

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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**SENATE BILL 476
Judiciary II Committee Substitute Adopted 4/25/01
House Committee Substitute Favorable 7/4/01**

Short Title: Realignment of Var. Sup. Ct. Judge Dists.

(Public)

Sponsors:

Referred to:

March 15, 2001

A BILL TO BE ENTITLED

AN ACT TO REALIGN SUPERIOR COURT DISTRICTS IN GUILFORD AND WAKE COUNTIES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 7A-41(b) reads as rewritten:

"(b) For superior court districts of less than a whole county, or with part of one county with part of another, the composition of the district and the number of judges is as follows:

- (1) Superior Court District 7B consists of County Commissioner Districts 1, 2 and 3 of Wilson County, Blocks 127 and 128 of Census Tract 6 of Wilson County, and Townships 12 and 14 of Edgecombe County. It has one judge.
- (2) Superior Court District 7C consists of the remainder of Edgecombe and Wilson Counties not in Judicial District 7B. It has one judge.
- (3) Superior Court District 10A consists of ~~Raleigh Precincts 12, 13, 14, 18, 19, 20, 22, 25, 26, 28, 34, 35, and 40, and St. Matthews #3, except that if the Wake County Board of Elections provides that the area in Raleigh Township which was incorrectly placed in a St. Mary's precinct shall be in Raleigh Precinct 40, that area shall be considered to be in Raleigh Precinct 40 for district purposes. Wake County Precincts 01-12, 01-13, 01-14, 01-18, 01-19, 01-20, 01-22, 01-25, 01-26, 01-28, 01-34, 01-35, 01-40, 01-50, 17-03, and 17-07.~~ It has ~~one~~ two judges.
- (4) Superior Court District 10B consists of ~~Buekhorn Precinct, Cary Precincts 1, 2, 3, 4, 5, 6, and 7, Cedar Fork Precinct, Holly Springs Precinct, House Creek Precinct #1, Meredith Precinct, Middle Creek Township, Raleigh Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 16, 21, 23, 24, 27, 29, 31, 32, 33, 36, and 41, Swift Creek Precinct #1 and #2 and~~

