

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE DRH50903-LL-307 (5/2)

Short Title: 13th Dist Judicial Personnel Funds. (Public)

Sponsors: Representative Stiller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR AN ADDITIONAL RESIDENT SUPERIOR COURT JUDGE FOR DISTRICT 13B, AN ADDITIONAL CHIEF DISTRICT COURT JUDGE FOR DISTRICT 13, FIVE ADDITIONAL MAGISTRATES FOR BRUNSWICK COUNTY, AND FIVE ADDITIONAL PROBATION OFFICERS TO SERVE BRUNSWICK COUNTY.

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
First	2	Beaufort, Hyde, Martin, Tyrrell, Washington	1
First	3A	Pitt	2
Second	3B	Carteret, Craven,	3

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

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

1	Seventh	25A	Burke, Caldwell	2
2	Seventh	25B	Catawba	2
3	Seventh	26A	(part of Mecklenburg,	2
4			see subsection (b))	
5	Seventh	26B	(part of Mecklenburg,	3
6			see subsection (b))	
7	Seventh	26C	(part of Mecklenburg,	2
8			see subsection (b))	
9	Seventh	27A	Gaston	2
10	Seventh	27B	Cleveland, Lincoln	2
11	Eighth	28	Buncombe	2
12	Eighth	29A	McDowell,	1
13			Rutherford	
14	Eighth	29B	Henderson, Polk,	1
15			Transylvania	
16	Eighth	30A	Cherokee, Clay,	1
17			Graham, Macon,	
18			Swain	
19	Eighth	30B	Haywood, Jackson	1."

SECTION 2. The Governor shall appoint the additional superior court judge authorized for District 13B by Section 1 of this act. That judge's successor shall be elected in the 2010 election for an eight-year term expiring in 2018.

SECTION 3. G.S. 7A-133(a) reads as rewritten:

"(a) Each district court district shall have the numbers of judges as set forth in the following table:

District	Judges	County
1	5	Camden Chowan Currituck Dare Gates Pasquotank Perquimans
2	4	Martin Beaufort Tyrrell Hyde Washington
3A	5	Pitt
3B	6	Craven Pamlico

1			Carteret
2	4	8	Sampson
3			Duplin
4			Jones
5			Onslow
6	5	9	NewHanover
7			Pender
8	6A	3	Halifax
9	6B	3	Northampton
10			Bertie
11			Hertford
12	7	7	Nash
13			Edgecombe
14			Wilson
15	8	6	Wayne
16			Greene
17			Lenoir
18	9	4	Granville
19			(part of Vance
20			see subsection(b))
21			Franklin
22	9A	2	Person
23			Caswell
24	9B	2	Warren
25			(part of Vance see
26			subsection(b))
27	10	18	Wake
28	11	10	Harnett
29			Johnston
30			Lee
31	12	10	Cumberland
32	13	<u>67</u>	Bladen
33			Brunswick
34			Columbus
35	14	7	Durham
36	15A	4	Alamance
37	15B	5	Orange
38			Chatham
39	16A	3	Scotland
40			Hoke
41	16B	5	Robeson
42	17A	3	Rockingham
43	17B	4	Stokes
44			Surry

1	18	14	Guilford
2	19A	4	Cabarrus
3	19B	7	Montgomery
4			Moore
5			Randolph
6	19C	5	Rowan
7	20A	4	Stanly
8			Anson
9			Richmond
10	20B	1	(part of Union
11			see subsection(b))
12	20C	2	(part of Union
13			see subsection(b))
14	20D	1	Union
15	21	10	Forsyth
16	22A	5	Alexander
17			Iredell
18	22B	6	Davidson
19			Davie
20	23	4	Alleghany
21			Ashe
22			Wilkes
23			Yadkin
24	24	4	Avery
25			Madison
26			Mitchell
27			Watauga
28			Yancey
29	25	9	Burke
30			Caldwell
31			Catawba
32	26	20	Mecklenburg
33	27A	7	Gaston
34	27B	5	Cleveland
35			Lincoln
36	28	7	Buncombe
37	29A	3	McDowell
38			Rutherford
39	29B	4	Henderson
40			Polk
41			Transylvania
42	30	6	Cherokee
43			Clay
44			Graham

1 Haywood
2 Jackson
3 Macon
4 Swain."

5 **SECTION 4.** The Governor shall appoint the additional district court judge
6 for District 13 authorized by this act, and that judge's successor shall be elected in the
7 2010 election for an four-year term commencing January 1, 2011.

8 **SECTION 5.** G.S. 7A-133(b2) reads as rewritten:

9 "(b2) The qualified voters of District Court District 13 shall elect all ~~six~~seven
10 judges established for the District in subsection (a) of this section, but only persons who
11 reside in Bladen County may be candidates for one of those judgeships, only persons
12 who reside in Columbus County may be candidates for one of those judgeships, and
13 only persons who reside in Brunswick County may be candidates for ~~two~~ three of those
14 judgeships. The district court judgeship established for residents of Bladen County by
15 this subsection shall be the judgeship currently held by Judge Phillips, who resides in
16 Bladen County. The district court judgeship established for residents of Columbus
17 County by this subsection shall be the judgeship currently held by Judge Jolly, who
18 resides in Columbus County. The district court judgeships established for residents of
19 Brunswick County by this subsection shall be the judgeships currently held by Judge
20 Barefoot and Judge Warren, who reside in Brunswick ~~County~~. County, and the
21 additional judgeship effective January 15, 2009. Those judges' successors shall be
22 elected for four-year terms in the 2008 general election. Candidates for the remaining
23 judgeships in District 13 may be residents of any county within the district."

24 **SECTION 6.** There is appropriated from the General Fund to the Judicial
25 Department the sum of six hundred forty-seven thousand eight hundred ninety-seven
26 dollars (\$647,897) for the 2008-2009 fiscal year to establish the additional resident
27 superior court judge established for District 13A in this act, the additional district court
28 judge established for District 13B in this act, an additional judicial assistant position for
29 Superior Court District 13B, and five new magistrate positions for Brunswick County.

30 **SECTION 7.** There is appropriated from the General Fund to the Judicial
31 Department the sum of two hundred eighty-one thousand seventy-nine dollars
32 (\$281,079) for the 2008-2009 fiscal year to establish five new probation officers to
33 serve Bladen, Brunswick, and Columbus Counties. These funds shall be used to
34 establish two new intake officer positions, two probation officer II positions, and one
35 surveillance officer position.

36 **SECTION 8.** Sections 1 through 4 become effective January 15, 2009. The
37 remainder of this act becomes effective July 1, 2008.