

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

FILED SENATE  
Feb 22, 2023  
S.B. 150  
PRINCIPAL CLERK

S

D

SENATE BILL DRS15061-NG-23

Short Title: Make McDowell Co. Bd. of Ed. Elect. Partisan. (Local)

Sponsors: Senator Daniel (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE FOR PARTISAN ELECTIONS FOR MEMBERS OF THE  
3 MCDOWELL COUNTY BOARD OF EDUCATION.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.(a)** Section 1 of Chapter 322 of the 1987 Session Laws, as rewritten by  
6 Chapter 107 of the 1995 Session Laws, reads as rewritten:

7 "Section 1. Notwithstanding the provisions of G.S. 115C-37, beginning with elections held  
8 in 2024, the McDowell County Board of Education shall be elected on a ~~nonpartisan basis at the~~  
9 ~~time set by G.S. 163-1 for the general election in 1996 and biennially thereafter. The names of~~  
10 ~~the candidates shall be printed on the ballot without reference to any party affiliations. The~~  
11 ~~nonpartisan plurality election method shall be used with the results determined as provided in~~  
12 G.S. 163-292. partisan basis as terms expire. Vacancies on the McDowell County Board of  
13 Education for positions elected on a nonpartisan basis in 2020 and 2022 shall be filled by  
14 appointment by the remaining members of the Board, in accordance with the PLAN FOR  
15 MERGER OF MARION CITY BOARD OF EDUCATION AND MCDOWELL COUNTY  
16 BOARD OF EDUCATION and Section 3 of S.L. 2019-234. Beginning in 2024, vacancies on  
17 the McDowell County Board of Education for positions elected on a partisan basis shall be filled  
18 by appointment by the remaining members of the Board, in accordance with G.S. 115C-37.1, for  
19 the remainder of the unexpired term."

20 **SECTION 1.(b)** This act does not affect the terms of office of any member elected  
21 in 2020 or 2022 to the McDowell County Board of Education. The members of the McDowell  
22 County Board of Education elected in 2020 or 2022, or any member appointed to fill a vacancy  
23 for the remainder of an unexpired term for a member elected in 2020 or 2022, shall serve until a  
24 successor has been elected and qualified.

25 **SECTION 2.(a)** G.S. 115C-37.1(d) reads as rewritten:

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

30 **SECTION 2.(b)** This section becomes effective December 1, 2024.

31 **SECTION 3.** Except as otherwise provided, this act is effective when it becomes  
32 law.