- 1 ~~White Oak Township. Wake County Precincts 01-01, 01-02, 01-03,~~
2 ~~01-04, 01-05, 01-06, 01-07, 01-07A, 01-09, 01-10, 01-11, 01-16, 01-~~
3 ~~21, 01-23, 01-27, 01-29, 01-31, 01-32, 01-33, 01-36, 01-41, 01-48, 01-~~
4 ~~49, 03-00, 04-01, 04-02, 04-03, 04-04, 04-05, 04-06, 04-07, 04-08, 04-~~
5 ~~09, 04-10, 04-11, 04-12, 04-13, 04-14, 04-15, 04-16, 04-17, 04-18, 04-~~
6 ~~19, 04-20, 05-01, 05-02, 06-01, 06-02, 06-03, 07-01, 07-10, 11-01, 11-~~
7 ~~02, 12-01, 12-02, 12-03, 12-04, 12-05, 12-06, 18-01, 18-02, 18-03, 18-~~
8 ~~04, 18-05, 18-06, 18-07, 18-08, 20-01, 20-02, 20-03, 20-04, 20-05, 20-~~
9 ~~06, 20-07, 20-08, 20-09, and 20-10. It has two judges.~~
- 10 (5) Superior Court District 10C consists of ~~Barton's Creek Precinct,~~
11 ~~Leesville Precinct, House Creek Precinct #2, Little River Township,~~
12 ~~Marks Creek Township, New Light Township, Panther Branch~~
13 ~~Township, St. Mary's Precincts #1, #2, #3, #4, #5, and #6, and Wake~~
14 ~~Forest Township. Wake County Precincts 02-01, 02-02, 02-03, 02-04,~~
15 ~~02-05, 02-06, 07-02, 07-12, 08-01, 08-02, 08-03, 08-04, 08-05, 08-06,~~
16 ~~08-07, 08-08, 09-01, 09-02, 09-03, 10-01, 10-02, 10-03, 10-04, 14-01,~~
17 ~~14-02, 15-01, 15-02, 15-03, 15-04, 16-01, 16-02, 16-03, 16-04, 16-05,~~
18 ~~16-06, 16-07, 19-01, 19-02, 19-03, 19-04, 19-05, 19-06, 19-07, and~~
19 ~~19-08. It has one judge.~~
- 20 (6) Superior Court District 10D consists of ~~the remainder of Wake County~~
21 ~~not in Superior Court Districts 10A, 10B or 10C. Wake County~~
22 ~~Precincts 01-15, 01-17, 01-30, 01-37, 01-38, 01-39, 01-42, 01-43, 01-~~
23 ~~44, 01-45, 01-46, 01-47, 01-51, 07-03, 07-04, 07-05, 07-06, 07-07, 07-~~
24 ~~07A, 07-09, 07-11, 13-01, 13-02, 13-03, 13-04, 13-05, 17-01, 17-02,~~
25 ~~17-04, 17-05, 17-06, and 17-08. It has one judge.~~
- 26 (7) Superior Court District 12A consists of that part of Cross Creek
27 Precinct #18 north of Raeford Road, Montclair Precinct, that part of
28 Precinct 71-1 not in Judicial District 12B, Precinct 71-2, Morganton #2
29 Precinct, Cottonade Precinct, Cumberland Precincts 1 and 2, and
30 Brentwood Precinct. It has one judge.
- 31 (8) Superior Court District 12B consists of all of State House of
32 Representatives District 17, except for Westarea Precinct, and it also
33 includes that part of Cross Creek Precinct #15 east of Village Drive. It
34 has one judge.
- 35 (9) Superior Court District 12C consists of the remainder of Cumberland
36 County not in Superior Court Districts 12A or 12B. It has two judges.
- 37 (10) Superior Court District 14A consists of Durham Precincts 9, 11, 12,
38 13, 14, 15, 18, 34, 40, 41, and 42, and that part of Durham Precinct 39
39 east of North Carolina Highway #751. It has one judge.
- 40 (11) Superior Court District 14B consists of the remainder of Durham
41 County not in Superior Court District 14A. It has three judges.

