

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 325

AMENDMENT NO. A4
(to be filled in by
Principal Clerk)

S325-ATB-23 [v.4]

Page 1 of 3

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

Date _____, 2013

Representative Jackson

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moves to amend the bill on page 1, lines 2-3, by rewriting those lines to read:

"AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF EDUCATION FROM NINE MEMBERS TO ELEVEN, TO PROVIDE THAT THE TWO NEW MEMBERS SHALL BE ELECTED AT-LARGE, TO MOVE THE ELECTIONS FROM ODD TO EVEN NUMBERED YEARS, AND TO USE THE PLURALITY METHOD FOR DETERMINING THE ELECTIONS.";

and, on page 1, line 12 through page 15, line 49, by deleting the lines and substituting the following:

"SECTION 2. Section 6 of Chapter 717, Session Laws of 1975, as amended by Section 1 of Chapter 321, Session Laws of 1977, and as rewritten by Section 2 of Chapter 742 of the 1981 Session Laws, reads as rewritten:

"Sec. 6. All terms of office of members of the Wake County Board of Education shall begin on the first Monday in December following their election. Effective on the first Monday in December of 2016, the Wake County Board of Education shall consist of 11 members. Districts 1, 2, 7, and 9 shall elect a member in 1981-2016 and quadrennially thereafter for a four-year term. Districts 3, 4, 5, 6, and 8 shall elect a member in 1981-2016 for a two-year term and in 1983-2018 and quadrennially thereafter for a four-year term. Two members shall be elected at-large in 2016. The at-large member elected with the highest number of votes in 2016 and



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1 quadrennially thereafter shall serve a four-year term. The at-large member elected in 2016 with
2 the second highest number of votes shall serve a two-year term. The at-large member elected
3 in 2018 and quadrennially thereafter shall serve a four-year term."

4 **SECTION 3.** Effective January 1, 2016, Section 7 of Chapter 717, Session Laws of
5 1975, as amended by Sections 2 and 3 of Chapter 321, Session Laws of 1977, and as rewritten
6 by Section 3 of Chapter 742 of the 1981 Session Laws, reads as rewritten:

7 "Sec. 7. (a) ~~In 1981, and biennially thereafter, Beginning in 2016,~~ members of the Wake
8 County Board of Education shall be elected by the nonpartisan ~~election and runoff-plurality~~
9 election method in accordance with ~~G.S. 163-279(a)(4), G.S. 163-293, G.S. 163-292 and~~
10 ~~G.S. 163-294.2. and G.S. 163-294.2, except that only~~ For members elected by district, only
11 persons who are registered to vote in the district shall be permitted to file a notice of candidacy
12 for election in that district. Notwithstanding G.S. 163-294.2(c) and G.S. 163-106, candidates
13 seeking office shall file their notices of candidacy with the board of elections no earlier than
14 12:00 noon on the last Friday in June and no later than 12:00 noon on the third Friday in July
15 preceding the election. Such election shall be governed by the provisions of Chapter 163 of the
16 General Statutes. Statutes and shall be held to coincide with the general election for county
17 officers in even-numbered years.

18 (b) The qualified voters of each district shall elect a person who resides in that district
19 for the seat apportioned to that district. Only the qualified voters of the district may vote in that
20 election.

21 (c) At-large members shall be elected by all of the qualified voters of Wake County."

22 **SECTION 4.** The first sentence of Section 8 of Chapter 717, Session Laws of
23 1975, as amended by Section 4 of Chapter 321, Session Laws of 1977, as rewritten by Section
24 4 of Chapter 742 of Session Law 1981, is rewritten to read:

25 "Beginning with the ~~1981~~2016 election, members of the Wake County Board of Education
26 shall hold office for terms as provided in Section 6 of this act."

27 **SECTION 5.** Section 9 of Chapter 717 of the Session Laws of 1975, as amended
28 by Chapter 952 of the Session Laws of 1983, S.L. 2011-138, and S.L. 2012-106 reads as
29 rewritten:

30 "Sec. 9. The Wake County Board of Education, acting jointly and by a majority vote of all
31 members present, shall elect a chair to preside at meetings and a vice-chair to preside at
32 meetings in the absence of the chair; and the chair and vice-chair shall have a vote on all
33 matters considered by the Wake County Board of Education. ~~All~~In the case of district seats,
34 vacancies occurring in the membership of the Wake County Board of Education by reason of
35 death, resignation, removal of residence from the district from which elected, or for any cause
36 whatsoever, shall be filled by the remaining members of said board by appointing a member
37 from the voting district creating the vacancy for the remainder of the unexpired term. In the
38 case of at-large seats, vacancies occurring in the membership of the Wake County Board of
39 Education by reason of death, resignation, removal of residence from Wake County, or for any
40 cause whatsoever, shall be filled by the remaining members of said board by appointing a
41 member at-large for the remainder of the unexpired term. The Wake County Board of
42 Education shall have all power and authority as a Board of Education as herein conferred and
43 as are conferred by the General Statutes of North Carolina on boards of education in general."

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1 **SECTION 6.** This act is effective when it becomes law and applies beginning with
2 the 2016 election of the Wake County Board of Education.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

**The official copy of this document, with signatures
and vote information, is available in the
House Principal Clerk's Office**