GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2001

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HOUSE BILL 1538 Senate Judiciary I Committee Substitute Adopted 7/11/02

Short Title: Distribution to Unlocated Devisees.	(Public)
Sponsors:	
Referred to:	
June 6, 2002	
A BILL TO BE ENTITLED	
AN ACT TO AMEND THE LAW RELATING TO DISTRIBUTION TO	
BUT UNLOCATED DEVISEES OR HEIRS TO CONFORM TO THE	
CAROLINA UNCLAIMED PROPERTY ACT, AS RECOMMENDE	D BY THE
GENERAL STATUTES COMMISSION.	
The General Assembly of North Carolina enacts:	
SECTION 1. G.S. 28A-22-9 reads as rewritten:	
"§ 28A-22-9. Distribution to known but unlocated devisees or heirs.	. 1 111
(a) If there are known but unlocated devisees or heirs, heirs of proportion	
the personal representative, the personal representative may deliver the shape and height a the about of symptom court immediately prior to filing	
devisee or heir to the clerk of superior court immediately prior to filing	
account. If the devisee or heir is located after the final account has been find present a claim for the share to the clerk. If the clerk determines that the	•
entitled to the share, he shall deliver the share to the devisee or claimant.	
denies the claim, the claimant may take an appeal as in a special proceeding.	
(b) The clerk shall hold the share without liability for profit or in	
claim has been presented within a period of five years one year after the	
final account, the clerk shall deliver the share to the State Treasurer as	•
property.	
(c) The clerk shall not be required to publish any notice to such dev	visee or heir
and shall not be required to report such share to the State Treasurer. If the	
heir is located, the clerk shall inform the devisee or heir that he is entitled to	
with the State Treasurer for the share under the provisions of G.S. 116B	-38(a). <u>G.S.</u>
116B-67."	
SECTION 2. This act becomes effective October 1, 2002.	