

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**SENATE BILL 56**

Short Title: Appoint Most Council of State Members.

(Public)

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Sponsors: Senator Albertson.

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Referred to: Ways and Means.

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February 3, 2005

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT THE ELECTED MEMBERS OF THE COUNCIL OF  
2 STATE ARE THE GOVERNOR, LIEUTENANT GOVERNOR, AUDITOR,  
3 TREASURER, AND ATTORNEY GENERAL.  
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 7(1) of Article II of the North Carolina Constitution  
7 reads as rewritten:

8 "(1) Officers. ~~A Secretary of State, an~~ An Auditor, a Treasurer, ~~a Superintendent~~  
9 ~~of Public Instruction, and an Attorney General, General a Commissioner of Agriculture,~~  
10 ~~a Commissioner of Labor, and a Commissioner of Insurance~~ shall be elected by the  
11 qualified voters of the State in ~~1972-2008~~ 2008 and every four years thereafter, at the same  
12 time and places as members of the General Assembly are elected. Their term of office  
13 shall be four years and shall commence on the first day of January next after their  
14 election and continue until their successors are elected and qualified."

15 **SECTION 2.** The amendment set out in Section 1 of this act shall be  
16 submitted to the qualified voters of the State at a statewide election to be held on the  
17 Tuesday after the first Monday in November of 2006, which election shall be conducted  
18 under the laws then governing elections in the State. Ballots, voting systems, or both  
19 may be used in accordance with Chapter 163 of the General Statutes. The question to be  
20 used in the voting systems and ballots shall be:

" [ ] FOR [ ] AGAINST

22 Constitutional amendments making the Governor, Lieutenant Governor,  
23 Auditor, Treasurer, and Attorney General the elected executive officers of the state."

24 **SECTION 3.** If a majority of votes cast on the question are in favor of the  
25 amendment set out in Section 1 of this act, the State Board of Elections shall certify the  
26 amendments to the Secretary of State. The constitutional amendment shall become  
27 effective January 1, 2009, but shall also apply to the 2008 election cycle. The Secretary  
28 of State shall enroll the amendment so certified among the permanent records of that  
29 office.

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**SECTION 4.** This act is effective when it becomes law.