

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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SENATE BILL 950

Short Title: Qualification for Appt. to Elective Office.

(Public)

Sponsors: Senators Clodfelter; and Rand.

Referred to: Judiciary I (Civil).

March 20, 2007

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT A PERSON APPOINTED TO FILL A VACANCY IN  
AN ELECTIVE OFFICE BE ELIGIBLE TO VOTE FOR THAT OFFICE IF AN  
ELECTION WAS HELD ON THE DATE OF APPOINTMENT.

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 128 of the General Statutes is amended by adding a  
new section to read:

**"§ 128-7.2. Qualifications for appointment to fill vacancy in elective office.**

No person is eligible for appointment to fill a vacancy in any elective office, whether  
State or local, unless that person would have been eligible to vote as an elector for that  
office if an election were to be held on the date of appointment. This section is intended  
to implement the provisions of Section 8 of Article VI of the Constitution."

**SECTION 2.** G.S. 163-11 is amended by adding a new subsection to read:

"(e) No person is eligible for appointment to fill a vacancy in the Senate or the  
House of Representatives under this section, unless that person would have been  
eligible to vote as an elector for that office if an election were to be held on the date of  
appointment. This section is intended to implement the provisions of Section 8 of  
Article VI of the Constitution."

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