

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 110
Feb 24, 2015
HOUSE PRINCIPAL CLERK

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HOUSE DRH40066-MK-63A (02/10)

Short Title: Cherokee Co. Bd. of Ed. Elections. (Local)

Sponsors: Representative West.

Referred to:

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

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Section 8 of Chapter 502 of the 1975 Session Laws is repealed.

6 **SECTION 2.** Section 2 of Chapter 502 of the 1975 Session Laws reads as
7 rewritten:

8 "**Sec. 2.** The Board of Education of Cherokee County shall consist of seven members, all of
9 whom shall be elected by the voters of the entire county. ~~There shall be no primary election.~~"

10 **SECTION 3.** Section 10 of Chapter 502 of the 1975 Session Laws reads as
11 rewritten:

12 "**Sec. 10.** All vacancies occurring ~~in the membership of the~~ on the Board of Education of
13 Cherokee County by death, resignation, removal from office, ~~or~~ change of residence, or
14 otherwise, for positions elected on a nonpartisan basis in 2012 or 2014 shall be filled within 20
15 days of such vacancy by the remaining members of said board of education and for the
16 unexpired term."

17 **SECTION 4.** Beginning in 2016, the members of Cherokee County Board of
18 Education shall be elected on a partisan basis at the time of the general election in each
19 even-numbered year as terms expire. Candidates for election to the Cherokee County Board of
20 Education shall be nominated at the same time and manner as other county officers. Members
21 elected shall take office and qualify on the first Monday in December of the year of their
22 election and the terms of their predecessors shall expire at that same time.

23 Vacancies on the Cherokee County Board of Education for positions elected on a
24 partisan basis shall be filled in accordance with G.S. 115C-37.1.

25 **SECTION 5.** Effective the first Monday in December of 2016, G.S. 115C-37.1(d)
26 reads as rewritten:

27 "(d) This section shall apply only in the following counties: Alleghany, Brunswick,
28 Cherokee, Graham, Guilford, Harnett, Lee, New Hanover, Vance, and Washington."

29 **SECTION 6.** This act does not affect the terms of office of any person elected in
30 2012 or 2014 to the Cherokee County Board of Education.

31 **SECTION 7.** All laws and clauses of laws in conflict with this act are repealed to
32 the extent of the conflict.

33 **SECTION 8.** Except as otherwise provided, this act is effective when it becomes
34 law.

