

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 499

Short Title: District 30 Split.

(Public)

Sponsors: Representative Carpenter.

Referred to: Rules, Calendar and Operations of the House.

March 18, 1999

A BILL TO BE ENTITLED

AN ACT TO DIVIDE DISTRICT COURT DISTRICT 30 AND PROSECUTORIAL DISTRICT 30 INTO DISTRICTS 30A AND 30B.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-133(a) reads as rewritten:

"(a) Each district court district shall have the numbers of judges as set forth in the following table:

District	Judges	County
1	4	Camden Chowan Currituck Dare Gates Pasquotank Perquimans
2	3	Martin Beaufort

1					Tyrrell
2					Hyde
3					Washington
4	3A	5	Pitt		
5	3B	5	Craven		
6					Pamlico
7					Carteret
8	4	7	Sampson		
9					Duplin
10					Jones
11					Onslow
12	5	6	New Hanover		
13					Pender
14	6A	2	Halifax		
15	6B	3	Northampton		
16					Bertie
17					Hertford
18	7	7	Nash		
19					Edgecombe
20					Wilson
21	8	6	Wayne		
22					Greene
23					Lenoir
24	9	4	Granville		
25					(part of Vance
26					see subsection (b))
27					Franklin
28	9A	2	Person		
29					Caswell
30	9B	1	Warren		
31					(part of Vance
32					see subsection (b))
33	10	13	Wake		
34	11	7	Harnett		
35					Johnston
36					Lee
37	12	9	Cumberland		
38	13	5	Bladen		
39					Brunswick
40					Columbus
41	14			6	Durham
42	15A	3	Alamance		
43	15B	4	Orange		

1				Chatham
2	16A	3	Scotland	
3				Hoke
4	16B	5	Robeson	
5	17A	2	Rockingham	
6	17B	3	Stokes	
7				Surry
8	18	11	Guilford	
9	19A	3	Cabarrus	
10	19B	6	Montgomery	
11				Moore
12				Randolph
13	19C	4	Rowan	
14	20	7	Stanly	
15				Union
16				Anson
17				Richmond
18	21	8	Forsyth	
19	22	8	Alexander	
20				Davidson
21				Davie
22				Iredell
23	23	4	Alleghany	
24				Ashe
25				Wilkes
26				Yadkin
27	24	4	Avery	
28				Madison
29				Mitchell
30				Watauga
31				Yancey
32	25	8	Burke	
33				Caldwell
34				Catawba
35	26	15	Mecklenburg	
36	27A	5	Gaston	
37	27B	4	Cleveland	
38				Lincoln
39	28	5	Buncombe	
40	29	6	Henderson	
41				McDowell
42				Polk
43				Rutherford

Transylvania

~~3030A~~42 Cherokee

Clay
 Graham
 Haywood
 Jackson
 Macon
~~Swain~~-Swain

30B 2 Haywood

Jackson."

Section 2. The district court judgeships established for District 30A by Section 1 of this act shall be filled by the district court judges from current District 30 who reside in Cherokee and Swain Counties. The term of the judge residing in Cherokee County expires the first Monday in December of 2000. That judge's successor shall be elected in the 2000 election from within new District 30A. The term of the judge residing in Swain County expires the first Monday in December of 2002. That judge's successor shall be elected in the 2002 election.

Section 3. The district court judgeships established for District 30B by Section 1 of this act shall be filled by the district court judges from current District 30 who reside in Haywood County. The term of one of the judges residing in Haywood County expires the first Monday in December of 2000. That judge's successor shall be elected in the 2000 election from within new District 30B. The term of the other judge residing in Haywood County expires the first Monday in December of 2002. That judge's successor shall be elected in the 2002 election.

