

NORTH CAROLINA GENERAL ASSEMBLY  
1969 SESSION

CHAPTER 684  
SENATE BILL 409

1 AN ACT TO CREATE LIENS FOR AMBULANCE SERVICE.

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3 The General Assembly of North Carolina do enact:  
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5 **Section 1.** Chapter 44 of the General Statutes, as the same appears in the 1966  
6 Replacement Volume 2A of the General Statutes of North Carolina, and the 1967 Cumulative  
7 Supplement thereto, is hereby amended by inserting immediately following G.S. 44-51 a new  
8 Article 9A to read as follows:

9 "Article 9A.

10 "Liens for Ambulance Service.

11 "G.S. 44-51.1. Lien on real property of recipient of ambulance service paid for or provided  
12 by county or municipality. There is hereby created a general lien upon the real property of any  
13 person who has been furnished ambulance service by a county or municipal agency or at the  
14 expense of county or municipal government. The lien created by this Section shall continue  
15 from the date of filing until satisfied, except that no action to enforce it may be brought more  
16 than ten (10) years after the date on which ambulance service was furnished nor more than  
17 three (3) years after the date of recipient's death. Failure to bring action within such times shall  
18 be a complete bar against any recovery and shall extinguish the lien.

19 "G.S. 44-51.2. Filing within 90 days required. No lien created by G.S. 44-51.1 shall be  
20 valid but from the time of filing in the office of the Clerk of Superior Court a statement  
21 containing the name and address of the person against whom the lien is claimed, the name of  
22 the county or municipality claiming the lien, the amount of the unpaid charge for ambulance  
23 service, and the date and place of furnishing ambulance service for which charges are asserted  
24 and the lien claimed. No lien under this Article shall be valid unless filed in accordance with  
25 this section within 90 days of the date of the furnishing the ambulance service.

26 "G.S. 44-51.3. Discharge of Lien. Liens created by this Article may be discharged as  
27 follows:

28 "(1) By filing with the Clerk of Superior Court a receipt or acknowledgement, signed by  
29 the county or municipal treasurer, that the lien has been paid or discharged;

30 "(2) By depositing with the Clerk of Superior Court money equal to the amount of the  
31 claim, which money shall be held for the benefit of the claimant; or

32 "(3) By an entry in the lien docket that the action on the part of the lien claimant to  
33 enforce the lien has been dismissed, or a judgment has been rendered against the claimant in  
34 such action."

35 **Sec. 2.** All laws and clauses of laws in conflict with this Act are hereby repealed.

36 **Sec. 3.** This Act shall be effective on and after its ratification.

37 In the General Assembly read three times and ratified, this the 2nd day of June,  
38 1969.