

GENERAL ASSEMBLY OF NORTH CAROLINA

EXTRA SESSION 1994

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HOUSE BILL 35*

Short Title: Mecklenburg Drug Court Funds.

(Public)

Sponsors: Representatives G. Miller; Alexander, Baddour, Black, Burton, Cole, Colton, Crawford, Cunningham, Diamont, Dickson, Easterling, Gottovi, Hall, Hill, Hunt, H. Hunter, R. Hunter, Jarrell, Jeffus, Joye, Lemmond, Mavretic, McLaughlin, Moore, Mosley, C. Preston, Redwine, Robinson, Stewart, Sutton, Wainwright, Warner, Wilkins, and Wilmoth.

Referred to: Appropriations.

February 8, 1994

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH AN ADDITIONAL SUPERIOR COURT JUDGESHIP AND FIVE ADDITIONAL ASSISTANT DISTRICT ATTORNEY POSITIONS IN MECKLENBURG COUNTY AND TO APPROPRIATE FUNDS FOR THE MECKLENBURG COUNTY DRUG COURT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-41(a) reads as rewritten:

"(a) The counties of the State are organized into judicial divisions and superior court districts, and each superior court district has the counties, and the number of regular resident superior court judges set forth in the following table, and for districts of less than a whole county, as set out in subsection (b) of this section:

| Judicial Division | Superior Court District | Counties | No. of Resident Judges |
|-------------------|-------------------------|--|------------------------|
| First | 1 | Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans | 2 |

| | | | |
|----|-----|----------------------|---|
| 1 | 2 | Beaufort, Hyde, | 1 |
| 2 | | Martin, | |
| 3 | | Tyrrell, Washington | |
| 4 | 3A | Pitt | 2 |
| 5 | 3B | Carteret, Craven, | 2 |
| 6 | | Pamlico | |
| 7 | 4A | Duplin, Jones, | 1 |
| 8 | | Sampson | |
| 9 | 4B | Onslow | 1 |
| 10 | 5 | New Hanover, | 3 |
| 11 | | Pender | |
| 12 | 6A | Halifax | 1 |
| 13 | 6B | Bertie, Hertford, | 1 |
| 14 | | Northampton | |
| 15 | 7A | Nash | 1 |
| 16 | 7B | (part of Wilson, | 1 |
| 17 | | part of Edgecombe, | |
| 18 | | see subsection (b)) | |
| 19 | 7C | (part of Wilson, | 1 |
| 20 | | part of Edgecombe, | |
| 21 | | see subsection (b)) | |
| 22 | 8A | Lenoir and Greene | 1 |
| 23 | 8B | Wayne | 1 |
| 24 | 9 | Franklin, Granville, | 2 |
| 25 | | Vance, Warren | |
| 26 | 9A | Person, Caswell | 1 |
| 27 | 10A | (part of Wake, | 2 |
| 28 | | see subsection (b)) | |
| 29 | 10B | (part of Wake, | 2 |
| 30 | | see subsection (b)) | |
| 31 | 10C | (part of Wake, | 1 |
| 32 | | see subsection (b)) | |
| 33 | 10D | (part of Wake, | 1 |
| 34 | | see subsection (b)) | |
| 35 | 11 | Harnett, Johnston, | 2 |
| 36 | | Lee | |
| 37 | 12A | (part of Cumberland, | 1 |
| 38 | | see subsection (b)) | |
| 39 | 12B | (part of Cumberland, | 1 |
| 40 | | see subsection (b)) | |
| 41 | 12C | (part of Cumberland, | 2 |
| 42 | | see subsection (b)) | |
| 43 | 13 | Bladen, Brunswick, | 2 |
| 44 | | Columbus | |

