

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**SENATE DRS55180-LL-81\* (2/15)**

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

Sponsors: Senator Clodfelter.

Referred to:

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 26<sup>TH</sup> 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,	1

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

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

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

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

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

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

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

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

1	19C	5	Rowan
2	20A	4	Stanly
3			Anson
4			Richmond
5	20B	1	(part of Union
6			see subsection (b))
7	20C	2	(part of Union
8			see subsection (b))
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	9	Burke
24			Caldwell
25			Catawba
26	26	<del>18</del> <u>19</u>	Mecklenburg
27	27A	7	Gaston
28	27B	5	Cleveland
29			Lincoln
30	28	7	Buncombe
31	29A	3	McDowell
32			Rutherford
33	29B	4	Henderson
34			Polk
35			Transylvania
36	30	6	Cherokee
37			Clay
38			Graham
39			Haywood
40			Jackson
41			Macon
42			Swain."

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

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,	11
12		Dare, Gates, Pasquotank,	
13		Perquimans	
14	2	Beaufort, Hyde, Martin,	7
15		Tyrrell, Washington	
16	3A	Pitt	11
17	3B	Carteret, Craven, Pamlico	11
18	4	Duplin, Jones, Onslow,	16
19		Sampson	
20	5	New Hanover, Pender	16
21	6A	Halifax	5
22	6B	Bertie, Hertford,	5
23		Northampton	
24	7	Edgecombe, Nash, Wilson	18
25	8	Greene, Lenoir, Wayne	13
26	9	Franklin, Granville,	12
27		Vance, Warren	
28	9A	Person, Caswell	5
29	10	Wake	38
30	11	Harnett, Johnston, Lee	16
31	12	Cumberland	21
32	13	Bladen, Brunswick, Columbus	12
33	14	Durham	15
34	15A	Alamance	10
35	15B	Orange, Chatham	9
36	16A	Scotland, Hoke	6
37	16B	Robeson	13
38	17A	Rockingham	6
39	17B	Stokes, Surry	7
40	18	Guilford	30
41	19A	Cabarrus	8
42	19B	Montgomery, Randolph	8
43	19C	Rowan	7
44	19D	Moore	4

1	20A	Anson, Richmond,	10
2		Stanly	
3	20B	Union	8
4	21	Forsyth	20
5	22	Alexander, Davidson, Davie,	20
6		Iredell	
7	23	Alleghany, Ashe, Wilkes,	7
8		Yadkin	
9	24	Avery, Madison, Mitchell,	6
10		Watauga, Yancey	
11	25	Burke, Caldwell, Catawba	18
12	26	Mecklenburg	49 <u>54</u>
13	27A	Gaston	14
14	27B	Cleveland,	10
15		Lincoln	
16	28	Buncombe	13
17	29A	McDowell, Rutherford	6
18	29B	Henderson, Polk, Transylvania	7
19	30	Cherokee, Clay, Graham,	11
20		Haywood, Jackson, Macon,	
21		Swain."	

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

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