

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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**SENATE BILL 1991
Judiciary I Committee Substitute Adopted 6/26/06**

Short Title: District 13 County Resident Judgeships.

(Public)

Sponsors:

Referred to:

May 26, 2006

A BILL TO BE ENTITLED

AN ACT TO PROVIDE BALANCE AMONG THE COUNTIES IN THE
RESIDENCY OF DISTRICT COURT JUDGES IN DISTRICT COURT DISTRICT
13 AND TO DIVIDE SUPERIOR COURT DISTRICT 13.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 7A-133 is amended by adding a new subsection to read:

"(b2) The qualified voters of District Court District 13 shall elect all six judges established for the District in subsection (a) of this section, but only persons who reside in Bladen County may be candidates for one of those judgeships, only persons who reside in Columbus County may be candidates for one of those judgeships, and only persons who reside in Brunswick County may be candidates for two of those judgeships. The district court judgeship established for residents of Bladen County by this subsection shall be the judgeship currently held by Judge Phillips, who resides in Bladen County. The district court judgeship established for residents of Columbus County by this subsection shall be the judgeship currently held by Judge Jolly, who resides in Columbus County. The district court judgeships established for residents of Brunswick County by this subsection shall be the judgeships currently held by Judge Barefoot and Judge Warren, who reside in Brunswick County. Those judges' successors shall be elected for four-year terms in the 2008 general election. Candidates for the remaining judgeships in District 13 may be residents of any county within the district."

SECTION 2. 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
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29

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

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

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

21 **SECTION 3.** The superior court judgeship established for District 13A by
 22 Section 2 of this act shall be filled by the judge currently serving District 13 who resides
 23 in Bladen or Columbus County, who shall serve until the expiration of that judge's
 24 current term.

25 **SECTION 4.** The superior court judgeship established for District 13B by
 26 Section 2 of this act shall be filled by the judge currently serving District 13 who resides
 27 in Brunswick County, who shall serve until the expiration of that judge's current term.

28 **SECTION 5.** Section 5 of this act becomes effective October 1, 2006.
 29 Section 1 of this act becomes effective October 1, 2006, or the date upon which Section
 30 1 of this act is approved under section 5 of the Voting Rights Act of 1965, whichever is
 31 later. Sections 2, 3, and 4 of this act become effective October 1, 2006, or the date upon
 32 which Section 2 of this act is approved under section 5 of the Voting Rights Act of
 33 1965, whichever is later.