

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

H.B. 179
Feb 22, 2023
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH30096-NG-39

Short Title: Pamlico Bd. of Ed. Elect. Partisan.

(Local)

Sponsors: Representative Kidwell.

Referred to:

A BILL TO BE ENTITLED
AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF MEMBERS OF THE
PAMLICO COUNTY BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

SECTION 1. The remainder of Chapter 551 of the 1981 Session Laws, as amended
by Chapter 939 of the 1987 Session Laws, is repealed.

SECTION 2. Section 11 of Chapter 939 of the 1987 Session Laws reads as rewritten:
"Sec. 11. Notwithstanding the provisions of G.S. 115C-37, the Pamlico County Board of
Education shall be elected on a nonpartisan basis at the time of the primary election in 1990
partisan basis in 2024 and biennially thereafter. The names of the candidates shall be printed on
the ballot without reference to any party affiliation. The nonpartisan plurality method shall be
used with the results determined as provided in G.S. 163-292. Except as provided by this act, the
election shall be conducted in accordance with the applicable provisions of Chapters 115C and
163 of the General Statutes. All persons desiring to be candidates for membership on the Pamlico
County Board of Education shall file notice of candidacy with the Board of Elections of Pamlico
County at the same time as candidates for other county offices."

SECTION 3. Chapter 939 of the 1987 Session Laws is amended by adding a new
section to read:

"Sec. 11a. Vacancies on the Pamlico County Board of Education for positions elected on a
nonpartisan basis in 2020 and 2022 shall be filled by appointment by the remaining members of
the Board until the next election of the members of the Board, at which time the remaining
unexpired term of the office in which the vacancy occurs shall be filled by election. Beginning
in 2024, vacancies on the Pamlico County Board of Education for positions elected on a partisan
basis shall be filled by appointment by the remaining members of the Board, in accordance with
G.S. 115C-37.1, until the next election of the members of the Board, at which time the remaining
unexpired term of the office in which the vacancy occurs shall be filled by election."

SECTION 4. This act does not affect the terms of office of any member elected in
2020 or 2022 to the Pamlico County Board of Education. The members of the Pamlico County
Board of Education elected in 2020 and 2022, or any member appointed to fill a vacancy for the
remainder of an unexpired term for a member elected in 2020 or 2022, shall serve until a
successor has been elected and qualified.

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

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



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

2 **SECTION 6.** Except as otherwise provided, this act is effective when it becomes law
3 and applies to elections held in 2024 and thereafter.