

- 1 c. Promulgation of standards and requirements for local plans and
2 programs, programs consistent with federal and State laws and
3 regulations, determination of eligibility for State financial assistance
4 provided for in G.S. 166A-7 and provision of technical assistance to
5 local governments. Standards and requirements for local plans and
6 programs promulgated under this sub-subdivison shall be reviewed
7 by the Division of Emergency Management at least biennially and
8 updated as necessary.
- 9 d. Development and presentation of training programs and public
10 information programs to insure the furnishing of adequately trained
11 personnel and an informed public in time of need.
- 12 e. Making of such studies and surveys of the resources in this State as
13 may be necessary to ascertain the capabilities of the State for
14 emergency management, maintaining data on these resources, and
15 planning for the most efficient use thereof.
- 16 f. Coordination of the use of any private facilities, services, and
17 property.
- 18 g. Preparation for issuance by the Governor of executive orders,
19 proclamations, and regulations as necessary or appropriate.
- 20 h. Cooperation and maintenance of liaison with the other states, federal
21 government and any public or private agency or entity in achieving
22 any purpose of this Article and in implementing programs for
23 emergency, disaster or war prevention, preparation, response, and
24 recovery.
- 25 i. Making recommendations, as appropriate, for zoning, building and
26 other land-use controls, and safety measures for securing mobile
27 homes or other nonpermanent or semipermanent works designed to
28 protect against or mitigate the effects of a disaster.
- 29 j. Coordination of the use of existing means of communications and
30 supplementing communications resources and integrating them into a
31 comprehensive State or State-federal telecommunications or other
32 communications system or network."

33 **SECTION 2.** G.S. 166A-7 reads as rewritten:

34 **"§ 166A-7. County and municipal emergency management.**

35 (a) The governing body of each county is responsible for emergency management, as
36 defined in G.S. 166A-4, within the geographical limits of such county. All emergency
37 management efforts within the county will be coordinated by the county, including activities of
38 the municipalities within the county.

- 39 (1) The governing body of each county is hereby authorized to establish and
40 maintain an emergency management agency for the purposes contained in
41 G.S. 166A-2.
- 42 (2) The governing body of each county which establishes an emergency
43 management agency pursuant to this authorization will appoint a coordinator
44 who will have a direct responsibility for the organization, administration and
45 operation of the county program and will be subject to the direction and
46 guidance of such governing body.
- 47 (3) In the event any county fails to establish an emergency management agency,
48 and the Governor, in his discretion, determines that a need exists for such an
49 emergency management agency, then the Governor is hereby empowered to
50 establish an emergency management agency within said county.

1 (b) All incorporated municipalities are authorized to establish and maintain emergency
2 management agencies subject to coordination by the county. ~~Joint agencies composed of a~~
3 ~~county and one or more municipalities within its borders may be formed.~~

4 (b1) Counties and incorporated municipalities are authorized to form joint emergency
5 management agencies composed of a county and one or more municipalities within the county's
6 borders, between two or more counties, or between two or more counties and one or more
7 municipalities within the borders of those counties.

8 (c) Each county and incorporated municipality in this State is authorized to make
9 appropriations for the purposes of this Article and to fund them by levy of property taxes
10 pursuant to G.S. 153A-149 and G.S. 160A-209 and by the allocation of other revenues, whose
11 use is not otherwise restricted by law.

12 (d) In carrying out the provisions of this Article each political subdivision is authorized:

13 (1) To appropriate and expend funds, make contracts, obtain and distribute
14 equipment, materials, and supplies for emergency management purposes and
15 to provide for the health and safety of persons and property, including
16 emergency assistance, consistent with this Article;

17 (2) To direct and coordinate the development of emergency management plans
18 and programs in accordance with the policies and standards set by the
19 ~~State;~~Division of Emergency Management, consistent with federal and State
20 laws and regulations;

21 (3) To assign and make available all available resources for emergency
22 management purposes for service within or outside of the physical limits of
23 the subdivision; and

24 (4) To delegate powers in a local state of emergency under G.S. 166A-8 to an
25 appropriate official.

26 (e) Each county which establishes an emergency management agency pursuant to State
27 standards and which meets requirements for local plans and programs may be eligible to
28 receive State ~~and federal financial assistance,~~assistance, including State and federal funding
29 appropriated for emergency management planning and preparedness, and for the maintenance
30 and operation of a county emergency management program. Such financial assistance ~~for the~~
31 ~~maintenance and operation of a county emergency management program will not exceed one~~
32 ~~thousand dollars (\$1,000) for any fiscal year and is subject to an appropriation being made for~~
33 ~~this purpose. Eligibility of each county will be determined annually by the State. Where the~~
34 ~~appropriation does not allocate appropriated funds among counties, the amount allocated to~~
35 ~~each county shall be determined annually by the Division of Emergency Management. The size~~
36 ~~of this allocation shall be based in part on the degree to which local plans and programs meet~~
37 ~~State standards and requirements promulgated by the Division, including those relating to~~
38 ~~professional competencies of local emergency management personnel. However, in making an~~
39 ~~allocation determination, the Division shall, where appropriate, take into account the fact that a~~
40 ~~particular county may lack sufficient resources to meet the standards and requirements~~
41 ~~promulgated by the Division."~~

42 **SECTION 3.** This act becomes effective October 1, 2009.