



# SENATE BILL 103: Partisan BoEd. Elections/Henderson.

2023-2024 General Assembly

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<b>Committee:</b>	Senate Redistricting and Elections. If favorable, re-refer to Rules and Operations of the Senate	<b>Date:</b>	March 1, 2023
<b>Introduced by:</b>	Sen. Moffitt	<b>Prepared by:</b>	Jessica Sammons and Hillary Woodard
<b>Analysis of:</b>	First Edition		Committee Co-counsel

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**OVERVIEW:** *Senate Bill 103 would change the method of election for members of the Henderson County Board of Public Education from nonpartisan to partisan.*

**CURRENT LAW:** The Henderson County Board of Public Education (Board) consists of seven members, with all members elected from the county at-large. Elections occur in even-numbered years and are conducted using the nonpartisan plurality method. G.S. 163-292. Members serve staggered four-year terms and take office the first Monday in December of the year in which elected. Vacancies are filled by the remaining members of the Board, with the appointee serving until the next election of Board members, at which time the remaining unexpired term is filled by election. G.S. 115C-37.

**BILL ANALYSIS:** The bill would change the method of election of the Board members from nonpartisan to partisan, beginning in 2024.

Beginning in 2024, vacancies for members elected on a partisan basis would be filled in accordance with G.S. 115C-37.1, which requires the remaining members of the Board to consult with the county executive committee of the relevant political party before filling a vacancy and to appoint that executive committee's nominee, if the recommendation is made within 30 days after the seat becomes vacant.

The term of any member appointed to fill a vacancy of a member elected on a nonpartisan basis in 2020 or 2022 are not affected and members will continue to serve until a successor has been elected or qualified.

**EFFECTIVE DATE:** Effective when it becomes law and applies to elections conducted on or after that date.

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