



CHAPTER 130A

ARTICLE 1 - DEFINITIONS, GENERAL PROVISIONS AND REMEDIES

N.C.G.S. § 130A-23.

Suspension and revocation of permits and program participation.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2015-241, s. 14.30(v) — ninth act in the lineage	21 September 2026, 02:53 UTC	0a3069a696acf60410508295 - 3cf69f9b0669fc539e66e867 - 375488fc6111ea76

§ 130A-23(a) The Secretary may suspend or revoke a permit issued under this Chapter upon a finding that a violation of the applicable provisions of this Chapter, the rules of the Commission or a condition imposed upon the permit has occurred. A permit may also be suspended or revoked upon a finding that its issuance was based upon incorrect or inadequate information that materially affected the decision to issue the permit.

§ 130A-23(b) The Secretary may suspend or revoke a person's participation in a program administered under this Chapter upon a finding that a violation of the applicable provisions of this Chapter or the rules of the Commission has occurred. Program participation may also be suspended or revoked upon a finding that participation was based upon incorrect or inadequate information that materially affected the decision to grant program participation.

§ 130A-23(c) A person shall be given notice that there has been a tentative decision to suspend or revoke the permit or program participation and that an administrative hearing will be held in accordance with Chapter 150B of the General Statutes, the Administrative Procedure Act, at which time the person may challenge the tentative decision.

§ 130A-23(d) A permit shall be suspended or revoked immediately if a violation of the Chapter, the rules or a condition imposed upon the permit presents an imminent hazard. An operation permit issued pursuant to G.S. 130A-281 shall be immediately suspended for failure of a public swimming pool to maintain minimum water quality or safety standards or design and construction standards pertaining to the abatement of suction

hazards which result in an unsafe condition. A permit issued pursuant to G.S. 130A-248 shall be revoked immediately for failure of an establishment to maintain a minimum grade of C. The Secretary of Environmental Quality shall immediately give notice of the suspension or revocation and the right of the permit holder or program participant to appeal the suspension or revocation under G.S. 150B-23.

§ 130A-23(e)

The Secretary of Environmental Quality shall have all of the applicable rights enumerated in this section to enforce the provisions of Articles 9 and 10 of this Chapter.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
9 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	1983	c. 891, s. 2	ENACTED
02	1987	c. 827, s. 1	AMENDED
03	1987	c. 438, s. 3	AMENDED
04	1993	c. 211, s. 2	AMENDED
05	1993	1993 (Reg. Sess., 1994), c. 732, s. 2	AMENDED
06	1995	c. 123, s. 15	AMENDED
07	1997	S.L. 1997-443, s. 11A.65	AMENDED
08	2011	S.L. 2011-145, s. 13.3(yy)	AMENDED
09	2015	S.L. 2015-241, s. 14.30(v)	AMENDED

APPARATUS II
3 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
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G.S. 130A-281	(d)	"An operation permit issued pursuant to"
G.S. 130A-248	(d)	"condition. A permit issued pursuant to"
G.S. 150B-23	(d)	"appeal the suspension or revocation under"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 130A-23 (2015).

PINPOINT

N.C. Gen. Stat. § 130A-23(a) (2015).

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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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

(1983, c. 891, s. 2; 1987, c. 827, s. 1; c. 438, s. 3; 1993, c. 211, s. 2; 1993 (Reg. Sess., 1994), c. 732, s. 2; 1995, c. 123, s. 15; 1997-443, s. 11A.65; 2011-145, s. 13.3(yy); 2015-241, s. 14.30(v).)

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