

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

1

HOUSE BILL 866*

Short Title: Carteret School Board Election.

(Local)

Sponsors: Representatives Preston and Smith.

Referred to: Ways and Means.

April 7, 1997

A BILL TO BE ENTITLED

1
2 **AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF EDUCATION**
3 **FROM FIVE TO SEVEN MEMBERS AND TO PROVIDE THAT THEIR**
4 **DISTRICTS ARE THE SAME AS FOR THE BOARD OF COMMISSIONERS**
5 **SUBJECT TO A REFERENDUM AND TO PROVIDE FOR PARTISAN**
6 **ELECTIONS, SUBJECT TO A REFERENDUM.**

7 The General Assembly of North Carolina enacts:

8 Section 1. (a) Effective July 1, 1998, the Board of Education of Carteret County
9 consists of seven members.

10 (b) One member of the Carteret County Board of Education shall be elected each
11 from Districts 1, 2, 4, 5, and 6 as established for the Carteret County Board of
12 Commissioners by Chapter 113 of the Session Laws of 1993, and two members of the
13 Carteret County Board of Education shall be elected from District 3 as established for the
14 Carteret County Board of Commissioners by Chapter 113 of the Session Laws of 1993.

15 (c) Of the existing members, Roger Newby is assigned to District 2, Rodney
16 Kemp and Kim Willis are assigned to District 3, Ellen Piner is assigned to District 5, and
17 June Fulcher is assigned to District 6. In 1998, one member shall be elected from each of
18 Districts 1, 3, 5, and 6 for a four-year term, and one member from District 4 for a two-
19 year term. In 2000 and quadrennially thereafter, one member shall be elected from

1 Districts 2, 3, and 4 for a four-year term. In 2002 and quadrennially thereafter, one
2 member shall be elected from Districts 1, 3, 5, and 6 for a four-year term.

3 (d) Members shall reside in and represent the districts, but all members are elected
4 by the voters of the county at large in nonpartisan plurality elections at the time of the
5 primary election and take office on July 1 of the year of election, all as previously
6 provided by law.

7 Section 2. The Carteret County Board of Elections shall conduct an election
8 on November 4, 1997, on the question of approval of Section 1 this act. The question on
9 the ballot shall be:

10 **"[] FOR [] AGAINST**

11 Expansion of the Carteret County Board of Education to seven members and election
12 from the same districts as the Carteret County Board of Commissioners."

13 If a majority of the votes cast are FOR the question, then Section 1 of this act
14 becomes effective. If less than a majority of the votes cast are FOR the question, then
15 Section 1 of this act does not become effective.

16 Section 3. Notwithstanding any provision of Section 1(c) of this act or Chapter
17 774 of the 1991 Session Laws, the members of the Carteret County Board of Education
18 shall be elected on a partisan basis at the same time as county officers. To the extent that
19 they do not conflict with this act and that act, the elections shall be conducted in
20 accordance with Chapters 115C and 163 of the General Statutes. Vacancies on the Board
21 of Education for positions elected on a nonpartisan basis in 1994 and 1996 shall be filled
22 in accordance with G.S. 115C-37(f). Vacancies on the Board of Education for positions
23 elected on a partisan basis shall be filled in accordance with G.S. 115C-37.1. Beginning
24 in 1998 members elected shall take office and qualify on the first Monday in December
25 of the year of their election, and the terms of their predecessors shall expire at that same
26 time.

27 Section 4. The Carteret County Board of Elections shall conduct an election
28 on November 4, 1997, on the question of approval of Section 3 of this act. The question
29 on the ballot shall be:

30 **"[] FOR [] AGAINST**

31 Election of the Carteret County Board of Education on a partisan basis."

32 If a majority of the votes cast are FOR the question, then Section 3 of this act
33 becomes effective. If less than a majority of the votes cast are FOR the question, then
34 Section 3 of this act does not become effective.

35 Section 5. This act is effective when it becomes law.