HOUSE BILL 233
Second Edition Engrossed 3/16/95

Short Title: Moore Co. to Dist. 19B. (Public)

Sponsors: Representative Morgan.

Referred to: Judiciary I.

February 21, 1995

1	A BILL TO BE ENTITLED
2	AN ACT TO TRANSFER MOORE COUNTY TO JUDICIAL AND
3	PROSECUTORIAL DISTRICTS 19B.
4	The General Assembly of North Carolina enacts:
5	Section 1. (a) G.S. 7A-41(a) reads as rewritten:
6	"(a) The counties of the State are organized into judicial divisions and superior
7	court districts, and each superior court district has the counties, and the number of regular
8	resident superior court judges set forth in the following table, and for districts of less than
9	a whole county, as set out in subsection (b) of this section:

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

1		Martin,	
2		Tyrrell, Washington	
3	3A	Pitt	2
4	3B	Carteret, Craven,	2
5		Pamlico	
6	4A	Duplin, Jones,	1
7		Sampson	
8	4B	Onslow	1
9	5	New Hanover,	3
10		Pender	
11	6A	Halifax	1
12	6B	Bertie, Hertford,	1
13		Northampton	
14	7A	Nash	1
15	7B	(part of Wilson,	1
16		part of Edgecombe,	
17		see subsection (b))	
18	7C	(part of Wilson,	1
19		part of Edgecombe,	
20		see subsection (b))	
21	8A	Lenoir and Greene	1
22	8B	Wayne	1
23	Second	9	Franklin, Granville,	2
24		Vance, Warren	
25	9A	Person, Caswell	1
26	10A	(part of Wake,	2
27		see subsection (b))	
28	10B	(part of Wake,	2
29		see subsection (b))	
30	10C	(part of Wake,	1
31		see subsection (b))	
32	10D	(part of Wake,	1
33		see subsection (b))	
34	11	Harnett, Johnston,	2
35		Lee	
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	Montgomery, Moore,	~~1~~2
23			Randolph	
24		19C	Rowan	1
25		20A	Anson, ~~Moore,~~	~~2~~1
26			Richmond	
27		20B	Stanly, Union	2
28		21A	(part of Forsyth,	1
29			see subsection (b))	
30		21B	(part of Forsyth,	1
31			see subsection (b))	
32		21C	(part of Forsyth,	1
33			see subsection (b))	
34		21D	(part of Forsyth,	1
35			see subsection (b))	
36		22	Alexander, Davidson,	2
37			Davie, Iredell	
38		23	Alleghany, Ashe,	1
39			Wilkes, Yadkin	
40	Fourth	24	Avery, Madison,	1
41			Mitchell,	
42			Watauga, Yancey	
43		25A	Burke, Caldwell	2

25B	Catawba		2
26A	(part of Mecklenburg, see subsection (b))		2
26B	(part of Mecklenburg, see subsection (b))		2
26C	(part of Mecklenburg, see subsection (b))		2
27A	Gaston		2
27B	Cleveland, Lincoln		2
28	Buncombe		2
29	Henderson, McDowell, Polk, Rutherford, Transylvania		2
30A	Cherokee, Clay, Graham, Macon, Swain		1
30B	Haywood, Jackson		1."

(b)   The superior court judgeship created in subsection (a) of this section shall be filled by the superior court judge from current District 20A who resides in Moore County. The term of that judge expires December 31, 2000. That judge's successor shall be elected in the 2000 general election.

(c)   G.S. 7A-41(d)(39) reads as rewritten:

"(39)   In the nineteenth-B superior court district, Russell G. Walker, Jr., serves a term expiring December 31, 1990. No election shall be held in 1998 for the full term of the seat now occupied by Russell G. Walker, Jr., and the holder of that seat shall serve until a successor is elected in 2000 and qualifies. The succeeding term shall begin January 1, 2001."