Section 4. G.S. 7A-60(a1) reads as rewritten:

"(a1) The counties of the State are organized into prosecutorial districts, and each district has the counties and the number of full-time assistant district attorneys set forth in the following table:

Prosecutorial			No. of Full-Time Asst. District
District	Counties	Attorneys	
1	Camden, Chowan, Currituck,	9	
	Dare, Gates, Pasquotank,		
	Perquimans		
2	Beaufort, Hyde, Martin,5		
	Tyrrell, Washington		
3A	Pitt	9	
3B	Carteret, Craven, Pamlico	10	
4	Duplin, Jones, Onslow, 14		
	Sampson		
5	New Hanover, Pender	13	
6A	Halifax	4	

1	6B	Bertie, Hertford, 4	
2		Northampton	
3	7	Edgecombe, Nash, Wilson	15
4	8	Greene, Lenoir, Wayne 11	
5	9	Franklin, Granville, 10	
6		Vance, Warren	
7	9A	Person, Caswell 4	
8	10	Wake	28
9	11	Harnett, Johnston, Lee 14	
10	12	Cumberland 17	
11	13	Bladen, Brunswick, Columbus 9	
12	14	Durham 13	
13	15A	Alamance 7	
14	15B	Orange, Chatham 7	
15	16A	Scotland, Hoke 5	
16	16B	Robeson 9	
17	17A	Rockingham 5	
18	17B	Stokes, Surry 5	
19	18	Guilford 26	
20	19A	Cabarrus 5	
21	19B	Montgomery, Moore, Randolph 11	
22	19C	Rowan 5	
23	20	Anson, Richmond, 14	
24		Stanly, Union	
25	21	Forsyth 17	
26	22	Alexander, Davidson, Davie, 16	
27		Iredell	
28	23	Alleghany, Ashe, Wilkes, 5	
29		Yadkin	
30	24	Avery, Madison, Mitchell, 4	
31		Watauga, Yancey	
32	25	Burke, Caldwell, Catawba 14	
33	26	Mecklenburg 32	
34	27A	Gaston 12	
35	27B	Cleveland, 8	
36		Lincoln	
37	28	Buncombe 10	
38	29	Henderson, McDowell, Polk, 11	
39		Rutherford, Transylvania	
40	30 30A	Cherokee, Clay, Graham, 8-4	
41		Haywood, Jackson, Macon,	
42		Swain-Swain	

1 30B Haywood, Jackson 4."Section 5. The district attorney position
2 established for District 30B by Section 4 of this act shall be filled by the district attorney
3 from current District 30 who resides in Haywood County. The district attorney position
4 established for District 30A by Section 4 of this act shall be elected in the 2000 election.

5 Section 6. The four assistant district attorney positions established for District
6 30A by Section 4 of this act shall be filled by four assistant district attorneys currently
7 serving Cherokee, Clay, Graham, Macon, and Swain Counties in current District 30. The
8 four assistant district attorney positions established for District 30B by Section 4 of this
9 act shall be filled by four assistant district attorneys currently serving Haywood and
10 Jackson Counties in current District 30.

11 Section 7. G.S. 7A-69 reads as rewritten:
12 **"§ 7A-69. Investigatorial assistants.**

13 The district ~~attorney-attorneys~~ in prosecutorial districts 1, 3B, 4, 6B, 7, 8, 10, 11, 12,
14 13, 14, 15A, 15B, 18, 19B, 20, 21, 24, 25, 26, 27A, 27B, 28, 29, ~~and 30 is~~ 30A, and 30B
15 are entitled to one investigatorial assistant to be appointed by the district attorney and to
16 serve at his pleasure.

17 It shall be the duty of the investigatorial assistant to investigate cases preparatory to
18 trial and to perform such other duties as may be assigned by the district attorney. The
19 investigatorial assistant is entitled to reimbursement for his subsistence and travel
20 expenses to the same extent as State employees generally."

21 Section 8. There is appropriated from the General Fund to the Judicial
22 Department the sum of one hundred ninety-five thousand dollars (\$195,000) for the
23 2000-2001 fiscal year to implement the provisions of this act.

24 Section 9. Sections 1 through 3 of this act become effective the first Monday
25 in December 2000, or the date upon which those sections are approved under section 5 of
26 the Voting Rights Act of 1965, whichever is later. Sections 4 through 8 of this act
27 become effective January 1, 2001. The remainder of this act is effective when it becomes
28 law.