



# HOUSE BILL 156: Unclaimed Prop. Div. Amend./DMV Tech Chngs.

2021-2022 General Assembly

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<b>Committee:</b>	House Rules, Calendar, and Operations of the House	<b>Date:</b>	March 30, 2021
<b>Introduced by:</b>	Rep. Hurley	<b>Prepared by:</b>	Kellette Wade
<b>Analysis of:</b>	PCS to Second Edition H156-CSTU-5		Staff Attorney

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**OVERVIEW:** *The PCS to House Bill 156 would increase the amount of time the State Treasurer has to hold a public sale for abandoned property from three to five years after receiving the property, provide that a person may file a claim for property paid or delivered to the Treasurer if the amount exceeds \$5,000, and extend the Department of Motor Vehicle's (DMV) authority to adopt emergency rules pursuant to S.L. 2020-97, Coronavirus Relief Act 3.0.*

**CURRENT LAW:** G.S. 116B-65(a) currently provides that the State Treasurer has three years to hold a public sale for abandoned property, and G.S. 116B-67(a) currently provides that a person may file a claim for property paid or delivered to the Treasurer if the amount exceeds \$250.

Section 3.20 of S.L. 2020-97, Coronavirus Relief Act 3.0, authorizes state agencies, including the DMV, to adopt emergency rules if it determines that, due to the impacts of the coronavirus, it is in the public interest. This authority currently expires on March 31, 2021.

## BILL ANALYSIS:

**Section 1** would amend current law to increase the amount of time the State Treasurer has to hold a public sale for abandoned property from three to five years after receiving the property.

**Section 2** would provide that a person may file a claim for property paid or delivered to the Treasurer if the amount exceeds \$5,000.

**Section 3** would extend DMV's authority to adopt emergency rules pursuant to Section 3.20 of S.L. 2020-97 to 30 days after Executive Order No. 116 is rescinded or September 30, 2021, whichever is earlier.

**EFFECTIVE DATE:** The bill would be effective when it becomes law.

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