

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021

H

1

HOUSE BILL 1162

Short Title: Make Catawba Board of Ed. Elections Partisan. (Local)

Sponsors: Representatives Adams and Setzer (Primary Sponsors).

*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Local Government, if favorable, Rules, Calendar, and Operations of the House

June 1, 2022

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE CATAWBA COUNTY  
3 BOARD OF EDUCATION.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Section 3 of Chapter 874 of the 1969 Session Laws, as amended by  
6 Section 3 of Chapter 382 of the 1979 Session Laws, as amended by Chapter 132 of the 1995  
7 Session Laws, reads as rewritten:

8 "Sec. 3. All persons desiring to be candidates for membership on said Board of Education  
9 shall file notice of candidacy with the Board of Elections of Catawba County ~~not earlier than~~  
10 ~~noon on the first Monday in June and not later than noon on the first Friday in July in the year of~~  
11 ~~the election, at the same time as candidates for other county offices~~ which notice shall state the  
12 name of each candidate, his age and place of residence, and which shall be accompanied by a  
13 filing fee of ten dollars (\$10.00)."

14 **SECTION 2.** Section 4 of Chapter 874 of the 1969 Session Laws, as amended by  
15 Chapter 132 of the 1995 Session Laws, reads as rewritten:

16 "Sec. 4. Notwithstanding the provisions of G.S. 115C-37, the Catawba County Board of  
17 Education shall be elected on a ~~nonpartisan basis at the time set by G.S. 163-1 for the general~~  
18 ~~election in each even numbered year as terms expire. The election shall be conducted on a~~  
19 ~~nonpartisan plurality basis, with the results determined in accordance with G.S. 163-292. The~~  
20 ~~names of the candidates shall be printed on the ballot without reference to any party affiliations.~~  
21 partisan basis. Except as provided by this act, the election shall be conducted in accordance with  
22 the applicable provisions of Chapters 115C and 163 of the General Statutes. Members of the  
23 Board of Education of Catawba County shall take office and qualify on the ~~First~~first Monday in  
24 December following their election."

25 **SECTION 3.** Section 5 of Chapter 874 of the 1969 Session Laws, as amended by  
26 Chapter 132 of the 1995 Session Laws, reads as rewritten:

27 "Sec. 5. All candidates in any primary and all nominees in any general election held under  
28 this Act shall be qualified electors of Catawba County who reside outside the boundaries of the  
29 Hickory Administrative School Unit and the Newton-Conover Administrative School Unit, and  
30 shall be voted upon at large by the electors in Catawba County who reside outside the boundaries  
31 of the Hickory Administrative School Unit and the Newton-Conover Administrative School  
32 Unit."

33 **SECTION 4.** Chapter 874 of the 1969 Session Laws is amended by adding a new  
34 section to read:



1        "Sec. 6.1. Beginning in 2024, vacancies on the Catawba County Board of Education by  
2 reason other than expiration of a term of office for positions elected on a partisan basis shall be  
3 filled by appointment by the remaining members of the Board, in accordance with  
4 G.S. 115C-37.1."

5                **SECTION 5.(a)** G.S. 115C-37.1(d) reads as rewritten:

6        "(d) This section shall apply only in the following counties: Alleghany, Beaufort,  
7 Brunswick, Burke, Caldwell, Carteret, Catawba, Cherokee, Clay, Cleveland, Craven, Dare,  
8 Davie, Graham, Guilford, Harnett, Hyde, Iredell, Lee, Lincoln, Madison, New Hanover, Onslow,  
9 Pender, Rutherford, Stanly, Stokes, Surry, Vance, Washington, and Yancey."

10               **SECTION 5.(b)** This section becomes effective December 1, 2024.

11               **SECTION 6.** Except as otherwise provided, this act becomes effective December 1,  
12 2023, and applies to elections held beginning in 2024.