

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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SENATE BILL 578*

Short Title: 26th Judicial District Funds. (Public)

Sponsors: Senators Clodfelter; Dannelly, Goodall, Graham, and Pittenger.

Referred to: Appropriations/Base Budget.

March 7, 2007

A BILL TO BE ENTITLED
AN ACT TO APPROPRIATE FUNDS FOR AN ADDITIONAL SUPERIOR COURT
JUDGE, AND ADDITIONAL DISTRICT COURT JUDGE, FIVE ADDITIONAL
ASSISTANT DISTRICT ATTORNEYS, AND OTHER COURT PERSONNEL
POSITIONS FOR THE 26TH JUDICIAL DISTRICT.

The General Assembly of North Carolina enacts:

SECTION 1.(a) 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
First	2	Beaufort, Hyde, Martin, Tyrrell, Washington	1
First	3A	Pitt	2
Second	3B	Carteret, Craven, Pamlico	3
Second	4A	Duplin, Jones, Sampson	1
Second	4B	Onslow	1

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

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

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

15 **SECTION 1.(b)** The Governor shall appoint the additional superior court
 16 judge authorized for District 26C by subsection (a) of this section. That judge's
 17 successor shall be elected in the 2008 election for an eight-year term expiring in 2016.

18 **SECTION 2.(a)** G.S. 7A-133(a) reads as rewritten:

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

21				
22	District		Judges	County
23	1		5	Camden
24				Chowan
25				Currituck
26				Dare
27				Gates
28				Pasquotank
29				Perquimans
30	2		4	Martin
31				Beaufort
32				Tyrrell
33				Hyde
34				Washington
35	3A		5	Pitt
36	3B		6	Craven
37				Pamlico
38				Carteret
39	4		8	Sampson
40				Duplin
41				Jones
42				Onslow
43	5		8	New Hanover
44				Pender

1	6A	3	Halifax
2	6B	3	Northampton
3			Bertie
4			Hertford
5	7	7	Nash
6			Edgecombe
7			Wilson
8	8	6	Wayne
9			Greene
10			Lenoir
11	9	4	Granville
12			(part of Vance
13			see subsection (b))
14			Franklin
15	9A	2	Person
16			Caswell
17	9B	2	Warren
18			(part of Vance
19			see subsection (b))
20	10	16	Wake
21	11	9	Harnett
22			Johnston
23			Lee
24	12	9	Cumberland
25	13	6	Bladen
26			Brunswick
27			Columbus
28	14	7	Durham
29	15A	4	Alamance
30	15B	5	Orange
31			Chatham
32	16A	3	Scotland
33			Hoke
34	16B	5	Robeson
35	17A	3	Rockingham
36	17B	4	Stokes
37			Surry
38	18	13	Guilford
39	19A	4	Cabarrus
40	19B	7	Montgomery
41			Moore
42			Randolph
43	19C	5	Rowan
44	20A	4	Stanly

1			Anson
2			Richmond
3	20B	1	(part of Union
4			see subsection (b))
5	20C	2	(part of Union
6			see subsection (b))
7	21	9	Forsyth
8	22	9	Alexander
9			Davidson
10			Davie
11			Iredell
12	23	4	Alleghany
13			Ashe
14			Wilkes
15			Yadkin
16	24	4	Avery
17			Madison
18			Mitchell
19			Watauga
20			Yancey
21	25	9	Burke
22			Caldwell
23			Catawba
24	26	18 <u>19</u>	Mecklenburg
25	27A	7	Gaston
26	27B	5	Cleveland
27			Lincoln
28	28	7	Buncombe
29	29A	3	McDowell
30			Rutherford
31	29B	4	Henderson
32			Polk
33			Transylvania
34	30	6	Cherokee
35			Clay
36			Graham
37			Haywood
38			Jackson
39			Macon
40			Swain."

SECTION 2.(b) The Governor shall appoint the additional district court judge authorized by subsection (a) of this section. That judge's successor shall be elected in the 2008 election for a four-year term expiring in 2012.

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

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

Prosecutorial District	Counties	No. of Full-Time Asst. District Attorneys
1	Camden, Chowan, Currituck,	11
2	Dare, Gates, Pasquotank,	
3	Perquimans	
4	Beaufort, Hyde, Martin,	7
5	Tyrrell, Washington	
6	Pitt	11
7	Carteret, Craven, Pamlico	11
8	Duplin, Jones, Onslow,	16
9	Sampson	
10	New Hanover, Pender	16
11	Halifax	5
12	Bertie, Hertford,	5
13	Northampton	
14	Edgecombe, Nash, Wilson	18
15	Greene, Lenoir, Wayne	13
16	Franklin, Granville,	12
17	Vance, Warren	
18	Person, Caswell	5
19	Wake	38
20	Harnett, Johnston, Lee	16
21	Cumberland	21
22	Bladen, Brunswick, Columbus	12
23	Durham	15
24	Alamance	10
25	Orange, Chatham	9
26	Scotland, Hoke	6
27	Robeson	13
28	Rockingham	6
29	Stokes, Surry	7
30	Guilford	30
31	Cabarrus	8
32	Montgomery, Randolph	8
33	Rowan	7
34	Moore	4
35	Anson, Richmond,	10
36	Stanly	
37	Union	8
38	Forsyth	20

1	22	Alexander, Davidson, Davie,	20
2		Iredell	
3	23	Alleghany, Ashe, Wilkes,	7
4		Yadkin	
5	24	Avery, Madison, Mitchell,	6
6		Watauga, Yancey	
7	25	Burke, Caldwell, Catawba	18
8	26	Mecklenburg	49 <u>54</u>
9	27A	Gaston	14
10	27B	Cleveland,	10
11		Lincoln	
12	28	Buncombe	13
13	29A	McDowell, Rutherford	6
14	29B	Henderson, Polk, Transylvania	7
15	30	Cherokee, Clay, Graham,	11
16		Haywood, Jackson, Macon,	
17		Swain."	

18 **SECTION 4.** There is appropriated from the General Fund to the Judicial
19 Department the sum of three million three hundred thirty-four thousand seven hundred
20 ten dollars (\$3,334,710) for the 2007-2008 fiscal year and the sum of four million two
21 hundred fifty-one thousand eight hundred seventy-five dollars (\$4,251,875) for the
22 2008-2009 fiscal year to provide the additional superior court judge authorized for
23 Superior Court District 26C by this act, the additional district court judge authorized for
24 District Court District 26 by this act, the additional five assistant district attorneys
25 authorized for Prosecutorial District 26 by this act, 52 deputy clerks, 18 victim witness
26 legal assistants, three district court judicial assistants, three assistant clerks, two law
27 clerks, one superior court judicial assistant, one court reporter, and one magistrate.

28 **SECTION 5.** This act becomes effective October 1, 2007.