

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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**HOUSE BILL 35
Committee Substitute Favorable 2/20/19**

Short Title: Add'l Superior and District Court Judges. (Public)

Sponsors:

Referred to:

February 7, 2019

A BILL TO BE ENTITLED
AN ACT TO INCREASE THE NUMBER OF SUPERIOR COURT AND DISTRICT COURT
JUDGES IN ONSLOW, JONES, DUPLIN, AND SAMPSON COUNTIES, TO INCREASE
THE NUMBER OF DISTRICT COURT JUDGES IN BURKE, CALDWELL, AND
CATAWBA COUNTIES, AND TO APPROPRIATE FUNDS.

Whereas, the most recent available data of the judicial branch workload formula developed by the Administrative Office of the Courts indicates that the superior court district containing Onslow, Jones, Duplin, and Sampson counties needs one additional superior court judgeship; and

Whereas, the same data indicates that the district court district containing the same counties needs two additional district court judgeships; Now, therefore,
The General Assembly of North Carolina enacts:

SECTION 1. G.S. 7A-41(a) reads as rewritten:

"(a) The counties of the State are organized into judicial divisions and superior court districts, and each superior court district has the counties, and the number of regular resident superior court judges set forth in the following table, and for districts of less than a whole county, as set out in subsection (b) of this section:

Judicial Division	Superior Court District	Counties	No. of Resident Judges
First	1	Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans	2
First	2	Beaufort, Hyde, Martin, Tyrrell, Washington	1
First	3A	Pitt	2
Second	3B	Carteret, Craven, Pamlico	3
Second	4	Duplin, Jones, Onslow, Sampson	<u>2</u> 3
Second	5A	(part of New Hanover, Pender	1



1			see subsection (b))	5
2		5B	(part of New Hanover,	1
3			see subsection (b))	
4		5C	(part of New Hanover,	1
5			see subsection (b))	
6	First	6A	Halifax	1
7	First	6B	Bertie, Hertford,	1
8			Northampton	
9	First	7A	Nash	1
10	First	7B	(part of Wilson,	1
11			part of Edgecombe,	
12			see subsection (b))	
13	First	7C	(part of Wilson,	1
14			part of Edgecombe,	
15			see subsection (b))	
16	Second	8A	Lenoir and Greene	1
17	Second	8B	Wayne	1
18	First	9	Franklin, Granville,	2
19			Person, Vance, Warren	
20	Third	10A	(part of Wake,	1
21			see subsection (b))	
22	Third	10B	(part of Wake,	1
23			see subsection (b))	
24	Third	10C	(part of Wake,	1
25			see subsection (b))	
26	Third	10D	(part of Wake,	1
27			see subsection (b))	
28	Third	10E	(part of Wake,	1
29			see subsection (b))	
30	Third	10F	(part of Wake,	1
31			see subsection (b))	
32	Third	11A	Harnett,	1
33			Lee	
34	Third	11B	Johnston	1
35	Third	12A	(part of Cumberland,	1
36			see subsection (b))	
37	Third	12B	(part of Cumberland,	1
38			see subsection (b))	
39	Third	12C	(part of Cumberland,	2
40			see subsection (b))	
41	Second	13A	Bladen, Columbus	1
42	Second	13B	Brunswick	1
43	First	14A	(part of Durham,	1
44			see subsection (b))	
45	First	14B	(part of Durham,	3
46			see subsection (b))	
47	Third	15A	Alamance	2
48	Fourth	15B	Orange, Chatham	2
49	Third	16A	Anson, Richmond,	2
50			Scotland	
51	Second	16B	Robeson	2

1	Fourth	17A	Caswell, Rockingham	2
2	Fourth	17B	Stokes, Surry	1
3	Fourth	18A	(part of Guilford,	1
4			see subsection (b))	
5	Fourth	18B	(part of Guilford,	1
6			see subsection (b))	
7	Fourth	18C	(part of Guilford,	1
8			see subsection (b))	
9	Fourth	18D	(part of Guilford,	1
10			see subsection (b))	
11	Fourth	18E	(part of Guilford,	1
12			see subsection (b))	
13	Fourth	19A	Cabarrus	1
14	Third	19B	Randolph	2
15	Fourth	19C	Rowan	1
16	Third	19D	Hoke, Moore	2
17	Third	20A	Montgomery, Stanly	2
18	Third	20B	Union	2
19	Fourth	21A	(part of Forsyth,	1
20			see subsection (b))	
21	Fourth	21B	(part of Forsyth,	1
22			see subsection (b))	
23	Fourth	21C	(part of Forsyth,	1
24			see subsection (b))	
25	Fourth	21D	(part of Forsyth,	1
26			see subsection (b))	
27	Fourth	22A	Alexander, Iredell	2
28	Fourth	22B	Davidson, Davie	2
29	Fourth	23	Alleghany, Ashe,	1
30			Wilkes, Yadkin	
31	Fifth	24	Avery, Madison,	2
32			Mitchell,	
33			Watauga, Yancey	
34	Fifth	25A	Burke, Caldwell	2
35	Fifth	25B	Catawba	2
36	Fifth	26A	(part of Mecklenburg,	1
37			see subsection (b))	
38	Fifth	26B	(part of Mecklenburg,	1
39			see subsection (b))	
40	Fifth	26C	(part of Mecklenburg,	1
41			see subsection (b))	
42		26D	(part of Mecklenburg,	1
43			see subsection (b))	
44		26E	(part of Mecklenburg,	1
45			see subsection (b))	
46		26F	(part of Mecklenburg,	1
47			see subsection (b))	
48		26G	(part of Mecklenburg,	1
49			see subsection (b))	
50		26H	(part of Mecklenburg,	1
51			see subsection (b))	

