

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 759

A1

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

S759-AST-171 [v.3]

Page 1 of 2

Amends Title [YES]
Second Edition

Date _____, 2023

Representative PRATHER

- 1 moves to amend the bill on page 1, line 3, by deleting "COMMISSIONERS" and substituting
- 2 "COMMISSIONERS;"
- 3
- 4 and on page 1, line 4, by deleting "AND";
- 5
- 6 and on page 1, line 5, by inserting "FOR" after "PROCESS";
- 7
- 8 and on page 1, line 5, by deleting "EDUCATION." and substituting "EDUCATION; AND TO
- 9 MODIFY THE METHOD OF ELECTION OF THE BUNCOMBE COUNTY BOARD OF
- 10 COMMISSIONERS.";
- 11
- 12
- 13 and on page 3, lines 9-10, by rewriting those lines to read:
- 14 "SECTION 4.(a) Section 1 of Chapter 936 of the Session Laws of 1963, as amended
- 15 by referendum under G.S. 153A-58 to increase the size to four members plus the separately
- 16 elected chairman, as amended by Chapter 129 of the 1983 Session Laws to provide for a board
- 17 of five members which elects its own chairman, and as amended again by referendum in 1984
- 18 under G.S. 153A-58 to provide for four members plus the separately elected chairman, as
- 19 amended by S.L. 2011-81, and S.L. 2011-407, reads as rewritten:
- 20 "Section 1.(a) The Board of Commissioners of Buncombe County shall consist of six
- 21 members plus the chairman.
- 22 (b) In 2012 and quadrennially thereafter, the chairman shall be elected separately by all
- 23 the qualified voters of Buncombe County.
- 24 (c) ~~In 2012, two commissioners shall be elected from each of the three House of~~
- 25 ~~Representatives Districts in Buncombe County. In each district the person receiving the highest~~
- 26 ~~number of votes is elected to a four year term, and the person receiving the second highest~~
- 27 ~~number of votes is elected to a two year term. In 2014 and biennially thereafter, one~~
- 28 ~~commissioner shall be elected from each district for a four year term. Each member shall reside~~
- 29 ~~in and represent one of the districts,district, and only the qualified voters of that district are~~
- 30 ~~eligible to vote for that district seat. The districts shall be numbered 1, 2, and 3 and shall~~
- 31 ~~correspond to the numerical order of the three house districts. The districts shall be those~~



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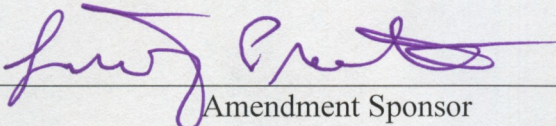
Page 2 of 2

1 established by the Board of Commissioners of Buncombe County and revised as needed
2 following the return of a federal decennial census.

3 (d) ~~If after the 2020 or subsequent censuses Buncombe County is not entitled to exactly~~
4 ~~three House of Representatives districts, the Board of Commissioners of Buncombe County may~~
5 ~~redistrict the three county commissioner districts in accordance with G.S. 153A-22, but in doing~~
6 ~~so shall only deviate from the boundaries of the three House of Representatives districts to the~~
7 ~~extent necessary to account as appropriate either for (i) areas of Buncombe County not in one of~~
8 ~~those three house districts or (ii) areas in another county or counties located in one or more of~~
9 ~~the three house districts. Notwithstanding Part 4 of Article 4 of Chapter 153A of the General~~
10 ~~Statutes, the structure of the Buncombe County Board of Commissioners shall not be altered~~
11 ~~under that Part prior to the return of the 2020 census."~~

12 **SECTION 4.(b)** Notwithstanding Section 4(a) of this act, for the 2024 election, the
13 election districts shall be those established by S.L. 2022-4 for the three House of Representatives
14 Districts in Buncombe County. If, after the 2024 elections, the Board of Commissioners of
15 Buncombe County fails to establish election districts prior to November 1, 2025, the election
16 districts shall continue to be those established by S.L. 2022-4 for the three House of
17 Representatives Districts in Buncombe County until the return of the 2030 federal decennial
18 census.

19 **SECTION 5.** Except as otherwise provided, this act is effective when it becomes law
20 and applies to elections held on or after that date."

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**