

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 450

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H450-ALB-139 [v.2]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [NO]
Third Edition

Date June 16, 2011

Senator P. Berger

1 moves to amend the bill on page 1, line 18 through page 2, line 10 by rewriting those lines to
2 read:

3 "SECTION 2.1.(a) The Board of Commissioners of Guilford County shall, within
4 60 days of the date this act becomes law, adopt a districting plan with eight single-member
5 districts as provided by subsection (a) of this section. The plan shall:

- 6 (1) Include at least three districts with a black voting age population of greater
7 than fifty percent (50%).
- 8 (2) Have a total deviation from the ideal that does not exceed ten percent (10%).
- 9 (3) Minimize the dividing of precincts.
- 10 (4) To the extent practicable respect communities of interest.
- 11 (5) Comply with Section 5 of the Voting Rights Act of 1965 and all applicable
12 State and federal court decisions.
- 13 (6) Use population data from the 2010 decennial federal census.
- 14 (7) Not consider the place of residence of incumbents except as necessary to
15 comply with Section 5 of the Voting Rights Act of 1965.

16 SECTION 2.1.(b) If the plan adopted under subsection (a) of this section is not
17 precleared or approved under Section 5 of the Voting Rights Act of 1965, the Board of
18 Commissioners of Guilford County shall adopt a new plan that follows subdivisions (a)(1)
19 through (a)(7) of this section. In a revised plan, the Board of Commissioners shall consider all
20 objections raised by the United States Department of Justice or the District Court for the
21 District of Columbia to ensure that the districts fully comply with the requirements of Section 5
22 of the Voting Rights Act of 1965.

23 SECTION 2.1.(c). No change in the boundaries of a district shall affect the
24 unexpired term of office of a member of the Board of Commissioners."
25

26 Further moves to amend the bill on page 2, lines 13-16 by rewriting those lines to read:

27 "SECTION 4.(a) Pursuant to G.S. 120-30.9E, Guilford County shall submit this
28 act and the plan adopted under Section 2.1 of this act under Section 5 of the Voting Rights Act
29 of 1965. Guilford County may call on the assistance of the Attorney General of North Carolina
30 in making its submittal.

31 SECTION 4.(b) If Sections 1 and 2 of this act are not approved under Section 5 of
32 the Voting Rights Act by the 10th day before candidate filing is to open in 2012 under



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1 G.S. 163-106, then those sections shall instead become effective beginning with the election in
2 2014 and the election in 2012 shall be conducted under current law.
3 **SECTION 4.(d)** If the districting plan adopted under Section 2.1 of this act is not
4 approved under Section 5 of the Voting Rights Act by the 10th day before candidate filing is to
5 open in 2012 under G.S. 163-106, then Sections 1, 2 and 2.1 of this act shall instead become
6 effective beginning with the election in 2014 and the election in 2012 shall be conducted under
7 current law."
8 **SECTION 5.** This act is effective when it becomes law."
9
10 Further moves to amend the bill on page 1 line 11 by deleting "subsection (d) of this
11 section" and substituting "Section 2.1 of this act"

SIGNED


Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

46-2

FAILED

TABLED

Sarah Clapp
6.16.11