

## SECTION .1300 – GOVERNANCE

### 10A NCAC 48B .1301 BENCHMARK 34

(a) Benchmark: The local board of health shall exercise its authority to adopt and enforce rules necessary to protect and promote the public's health.

(b) Activities:

- (1) The local board of health shall have operating procedures which shall comply with state law.
- (2) The local board of health shall have access to legal counsel.
- (3) The local board of health shall follow the procedures for adopting rules in G.S. 130A-39.
- (4) The local board of health shall evaluate the need for the adoption or amendment of local rules or ordinances.

*History Note: Authority G.S. 130A-34.1;  
Temporary Adoption Eff. January 1, 2006;  
Eff. October 1, 2006;  
Amended Eff. April 1, 2015;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 5, 2016.*