

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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SENATE BILL 544

Short Title: Expand Cumberland County Board of Education. (Local)

Sponsors: Senator Rand.

Referred to: State and Local Government.

March 12, 2009

A BILL TO BE ENTITLED

1 AN ACT TO EXPAND THE CUMBERLAND COUNTY BOARD OF EDUCATION TO
2 ALLOW THE COMMANDING GENERAL OF FORT BRAGG TO APPOINT ONE
3 MEMBER.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 4B of A PLAN TO PROVIDE FOR THE MERGER AND
7 CONSOLIDATION OF THE FAYETTEVILLE CITY BOARD OF EDUCATION AND THE
8 CUMBERLAND COUNTY BOARD OF EDUCATION AND TO ESTABLISH ONE
9 ADMINISTRATIVE BOARD OF EDUCATION FOR ALL OF THE PUBLIC SCHOOLS IN
10 CUMBERLAND COUNTY, as reinstated by Chapter 494 of the 1985 Session Laws, reads as
11 rewritten, with the district boundaries from 1985 omitted from this restatement:

12 "B. The Cumberland County Board of Education shall consist of ~~nine~~ 10 members. One
13 member shall be appointed by the Commanding General of Fort Bragg, to serve at the pleasure
14 of that general. The membership ~~Nine members~~ of the Cumberland County Board of Education
15 shall be elected as follows:

16 (1) Six members shall be elected in November, 1988, each for a four-year term, and
17 quadrennially thereafter for a four-year term, one member coming from each of the following
18 districts: [district boundaries omitted]

19 (2) Three members shall be elected at large from Cumberland County in November
20 1988, for initial terms of six years, and thereafter quadrennially for four-year terms.

21 (3) The election of the Board of Education shall be on a nonpartisan basis at the time of
22 the November General Election, as set out in Chapter 163 of the General Statutes. Only
23 qualified voters of each district as set out in subsection (1) above shall be eligible to vote for
24 candidates for each respective district seat; only qualified voters of Cumberland County, as set
25 out in subsection (2), will be eligible to vote for at-large candidates.

26 (4) In the event of the death, resignation or other event creating a vacancy in the board
27 after merger, other than the member appointed by the Commanding General of Fort Bragg,
28 such member shall be replaced by a vote of the remaining members of the board, if the vacancy
29 occurs in a seat elected by district vote, then such replacement shall be selected out of the
30 district from which the vacancy occurred. In the event of the death, resignation or other event
31 creating a vacancy in the board after merger in an at-large seat, such member shall be replaced
32 by a vote of the board without giving consideration to the district from which the at-large
33 member may have come."

34 **SECTION 2.** This act is effective when it becomes law.

