



CHAPTER 138A
ARTICLE 4 - ETHICAL STANDARDS FOR COVERED PERSONS

N.C.G.S. § 138A-39.

Disqualification to serve.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 03:26 UTC	SOURCE FINGERPRINT 2c4fff8217d877fb4af9cd7d - 900557c0a678a2862d0a03f7 - 1819e6f3303e9388
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- § 138A-39(a)

Within 30 days of notice of the Commission's determination that a public servant has a disqualifying conflict of interest, the public servant shall eliminate the interest that constitutes the disqualifying conflict of interest or resign from the public position.
- § 138A-39(b)

Failure by a public servant to comply with subsection (a) of this section is a violation of this Chapter for purposes of G.S. 138A-45.
- § 138A-39(c)

A decision under this section shall be considered a final decision for contested case purposes under Article 3 of Chapter 150B of the General Statutes.
- § 138A-39(d)

As used in this section, a disqualifying conflict of interest is a conflict of interest of such significance that the conflict of interest would prevent a public servant from fulfilling a substantial function or portion of the public servant's public duties. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

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. 138A-45	(b)	"of this Chapter for purposes of"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 138A-39 (2026).

PINPOINT

N.C. Gen. Stat. § 138A-39(a) (2026).

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

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