



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 523

ADOPTED

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

H523-ALB-66 [v.4]

Page 1 of 3

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

Date 5/17, 2011

Representative Fowler

1 moves to amend the bill on page 1, line 8, through page 2, line 32, by rewriting those lines to
2 read:

3 **SECTION 1.(b)** Paragraphs 1 and 2 of Section 12A of Chapter 232 of the Private
4 Laws of 1927, as amended by Chapter 53, Session Laws of 1965, as amended by the Ordinance
5 of January 6, 2003 adopted under Part 4 of Article 5 of Chapter 160A of the General Statutes,
6 reads as rewritten:

7 "1. Election of Mayor:—~~On the same day that the regular biennial general election for~~
8 ~~county officials is held in 1966, and quadrennially thereafter, there shall be elected a mayor,~~
9 ~~who shall be a resident of the City of Winston-Salem. The time for election of mayor shall be~~
10 ~~as provided in Section 12J of this Charter. The mayor shall be a resident of the City of~~
11 ~~Winston-Salem. All persons voting for mayor shall cast their ballot in the respective wards in~~
12 ~~which said voters reside, and the person receiving the highest number of the aggregate of the~~
13 ~~votes of all the wards for the office of mayor shall be declared elected.—The Mayor shall be~~
14 ~~elected by all the qualified voters of the City. It is the intent and purpose of this Section that the~~
15 ~~mayor elected in 1965 shall serve for a term expiring on the first Monday in December, 1966,~~
16 ~~and that the mayors elected in 1966, and quadrennially thereafter, Except as provide in Section~~
17 ~~12J of this Charter, the mayor shall serve for terms— a term of four years commencing on the~~
18 ~~first Monday in December— as provided by G.S. 160A-68 at the organizational meeting of the~~
19 ~~city council following the election.~~

20 2. Election of City Council. ~~On the same day that the regular biennial general election for~~
21 ~~county officials is held in 1966, and quadrennially thereafter,—The time for election of city~~
22 ~~council members shall be as provided in Section 12J of this Charter. there—There shall be~~
23 ~~elected eight alderman—council members~~ for the City of Winston-Salem, who shall hold their
24 office until their successors are qualified, of whom one shall be elected from North Ward, one
25 from Northeast Ward, one from East Ward, One from Southeast Ward, one from South Ward,
26 one from Southeast Ward, one from West Ward, and one from Northwest Ward. Each
27 ~~alderman—council member~~ shall be a resident of the ward in which he is elected, and he shall be
28 elected by the qualified voters of his—the council member's ward only. It is the intent and
29 purpose of this Section that the alderman elected in 1965 shall serve for terms expiring on the
30 first Monday in December, 1966, and that the alderman elected in 1966, and quadrennially
31 thereafter, Except as provided in Section 12J of this Charter, city council members shall serve
32 for terms of four years commencing on the first Monday on December as provided by G.S.
33 160A-68 at the organizational meeting of the city council following the election."



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1 **SECTION 1.(c)** Section 12B of Chapter 232 of the Private Laws of 1927, as
2 amended by Chapter 13, Session Laws of 1965, as amended by the Ordinance of January 6,
3 2003 adopted under Part 4 of Article 5 of Chapter 160A of the General Statutes, reads as
4 rewritten:

5 "Sec. 12B. Primary elections.

6 1. Generally. Primary elections to nominate candidates of each qualified political party for
7 mayor and for members of the city council shall be held as needed and shall be conducted in
8 the same manner and pursuant to the same statutes, rules, and regulations as other primary
9 elections for local offices conducted under the provisions of Article ~~XIX-23~~ of Chapter 163 of
10 the General Statutes of North Carolina, except that to the extent such statutes, rules, and
11 regulations differ from or conflict with the provisions of the Charter of the City of Winston-
12 Salem, the latter shall control. ~~A "qualified political party" shall be one which was qualified as~~
13 ~~a political party at the preceding gubernatorial election as defined by General Statute 163-144.~~
14 ~~The persons receiving the highest number of votes of their respective parties shall be deemed to~~
15 ~~be the nominees of their said respective parties and for said offices; provided, that no one shall~~
16 ~~participate in such election except duly qualified voters who affiliate with the political party in~~
17 ~~whose primary seeks to vote. In the event of a tie vote between two or more candidates, all of~~
18 ~~whom received the same highest vote for party nomination, the city executive committee or~~
19 ~~other duly constituted administrative body of the political party of said candidates shall~~
20 ~~determine which shall be the nominee.~~

21 2. Time of holding. ~~The primary in 1965 shall be held at a date to be fixed by the board of~~
22 ~~elections, which date shall be not later than the second Tuesday before the general municipal~~
23 ~~election in 1965, and in 1966 and biennially thereafter the primary shall be held on the same~~
24 ~~day as the regular biennial primary election for county officials. The time for holding primaries~~
25 ~~shall be as provided in Section 12J of this Charter.~~

26 3. Notice of candidacy to be filed; pledge. ~~Every candidate for selection as the nominee of~~
27 ~~any political party for the office of mayor or member of the board of alderman shall file with~~
28 ~~the secretary of the board of elections by twelve o'clock Noon on the third Friday before such~~
29 ~~primary election is to be held in 1965, and by twelve o'clock Noon on or before the Friday~~
30 ~~preceding the sixth Saturday before such primary election is to be held in 1966 and thereafter, a~~
31 ~~notice of his candidacy and pledge in the following form, the blanks being properly filled in~~
32 ~~and the same signed by the candidate:~~

33 ~~"I hereby file my notice as a candidate for the nomination as~~
34 ~~..... In the primary election to be held on the day of~~
35 ~~....., I affiliate with the party, and I~~
36 ~~hereby pledge myself to abide by the results of said primary, and to support in the next general~~
37 ~~municipal election all candidates nominated by the party."~~

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SIGNED


Amendment Sponsor

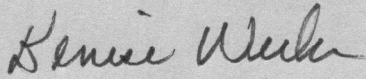
SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

99-17 EV FAILED

TABLED



MAY 17 2011

ADOPTED