

April 9, 2009

H 1413. ALLOW MONEY DAMAGES FOR SCRA VIOLATIONS. Filed 4/9/09. *TO CLARIFY THAT MONEY DAMAGES MAY BE AWARDED IN CIVIL ACTIONS UNDER THE SERVICEMEMBERS CIVIL RELIEF ACT; AND TO PROHIBIT CLERKS FROM ALLOWING POWER OF SALE FORECLOSURE SALES FOR PERSONS WHO ARE SUBJECT TO THAT ACT.*

Adds new GS 1-539.2D allowing any person who suffers economic harm as a result of violation of the federal Servicemembers Civil Relief Act to recover actual damages suffered as a result of the violation. Amends GS 45-21.16(d) to prohibit Clerks of Superior Court from allowing power of sale foreclosure sales for persons who are subject to the SCRA. Effective October 1, 2009.

Intro. by Martin.

GS 1, 45