

May 15, 2006

**H 1976. AMEND THE FORFEITURE OF PROPERTY RIGHTS LAW.** Filed 5/15/06. *TO AMEND THE LAW RELATING TO THE FORFEITURE OF PROPERTY RIGHTS BY SLAYERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.* Amends definition of "slayer" to include any person found guilty, by a preponderance of the evidence, of willfully and unlawfully killing the decedent, in a civil action brought within two years after decedent's death (was, person found guilty in civil action brought within one year after death and who died before being tried for the criminal offense). Provides that if a criminal proceeding in which the person is accused as a principal or accessory before the fact in the decedent's death is brought within two years after death, a civil action may be brought within 90 days after the criminal proceeding is concluded or two years after decedent's death, whichever is later. Enacts new GS 31A-3(3)e. to include in definition of "slayer" a juvenile found to be delinquent for committing an act that, if committed by an adult, would have made adult a principal or accessory before the fact of decedent's killing. Amends GS 31A-3(3) definition of "slayer" to make technical changes in the wording of definition. Enacts new GS 31A-12.1 to provide that the remedies provided in Article 3 of GS Chapter 31A supplant the common law rule preventing a person whose culpable negligence caused the decedent's death from inheriting the decedent's property.

**Intro. by Ross.**

GS 31A