilson, | 1 |
| 15 | | part of Edgecombe, | |
| 16 | | see subsection (b)) | |
| 17 | 7C | (part of Wilson, | 1 |
| 18 | | part of Edgecombe, | |
| 19 | | see subsection (b)) | |
| 20 | 8A | Lenoir and Greene | 1 |
| 21 | 8B | Wayne | 1 |
| 22 | Second 9 | Franklin, Granville, | 2 |
| 23 | | Vance, Warren | |
| 24 | 9A | Person, Caswell | 1 |
| 25 | 10A | (part of Wake, | 2 |
| 26 | | see subsection (b)) | |
| 27 | 10B | (part of Wake, | 2 |
| 28 | | see subsection (b)) | |
| 29 | 10C | (part of Wake, | 1 |
| 30 | | see subsection (b)) | |
| 31 | 10D | (part of Wake, | 1 |
| 32 | | see subsection (b)) | |
| 33 | 11A | Harnett, | 1 |
| 34 | | Lee | |
| 35 | 11B | Johnston | 1 |
| 36 | 12A | (part of Cumberland, | 1 |
| 37 | | see subsection (b)) | |
| 38 | 12B | (part of Cumberland, | 1 |
| 39 | | see subsection (b)) | |
| 40 | 12C | (part of Cumberland, | 2 |
| 41 | | see subsection (b)) | |
| 42 | 13 | Bladen, Brunswick, | 2 |
| 43 | | Columbus | |

| | | | |
|----|---------------------|----------------------------|-------------------|
| 1 | 14A | (part of Durham, | 1 |
| 2 | | see subsection (b)) | |
| 3 | 14B | (part of Durham, | 3 |
| 4 | | see subsection (b)) | |
| 5 | 15A | Alamance | 2 |
| 6 | 15B | Orange, Chatham | 1 |
| 7 | 16A | Scotland, Hoke | 1 |
| 8 | 16B | Robeson | 2 |
| 9 | Third 17A | Rockingham | 2 |
| 10 | 17B | Stokes, Surry | 2 |
| 11 | 18A | (part of Guilford, | 1 |
| 12 | | see subsection (b)) | |
| 13 | 18B | (part of Guilford, | 1 |
| 14 | | see subsection (b)) | |
| 15 | 18C | (part of Guilford, | 1 |
| 16 | | see subsection (b)) | |
| 17 | 18D | (part of Guilford, | 1 |
| 18 | | see subsection (b)) | |
| 19 | 18E | (part of Guilford, | 1 |
| 20 | | see subsection (b)) | |
| 21 | 19A | Cabarrus | 1 |
| 22 | 19B 19B1 | <u>part of Montgomery,</u> | <u>2</u> <u>1</u> |
| 23 | | <u>part of Moore,</u> | |
| 24 | | <u>part of Randolph</u> | |
| 25 | | <u>(see subsection b)</u> | |
| 26 | 19B2 | <u>part of Montgomery,</u> | |
| 27 | | <u>part of Moore,</u> | <u>1</u> |
| 28 | | <u>part of Randolph</u> | |
| 29 | | <u>(see subsection b)</u> | |
| 30 | 19C | Rowan | 1 |
| 31 | 20A | Anson, | 1 |
| 32 | | Richmond | |
| 33 | 20B | Stanly, Union | 2 |
| 34 | 21A | (part of Forsyth, | 1 |
| 35 | | see subsection (b)) | |
| 36 | 21B | (part of Forsyth, | 1 |
| 37 | | see subsection (b)) | |
| 38 | 21C | (part of Forsyth, | 1 |
| 39 | | see subsection (b)) | |
| 40 | 21D | (part of Forsyth, | 1 |
| 41 | | see subsection (b)) | |
| 42 | 22 | Alexander, Davidson, | 2 |
| 43 | | Davie, Iredell | |

| | | | |
|----|-----------|-----------------------|----|
| 1 | 23 | Alleghany, Ashe, | 1 |
| 2 | | Wilkes, Yadkin | |
| 3 | Fourth 24 | Avery, Madison, | 1 |
| 4 | | Mitchell, | |
| 5 | | Watauga, Yancey | |
| 6 | 25A | Burke, Caldwell | 2 |
| 7 | 25B | Catawba | 2 |
| 8 | 26A | (part of Mecklenburg, | 2 |
| 9 | | see subsection (b)) | |
| 10 | 26B | (part of Mecklenburg, | 2 |
| 11 | | see subsection (b)) | |
| 12 | 26C | (part of Mecklenburg, | 2 |
| 13 | | see subsection (b)) | |
| 14 | 27A | Gaston | 2 |
| 15 | 27B | Cleveland, Lincoln | 2 |
| 16 | 28 | Buncombe | 2 |
| 17 | 29 | Henderson, | 2 |
| 18 | | McDowell, Polk, | |
| 19 | | Rutherford, | |
| 20 | | Transylvania | |
| 21 | 30A | Cherokee, Clay, | 1 |
| 22 | | Graham, Macon, | |
| 23 | | Swain | |
| 24 | 30B | Haywood, Jackson | 1" |

Section 2. G.S. 7A-41(b) is amended by adding two new subdivisions to read:

"(23) Superior Court District 19B1 consists of all of Montgomery County except for Star Precinct, the following precincts of Moore County: #8 West End, #9 Eastwood, #11 Vass, #12 Little River, #14 Taylortown, #17 South Southern Pines, #19 North Southern Pines; #20 West Aberdeen, #21 East Aberdeen, #22 Pinedene, #23 Pinebluff, and the remainder of Randolph County not in Superior Court District 19B2. It has one judge.

(24) Superior Court District 19B2 consists of Star Precinct in Montgomery County, the remainder of Moore County not in Superior Court District 19B1, and the following precincts of Randolph County: Archdale I, Archdale II, Archdale III, Brower, Coleridge, Franklinville, Grant, Level Cross, Liberty, New Market North, New Market South, Pleasant Grove, Prospect, Providence, Ramseur, Richland, Staley, Trinity East, and Trinity West. It has one judge."

Section 3. G.S. 7A-41(c) is amended by adding a new subdivision to read:

"(7) The names and boundaries of precincts in Montgomery, Moore, and Randolph Counties are those in existence on March 15, 1999."

1 Section 4. Section 1(b) of Chapter 589 of the 1995 Session Laws is codified at
2 the end of G.S. 7A-41(d)(39), and G.S. 7A-41(d)(39) as so modified reads as rewritten:

3 "(39) In the ~~nineteenth-B~~ nineteenth-B1 superior court district, Russell G.
4 Walker, Jr., serves a term expiring December 31, 1990. No election
5 shall be held in 1998 for the full term of the seat now occupied by
6 Russell G. Walker, Jr., and the holder of that seat shall serve until a
7 successor is elected in 2000 and qualifies. The succeeding term shall
8 begin January 1, 2001. The superior court judgeship held on June 12,
9 1996, in Superior Court District 20A by a resident of Moore County
10 (James M. Webb) is allocated to Superior Court District ~~19B~~ 19B2.
11 The term of that judge expires December 31, 2000. The judge's
12 successor shall be elected in the 2000 general election."

13 Section 5. This act becomes effective January 1, 2001, and applies to the 2000
14 election.