



CHAPTER 130A
ARTICLE 2 - LOCAL ADMINISTRATION

N.C.G.S. § 130A-35.

County board of health; appointment;
terms.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2025-25, s. 29(6) — twenty-eighth act in the lineage	21 September 2026, 05:39 UTC	94efe74a924edaa5e84b192c - a39b7569cfad69b269be6049 - 6fa4a58f44ec630d

§ 130A-35(a) A county board of health shall be the policy-making, rulemaking and adjudicatory body for a county health department.

§ 130A-35(b) The members of a county board of health shall be appointed by the county board of commissioners. The board shall be composed of 11 members. The composition of the board shall reasonably reflect the population makeup of the county and shall include: one physician licensed to practice medicine in this State, one licensed dentist, one licensed optometrist, one licensed veterinarian, one registered nurse, one licensed pharmacist, one county commissioner, one professional engineer, and three representatives of the general public. Except as otherwise provided in this section, all members shall be residents of the county. If there is not a licensed physician, a licensed dentist, a licensed veterinarian, a registered nurse, a licensed pharmacist, or a professional engineer available for appointment, an additional representative of the general public shall be appointed. If however, one of the designated professions has only one person residing in the county, the county commissioners shall have the option of appointing that person or a member of the general public. In the event a licensed optometrist who is a resident of the county is not available for appointment, then the county commissioners shall have the option of appointing either a licensed optometrist who is a resident of another county or a member of the general public.

§ 130A-35(c) Except as provided in this subsection, members of a county board of health shall serve three-year terms. No member may serve more than three consecutive three-year terms

unless the member is the only person residing in the county who represents one of the professions designated in subsection (b) of this section. The county commissioner member shall serve only as long as the member is a county commissioner. When a representative of the general public is appointed due to the unavailability of a licensed physician, a licensed dentist, a resident licensed optometrist or a nonresident licensed optometrist as authorized by subsection (b) of this section, a licensed veterinarian, a registered nurse, a licensed pharmacist, or a professional engineer, that member shall serve only until a licensed physician, a licensed dentist, a licensed resident or nonresident optometrist, a licensed veterinarian, a registered nurse, a licensed pharmacist, or a professional engineer becomes available for appointment. In order to establish a uniform staggered term structure for the board, a member may be appointed for less than a three-year term.

§ 130A-35(d) Vacancies shall be filled for any unexpired portion of a term.

§ 130A-35(e) A chairperson shall be elected annually by a county board of health. The local health director shall serve as secretary to the board.

§ 130A-35(f) A majority of the members shall constitute a quorum.

§ 130A-35(g) A member may be removed from office by the county board of commissioners for:

- (1) Commission of a felony or other crime involving moral turpitude;
- (2) Violation of a State law governing conflict of interest;
- (3) Violation of a written policy adopted by the county board of commissioners;
- (4) Habitual failure to attend meetings;
- (5) Conduct that tends to bring the office into disrepute; or
- (6) Failure to maintain qualifications for appointment required under subsection (b) of this section.

A board member may be removed only after the member has been given written notice of the basis for removal and has had the opportunity to respond.

§ 130A-35(h) A member may receive a per diem in an amount established by the county board of commissioners. Reimbursement for subsistence and travel shall be in accordance with a policy set by the county board of commissioners.

§ 130A-35(i)

The board shall meet at least quarterly. The chairperson or three of the members may call a special meeting.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
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.

1901

1963

2025

TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT

Nº	YEAR	ACT	CHARACTER
01	1901	c. 245, s. 3	ENACTED
02	Rev.	s. 4444	RECODIFIED
03	1911	c. 62, s. 9	AMENDED
04	C.S.	s. 7604	RECODIFIED
05	1931	c. 149	AMENDED
06	1941	c. 185	AMENDED
07	1945	c. 99	AMENDED
08	1945	c. 1030, s. 2	AMENDED
09	1947	c. 474, s. 3	AMENDED
10	1951	c. 92	AMENDED
11	1957	c. 1357, s. 1	AMENDED
12	1963	c. 359	AMENDED
13	1967	c. 1224, s. 1	AMENDED
14	1969	c. 719, s. 1	AMENDED
15	1971	c. 175, s. 1	AMENDED
16	1971	c. 940, s. 1	AMENDED
17	1973	c. 137, s. 1	AMENDED
18	1973	c. 1151	AMENDED
19	1975	c. 272	AMENDED

20	1979	c. 621	AMENDED
21	1981	c. 104	AMENDED
22	1983	c. 891, s. 2	AMENDED
23	1985	c. 418, s. 1	AMENDED
24	1987	c. 84, s. 1	AMENDED
25	1989	c. 764, s. 2	AMENDED
26	1995	c. 264, s. 1	AMENDED
27	2009	S.L. 2009-447, s. 1	AMENDED
28	2025	S.L. 2025-25, s. 29(6)	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 130A-35 (2025).

PINPOINT

N.C. Gen. Stat. § 130A-35(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

(1901, c. 245, s. 3; Rev., s. 4444; 1911, c. 62, s. 9; C.S., s. 7604; 1931, c. 149; 1941, c. 185; 1945, c. 99; c. 1030, s. 2; 1947, c. 474, s. 3; 1951, c. 92; 1957, c. 1357, s. 1; 1963, c. 359; 1967, c. 1224, s. 1; 1969, c. 719, s. 1; 1971, c. 175, s. 1; c. 940, s. 1; 1973, c. 137, s. 1; c. 1151; 1975, c. 272; 1979, c. 621; 1981, c. 104; 1983, c. 891, s. 2; 1985, c. 418, s. 1; 1987, c. 84, s. 1; 1989, c. 764, s. 2; 1995, c. 264, s. 1; 2009-447, s. 1; 2025-25, s. 29(6).)

