



HOUSE BILL 71: Clarify County Comm Oath Filing

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2015-2016 General Assembly

Committee:	House Local Government	Date:	March 2, 2015
Introduced by:	Reps. Hurley, McNeill	Prepared by:	Giles S. Perry
Analysis of:	First Edition		Committee Counsel

SUMMARY: House Bill 71 clarifies that the oath of office taken by a member of a board of county commissioners must be filed with the clerk to the board of commissioners.

CURRENT LAW: Current G.S. 153A-26 requires that the oath of office of a person appointed or elected to a board of county commissioners must be filed with the "clerk". "Clerk" is defined in G.S. 153A-1(2) as the clerk to the board of commissioners.

BILL ANALYSIS: House Bill 71 amends State law to further clarify that an oath of a person appointed or elected to a board of county commissioners must be filed with the clerk to the board of county commissioners.

EFFECTIVE DATE: This act becomes effective October 1, 2015.

BACKGROUND: G.S. 14-229 requires all oaths of office to be filed in the "proper office" for oaths. Prior to 1974, State law required a commissioner oath to be filed with the local clerk of superior court. (G.S. 153-7, repealed).

