

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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SENATE BILL 1802*

Short Title: District 29B Judge/ADA Funds. (Public)

Sponsors: Senator Apodaca.

Referred to: Appropriations/Base Budget.

May 24, 2006

A BILL TO BE ENTITLED
AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AN ADDITIONAL
DISTRICT COURT JUDGESHIP IN DISTRICT 29B AND TWO ADDITIONAL
ASSISTANT DISTRICT ATTORNEY POSITIONS AND TWO VICTIM
WITNESS ASSISTANT POSITIONS IN PROSECUTORIAL DISTRICT 29.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 7A-133 reads as rewritten:

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

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

| District | Judges | County |
|----------|--------|--|
| 1 | 5 | Camden Chowan Currituck Dare Gates Pasquotank Perquimans |
| 2 | 4 | Martin Beaufort Tyrrell Hyde Washington |
| 3A | 5 | Pitt |
| 3B | 5 | Craven Pamlico |
| 4 | 8 | Carteret Sampson |

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

| | | | |
|----|-----|------------|--------------|
| 1 | 19B | 6 | Montgomery |
| 2 | | | Moore |
| 3 | | | Randolph |
| 4 | 19C | 4 | Rowan |
| 5 | 20A | 4 | Stanly |
| 6 | | | Anson |
| 7 | | | Richmond |
| 8 | 20B | 3 | Union |
| 9 | 21 | 9 | Forsyth |
| 10 | 22 | 9 | Alexander |
| 11 | | | Davidson |
| 12 | | | Davie |
| 13 | | | Iredell |
| 14 | 23 | 4 | Alleghany |
| 15 | | | Ashe |
| 16 | | | Wilkes |
| 17 | | | Yadkin |
| 18 | 24 | 4 | Avery |
| 19 | | | Madison |
| 20 | | | Mitchell |
| 21 | | | Watauga |
| 22 | | | Yancey |
| 23 | 25 | 8 | Burke |
| 24 | | | Caldwell |
| 25 | | | Catawba |
| 26 | 26 | 17 | Mecklenburg |
| 27 | 27A | 6 | Gaston |
| 28 | 27B | 4 | Cleveland |
| 29 | | | Lincoln |
| 30 | 28 | 6 | Buncombe |
| 31 | 29A | 3 | McDowell |
| 32 | | | Rutherford |
| 33 | 29B | 4 <u>5</u> | Henderson |
| 34 | | | Polk |
| 35 | | | Transylvania |
| 36 | 30 | 5 | Cherokee |
| 37 | | | Clay |
| 38 | | | Graham |
| 39 | | | Haywood |
| 40 | | | Jackson |
| 41 | | | Macon |
| 42 | | | Swain" |

1 **SECTION 2.** The Governor shall appoint the additional district court judge
 2 for District 29B authorized by this act, and that judge's successor shall be elected in the
 3 2008 election for a four-year term commencing on the first Monday in December 2008.

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

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

| 8 | | | No. of Full-Time |
|----|---------------|-----------------------------|------------------|
| 9 | Prosecutorial | | Asst. District |
| 10 | District | Counties | Attorneys |
| 11 | 1 | Camden, Chowan, Currituck, | 10 |
| 12 | | Dare, Gates, Pasquotank, | |
| 13 | | Perquimans | |
| 14 | 2 | Beaufort, Hyde, Martin, | 6 |
| 15 | | Tyrrell, Washington | |
| 16 | 3A | Pitt | 9 |
| 17 | 3B | Carteret, Craven, Pamlico | 10 |
| 18 | 4 | Duplin, Jones, Onslow, | 14 |
| 19 | | Sampson | |
| 20 | 5 | New Hanover, Pender | 14 |
| 21 | 6A | Halifax | 4 |
| 22 | 6B | Bertie, Hertford, | 4 |
| 23 | | Northampton | |
| 24 | 7 | Edgecombe, Nash, Wilson | 16 |
| 25 | 8 | Greene, Lenoir, Wayne | 11 |
| 26 | 9 | Franklin, Granville, | 11 |
| 27 | | Vance, Warren | |
| 28 | 9A | Person, Caswell | 4 |
| 29 | 10 | Wake | 31 |
| 30 | 11 | Harnett, Johnston, Lee | 14 |
| 31 | 12 | Cumberland | 18 |
| 32 | 13 | Bladen, Brunswick, Columbus | 11 |
| 33 | 14 | Durham | 13 |
| 34 | 15A | Alamance | 8 |
| 35 | 15B | Orange, Chatham | 7 |
| 36 | 16A | Scotland, Hoke | 5 |
| 37 | 16B | Robeson | 10 |
| 38 | 17A | Rockingham | 5 |
| 39 | 17B | Stokes, Surry | 5 |
| 40 | 18 | Guilford | 27 |
| 41 | 19A | Cabarrus | 6 |
| 42 | 19B | Montgomery, Moore, Randolph | 11 |
| 43 | 19C | Rowan | 5 |
| 44 | 20 | Anson, Richmond, | 15 |

| | | | |
|----|-----|-----------------------------|-------------------------|
| 1 | | Stanly, Union | |
| 2 | 21 | Forsyth | 17 |
| 3 | 22 | Alexander, Davidson, Davie, | 16 |
| 4 | | Iredell | |
| 5 | 23 | Alleghany, Ashe, Wilkes, | 5 |
| 6 | | Yadkin | |
| 7 | 24 | Avery, Madison, Mitchell, | 4 |
| 8 | | Watauga, Yancey | |
| 9 | 25 | Burke, Caldwell, Catawba | 15 |
| 10 | 26 | Mecklenburg | 36 |
| 11 | 27A | Gaston | 12 |
| 12 | 27B | Cleveland, | 9 |
| 13 | | Lincoln | |
| 14 | 28 | Buncombe | 11 |
| 15 | 29 | Henderson, McDowell, Polk, | 11 <u>13</u> |
| 16 | | Rutherford, Transylvania | |
| 17 | 30 | Cherokee, Clay, Graham, | 9 |
| 18 | | Haywood, Jackson, Macon, | |
| 19 | | Swain." | |

20 **SECTION 4.** There is appropriated from the General Fund to the Judicial
 21 Department the sum of eighty-nine thousand one hundred seventy-two dollars (\$89,172)
 22 for the 2006-2007 fiscal year to establish the additional district court judgeship for
 23 District Court District 29B authorized by this act.

24 **SECTION 5.** There is appropriated from the General Fund to the Judicial
 25 Department the sum of one hundred sixty-nine thousand three hundred ninety-two
 26 dollars (\$169,392) for the 2006-2007 fiscal year to establish the two additional assistant
 27 district attorney positions for Prosecutorial District 29 authorized by this act.

28 **SECTION 6.** There is appropriated from the General Fund to the Judicial
 29 Department the sum of ninety-six thousand seven hundred eight dollars (\$96,708) for
 30 the 2006-2007 fiscal year to establish two additional victim witness assistant positions
 31 for Prosecutorial District 29.

32 **SECTION 7.** Section 1 of this act becomes effective December 15, 2006.
 33 The remainder of this act becomes effective July 1, 2006.