

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 473
Judiciary I Committee Substitute Adopted 4/23/91
Third Edition Engrossed 4/29/91
House Committee Substitute Favorable 6/20/91

Short Title: Validate Judgments.

(Public)

Sponsors:

Referred to:

April 3, 1991

A BILL TO BE ENTITLED

AN ACT TO REPEAL G.S. 47-8, TO PROTECT THE EFFICACY OF CERTAIN
JUDGMENTS ENTERED IN RELIANCE UPON DOCUMENTS NOTARIZED
BY ATTORNEYS AND TO VALIDATE CERTAIN ACTS OF NOTARIES
PUBLIC.

The General Assembly of North Carolina enacts:

Section 1. G.S. 47-8 is repealed.

Sec. 2. Article 1 of Chapter 47 of the General Statutes is amended by adding
a new section to read:

"§ 47-8.1. Certain documents verified by attorneys validated.

Final judgments otherwise proper, entered in actions or proceedings in which the
complaints or any other documents were verified in violation of G.S. 47-8 prior to its
repeal shall not be void or voidable."

Sec. 3. Chapter 10 of the General Statutes is amended by adding a new
section to read:

"§ 10-18. Acts of notaries concerning certain deeds of trust validated.

All deeds of trust recorded prior to January 1, 1991, in which the notary public was
named in the document as a trustee only are hereby validated."

Sec. 4. This act is effective upon ratification.