- 1 (12) Superior Court District 18A consists of ~~Greensboro Precincts 5, 6, 7,~~
2 ~~8, 9, 19, 25, 29, 30, 44, and 45~~ and ~~Clay and Fentress Precincts.~~
3 Fentress Precincts 1 and 2; Greensboro Precincts 4, 5, 6, 46, 52, 67,
4 68, 69, 70, 71, 72, 73, 74, and 75; North Clay Precinct; Pleasant
5 Garden Precincts 1 and 2; and South Clay Precinct. It has one judge.
- 6 (13) Superior Court District 18B consists of High Point Precincts 1, 2, 3, 4,
7 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, ~~20, and 21,~~ ~~Deep River~~
8 ~~Precinct, and Jamestown Precincts 1 and 3.~~ 19, 20, 21, 22, 23, 24, 25,
9 26, and 27; HP Precinct; Jamestown Precincts 1 and 5; North Deep
10 River Precinct; and South Deep River Precinct. It has one judge.
- 11 (14) Superior Court District 18C consists of ~~Greensboro Precincts 20, 27,~~
12 ~~31, 32, 34, 37, 38, 39, and 43,~~ ~~High Point Precinct 19, Stokesdale, Oak~~
13 ~~Ridge, Bruce, Friendship I, Friendship II, Jamestown II, South Center~~
14 ~~Grove, North Center Grove, and North Monroe Precincts.~~ Center
15 Grove Precincts 1, 2, and 3; Friendship Precincts 1, 2, 3, 4, and 5;
16 Greensboro Precincts 17, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40A, 40B,
17 41, 42, 43, 64, 65, and 66; Jamestown Precincts 2, 3, and 4; Monroe
18 Precinct 3; North Center Grove Precinct; Oak Ridge Precincts 1 and 2;
19 Summerfield Precincts 1, 2, 3, and 4; and Stokesdale Precinct. It has
20 one judge.
- 21 (15) Superior Court District 18D consists of Greensboro Precincts ~~4, 11,~~
22 ~~13, 14, 15, 16, 17, 18, 21, 22, 23, 24, 26, 36, and 42,~~ and ~~North and~~
23 ~~South Sumner Precincts.~~ 1, 11, 12, 13, 14, 15, 16, 19, 35, 44, 45, 47,
24 48, 49, 50, 51, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, and 63; and
25 Sumner Precincts 1, 2, 3, and 4. It has one judge.
- 26 (16) Superior Court District 18E consists of ~~the remainder of Guilford~~
27 ~~County not in Superior Court Districts 18A, 18B, 18C, or 18D.~~ Gibsonville Precinct; Greene Precinct; Greensboro Precincts 2, 3, 7, 8,
28 9, 10, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, and 29; Jefferson Precincts
29 1, 2, 3, and 4; Monroe Precincts 1 and 2; North Madison Precinct;
30 North Washington Precinct; Rock Creek Precincts 1 and 2; South
31 Madison Precinct; and South Washington Precinct. It has one judge.
- 32 (17) Superior Court District 21A consists of the Southwest Ward of
33 Winston-Salem, and Precincts 80-6, 80-7, 80-8, 3-1, 9-1, 13-1, 13-2,
34 13-3, 7-1, 7-2, 7-3, 5-1, 5-2, 5-3, 12-2, and 12-3. It has one judge.
- 35 (18) Superior Court District 21B consists of the Northwest Ward, the South
36 Ward, and the Southeast Ward of Winston-Salem, and Precincts 4-1
37 and 4-2. It has one judge.
- 38 (19) Superior Court District 21C consists of Precincts 80-1, 80-2, 80-3,
39 80-4, 80-5, 80-9, 10-2, 10-3, 3-2, 3-3, 11-1, 11-2, 2-1, 6-1, 6-2, 6-3,
40 6-4, 1-1, 1-2, and 1-3. It has one judge.
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- 1 (20) Superior Court District 21D consists of the North Ward, the Northeast
2 Ward, and the East Ward of Winston-Salem, and Precincts 8-2 and
3 8-3. It has one judge.
- 4 (21) Superior Court District 26A consists of Charlotte Precincts 11, 12, 13,
5 14, 15, 16, 22, 23, 24, 25, 26, 27, 31, 33, 39, 41, 42, 46, 52, 54, 55, 56,
6 58, 60, 77, 78, and 82, and Long Creek Precinct #2 of Mecklenburg
7 County. It has two judges.
- 8 (22) Superior Court District 26B consists of Charlotte Precincts 1, 2, 3, 4,
9 5, 6, 7, 8, 9, 10, 17, 18, 20, 21, 28, 29, 30, 32, 34, 35, 36, 37, 38, 43,
10 44, 45, 47, 51, 61, 62, 63, 65, 66, 67, 68, 69, 71, 74, 83, 84, and 86,
11 Crab Orchard Precincts 1 and 2, and Mallard Creek Precinct 1. It has
12 two judges.
- 13 (23) Superior Court District 26C consists of the remainder of Mecklenburg
14 County not in Superior Court Districts 26A or 26B. It has two judges.
- 15 (24) Superior Court District 19B1 consists of all of Montgomery County
16 except for Star Precinct, the following precincts of Moore County: #8
17 West End, #9 Eastwood, #11 Vass, #12 Little River, #14 Taylortown,
18 #17 South Southern Pines, #19 North Southern Pines; #20 West
19 Aberdeen, #21 East Aberdeen, #22 Pinedene, #23 Pinebluff, and the
20 remainder of Randolph County not in Superior Court District 19B2. It
21 has one judge.
- 22 (25) Superior Court District 19B2 consists of Star Precinct in Montgomery
23 County, the remainder of Moore County not in Superior Court District
24 19B1, and the following precincts of Randolph County: Archdale I,
25 Archdale II, Archdale III, Brower, Coleridge, Franklinville, Grant,
26 Level Cross, Liberty, New Market North, New Market South, Pleasant
27 Grove, Prospect, Providence, Ramseur, Richland, Staley, Trinity East,
28 and Trinity West. It has one judge."

