

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

**SESSION LAW 2009-72
HOUSE BILL 833**

AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND TO STAGGER THE ELECTION CYCLE.

The General Assembly of North Carolina enacts:

SECTION 1. Section 2(a)(5)(iii) of Chapter 112, Session Laws of 1961, as amended by Chapter 466, Session Laws of 1985, and by Section 2 of Chapter 696 of the 1991 Session Laws, reads as rewritten:

"(iii) Notwithstanding the provisions of G.S. 115C-37, the Winston-Salem/Forsyth County Board of Education shall be elected on a nonpartisan basis at the time of the general election in each even-numbered year as terms expire. The names of the candidates shall be printed on the ballot without reference to any party affiliations. The nonpartisan primary and election method shall be used with the results determined as provided in G.S. 163-294, and the primary shall be held on the date provided by G.S. 163-1 for county partisan primaries. 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. Candidates shall file their notice of candidacy with the county board of elections under the same schedule provided by G.S. 163-106(c).

~~Candidates for election to the Winston-Salem/Forsyth County Board of Education shall be nominated by their respective political parties at the same time and in the same manner as other county officers. Each candidate for nomination for the office of membership on the Winston-Salem/Forsyth County Board of Education shall, at the time of filing his notice of candidacy, certify in writing the exact location of his residence and that he is a bona fide resident thereof.~~

~~For:~~

- ~~(1) At large seats, three candidates of each party, shall be declared the nominees of their party in accordance with law; and~~
- ~~(2) Each district seat, the candidates of each party shall be declared the nominees of their party in accordance with law."~~

SECTION 2. Section 2(a)(5)(ii) of Chapter 112, Session Laws of 1961, as rewritten by Chapter 466, Session Laws of 1985 and Chapter 696 of the 1991 Session Laws, reads as rewritten:

"(ii) Effective on the first Monday in December 1986, the Winston-Salem/Forsyth County Board of Education shall be composed of nine members. In the ~~1994 election and quadrennially thereafter,~~ 2010 election, nine persons shall be elected to the Winston-Salem/Forsyth County Board of Education for four-year terms. In 2010:

- (1) Two persons shall be elected from District 1. The person receiving the highest number of votes is elected to a four-year term, and the person receiving the next highest number of votes is elected to a two-year term.
- (2) Four persons shall be elected from District 2. The two persons receiving the two highest numbers of votes are elected to a four-year term, and the two



persons receiving the two next highest numbers of votes are elected to two-year terms.

- (3) Three members shall be elected at large from all of Forsyth County. The person receiving the highest number of votes is elected to a four-year term, and the two persons receiving the two next highest numbers of votes are elected to two-year terms.

Successors to those elected in 2010 shall serve four-year terms.

~~In the 1992 election four persons shall be elected to the Winston-Salem/Forsyth County Board of Education for two-year terms. Persons shall be elected to those seats as follows:~~

- ~~(1) In 1992 two persons shall be elected each from Districts 1 and 2.
(2) In 1994 and quadrennially thereafter, two persons shall be elected from District 1, four persons shall be elected from District 2, and three persons shall be elected at large from all of Forsyth County.~~

For an at-large seat, any qualified voter of Forsyth County is eligible to vote. For the district seats, only residents of the district shall be eligible to be candidates and only qualified voters of the district shall be eligible to vote.

The districts as established for the purpose of this subparagraph are for the 2010 election those established under G.S. 115C-37(i), which are subject to change for the election in 2012 after the return of the 2010 census, as follows:

~~District 1: Forsyth County: Broadbay #1 *, Middlefork #2 *, Middlefork #3 *, Ashley Middle School *, Brown/Douglas Recreation *, Brunson Elementary School *, Carver High School *, East Winston Library *, Easton Elementary School *, Forest Hill Fire Station *, Forest Pk. Elementary School *, 14th Street Recreation Center *, Hanes Community Center *, Happy Hill Recreation Center *, Hill Middle School *, Kennedy Middle School *, Lowrance Middle School *, M. L. King Recreation Center *, Memorial Coliseum *, Mineral Springs F. St. *, Mt. Sinai Church *, New Hope United Methodist Church *, Old Town Presbyterian Church *, St. Andrews United Methodist *, Trinity Moravian Church *, Winston Lake Family YMCA *.~~

~~District 2: Forsyth County: Abbotts Creek #1 *, Abbotts Creek #2 *, Abbotts Creek #3 *, Belews Creek *, Bethania #1 *, Bethania #2 *, Bethania #3 *, Broadbay #2 *, Clemmons #1 *, Clemmons #2 *, Clemmons #3 *, Kernersville #1 *, Kernersville #2 *, Kernersville #3 *, Kernersville #4 *, Lewisville #1 *, Lewisville #2 *, Lewisville #3 *, Old Richmond *, Old Town #2 *, Old Town #3 *, Salem Chapel #1 *, Salem Chapel #2 *, South Fork #2 *, South Fork #3 *, Vienna #1 *, Vienna #2 *, Vienna #3 *, Ardmore Baptist Church *, Bethabara Moravian Church *, Bible Wesleyan Church *, Bishop McGuinness *, Bolton Swimming Center *, Calvary Baptist Church *, Christ Moravian Church *, Country Club Fire St. *, Covenant Presbyterian Church *, First Christian Church *, Forsyth Tech W. Camp. *, Greek Orthodox Church *, Jefferson Elementary School *, Latham Elementary School *, Messiah Moravian Church *, Miller Park Recreation Center *, Mt. Tabor High School *, Parkland High School *, Parkway United Church *, Philo Middle School *, Polo Park Recreation Center *, Reynolds High School Gym *, Sherwood Forest Elementary School *, South Fork Elem. School *, St. Anne's Episcopal Church *, Summit School *, Trinity United Methodist Church *, Whitaker Elementary School *.~~

~~District boundaries shall be as reported by the United States Bureau of the Census under Public Law 94-171 for the 1990 census, under the IVTD version of the TIGER files."~~

SECTION 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 9th day of June, 2009.

s/ Walter H. Dalton
President of the Senate

s/ Joe Hackney
Speaker of the House of Representatives