

S. B. 16

CHAPTER 1003

AN ACT TO AMEND ARTICLE II, SECTION 13, OF THE CONSTITUTION OF THE STATE OF NORTH CAROLINA SO AS TO PROVIDE A MORE EXPEDIENT METHOD OF FILLING VACANCIES OCCURRING IN THE GENERAL ASSEMBLY.

The General Assembly of North Carolina do enact:

Section 1. Section 13 of Article II of the Constitution of the State of North Carolina is hereby rewritten so that the same shall hereafter read as follows:

"If a vacancy shall occur in the General Assembly by death, resignation or otherwise, the said vacancy shall be filled immediately by the Governor appointing the person recommended by the executive committee of the county in which the deceased or resigned member was resident, being the executive committee of the political party with which the deceased or resigned member was affiliated at the time of his election."

Sec. 2. This amendment shall be submitted to the qualified voters of the entire State at the next general election after the ratification of this Act.

Sec. 3. The electors favoring the adoption of this amendment shall vote a ballot on which shall be written or printed: "For amendment to fill a vacancy occurring in the General Assembly by death, resignation or otherwise by immediate appointment of the Governor, upon the recommendation of the executive committee of the county in which the deceased or resigned member was resident, being the executive committee of the political party with which the deceased or resigned member was affiliated at the time of his election.," and those opposed shall vote a ballot on which shall be written or printed: "Against amendment to fill a vacancy occurring in the General Assembly by death, resignation or otherwise by immediate appointment of the Governor, upon the recommendation of the executive committee of the county in which the deceased or resigned member was resident, being the executive committee of the political party with which the deceased or resigned member was affiliated at the time of his election."

Sec. 4. The election upon the amendment shall be conducted in the same manner and under the same rules and regulations as provided by the laws governing general elections; and if the majority of the votes cast be in favor of the amendment, it shall be the duty of the Governor of the State to certify the amendment under the seal of the State to the Secretary of State, who shall enroll the said amendment so certified among the permanent records of his office, and the same shall be in force, and every part thereof, from and after the date of such certification.

Sec. 5. All laws and clauses of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 6. This Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 14th day of April, 1951.