

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 954

Short Title: Add Special Judge/Dist. Court Judge.

(Public)

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Sponsors: Senator Ballance.

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Referred to: Judiciary II/Election Laws

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May 2, 1995

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE APPOINTMENT OF A NEW SPECIAL SUPERIOR  
2 COURT JUDGE AND TO AUTHORIZE A NEW DISTRICT COURT JUDGE AND  
3 A NEW ASSISTANT DISTRICT ATTORNEY FOR A DRUG COURT TO BE  
4 ESTABLISHED IN DISTRICT 9.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 7A-45.1(a) reads as rewritten:

7 "(a) Effective November 1, 1993, the Governor may appoint two special superior  
8 court judges to serve terms expiring December 31, 1998. Effective July 1, 1995, the  
9 Governor may appoint an additional special superior court judge to serve a term expiring  
10 December 31, 1998. Successors to the special superior court judges appointed pursuant  
11 to this subsection shall be appointed to four-year terms. A special judge takes the same  
12 oath of office and is subject to the same requirements and disabilities as are or may be  
13 prescribed by law for regular judges of the superior court, save the requirement of  
14 residence in a particular district."  
15

16 Sec. 2. G.S. 7A-133 reads as rewritten:

17 "**§ 7A-133. Numbers of judges by districts; numbers of magistrates and additional**  
18 **seats of court, by counties.**

Each district court district shall have the numbers of judges and each county within the district shall have the numbers of magistrates and additional seats of court, as set forth in the following table:

Additional

District	Judges	County	Magistrates Min.-Max.	Seats of Court
1	3	Camden	1 2	
		Chowan	2 3	
		Currituck	1 2	
		Dare	3 8	
		Gates	2 3	
		Pasquotank	3 4	
		Perquimans	2 3	
2	3	Martin	5 8	
		Beaufort	4 8	
		Tyrrell	1 3	
		Hyde	2 4	
		Washington	3 4	
3A	3	Pitt	10 12	Farmville
				Ayden
3B	4	Craven	7 10	Havelock
		Pamlico	2 3	
		Carteret	5 8	
4	6	Sampson	6 8	
		Duplin	9 11	
		Jones	2 3	
		Onslow	8 14	
5	6	New Hanover	6 11	
		Pender	4 6	
6A	2	Halifax	9 14	Roanoke
				Rapids, Scotland Neck
6B	3	Northampton	5 6	
		Bertie	4 5	
		Hertford	5 6	
7	6	Nash	7 10	Rocky Mount
		Edgecombe	4 6	Rocky Mount
		Wilson	4 6	
8	5	Wayne	5 11	Mount Olive
		Greene	2 4	
		Lenoir	4 10	La Grange
9	4	Granville	3 7	

1				Vance		3	5	
2				Warren		3	4	
3				Franklin		3	6	
4	9A	2	Person3	4				
5				Caswell		2	5	
6	10	12	Wake 12	20	Apex,			
7								Wendell,
8								Fuquay-
9								Varina,
10								Wake Forest
11	11	6	Harnett	7	11	Dunn		
12				Johnston			10	12
13								Benson,
14								Clayton
15				Lee			4	6
16	12	6	Cumberland	10	17			
17	13	4	Bladen	4	6			
18				Brunswick			4	7
19				Columbus			6	8
20	14	5	Durham	8	12			Tabor City
21	15A	3	Alamance	7	10	Burlington		
22	15B	3	Orange	4	11	Chapel Hill		
23				Chatham			3	8
24	16A	2	Scotland	3	5			Siler City
25				Hoke			4	5
26	16B	5	Robeson	8	16	Fairmont,		
27								Maxton,
28								Pembroke,
29								Red Springs,
30								Rowland,
31								St. Pauls
32	17A	2	Rockingham	4	9	Reidsville,		
33								Eden,
34								Madison
35	17B	3	Stokes2	5				
36				Surry			5	8
37	18	10	Guilford	20	26	High Point		
38	19A	3	Cabarrus	5	9	Kannapolis		
39	19B	3	Montgomery	2	4			
40				Randolph			5	8
41	19C	3	Rowan	5	10			Liberty
42	20	6	Stanly 5	6				
43				Union			4	6

