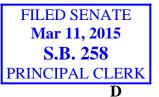
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015



SENATE DRS35081-LU-61 (02/18)

Short Title:	Party Exec. Comm./Fill Vacancy/Washington Cty.	(Local)
Sponsors:	Senator Smith-Ingram (Primary Sponsor).	
Referred to:		

1	A BILL TO BE ENTITLED
2	AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE WASHINGTON
3	COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF
4	WASHINGTON COUNTY, THE PERSON RECOMMENDED BY THE PARTY
5	EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED.
6	The General Assembly of North Carolina enacts:
7	SECTION 1. G.S. 153A-27.1(h) reads as rewritten:
8	"(h) This section shall apply only in the following counties: Alamance, Alexander,
9	Alleghany, Avery, Beaufort, Brunswick, Buncombe, Burke, Caldwell, Carteret, Cherokee,
10	Clay, Cleveland, Cumberland, Dare, Davidson, Davie, Forsyth, Graham, Guilford, Harnett,
11	Haywood, Henderson, Hyde, Jackson, Lee, Lincoln, Macon, Madison, McDowell,
12	Mecklenburg, Moore, Pender, Polk, Randolph, Rockingham, Rutherford, Sampson, Stanly,
13	Stokes, Transylvania, Washington, and Yancey."
14	SECTION 2. G.S. 162-5.1 reads as rewritten:
15	"§ 162-5.1. Vacancy filled in certain counties; duties performed by coroner or chief
16	deputy.
17	If any vacancy occurs in the office of sheriff, the coroner of the county shall execute all
18	process directed to the sheriff until the board shall elect a sheriff to supply the vacancy for the
19	residue of the term, who shall possess the same qualifications, enter into the same bond, and be
20	subject to removal, as the sheriff regularly elected. If the sheriff were elected as a nominee of a
21	political party, the board of commissioners shall consult the county executive committee of that
22	political party before filling the vacancy, and shall elect the person recommended by the county
23	executive committee of that party, if the party makes a recommendation within 30 days of the
24	occurrence of the vacancy. If the board should fail to fill such vacancy, the coroner shall
25	continue to discharge the duties of sheriff until it shall be filled.
26	In those counties where the office of coroner has been abolished, the chief deputy sheriff, or
27	if there is no chief deputy, then the senior deputy in years of service, shall perform all the duties
28	of the sheriff until the county commissioners appoint some person to fill the unexpired term. In
29	all counties the regular deputy sheriffs shall, during the interim of the vacancy, continue to
30	perform their duties with full authority.
31	This section shall apply only in the following counties: Alamance, Alexander, Alleghany,
32	Avery, Beaufort, Brunswick, Buncombe, Burke, Cabarrus, Caldwell, Carteret, Cherokee, Clay,
33	Cleveland Davidson Davie Edgecombe Forsyth Gaston Graham Guilford Haywood

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Cleveland, Davidson, Davie, Edgecombe, Forsyth, Gaston, Graham, Guilford, Haywood,
Henderson, Hyde, Jackson, Lee, Lincoln, Madison, McDowell, Mecklenburg, Moore, New
Hanover, Onslow, Pender, Polk, Randolph, Richmond, Rockingham, Rutherford, Sampson,
Stokes, Surry, Transylvania, Wake, <u>Washington,</u> Wayne, and Yancey."



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