

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 503

Short Title: Cabarrus Recall.

(Local)

Sponsors: Senator Hartsell.

Referred to: Election Laws.

April 8, 1991

A BILL TO BE ENTITLED

**AN ACT TO PROVIDE PROCEDURES FOR RECALL FROM OFFICE ELECTED
CITY, COUNTY, AND SCHOOL OFFICIALS IN CABARRUS COUNTY, THE
CITY OF KANNAPOLIS, AND THE KANNAPOLIS CITY SCHOOL
ADMINISTRATIVE UNIT.**

The General Assembly of North Carolina enacts:

Section 1. Any city, county, or school administrative unit may, by resolution, provide a procedure for recall by the voters of the mayor, or a member of the city council, board of commissioners, or board of education. The resolution after adoption may not be reconsidered, repealed, or rescinded.

Sec. 2. Such procedure shall provide for an election on the question of the removal of the official upon petition of thirty-five percent (35%) of the registered voters of the electoral area of the official. Any vacancy so created shall be filled by the governing board of the unit of local government involved. No petition may be filed within the first six months or the last six months of a term of office, and if there is a negative vote on recall, that official shall not again be subject to recall during that term of office.

Sec. 3. Procedures for petitions, conduct of the election, and general administration of this act as to a particular unit of government shall be adopted by the county board of elections or, if the area consists of two or more counties, jointly by the county boards of elections. Such procedures shall be presented to the board by the counsel to the board, and shall be adopted within 90 days after ratification of this act.

1 Sec. 4. This act applies only to Cabarrus County, the Cabarrus County
2 School Administrative Unit, the Kannapolis City School Administrative Unit, and the
3 cities of Concord, Kannapolis, Mt. Pleasant, and Harrisburg.

4 Sec. 5. This act is effective upon ratification.