

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE BILL 378\*

Short Title: Statutorily Establish Division of Emerg. Mgmt. (Public)

Sponsors: Representatives Martin, Wainwright (Primary Sponsors); England, E. Floyd, Glazier, Harrison, Hughes, Insko, Lucas, Pierce, Rapp, Spear, Steen, Tarleton, Womble, and Wray.

Referred to: Homeland Security, Military, and Veterans Affairs, if favorable, State Government/State Personnel.

March 4, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO STATUTORILY ESTABLISH THE DEPARTMENT OF CRIME CONTROL  
3 AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, AS  
4 RECOMMENDED BY THE JOINT SELECT COMMITTEE ON EMERGENCY  
5 PREPAREDNESS AND DISASTER MANAGEMENT RECOVERY.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 143B-475 is amended by adding a new subdivision to read:

8 "(11) Emergency Management Division, Department of Crime Control and Public  
9 Safety. The purpose of this subdivision is to statutorily vest in the  
10 Department the powers previously conferred on the Division by executive  
11 order or otherwise."

12 **SECTION 2.** G.S. 166A-4 is amended by adding a new subdivision to read:

13 "(2a) Division. – The Division of Emergency Management established in Part 7 of  
14 Article 11 of Chapter 143B of the General Statutes."

15 **SECTION 3.** Article 11 of Chapter 143B of the General Statutes is amended by  
16 adding a new Part to read:

17 "Part 7. Emergency Management Division.

18 "**§ 143B-508. Division of Emergency Management of the Department of Crime Control**  
19 **and Public Safety.**

20 (a) There is established, within the Department of Crime Control and Public Safety, the  
21 Division of Emergency Management, which shall be organized and staffed in accordance with  
22 applicable laws and regulations and within the limits of authorized appropriations.

23 (b) The Division of Emergency Management shall have the following powers and  
24 duties:

25 (1) To exercise the powers and duties exercised prior to the enactment of this  
26 section, in accordance with G.S. 143B-475(a)(11).

27 (2) To exercise the powers and duties conferred on it by Chapter 166A of the  
28 General Statutes.

29 (3) To exercise any other powers vested by law."

30 **SECTION 4.** This act is effective when it becomes law.

