

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 45

Short Title: Repeal Succession.

(Public)

Sponsors: Representative Brawley.

Referred to: Courts, Justice, Constitutional Amendments & Referenda.

February 11, 1991

A BILL TO BE ENTITLED

AN ACT TO LIMIT THE GOVERNOR AND LIEUTENANT GOVERNOR TO ONE CONSECUTIVE FOUR-YEAR TERM EACH.

The General Assembly of North Carolina enacts:

Section 1. Section 2(2) of Article III of the Constitution of North Carolina reads as rewritten:

"(2) Qualifications. No person shall be eligible for election to the office of Governor or Lieutenant Governor unless, at the time of his election, he shall have attained the age of 30 years and shall have been a citizen of the United States for five years and a resident of this State for two years immediately preceding his election. ~~No person elected to the Office of Governor or Lieutenant Governor shall be eligible for election to more than two consecutive terms of the same office.~~ No person elected to either of these offices shall be eligible for election to the next succeeding term of the same office, except that the person elected Lieutenant Governor in 1988 shall be eligible for election to the next succeeding term of that office."

Sec. 2. The amendment set forth in Section 1 of this act shall be submitted to the qualified voters of the State at the statewide general election to be held in November of 1992, which shall be conducted under the laws then governing elections in the State.

Sec. 3. At that election, each qualified voter desiring to vote shall be provided a ballot on which shall be printed the following:

"[] FOR constitutional amendment providing that neither the Governor nor Lieutenant Governor may serve more than one consecutive term.

1 AGAINST constitutional amendment providing that neither the
2 Governor nor Lieutenant Governor may serve more than one
3 consecutive term."

4 Those qualified voters favoring the amendment shall vote by marking an "X" or a check
5 mark in the square beside the statement beginning "FOR", and those qualified voters
6 opposed to the amendment shall vote by marking an "X" or a check mark in the square
7 beside the statement beginning "AGAINST".

8 Notwithstanding the foregoing provisions of this section, voting machines
9 may be used in accordance with rules and regulations prescribed by the State Board of
10 Elections.

11 Sec. 4. If a majority of votes cast thereon are in favor of the constitutional
12 amendment set out in Section 1 of this act, then the State Board of Elections shall
13 certify that amendment to the Secretary of State who shall enroll that amendment so
14 certified among the permanent records of his office, and the amendment shall become
15 effective for terms of office beginning January 1, 1993.

16 Sec. 5. This act is effective upon ratification.