29 **SECTION 2.** G.S. 7A-41(c) reads as rewritten:

30 "(c) In subsection (b) above:

- 31 (1) ~~the~~ The names and boundaries of townships are as they were legally
32 defined and in effect as of January 1, 1980, and recognized in the 1980
33 U.S. Census;
- 34 (2) ~~for Guilford County, precinct boundaries are as shown on maps in use~~
35 ~~by the Guilford County Board of Elections on April 15, 1987; For~~
36 Guilford County, the precincts are as they were legally defined and
37 recognized as voting districts of the same name in the 2000 U.S.
38 Census, except Greensboro Precincts 40A and 40B are as they were
39 modified by the Guilford County Board of Elections and are as shown
40 on the Legislative Services Office's redistricting computer database on
41 May 1, 2001;

- 1 (2a) For Wake County, the precincts are as they were adopted by the Wake
2 County Board of Elections and in effect as of January 1, 2001.
3 (3) ~~for Mecklenburg, Wake,~~ For Mecklenburg and Durham Counties,
4 precinct boundaries are as shown on the current maps in use by the
5 appropriate county board of elections as of January 31, 1984, in
6 accordance with G.S. 163-128(b);
7 (4) ~~for~~ For Wilson County, commissioner districts are those in use for
8 election of members of the county board of commissioners as of
9 January 1, 1987;
10 (5) ~~for~~ For Cumberland County, House District 17 is in accordance with
11 the boundaries in effect on January 1, 1987. Precincts are in
12 accordance with those as approved by the United States Department of
13 Justice on February 28, 1986; ~~and~~
14 (6) ~~for~~ For Forsyth County, the boundaries of wards and precincts are
15 those in effect on "WARD MAP 1985", published November 1985 by
16 the City of Winston-Salem and Forsyth ~~County.~~ County; and
17 (7) The names and boundaries of precincts in Montgomery, Moore, and
18 Randolph Counties are those in existence on March 15, 1999.

19 If any changes in precinct boundaries, wards, commissioner districts, or House of
20 Representative districts have been made since the dates specified, or are made, those
21 changes shall not change the boundaries of the superior court districts; provided that if
22 any of those boundaries have changed, a precinct is divided by a superior court judicial
23 district boundary, and the precinct was not so divided at the time of enactment of this
24 section in 1987, the boundaries of the superior court judicial district are changed to
25 place the entirety of the precinct in the superior court judicial district where the majority
26 of the residents of the precinct reside, according to the 1990 Federal Census if:

- 27 (1) Such change does not result in placing a superior court judge in
28 another superior court district;
29 (2) Such change does not make a district that has an effective racial
30 minority electorate not have an effective racial minority electorate; and
31 (3) The change is approved by the county board of elections where the
32 precinct is located, State Board of Elections and by the Secretary of
33 State upon finding that the change:
34 a. Will improve election administration; and
35 b. Complies with subdivisions (1) and (2) of this subsection."

36 **SECTION 3.** As to a district in a county not subject to section 5 of the
37 Voting Rights Act of 1965, as amended, this act is effective when it becomes law. As to
38 a district in a county subject to section 5 of the Voting Rights Act of 1965, as amended,
39 this act becomes effective when the district is precleared pursuant to section 5 of the
40 Voting Rights Act of 1965, as amended.