

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 74
SENATE BILL 65

AN ACT TO MAKE ISOLATED AMENDMENTS TO THE GENERAL STATUTES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1-310 as the same appears in the 1975 Cumulative Supplement to Volume 1A is hereby amended on line 4 by deleting the word "rendition" and inserting in lieu thereof the word "entry".

Sec. 2. G.S. 8-51, as the same appears in the 1969 Replacement Volume 1B is hereby amended by rewriting the last sentence thereof to read as follows: "Nothing in this section shall preclude testimony as to the identity of the operator of a motor vehicle in any case".

Sec. 3. G.S. 31-5.4, as the same appears in the 1976 Replacement Volume 2A is hereby amended on line two, after the word "but" by adding the following ", unless otherwise specifically provided in the will,".

Sec. 4. G.S. 44A-4(e)(1) as the same appears in the 1976 Replacement Volume 2A is hereby amended to read as follows:

"(1) Not less than 20 days prior to sale by public sale the lienor:

- a. Shall cause notice to be mailed to the person having legal title to the property if reasonably ascertainable, to the person with whom the lienor dealt if different, and to each secured party or other person claiming an interest in the property who is actually known to the lienor or can be reasonably ascertained, provided that notices provided pursuant to subsection (b) hereof shall be sufficient for these purposes if such notices contain the information required by subsection (f) hereof; and
- b. Shall advertise the sale by posting a copy of the notice of sale at the courthouse door in the county where the sale is to be held; and shall publish notice of sale once a week for two consecutive weeks in a newspaper of general circulation in the same county, the date of the last publication being not less than five days prior to the sale."

Sec. 5. This act shall not affect pending litigation.

Sec. 6. This act shall become effective on July 1, 1977.

In the General Assembly read three times and ratified, this the 11th day of March, 1977.