

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007**

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**HOUSE BILL 2432\*  
Committee Substitute Favorable 6/11/08**

Short Title: Study/Local Disaster Mgmt. Capability.

(Public)

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Sponsors:

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Referred to:

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May 26, 2008

A BILL TO BE ENTITLED

1 AN ACT TO DIRECT THE NORTH CAROLINA DIVISION OF EMERGENCY  
2 MANAGEMENT, IN CONSULTATION WITH THE NORTH CAROLINA  
3 ASSOCIATION OF COUNTY COMMISSIONERS, TO STUDY AND DEVELOP  
4 PLANS TO ENHANCE DISASTER MANAGEMENT CAPABILITIES AT THE  
5 COUNTY LEVEL; AND TO ALLOW THE ADJUTANT GENERAL OF THE  
6 NATIONAL GUARD TO APPOINT A DEPUTY ADJUTANT GENERAL WHO  
7 HOLDS THE RANK OF MAJOR GENERAL.  
8

9 The General Assembly of North Carolina enacts:

10 **SECTION 1.** The Division of Emergency Management, in consultation with  
11 the North Carolina Association of County Commissioners, shall study ways and develop  
12 plans to increase the capabilities of counties to plan for, respond to, and manage  
13 disasters at the local level. Plans developed shall include time lines for implementation  
14 and estimates of funding needs and shall address:

- 15 (1) Mandating, if determined necessary, the establishment and  
16 maintenance of emergency management agencies at the county level.  
17 (2) Increasing the number of counties employing full-time emergency  
18 management coordinators, such that every county in the State, either  
19 individually or pursuant to a joint undertaking between two or more  
20 counties, has a full-time local emergency management coordinator  
21 available.  
22 (3) Implementing an emergency management certification requirement for  
23 all local emergency management coordinators and other essential local  
24 emergency management personnel.  
25 (4) Developing a model registry for use by the counties in identifying  
26 functionally and medically fragile persons in need of assistance during  
27 a disaster and in allocating resources to meet those needs.  
28 (5) Establishing a registry program for functionally and medically fragile  
29 persons in all counties.

1           **SECTION 2.** The Division of Emergency Management shall report the  
2 results of its study and provide the plans developed to the Chairs of the Joint Select  
3 Committee on Emergency Preparedness and Disaster Management Recovery and the  
4 House of Representatives and Senate Appropriations Subcommittees on Natural and  
5 Economic Resources no later than December 1, 2008.

6           **SECTION 3.** G.S. 127A-19 reads as rewritten:

7       "**§ 127A-19. Adjutant General.**

8           The military head of the militia shall be the Adjutant General who shall hold the  
9 rank of major general. The Adjutant General shall be appointed by the Governor in his  
10 capacity as commander in chief of the militia, in consultation with the Secretary of  
11 Crime Control and Public Safety, and shall serve at the pleasure of the Governor. No  
12 person shall be appointed as Adjutant General who has less than five years'  
13 commissioned service in an active status in any component of the armed forces of the  
14 United States. The Adjutant General, while holding such office, may be a member of  
15 the active national guard or naval militia.

16           Subject to the approval of the Governor and in consultation with the Secretary,  
17 Department of Crime Control and Public Safety, the Adjutant General may appoint (i) a  
18 deputy adjutant general for ~~Army National Guard~~, who may hold the rank of major  
19 general, and (ii) an assistant adjutant general for Army National Guard, and an assistant  
20 adjutant general for Air National Guard, each of whom may hold the rank of brigadier  
21 general and who shall serve at the pleasure of the Governor. The Adjutant General may  
22 also employ such staff members and other personnel as may be authorized by the  
23 Secretary and funded."

24           **SECTION 4.** This act is effective when it becomes law.