



CHAPTER 115C
ARTICLE 5 - LOCAL BOARDS OF EDUCATION

N.C.G.S. § 115C-37.1.

Vacancies in offices of county boards
elected on partisan basis in certain
counties.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2025-32, s. 4.5 — twenty-eighth act in the lineage	RETRIEVED 21 September 2026, 06:37 UTC	SOURCE FINGERPRINT 5eb094ea5d69b79a7ee56620 - ecf926e246b310a86e8cce1f - 543a33ab7bb90c04
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§ 115C-37.1(a) All vacancies in the membership of county boards of education which are elected by public or local act on a partisan basis shall be filled by appointment of the person, board, or commission specified in the act, except that if the act specifies that appointment shall be made by a party executive committee, then the appointment shall be made instead by the remaining members of the board.

§ 115C-37.1(b) If the vacating member was elected as the nominee of a political party, then the person, board, or commission required to fill the vacancy shall consult with the county executive committee of that party and appoint the person recommended by that party executive committee, if the party executive committee makes a recommendation within 30 days of the occurrence of the vacancy.

§ 115C-37.1(c) Whenever only the qualified voters of less than the entire county were eligible to vote for the member whose seat is vacant (either because the county administrative unit was less than countywide or only residents of certain areas of the administrative unit could vote in the general election for a district seat), the appointing authority must accept the recommendation only if the county executive committee restricted voting to committee members who represent precincts all or part of which were within the territory of the vacating school board member.

§ 115C-37.1(d)

(Effective until December 1, 2026) This section shall apply only to the Hickory City Board of Education and the Newton-Conover City Board of Education and in the following counties: Alleghany, Ashe, Beaufort, Brunswick, Burke, Cabarrus, Caldwell, Carteret, Catawba, Cherokee, Clay, Columbus, Craven, Dare, Davie, Forsyth, Gaston, Graham, Harnett, Henderson, Hyde, Iredell, Johnston, Lee, Lincoln, Madison, McDowell, Mitchell, New Hanover, Onslow, Pamlico, Pender, Polk, Rutherford, Scotland, Stanly, Stokes, Surry, Vance, Washington, and Yancey.

§ 115C-37.1(d)

(Effective December 1, 2026 until December 7, 2026) This section shall apply only to the Hickory City Board of Education and the Newton-Conover City Board of Education and in the following counties: Alexander, Alleghany, Ashe, Beaufort, Brunswick, Burke, Cabarrus, Caldwell, Carteret, Catawba, Cherokee, Clay, Columbus, Craven, Dare, Davie, Forsyth, Gaston, Graham, Harnett, Henderson, Hyde, Iredell, Johnston, Lee, Lincoln, Madison, McDowell, Mitchell, New Hanover, Onslow, Pamlico, Pender, Polk, Rowan, Rutherford, Scotland, Stanly, Stokes, Surry, Vance, Washington, and Yancey.

§ 115C-37.1(d)

(Effective December 7, 2026) This section shall apply only to the Asheboro City Board of Education, the Hickory City Board of Education and the Newton-Conover City Board of Education and in the following counties: Alexander, Alleghany, Ashe, Beaufort, Brunswick, Burke, Cabarrus, Caldwell, Carteret, Catawba, Cherokee, Clay, Columbus, Craven, Dare, Davie, Forsyth, Gaston, Graham, Harnett, Henderson, Hyde, Iredell, Johnston, Lee, Lincoln, Madison, McDowell, Mitchell, New Hanover, Onslow, Pamlico, Pender, Pitt, Polk, Rowan, Rutherford, Scotland, Stanly, Stokes, Surry, Vance, Washington, and Yancey.

§ 115C-37.1(d)

(Contingently effective December 4, 2028 - see notes) This section shall apply only to the Asheboro City Board of Education, the Hickory City Board of Education and the Newton-Conover City Board of Education and in the following counties: Alexander, Alleghany, Ashe, Beaufort, Brunswick, Burke, Cabarrus, Caldwell, Carteret, Catawba, Cherokee, Clay, Columbus, Craven, Currituck, Dare, Davie, Forsyth, Gaston, Graham, Harnett, Henderson, Hyde, Iredell, Johnston, Lee, Lincoln, Madison, McDowell, Mitchell, New Hanover, Onslow, Pamlico, Pender, Pitt, Polk, Rowan, Rutherford, Scotland, Stanly, Stokes, Surry, Vance, Washington, and Yancey.

28 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.



Nº	YEAR	ACT	CHARACTER
01	1981	c. 763, ss. 4, 14	ENACTED
02	1981	c. 830	AMENDED
03	1983	c. 493, s. 1	AMENDED
04	1983	1987 (Reg. Sess., 1988), c. 974, s. 5	AMENDED
05	1989	c. 497, s. 3	AMENDED
06	2009	S.L. 2009-277, ss. 1, 2	AMENDED
07	2013	S.L. 2013-220, s. 2	AMENDED
08	2013	S.L. 2013-361, s. 2	AMENDED
09	2014	S.L. 2014-6, s. 5(b)	AMENDED
10	2015	S.L. 2015-35, s. 4(a)	AMENDED
11	2015	S.L. 2015-242, s. 2	AMENDED
12	2017	S.L. 2017-78, s. 12(a), (b)	AMENDED
13	2019	S.L. 2019-63, s. 4	AMENDED
14	2019	S.L. 2019-102, s. 2(d)	AMENDED
15	2021	S.L. 2021-28, s. 2	AMENDED
16	2021	S.L. 2021-51, s. 2.5	AMENDED
17	2021	S.L. 2021-99, s. 3	AMENDED
18	2021	S.L. 2021-140, s. 4	AMENDED
19	2023	S.L. 2023-4, ss. 1(b), 7(a)	AMENDED
20	2023	S.L. 2023-22, s. 5(a)	AMENDED
21	2023	S.L. 2023-32, s. 5(a)	AMENDED
22	2023	S.L. 2023-37, s. 8(a)	AMENDED
23	2023	S.L. 2023-41, s. 2(a)	AMENDED
24	2024	S.L. 2024-2, s. 4	AMENDED

25	2024	S.L. 2024-14, s. 10(b)	AMENDED
26	2025	S.L. 2025-3, s. 2.2(e)	AMENDED
27	2025	S.L. 2025-13, ss. 2(c), 2.1(e)	AMENDED
28	2025	S.L. 2025-32, s. 4.5	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 115C-37.1 (2025).

PINPOINT

N.C. Gen. Stat. § 115C-37.1(a) (2025).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1981, c. 763, ss. 4, 14; c. 830; 1983, c. 493, s. 1; 1987 (Reg. Sess., 1988), c. 974, s. 5; 1989, c. 497, s. 3; 2009-277, ss. 1, 2; 2013-220, s. 2; 2013-361, s. 2; 2014-6, s. 5(b); 2015-35, s. 4(a); 2015-242, s. 2; 2017-78, s. 12(a), (b); 2019-63, s. 4; 2019-102, s. 2(d); 2021-28, s. 2; 2021-51, s. 2.5; 2021-99, s. 3; 2021-140, s. 4; 2023-4, ss. 1(b), 7(a); 2023-22, s. 5(a); 2023-32, s. 5(a); 2023-37, s. 8(a); 2023-41, s. 2(a); 2024-2, s. 4; 2024-14, s. 10(b); 2025-3, s. 2.2(e); 2025-13, ss. 2(c), 2.1(e); 2025-32, s. 4.5.)

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