1				Anson	4	5	
2				Richmond	5	6	Hamlet
3				Moore	5	8	Southern
4							Pines
5	21	7	Forsyth	3	15		Kernersville
6	22	7	Alexander	2	3		
7				Davidson	7	10	Thomasville
8				Davie	2	3	
9				Iredell	4	9	Mooresville
10	23	3	Alleghany	1	2		
11				Ashe	3	4	
12				Wilkes	4	6	
13				Yadkin	3	5	
14	24	3	Avery	3	4		
15				Madison	4	5	
16				Mitchell	3	4	
17				Watauga	4	6	
18				Yancey	2	4	
19	25	7	Burke	4	7		
20				Caldwell	4	7	
21				Catawba	6	10	Hickory
22	26	14	Mecklenburg	15	26		
23	27A	5	Gaston	11	20		
24	27B	4	Cleveland	5	8		
25				Lincoln	4	6	
26	28	5	Buncombe	6	15		
27	29	4	Henderson	4	6		
28				McDowell	3	5	
29				Polk	3	4	
30				Rutherford	6	8	
31				Transylvania	2	4	
32	30	4	Cherokee	3	4		
33				Clay	1	2	
34				Graham	2	3	
35				Haywood	5	7	Canton
36				Jackson	3	4	
37				Macon	3	4	
38				Swain	2	3."	

39 Sec. 3. The governor shall appoint the additional district court judge  
 40 authorized by Section 2 of this act. The successor shall be elected in the 1996 general  
 41 election for a four-year term commencing the first Monday in December 1996.

42 Sec. 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 District	Counties	Attorneys	No. of Full-Time Asst. District
1	Camden, Chowan, Currituck,	7	
	Dare, Gates, Pasquotank,		
	Perquimans		
2	Beaufort, Hyde, Martin,	4	
	Tyrrell, Washington		
3A	Pitt	6	
3B	Carteret, Craven, Pamlico	6	
4	Duplin, Jones, Onslow,	10	
	Sampson		
5	New Hanover, Pender	9	
6A	Halifax	3	
6B	Bertie, Hertford,	3	
	Northampton		
7	Edgecombe, Nash, Wilson		10
8	Greene, Lenoir, Wayne	8	
9	Franklin, Granville,	<del>7</del> <sup>8</sup>	
	Vance, Warren		
9A	Person, Caswell	2	
10	Wake		19
11	Harnett, Johnston, Lee	9	
12	Cumberland	12	
13	Bladen, Brunswick, Columbus	6	
14	Durham	9	
15A	Alamance	6	
15B	Orange, Chatham	5	
16A	Scotland, Hoke	3	
16B	Robeson	7	
17A	Rockingham	4	
17B	Stokes, Surry	4	
18	Guilford	17	
19A	Cabarrus	4	
19B	Montgomery, Randolph	5	
19C	Rowan	4	
20	Anson, Moore, Richmond,	11	
	Stanly, Union		
21	Forsyth	12	
22	Alexander, Davidson, Davie,	11	

1		Iredell	
2	23	Alleghany, Ashe, Wilkes,	4
3		Yadkin	
4	24	Avery, Madison, Mitchell,	3
5		Watauga, Yancey	
6	25	Burke, Caldwell, Catawba	11
7	26	Mecklenburg	23
8	27A	Gaston	8
9	27B	Cleveland,	5
10		Lincoln	
11	28	Buncombe	8
12	29	Henderson, McDowell, Polk,	8
13		Rutherford, Transylvania	
14	30	Cherokee, Clay, Graham,	6
15		Haywood, Jackson, Macon,	
16		Swain."	

17           Sec. 5. Sections 2 and 3 of this act become effective October 1, 1995, or the  
18 date upon which those sections are approved under section 5 of the Voting Rights Act of  
19 1965, whichever is later. Section 4 of this act becomes effective October 1, 1995. The  
20 remainder of this act becomes effective July 1, 1995.