Sec. 2. (a)   G.S. 7A-133 reads as rewritten:

"§ 7A-133. Numbers of judges by districts; numbers of magistrates and additional seats of court, by counties.

Each district court district shall have the numbers of judges and each county within the district shall have the numbers of magistrates and additional seats of court, as set forth in the following table:

			Magistrates		Additional Seats of
District	Judges	County	Min.	Max.	Court
1	3	Camden	1	2	
		Chowan	2	3	
		Currituck	1	2	
		Dare	3	8	
		Gates	2	3	

			County			Municipality
1			Pasquotank	3	4	
2			Perquimans	2	3	
3	2	3	Martin	5	8	
4			Beaufort	4	8	
5			Tyrrell	1	3	
6			Hyde	2	4	
7			Washington	3	4	
8	3A	3	Pitt	10	12	Farmville
9						Ayden
10	3B	4	Craven	7	10	Havelock
11			Pamlico	2	3	
12			Carteret	5	8	
13	4	6	Sampson	6	8	
14			Duplin	9	11	
15			Jones	2	3	
16			Onslow	8	14	
17	5	6	New Hanover	6	11	
18			Pender	4	6	
19	6A	2	Halifax	9	14	Roanoke
20						Rapids,
21						Scotland Neck
22	6B	3	Northampton	5	6	
23			Bertie	4	5	
24			Hertford	5	6	
25	7	6	Nash	7	10	Rocky Mount
26			Edgecombe	4	6	Rocky Mount
27			Wilson	4	6	
28	8	5	Wayne	5	11	Mount Olive
29			Greene	2	4	
30			Lenoir	4	10	La Grange
31	9	4	Granville	3	7	
32			Vance	3	5	
33			Warren	3	4	
34			Franklin	3	6	
35	9A	2	Person	3	4	
36			Caswell	2	5	
37	10	12	Wake	12	20	Apex,
38						Wendell,
39						Fuquay-
40						Varina,
41						Wake Forest
42	11	6	Harnett	7	11	Dunn
43			Johnston	10	12	Benson,

1						Clayton
2						and Selma
3			Lee	4	6	
4	12	6	Cumberland	10	17	
5	13	4	Bladen	4	6	
6			Brunswick	4	7	
7			Columbus	6	8	Tabor City
8	14	5	Durham	8	12	
9	15A	3	Alamance	7	10	Burlington
10	15B	3	Orange	4	11	Chapel Hill
11			Chatham	3	8	Siler City
12	16A	2	Scotland	3	5	
13			Hoke	4	5	
14	16B	5	Robeson	8	16	Fairmont,
15						Maxton,
16						Pembroke,
17						Red Springs,
18						Rowland,
19						St. Pauls
20	17A	2	Rockingham	4	9	Reidsville,
21						Eden,
22						Madison
23	17B	3	Stokes	2	5	
24			Surry	5	8	Mt. Airy
25	18	10	Guilford	20	26	High Point
26	19A	3	Cabarrus	5	9	Kannapolis
27	19B	~~3~~5	Montgomery	2	4	
28			~~Moore~~	~~5~~	8	Southern
29						Pines
30			Randolph	5	8	Liberty
31	19C	3	Rowan	5	10	
32	20	~~6~~5	Stanly	5	6	
33			Union	4	6	
34			Anson	4	5	
35			Richmond	5	6	Hamlet
36			~~Moore~~	~~5~~	~~8~~	~~Southern~~
37						~~Pines~~
38	21	7	Forsyth	3	15	Kernersville
39	22	7	Alexander	2	3	
40			Davidson	7	10	Thomasville
41			Davie	2	3	
42			Iredell	4	9	Mooresville
43	23	3	Alleghany	1	2	

