

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE DRS75221-LB-234 (3/8)

Short Title: Qualification for Appt. to Elective Office. (Public)

Sponsors: Senator Clodfelter.

Referred to:

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.