



CHAPTER 162
ARTICLE 1 - THE OFFICE

N.C.G.S. § 162-5.1.

Vacancy filled in certain counties; duties performed by coroner or chief deputy.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2021-141, s. 1 — nineteenth act in the lineage	21 September 2026, 03:36 UTC	12066f447dfcf4a559ea6932 - 95723527ea9d42dce2a6b1ed - b53af785f1467e7f

- § 162-5.1(a)

If any vacancy occurs in the office of sheriff, the coroner of the county shall execute all process directed to the sheriff until the board of county commissioners shall appoint a sheriff to supply the vacancy for the residue of the term, who shall possess the same qualifications, enter into the same bond, and be subject to removal, as the sheriff regularly elected.
- § 162-5.1(b)

If the sheriff were elected as a nominee of a political party, the board of county commissioners shall consult the county executive committee of that political party before filling the vacancy, and shall appoint the person recommended by the county executive committee of that party, if the party makes a recommendation within 30 days of the occurrence of the vacancy.
- § 162-5.1(c)

If the board should fail to fill such vacancy, the coroner shall continue to discharge the duties of sheriff until it shall be filled. In those counties where the office of coroner has been abolished, the chief deputy sheriff, or if there is no chief deputy, then the senior deputy in years of service, shall perform all the duties of the sheriff until the board of county commissioners appoint some person to fill the unexpired term. In all counties the regular deputy sheriffs shall, during the interim of the vacancy, continue to perform their duties with full authority.
- § 162-5.1(d)

The board of county commissioners shall not make any appointment under this section without first being presented with a valid disclosure statement of no felony convictions or expungements, issued within 90 days prior to the appointment,

prepared by the North Carolina Sheriffs' Education and Training Standards Commission pursuant to Article 3 of Chapter 17E of the General Statutes with respect to the individual being appointed.

§ 162-5.1(e)

This section shall apply only in the following counties: Alamance, Alleghany, Avery, Beaufort, Brunswick, Buncombe, Cabarrus, Caldwell, Carteret, Cherokee, Clay, Davidson, Davie, Edgecombe, Forsyth, Gaston, Graham, Guilford, Haywood, Henderson, Hyde, Jackson, Lee, Lincoln, Madison, McDowell, Mecklenburg, Moore, New Hanover, Onslow, Pender, Polk, Randolph, Richmond, Rockingham, Rutherford, Sampson, Stokes, Surry, Swain, Transylvania, Wake, Washington, Wayne, and Yancey.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
19 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. 10, 14	ENACTED
02	1981	c. 830	AMENDED
03	1983	c. 670, s. 2	AMENDED
04	1987	c. 196, s. 3	AMENDED
05	1989	c. 83	AMENDED
06	1989	c. 497, s. 1	AMENDED
07	1991	c. 15, s. 1	AMENDED
08	1991	c. 558, s. 2	AMENDED
09	2001	S.L. 2001-257, s. 2	AMENDED
10	2003	S.L. 2003-39, s. 1	AMENDED
11	2003	S.L. 2003-90, s. 1	AMENDED
12	2009	S.L. 2009-32, s. 2	AMENDED
13	2011	S.L. 2011-175, s. 4(a)	AMENDED

14	2012	S.L. 2012-25, s. 1	AMENDED
15	2015	S.L. 2015-251, s. 1	AMENDED
16	2019	S.L. 2019-5, s. 1	AMENDED
17	2019	S.L. 2019-206, s. 1	AMENDED
18	2021	S.L. 2021-107, s. 8(b)	AMENDED
19	2021	S.L. 2021-141, s. 1	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 162-5.1 (2021).

PINPOINT

N.C. Gen. Stat. § 162-5.1(a) (2021).

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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The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1981, c. 763, ss. 10, 14; c. 830; 1983, c. 670, s. 2; 1987, c. 196, s. 3; 1989, c. 83; c. 497, s. 1; 1991, c. 15, s. 1; c. 558, s. 2; 2001-257, s. 2; 2003-39, s. 1; 2003-90, s. 1; 2009-32, s. 2; 2011-175, s. 4(a); 2012-25, s. 1; 2015-251, s. 1; 2019-5, s. 1; 2019-206, s. 1; 2021-107, s. 8(b); 2021-141, s. 1.)

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