



CHAPTER 139
ARTICLE 1 - GENERAL PROVISIONS

N.C.G.S. § 139-4.

Powers and duties of Soil and Water Conservation Commission generally.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2021-180, s. 5.9(m), (n) — twenty-first act in the lineage	21 September 2026, 02:05 UTC	f57e3cc660d491802cf358f3 - 76aaaf21fc3737599c0171f1 - 65c2dfde93ad6a63

§ 139-4(a) through (c) Repealed by Session Laws 1973, c. 1262, s. 38.

§ 139-4(d) In addition to the duties and powers hereinafter conferred upon the Soil and Water Conservation Commission, it shall have the following duties and powers:

- (1) To offer such assistance as may be appropriate to the supervisors of soil and water conservation districts, organized as provided hereinafter, in the carrying out of any of their powers and programs.
- (2) To keep the supervisors of each of the several districts organized under the provisions of this Chapter informed of the activities and experience of all other districts organized hereunder, and to facilitate an interchange of advice and experience between such districts and cooperation between them.
- (3) To coordinate the programs of the several soil and water conservation districts organized hereunder so far as this may be done by advice and consultation.
- (4) To secure the cooperation and assistance of the United States and any of its agencies, and of agencies of this State, in the work of such districts.
- (5) To disseminate information throughout the State concerning the activities and programs of the soil and water conservation districts organized hereunder, and to encourage the formation of such districts in areas where their organization is desirable.

- (6) Upon the filing of a petition signed by all of the district supervisors of any one or more districts requesting a change in the boundary lines of said district or districts, the Commission may change such lines in such manner as in its judgment would best serve the interests of the occupiers of land in the area affected thereby.
- (7) To receive, review and approve or disapprove applications for planning assistance under the provisions of Public Law 566 (83rd Congress, as amended), and recommend priorities on such applications.
- (8) To supervise and review small watershed work plans pursuant to G.S. 139-41.2 and 139-47.
- (9) To create, implement, and supervise the Agriculture Cost Share Program for Nonpoint Source Pollution Control created pursuant to Article 72 of Chapter 106 of the General Statutes, the Community Conservation Assistance Program created pursuant to Article 73 of Chapter 106 of the General Statutes, the Agricultural Water Resources Assistance Program created pursuant to Article 5 of this Chapter, and the Streamflow Rehabilitation Assistance Program created pursuant to Article 6 of this Chapter.
- (10) To review and approve or disapprove the application of a district supervisor for a grant under the Agriculture Cost Share Program for Nonpoint Source Pollution Control, the Community Conservation Assistance Program, or the Agricultural Water Resources Assistance Program as provided by G.S. 139-8(b).
- (11) To develop and implement a program for the approval of water quality and animal waste management systems technical specialists.
- (12) To develop and approve best management practices for the Agriculture Cost Share Program for Nonpoint Source Pollution Control and for use in water quality protection and water use efficiency, availability, and storage programs and to adopt rules that establish criteria governing approval of these best management practices.
- (13) To establish a training program required for all district supervisors.

- (14) To develop and implement a program for granting job approval authority to Soil and Water Conservation District staff and employees of the Division of Soil and Water Conservation of the Department of Agriculture and Consumer Services to plan, design, and certify the installation of best management practices approved for cost-share funding pursuant to programs identified in G.S. 139-4(d)(9).

§ 139-4(e)

A member of the Commission or an organization or unit of local government of which the member is an employee, officer, or elected member of the governing body may apply for and receive a grant under the Agriculture Cost Share Program for Nonpoint Source Pollution Control, the Community Conservation Assistance Program, the Agricultural Water Resources Assistance Program, or the Streamflow Rehabilitation Assistance Program if:

- (1) The member does not vote on the application or attempt to influence the outcome of any action on the application; and
- (2) The application is approved by the Commissioner of Agriculture.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
 21 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	1937	c. 393, s. 4	ENACTED
02	1947	c. 131, s. 3	AMENDED
03	1953	c. 255	AMENDED
04	1957	c. 1374, s. 1	AMENDED
05	1959	c. 781, s. 5	AMENDED
06	1961	c. 746, s. 2	AMENDED
07	1965	c. 582, s. 2	AMENDED

08	1965	c. 932	AMENDED
09	1971	c. 396	AMENDED
10	1973	c. 1262, s. 38	AMENDED
11	1981	c. 326, s. 1	AMENDED
12	1995	c. 519, s. 1	AMENDED
13	1997	S.L. 1997-443, s. 11A.119(a)	AMENDED
14	2001	S.L. 2001-284, s. 1	AMENDED
15	2006	S.L. 2006-78, s. 3	AMENDED
16	2011	S.L. 2011-145, ss. 13.23(c), (d), 13.22A(i), (j)	AMENDED
17	2012	S.L. 2012-142, s. 11.6(b)	AMENDED
18	2012	S.L. 2012-145, s. 4.3	AMENDED
19	2016	S.L. 2016-113, s. 5(a)	AMENDED
20	2020	S.L. 2020-18, s. 7(c)	AMENDED
21	2021	S.L. 2021-180, s. 5.9(m), (n)	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
G.S. 139-41.2	(d)(8)	"small watershed work plans pursuant to"
G.S. 139-8(b)	(d)(10)	"Resources Assistance Program as provided by"
G.S. 139-4(d)(9)	(d)(14)	"funding pursuant to programs identified in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 139-4 (2021).

PINPOINT

N.C. Gen. Stat. § 139-4(a) (2021).

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

(1937, c. 393, s. 4; 1947, c. 131, s. 3; 1953, c. 255; 1957, c. 1374, s. 1; 1959, c. 781, s. 5; 1961, c. 746, s. 2; 1965, c. 582, s. 2; c. 932; 1971, c. 396; 1973, c. 1262, s. 38; 1981, c. 326, s. 1; 1995, c. 519, s. 1; 1997-443, s. 11A.119(a); 2001-284, s. 1; 2006-78, s. 3; 2011-145, ss. 13.23(c), (d), 13.22A(i), (j); 2012-142, s. 11.6(b); 2012-145, s. 4.3; 2016-113, s. 5(a); 2020-18, s. 7(c); 2021-180, s. 5.9(m), (n).)

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