



CHAPTER 130A
ARTICLE 2 - LOCAL ADMINISTRATION

N.C.G.S. § 130A-38.

Dissolution of a district health department.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 891, s. 2 — fourth act in the lineage	RETRIEVED 21 September 2026, 02:08 UTC	SOURCE FINGERPRINT 9b7e713fb0096fa242e7d80d - 61a97af755061f571777522 - 8d1dc762091ae98b
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§ 130A-38(a) Whenever the board of commissioners of each county constituting a district health department determines that the district health department is not operating in the best health interests of the respective counties, they may direct that the district health department be dissolved. In addition, whenever a board of commissioners of a county which is a member of a district health department determines that the district health department is not operating in the best health interests of that county, it may withdraw from the district health department. Dissolution of a district health department or withdrawal from the district health department by a county shall be effective only at the end of the fiscal year in which the action of dissolution or withdrawal transpired.

§ 130A-38(b) Notwithstanding the provisions of subsection (a), no district health department shall be dissolved without prior written notification to the Department.

§ 130A-38(c) Any budgetary surplus available to a district health department at the time of its dissolution shall be distributed to those counties comprising the district on the same pro rata basis that the counties appropriated and contributed funds to the district health department budget during the current fiscal year. Distribution to the counties shall be determined on the basis of an audit of the financial record of the district health department. The district board of health shall select a certified public accountant or an accountant who is subsequently certified by the Local Government Commission to conduct the audit. The audit shall be performed in accordance with G.S. 159-34. The same method of distribution of funds described above shall apply when one or more counties of a district health department withdraw from a district.

§ 130A-38(d)

Upon dissolution or withdrawal, all rules adopted by a district board of health shall continue in effect until amended or repealed by the new board or boards of health.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 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.

1971		1977		1983
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1971	c. 858	ENACTED	
02	1975	c. 396, s. 2	AMENDED	
03	1975	c. 403	AMENDED	
04	1983	c. 891, s. 2	AMENDED	

APPARATUS II
1 AUTHORITY

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
G.S. 159-34	(c)	"shall be performed in accordance with"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 130A-38 (1983).

PINPOINT

N.C. Gen. Stat. § 130A-38(a) (1983).

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
(1971, c. 858; 1975, c. 396, s. 2; c. 403; 1983, c. 891, s. 2.)

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NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