				Ashe	3	4	
				Wilkes	4	6	
				Yadkin	3	5	
24	3	Avery	3	4			
				Madison	4	5	
				Mitchell	3	4	
				Watauga	4	6	
				Yancey	2	4	
25	7	Burke	4	7			
				Caldwell	4	7	
				Catawba	6	10	Hickory
26	14	Mecklenburg	15	26			
27A	5	Gaston	11	20			
27B	4	Cleveland	5	8			
				Lincoln	4	6	
28	5	Buncombe	6	15			
29	4	Henderson	4	6			
				McDowell	3	5	
				Polk	3	4	
				Rutherford	6	8	
				Transylvania	2	4	
30	4	Cherokee	3	4			
				Clay	1	2	
				Graham	2	3	
				Haywood	5	7	Canton
				Jackson	3	4	
				Macon	3	4	
				Swain	2	3."	

(b)   One of the district court judgeships created by subsection (a) of this section shall be filled by the district court judge from current District 20 who resides in Moore County. The term of that judge expires the first Monday in December of 1998. That judge's successor shall be elected in the 1998 general election. The other district court judgeship created by subsection (a) of this section shall be elected in the 1996 general election for a four-year term commencing the first Monday in December 1996.

(c)   Section 200.6(d) of Chapter 321 of the 1993 Session Laws is amended in the column titled "Judges" for district 20 by deleting "6 7" and substituting "6". Section 200.6(e) of Chapter 321 of the 1993 Session Laws is amended by deleting "20,".

Sec. 3. (a) G.S. 7A-60(a1) reads as rewritten:

"(a1) The counties of the State are organized into prosecutorial districts, and each district has the counties and the number of full-time assistant district attorneys set forth in the following table:

		No. of Full-Time
Prosecutorial		Asst. District

District	Counties	Attorneys	
1	Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans	7	
2	Beaufort, Hyde, Martin, Tyrrell, Washington	4	
3A	Pitt	6	
3B	Carteret, Craven, Pamlico	6	
4	Duplin, Jones, Onslow, Sampson	10	
5	New Hanover, Pender	9	
6A	Halifax	3	
6B	Bertie, Hertford, Northampton	3	
7	Edgecombe, Nash, Wilson		10
8	Greene, Lenoir, Wayne	8	
9	Franklin, Granville, Vance, Warren	7	
9A	Person, Caswell	2	
10	Wake		19
11	Harnett, Johnston, Lee	9	
12	Cumberland	12	
13	Bladen, Brunswick, Columbus	6	
14	Durham	9	
15A	Alamance	6	
15B	Orange, Chatham	5	
16A	Scotland, Hoke	3	
16B	Robeson	7	
17A	Rockingham	4	
17B	Stokes, Surry	4	
18	Guilford	17	
19A	Cabarrus	4	
19B	Montgomery, <u>Moore,</u> Randolph	~~5~~ <u>8</u>	
19C	Rowan	4	
20	Anson, ~~Moore,~~ Richmond, Stanly, Union	~~11~~ <u>8</u>	
21	Forsyth	12	
22	Alexander, Davidson, Davie, Iredell	11	
23	Alleghany, Ashe, Wilkes, Yadkin	4	
24	Avery, Madison, Mitchell, Watauga, Yancey	3	

1	25	Burke, Caldwell, Catawba	11
2	26	Mecklenburg	23
3	27A	Gaston	8
4	27B	Cleveland,	5
5		Lincoln	
6	28	Buncombe	8
7	29	Henderson, McDowell, Polk,	8
8		Rutherford, Transylvania	
9	30	Cherokee, Clay, Graham,	6
10		Haywood, Jackson, Macon,	
11		Swain."	

12   (b)   The three assistant district attorney positions created for District 19B shall be
13 filled by three assistant district attorneys currently serving Moore County in District 20.
14   Sec. 4. Sections 1, 2, and 3 of this act become effective October 1, 1995, or
15 the date upon which those sections are approved under section 5 of the Voting Rights Act
16 of 1965, whichever is later. The remainder of this act is effective upon ratification.