| | | | | |
|----|--------|-----|---|---|
| 1 | | 14A | (part of Durham, see subsection (b)) | 1 |
| 2 | | | | |
| 3 | | 14B | (part of Durham, see subsection (b)) | 3 |
| 4 | | | | |
| 5 | | 15A | Alamance | 2 |
| 6 | | 15B | Orange, Chatham | 1 |
| 7 | | 16A | Scotland, Hoke | 1 |
| 8 | | 16B | Robeson | 2 |
| 9 | Third | 17A | Rockingham | 2 |
| 10 | | 17B | Stokes, Surry | 2 |
| 11 | | 18A | (part of Guilford, see subsection (b)) | 1 |
| 12 | | | | |
| 13 | | 18B | (part of Guilford, see subsection (b)) | 1 |
| 14 | | | | |
| 15 | | 18C | (part of Guilford, see subsection (b)) | 1 |
| 16 | | | | |
| 17 | | 18D | (part of Guilford, see subsection (b)) | 1 |
| 18 | | | | |
| 19 | | 18E | (part of Guilford, see subsection (b)) | 1 |
| 20 | | | | |
| 21 | | 19A | Cabarrus | 1 |
| 22 | | 19B | Montgomery, Randolph | 1 |
| 23 | | | | |
| 24 | | 19C | Rowan | 1 |
| 25 | | 20A | Anson, Moore, Richmond | 2 |
| 26 | | | | |
| 27 | | 20B | Stanly, Union | 2 |
| 28 | | 21A | (part of Forsyth, see subsection (b)) | 1 |
| 29 | | | | |
| 30 | | 21B | (part of Forsyth, see subsection (b)) | 1 |
| 31 | | | | |
| 32 | | 21C | (part of Forsyth, see subsection (b)) | 1 |
| 33 | | | | |
| 34 | | 21D | (part of Forsyth, see subsection (b)) | 1 |
| 35 | | | | |
| 36 | | 22 | Alexander, Davidson, Davie, Iredell | 2 |
| 37 | | | | |
| 38 | | 23 | Alleghany, Ashe, Wilkes, Yadkin | 1 |
| 39 | | | | |
| 40 | Fourth | 24 | Avery, Madison, Mitchell, Watauga, Yancey | 1 |
| 41 | | | | |
| 42 | | | | |
| 43 | | 25A | Burke, Caldwell | 2 |
| 44 | | 25B | Catawba | 2 |

| | | | |
|----|-----|--|-----------------------|
| 1 | 26A | (part of Mecklenburg, see subsection (b)) | 2 <u>3</u> |
| 2 | | | |
| 3 | 26B | (part of Mecklenburg, see subsection (b)) | 2 |
| 4 | | | |
| 5 | 26C | (part of Mecklenburg, see subsection (b)) | 2 |
| 6 | | | |
| 7 | 27A | Gaston | 2 |
| 8 | 27B | Cleveland, Lincoln | 2 |
| 9 | 28 | Buncombe | 2 |
| 10 | 29 | Henderson, | 2 |
| 11 | | McDowell, Polk, | |
| 12 | | Rutherford, | |
| 13 | | Transylvania | |
| 14 | 30A | Cherokee, Clay, | 1 |
| 15 | | Graham, Macon, | |
| 16 | | Swain | |
| 17 | 30B | Haywood, Jackson | 1." |

18 Sec. 2. Effective April 1, 1995, the Governor shall appoint the superior court
 19 judge for District 26A authorized by Section 1 of this act, whose term shall expire
 20 December 31, 1996. This appointed judge's successor shall be chosen in the 1996
 21 general election.

22 Sec. 3. G.S. 7A-60(a1) reads as rewritten:

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

| 26 | | | No. of Full-Time |
|----|---------------|------------------------------|------------------|
| 27 | Prosecutorial | | Asst. District |
| 28 | District | Counties Attorneys | |
| 29 | 1 | Camden, Chowan, Currituck, 7 | |
| 30 | | Dare, Gates, Pasquotank, | |
| 31 | | Perquimans | |
| 32 | 2 | Beaufort, Hyde, Martin, 4 | |
| 33 | | Tyrrell, Washington | |
| 34 | 3A | Pitt 6 | |
| 35 | 3B | Carteret, Craven, Pamlico 6 | |
| 36 | 4 | Duplin, Jones, Onslow, 10 | |
| 37 | | Sampson | |
| 38 | 5 | New Hanover, Pender 9 | |
| 39 | 6A | Halifax 3 | |
| 40 | 6B | Bertie, Hertford, 3 | |
| 41 | | Northampton | |
| 42 | 7 | Edgecombe, Nash, Wilson 10 | |
| 43 | 8 | Greene, Lenoir, Wayne 8 | |
| 44 | 9 | Franklin, Granville, 7 | |

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

38 Sec. 4. There is appropriated from the General Fund to the Judicial
 39 Department the sum of two hundred thirty-one thousand three hundred thirty-four
 40 dollars (\$231,334) for the 1994-95 fiscal year to continue funding the Mecklenburg
 41 County Drug Court program during the fourth quarter of the 1994-95 fiscal year. The
 42 Governor's Crime Commission grant supporting this program expires March 31, 1995.

43 Sec. 5. There is appropriated from the General Fund to the Department of
 44 Correction the sum of eight thousand seven hundred fifty dollars (\$8,750) for the 1994-

- 1 95 fiscal year to establish one probation officer position to work with the Mecklenburg
- 2 County Drug Court Program.
- 3 Sec. 6. This act becomes effective April 1, 1995.