

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1993**

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**HOUSE BILL 865\***

Senate Local Government & Regional Affairs Committee Substitute Adopted 7/21/93

Short Title: Commissioners Election.

(Local)

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Sponsors:

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Referred to:

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April 12, 1993

A BILL TO BE ENTITLED

1 AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD  
2 COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL  
3 ASSEMBLY IS THE ONLY LAWFUL PLAN, AND TO EXTEND THE TIME  
4 FOR ACTION ON AN ACT CONCERNING THE SAMPSON COUNTY BOARD  
5 OF COMMISSIONERS.  
6

7 The General Assembly of North Carolina enacts:

8 Section 1. Chapter 136, Session Laws of 1991, is reenacted.

9 Sec. 2. Section 1 of this act supersedes any previous action under G.S. 153A-  
10 22.

11 Sec. 3. Section 2 of Chapter 600 of the 1991 Session Laws is amended by  
12 deleting: "If this ratified act receives, before the beginning of the filing period for  
13 notices of candidacy for the 1992 elections, whatever approval from whatever authority  
14 of the federal government is legally necessary for its implementation," and substituting:  
15 "If this ratified act does not receive, before the beginning of the filing period for notices  
16 of candidacy for the 1994 elections, whatever approval from whatever authority of the  
17 federal government is legally necessary for its implementation, but does receive such  
18 approval by the beginning of the filing period for notices of candidacy for the 1996  
19 elections,".

20 Sec. 4. Section 2(c) of Chapter 989 of the 1989 Session Laws, as  
21 conditionally amended by Section 2 of Chapter 600 of the 1993 Session Laws, reads as  
22 rewritten:

1       "(c) In ~~1992, 1996,~~ the two at-large members of the board shall be elected in a  
2 two-seat contest. The candidate with the highest number of votes in the general election  
3 shall serve a four-year term and the candidate with the second highest number of votes  
4 shall serve a transitional two-year term. In subsequent elections, the two at-large  
5 members shall be elected to four-year terms on a staggered basis."

6           Sec. 5. Section 4 of Chapter 600 of the 1993 Session Laws reads as  
7 rewritten:

8       "Sec. 4. This act is effective upon ratification; provided that Section 1 of this act  
9 shall be implemented according to Section 2 or Section 3 of this act, whichever section  
10 applies; provided further that, if the method of election provided in Section 2 or Section  
11 3 of this act is disapproved after ratification by whatever authority of the federal  
12 government controls final approval of this act, but the election of the two additional  
13 members provided by Section 1 of this act is approved at-large for unstaggered terms by  
14 whatever authority of the federal government controls final approval of this act, then the  
15 two at-large members of the Board of Commissioners added by this act shall be elected  
16 to four-year terms in a two-seat race in ~~1994-1996~~ and every four years thereafter."

17           Sec. 6. This act is effective upon ratification.