

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1035

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H1035-ABKe-21 [v.5]

Page 1 of 3

Amends Title [NO]
Third Edition

Date _____, 2026

Senator Daniel

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2 moves to amend the bill on page 6, line 45, by deleting "S.L. 2005-54" and substituting "Section
3 2 of S.L. 2005-54";
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10 and on page 10, lines 46-47, by inserting between the lines the following:

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**"PART XII. MCDOWELL COUNTY MUNICIPALITIES – EVEN-NUMBERED YEAR
ELECTIONS**

CITY OF MARION

15
16 **SECTION 12.1.(a)** Section 3.1 of the Charter of the City of Marion, being Chapter
17 101 of the 1977 Session Laws, reads as rewritten:

18 "Sec. 3.1. Regular municipal elections; conduct and method of election. Regular municipal
19 elections for officers shall be held in the City every two years in odd-numbered years and at the
20 time of the general election in each even-numbered year. Except as otherwise provided, the
21 election shall be conducted in accordance with the uniform municipal election laws of North
22 Carolina. The Mayor and members of the Council shall be elected according to the nonpartisan
23 plurality method of election-election in accordance with G.S. 163-292."

24 **SECTION 12.1.(b)** Section 2.2 of the Charter of the City of Marion, being Chapter
25 101 of the 1977 Session Laws, reads as rewritten:

26 "Sec. 2.2. City Council; composition; terms of office. The City Council shall be composed
27 of five members, each of whom shall be elected for staggered terms of four years in the manner
28 provided by Article III of this Charter, provided they shall serve until their successors are elected
29 and qualified."

30 **SECTION 12.1.(c)** Sections 3.2 and 3.3 of the Charter of the City of Marion, being
31 Chapter 101 of the 1977 Session Laws, are repealed.



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1 **SECTION 12.1.(d)** No municipal elections shall be conducted in the City of Marion
2 in 2027. The terms of office for the two council members in the City of Marion serving on the
3 effective date of this section whose terms are set to expire in 2027 shall be extended by one year.
4 The terms of office for the mayor and three council members in the City of Marion serving on
5 the effective date of this section whose terms are set to expire in 2029 shall be extended by one
6 year. Regular municipal elections in the City of Marion shall resume in even-numbered years
7 beginning in 2028 with the same staggering of terms as when elections were conducted in the
8 odd-numbered years.

9
10 **TOWN OF OLD FORT**

11 **SECTION 12.2.(a)** Section 3 of the Charter for the Town of Old Fort, being Chapter
12 271 of the Private Laws of 1911, reads as rewritten:

13 "Sec. 3. ~~That the~~The officers of the ~~said~~town shall consist of a mayor and five ~~aldermen,~~
14 ~~who, shall, biennially, on the first Monday in May, be elected by the qualified voters of the said~~
15 ~~town.~~ aldermen elected to serve staggered four-year terms."

16 **SECTION 12.2.(b)** Section 11 of Charter of the Town of Old Fort, being Chapter
17 271 of the Private Laws of 1911, reads as rewritten:

18 "~~That the~~The election for mayor and aldermen for ~~said~~the town of Old Fort shall be held
19 ~~and proceeded in as provided in chapter ninety of The Revisal of one thousand nine hundred and~~
20 ~~five, and any all acts amending the same at the time of the general election in each even-~~
21 ~~numbered year. The mayor and aldermen shall be elected on a nonpartisan plurality basis in~~
22 accordance with G.S. 163-292. Except as otherwise provided, the election shall be conducted in
23 accordance with the uniform municipal election laws in Chapter 163 of the General Statutes."

24 **SECTION 12.2.(c)** Sections 5 and 10 of the Charter of the Town of Old Fort, being
25 Chapter 271 of the Private Laws of 1911, are repealed.

26 **SECTION 12.2.(d)** The following acts are repealed:

- 27 (1) Chapter 793 of the 1947 Sessions Laws.
- 28 (2) Chapter 389 of the 1953 Session Laws.
- 29 (3) Chapter 35 of the 1993 Session Laws.

30 **SECTION 12.2.(e)** No municipal elections shall be conducted in the Town of Old
31 Fort in 2027. The terms of office for the three aldermen in the Town of Old Fort serving on the
32 effective date of this section whose terms are set to expire in 2027 shall be extended by one year.
33 The terms of office for the mayor and two aldermen in the Town of Old Fort serving on the
34 effective date of this section whose terms are set to expire in 2029 shall be extended by one year.
35 Regular municipal elections in the Town of Old Fort shall resume in even-numbered years
36 beginning in 2028 with the same staggering of terms as when elections were conducted in the
37 odd-numbered years.";

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and on page 10, line 47, by deleting "PART XII." and substituting "PART XIII.";

and on page 10, line 48, by deleting "SECTION 12." and substituting "SECTION 13.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**