

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 133
Second Edition Engrossed 2/16/95

Short Title: Graham Co. Ambulance Service

(Local)

Sponsors: Senator Carpenter:

Referred to: Local Government and Regional Affairs

February 6, 1995

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW GRAHAM COUNTY AND MACON COUNTY TO EMPLOY
2 ATTACHMENT OR GARNISHMENT AND TO OBTAIN A LIEN FOR
3 AMBULANCE SERVICES AND TO MAKE IT A MISDEMEANOR TO OBTAIN
4 AMBULANCE SERVICES WITHOUT INTENT TO PAY OR TO MAKE AN
5 UNNEEDED AMBULANCE REQUEST IN GRAHAM COUNTY AND POLK
6 COUNTY.
7

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 44-51.8 reads as rewritten:

10 **"§ 44-51.8. Counties to which Article applies.**

11 The provisions of this Article shall apply only to Alamance, Alexander, Alleghany,
12 Anson, Ashe, Beaufort, Bladen, Brunswick, Buncombe, Burke, Cabarrus, Caldwell,
13 Caswell, Catawba, Chatham, Cherokee, Chowan, Cleveland, Columbus, Craven,
14 Cumberland, Dare, Davidson, Davie, Duplin, Durham, Edgecombe, Forsyth, Franklin,
15 Gaston, Graham, Granville, Greene, Guilford, Halifax, Harnett, Haywood, Henderson,
16 Hertford, Hoke, Hyde, Iredell, Johnston, Jones, Lee, Lenoir, Lincoln, McDowell, Macon,
17 Madison, Mecklenburg, Mitchell, Montgomery, Moore, Nash, New Hanover, Onslow,
18 Pasquotank, Person, Pitt, Polk, Randolph, Richmond, Robeson, Rockingham, Rowan,
19 Rutherford, Sampson, Scotland, Stanly, Stokes, Surry, Transylvania, Tyrrell, Union,

1 Vance, Wake, Warren, Washington, Watauga, Wilkes, Wilson, Yadkin and Yancey
2 Counties."

3 Sec. 2. G.S. 14-111.2 reads as rewritten:

4 **"§ 14-111.2. Obtaining ambulance services without intending to pay therefor –**
5 **certain named counties.**

6 Any person who with intent to defraud shall obtain ambulance services without
7 intending at the time of obtaining such services to pay, if financially able, any reasonable
8 charges therefor shall be guilty of a Class 2 misdemeanor. A determination by the court
9 that the recipient of such services has willfully failed to pay for the services rendered for
10 a period of 90 days after request for payment, and that the recipient is financially able to
11 do so, shall raise a presumption that the recipient at the time of obtaining the services
12 intended to defraud the provider of the services and did not intend to pay for the services.

13 The section shall apply to Anson, Ashe, Beaufort, Caldwell, Caswell, Catawba,
14 Chatham, Cherokee, Clay, Cleveland, Cumberland, Davie, Duplin, Forsyth, Gaston,
15 Graham, Guilford, Haywood, Henderson, Hoke, Hyde, Iredell, Macon, Mecklenburg,
16 Montgomery, Orange, Pasquotank, Person, Polk, Randolph, Robeson, Rockingham,
17 Scotland, Stanly, Surry, Transylvania, Union, Vance, Washington, Wilkes and Yadkin
18 Counties only."

19 Sec. 3. G.S. 14-111.3 reads as rewritten:

20 **"§ 14-111.3. Making unneeded ambulance request in certain counties.**

21 It shall be unlawful for any person or persons to willfully obtain or attempt to obtain
22 ambulance service that is not needed, or to make a false request or report that an
23 ambulance is needed. Every person convicted of violating this section shall be guilty of a
24 Class 3 misdemeanor.

25 This section shall apply only to the Counties of Ashe, Buncombe, Cherokee, Clay,
26 Cleveland, Davie, Duplin, Graham, Greene, Haywood, Hoke, Macon, Madison, Polk,
27 Robeson, Washington, Wilkes and Yadkin."

28 Sec. 4. Sections 2 and 3 of this act become effective December 1, 1995, and
29 the remainder of this act is effective upon ratification.