

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 1540

Short Title: Havelock Council Vacancies.

(Local)

Sponsors: Representatives Wainwright; and Nichols.

Referred to: Ways and Means.

May 27, 1998

A BILL TO BE ENTITLED

1 AN ACT TO CONFORM THE CHARTER OF THE CITY OF HAVELOCK TO
2 GENERAL LAW BY PROVIDING FOR AN ELECTION TO FILL THE
3 REMAINDER OF THE UNEXPIRED TERM OF A COUNCIL MEMBER WHEN
4 THE VACANCY OCCURS DURING THE FIRST TWO YEARS OF A FOUR-
5 YEAR TERM.
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7 The General Assembly of North Carolina enacts:

8 Section 1. Section 3(c) of the Charter of the City of Havelock, being Chapter
9 952 of the 1959 Session Laws, as rewritten by Chapter 152 of the 1977 Session Laws,
10 reads as rewritten:

11 "(c) If a vacancy, for any reason, occurs on the board of commissioners, the
12 remaining members shall, within 30 days, appoint a qualified person to fill the vacancy as
13 provided herein. If the vacancy occurs in the first two years of a four-year term, and more
14 than ~~30 days~~ three days before the end of the filing period for that office as provided by
15 the General Statutes prior to the regular municipal election, the person appointed shall
16 serve until the next statutory organizational meeting of the board after the election. At
17 the regular municipal election, ~~a person shall be elected for the unexpired term, the candidate~~
18 for commissioner who receives the next highest number of votes after the candidates for
19 commissioner who are elected for full terms pursuant to subsection (a) of this section are
20 elected to the unexpired term, said term to begin on the date of the organizational

1 meeting. A voter may vote for no more than the number of full and unexpired terms to be
2 filled at the election. A vacancy occurring otherwise shall be filled for the unexpired
3 term."

4 Section 2. This act is effective when it becomes law.