

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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HOUSE BILL 58
Committee Substitute Favorable 3/4/25
PROPOSED SENATE COMMITTEE SUBSTITUTE H58-PCS40277-CHe-5

Short Title: Various Local Elections.

(Local)

Sponsors:

Referred to:

February 5, 2025

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE TERMS OF THE MAYOR AND MEMBERS OF THE BOARD OF COMMISSIONERS FOR THE TOWN OF KITTRELL FROM TWO TO FOUR YEARS; TO PROVIDE THAT THE ASHEBORO CITY BOARD OF EDUCATION SHALL CONSIST OF SEVEN MEMBERS ELECTED ON A PARTISAN BASIS IN EVEN-NUMBERED YEARS TO SERVE FOUR-YEAR STAGGERED TERMS; TO ESTABLISH RESIDENCY DISTRICTS FOR THE ANSON COUNTY BOARD OF COMMISSIONERS; AND TO PROVIDE THAT VACANCIES ON THE CASWELL COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1.

The General Assembly of North Carolina enacts:

SECTION 1.(a) Section 3 of the Charter of the Town of Kittrell, being Chapter 136 of the Private Laws of 1885, reads as rewritten:

"Sec. 3. That the officers of said town shall consist of a ~~mayor, mayor and three commissioners and a constable;~~ commissioners, and the commissioners shall have power to appoint a ~~secretary and treasurer, clerk and finance officer.~~ The mayor and three commissioners shall be elected for four-year terms."

SECTION 1.(b) This section is effective when it becomes law and applies to elections held on or after that date.

SECTION 2.1.(a) Notwithstanding Chapter 35 of the 1957 Session Laws, as amended by Chapter 838 of the 1959 Session Laws, Chapter 172 of the 1969 Session Laws, Chapter 310 of the 1973 Session Laws, and Chapter 81 of the 1985 Session Laws, two members of the Asheboro City Board of Education shall be elected in 2025 on a nonpartisan plurality basis with the results determined in accordance with G.S. 163-292 to serve a one-year term.

SECTION 2.1.(b) This section does not affect the term of office of any member elected in 2025 to the Asheboro City Board of Education. Any vacancy on the Asheboro City Board of Education for a member elected in 2025 shall be filled by appointment of the remaining members of the Asheboro City Board of Education to serve the remainder of the unexpired term. Each member of the Asheboro City Board of Education elected in 2025, or any member appointed to fill a vacancy for a member elected in 2025, shall serve until a successor has been elected and qualified.

SECTION 2.2.(a) Section 2 of Chapter 35 of the 1957 Session Laws, as amended by Chapter 838 of the 1959 Session Laws, Chapter 172 of the 1969 Session Laws, Chapter 310 of the 1973 Session Laws, and Chapter 81 of the 1985 Session Laws, reads as rewritten:



* H 5 8 - P C S 4 0 2 7 7 - C H E - 5 *

1 "**Sec. 2.** (a) ~~The Asheboro City Board of Education shall consist of 11 seven members~~
2 ~~elected for six year staggered four-year terms. Members shall be elected on a partisan basis. The~~
3 ~~election shall be held at the same time as provided by general law for the municipal elections for~~
4 ~~the City of Asheboro. At the election on November 6, 1973, four (4) members shall be elected~~
5 ~~for six year terms. At the election on November 4, 1975, three (3) members shall be elected for~~
6 ~~six year terms and at the election on November 8, 1977, four (4) members shall be elected for~~
7 ~~six year terms. Thereafter, biennially there shall be elected members of the board to fill those~~
8 ~~vacancies created by expiration of the terms of office. of the general election in each~~
9 ~~even-numbered year as terms expire. Candidates for election to the Asheboro City Board of~~
10 ~~Education shall be nominated at the same time and manner as county officers. Members shall~~
11 ~~take office on the first Monday in December following their election. The terms of all present~~
12 ~~members are extended until the first Monday in December following the election of their~~
13 ~~successors, or Members shall serve until their successors are elected and qualified. The election~~
14 ~~shall be held and conducted by the Randolph County Board of Elections under the same~~
15 ~~applicable provisions of Articles 23 and 24 of Chapter Chapters 115C and 163 of the General~~
16 ~~Statutes which are applicable to the election of municipal officers in the City of~~
17 ~~Asheboro. Statutes.~~

18 (b) ~~Any vacancy occurring by reason of death, resignation or otherwise than by expiration~~
19 ~~of the term of office, on the Asheboro City Board of Education shall be filled for the unexpired~~
20 ~~term by the appointment made by the remaining members of the board of education in accordance~~
21 ~~with G.S. 115C-37.1."~~

22 **SECTION 2.2.(b)** Sections 1, 3, 4, 5, 6, and 7 of Chapter 35 of the 1957 Session
23 Laws, as amended by Chapter 838 of the 1959 Session Laws, Chapter 172 of the 1969 Session
24 Laws, and Chapter 81 of the 1985 Session Laws, are repealed.

