

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 462
SENATE BILL 740

AN ACT TO PROVIDE THAT WHEN A CITY OR COUNTY OR A LOCAL BOARD OF EDUCATION APPEALS A JUDGMENT, STAYING THE ENFORCEMENT OF THE JUDGMENT, THE CITY OR THE COUNTY OR THE LOCAL BOARD OF EDUCATION SHALL NOT BE REQUIRED TO POST A BOND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1A-1, Rule 62(e) reads as rewritten:

"(e) Stay in favor of North Carolina , city, county, local board of education, or agency thereof. When an appeal is taken by the State of North Carolina , or a city or a county thereof, a local board of education, or an officer in his official capacity or agency thereof or by direction of any department or agency of the State of North Carolina or a city or county thereof or a local board of education and the operation or enforcement of the judgment is stayed, no bond, obligation, or other security shall be required from the appellant."

Sec. 2. G.S. 1-285(b) reads as rewritten:

"(b) The provisions of this section do not apply to the State of North Carolina ~~or its agencies,~~ a city or a county or a local board of education, an officer thereof in his official capacity, or an agency thereof."

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 24th day of June, 1987.