1	Fifth	27A	Gaston	2
2	Fifth	27B	Cleveland, Lincoln	2
3	Fifth	28	Buncombe	2
4	Fifth	29A	McDowell,	1
5			Rutherford	
6	Fifth	29B	Henderson, Polk,	1
7			Transylvania	
8	Fifth	30A	Cherokee, Clay,	1
9			Graham, Macon,	
10			Swain	
11	Fifth	30B	Haywood, Jackson	1."

SECTION 2. G.S. 7A-133(a) reads as rewritten:

"(a) Each district court district shall have the numbers of judges as set forth in the following table:

<u>District</u>	<u>Judges</u>	<u>County</u>
1	5	Camden
		Chowan
		Currituck
		Dare
		Gates
		Pasquotank
		Perquimans
2	4	Martin
		Beaufort
		Tyrrell
		Hyde
		Washington
3A	5	Pitt
3B	6	Craven
		Pamlico
		Carteret
4	<u>8</u> ¹⁰	Sampson
		Duplin
		Jones
		Onslow
5	9	New Hanover
		Pender
6	4	Northampton
		Bertie
		Hertford
		Halifax
7	7	Nash
		Edgecombe
		Wilson
8	6	Wayne
		Greene
		Lenoir
9	5	Granville
		(part of Vance
		see subsection
		(b))

1			Franklin
2			Person
3	9B	2	Warren
4			(part of Vance
5			see subsection (b))
6	10A	3	(part of Wake
7			see subsection (b))
8	10B	3	(part of Wake
9			see subsection (b))
10	10C	3	(part of Wake
11			see subsection (b))
12	10D	6	(part of Wake
13			see subsection (b))
14	10E	3	(part of Wake
15			see subsection (b))
16	10F	3	(part of Wake
17			see subsection (b))
18	11	11	Harnett
19			Johnston
20			Lee
21	12	10	Cumberland
22	13	6	Bladen
23			Brunswick
24			Columbus
25	14	7	Durham
26	15A	4	Alamance
27	15B	5	Orange
28			Chatham
29	16A	4	Scotland
30			Anson
31			Richmond
32	16B	5	Robeson
33	17A	4	Caswell
34			Rockingham
35	17B	4	Stokes
36			Surry
37	18	14	Guilford
38	19A	5	Cabarrus
39	19B	5	Randolph
40	19C	5	Rowan
41	19D	4	Hoke, Moore
42	20A	3	Montgomery, Stanly
43	20B	1	(part of Union
44			see subsection
45			(b))
46	20C	2	(part of Union
47			see subsection
48			(b))
49	20D	1	Union
50	21	11	Forsyth
51	22A	5	Alexander

1			Iredell
2	22B	6	Davidson
3			Davie
4	23	4	Alleghany
5			Ashe
6			Wilkes
7			Yadkin
8	24	4	Avery
9			Madison
10			Mitchell
11			Watauga
12			Yancey
13	25	<u>910</u>	Burke
14			Caldwell
15			Catawba
16	26A	3	(part of
17			Mecklenburg
18			see subsection (b))
19	26B	3	(part of
20			Mecklenburg
21			see subsection (b))
22	26C	2	(part of
23			Mecklenburg
24			see subsection (b))
25	26D	2	(part of
26			Mecklenburg
27			see subsection (b))
28	26E	3	(part of
29			Mecklenburg
30			see subsection (b))
31	26F	3	(part of
32			Mecklenburg
33			see subsection (b))
34	26G	2	(part of
35			Mecklenburg
36			see subsection (b))
37	26H	3	(part of
38			Mecklenburg
39			see subsection (b))
40	27A	7	Gaston
41	27B	6	Cleveland
42			Lincoln
43	28	7	Buncombe
44	29A	3	McDowell
45			Rutherford
46	29B	4	Henderson
47			Polk
48			Transylvania
49	30	6	Cherokee
50			Clay
51			Graham

1 Haywood
2 Jackson
3 Macon
4 Swain."

5 **SECTION 2.5.** Only persons who reside in Burke or Caldwell County may be
6 candidates for the judgeship created in District 25 by Section 2 of this act.

7 **SECTION 3.** There is appropriated from the General Fund to the Administrative
8 Office of the Courts the sum of four hundred forty-seven thousand seven hundred ninety-six
9 dollars (\$447,796) for the 2020-2021 fiscal year.

10 **SECTION 4.** Sections 1 and 2 of this act become effective January 1, 2021, and
11 elections conducted in 2020 shall be conducted in accordance with the judgeships created in those
12 sections. Section 3 of this act becomes effective July 1, 2020. The remainder of this act is
13 effective when it becomes law.