25 **SECTION 2.2.(c)** The terms of office for the four members serving on the effective
26 date of this section whose terms of office are set to expire in 2027 shall be extended by one year,
27 and the terms of office for the three members serving on the effective date of this section whose
28 terms are set to expire in 2029 shall be extended by one year. To maintain the staggering of terms,
29 members shall be elected as follows:

30 (1) In 2026, two members shall be elected to serve a four-year term.

31 (2) In 2028 and quadrennially thereafter, three members shall be elected to serve
32 a four-year term.

33 (3) In 2030 and quadrennially thereafter, four members shall be elected to serve
34 a four-year term.

35 **SECTION 2.2.(d)** Between the date of the 2028 general election and the first
36 Monday in December 2028, the Asheboro City Council shall appoint a registered voter residing
37 in the Asheboro City Board of Education School Administrative Unit district to serve on the
38 Asheboro City Board of Education to vote only in the case of a tie. The person so appointed shall
39 serve a term of office expiring the first Monday in December 2030. In the event of a vacancy in
40 the seat appointed under this subsection, the Asheboro City Council shall fill the vacancy for the
41 unexpired term.

42 **SECTION 2.2.(e)** G.S. 115C-37.1(d) reads as rewritten:

43 "(d) This section shall apply only to the Asheboro City Board of Education, the Hickory
44 City Board of Education and the Newton-Conover City Board of Education and in the following
45 counties: Alleghany, Ashe, Beaufort, Brunswick, Burke, Cabarrus, Caldwell, Carteret, Catawba,
46 Cherokee, Clay, Craven, Dare, Davie, Forsyth, Graham, Harnett, Henderson, Hyde, Iredell, Lee,
47 Lincoln, Madison, McDowell, Mitchell, New Hanover, Onslow, Pamlico, Pender, Polk,
48 Rutherford, Stanly, Stokes, Surry, Vance, Washington, and Yancey."

49 **SECTION 2.2.(f)** This section does not affect the term of office of any member
50 elected in 2021 or 2023 to the Asheboro City Board of Education. Any vacancy on the Asheboro
51 City Board of Education for a member elected in 2021 or 2023 shall be filled by appointment of

1 the remaining members of the Asheboro City Board of Education to serve the remainder of the
2 unexpired term. Each member of the Asheboro City Board of Education elected in 2021 or 2023,
3 or any member appointed to fill a vacancy for a member elected in 2021 or 2023, shall serve until
4 a successor has been elected and qualified.

5 **SECTION 2.2.(g)** This section becomes effective the first Monday in December of
6 2026, and elections in 2026 and thereafter shall be conducted accordingly.

7 **SECTION 3.(a)** Notwithstanding Chapter 281 of the 1987 Session Laws, the Anson
8 County Board of Commissioners shall consist of seven members elected from seven
9 single-member residency districts. One member shall be elected from each residency district. No
10 person shall be eligible to file for or be elected to the Anson County Board of Commissioners
11 unless the person is a qualified voter and resident of the district in which that candidate seeks to
12 be elected. All candidates for election shall be voted on by all eligible voters in the county.
13 Members shall take office and qualify on the first Monday in December of the year of election,
14 and the terms of their predecessors shall expire at that same time. Members shall serve until a
15 successor has been elected and qualified.

16 **SECTION 3.(b)** Until revised in accordance with G.S. 153A-22.1, the residency
17 districts required by this section shall be the districts used in the 2022 elections for the Anson
18 County Board of Commissioners.

19 **SECTION 3.(c)** G.S. 153A-22.1(f), as enacted by Chapter 215 of the 1995 Session
20 Laws, and as rewritten by S.L. 1998-175, S.L. 2011-126, S.L. 2023-24, and S.L. 2023-30, reads
21 as rewritten:

22 "(f) This section applies to ~~Henderson and Moore Johnston, Anson, Henderson, Johnston,~~
23 and Moore Counties only."

24 **SECTION 3.(d)** This section becomes effective the first Monday in December 2026,
25 and elections in 2026 and thereafter shall be conducted accordingly.

26 **SECTION 4.(a)** G.S. 153A-27.1(h) reads as rewritten:

27 "(h) This section shall apply only in the following counties: Alamance, Alexander,
28 Alleghany, Avery, Beaufort, Brunswick, Buncombe, Caldwell, Carteret, Caswell, Cherokee,
29 Clay, Cleveland, Cumberland, Dare, Davidson, Davie, Forsyth, Graham, Guilford, Harnett,
30 Haywood, Henderson, Hyde, Jackson, Lee, Lincoln, Macon, Madison, McDowell, Mecklenburg,
31 Moore, Onslow, Pender, Polk, Randolph, Rockingham, Rutherford, Sampson, Stanly, Stokes,
32 Transylvania, and Yancey."

33 **SECTION 4.(b)** This section is effective when it becomes law and applies to
34 vacancies filled on or after that date.

35 **SECTION 5.** Except as otherwise provided, this act is effective when it becomes
36 law.