

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 2715

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

Sponsors: Representative Stiller.

Referred to: Appropriations.

May 28, 2008

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, Pamlico	3
Second	4A	Duplin, Jones,	1

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

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

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

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

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

1 Macon
2 Swain."

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

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

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

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

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

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