

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

D

HOUSE BILL 629  
PROPOSED COMMITTEE SUBSTITUTE H629-PCS10703-SU-12

Short Title: Small Claims Court/Trials.

(Public)

Sponsors:

Referred to:

March 18, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT PROVIDING THAT THE TRIAL OF A SMALL CLAIMS ACTION MAY  
3 COMMENCE NOT SOONER THAN FIVE DAYS AFTER SERVICE OF THE  
4 MAGISTRATE SUMMONS ON THE DEFENDANT.  
5 The General Assembly of North Carolina enacts:  
6 **SECTION 1.** G.S. 7A-214 reads as rewritten:  
7 "**§ 7A-214. Time within which trial is set.**  
8 The time for trial of a small claim action is set not later than 30 days after the action is  
9 commenced. If the time set for trial is earlier than five days after service of the magistrate  
10 summons, the magistrate shall order a continuance. By consent of all parties the time for trial  
11 may be changed from the time set. For good cause shown, the magistrate to whom the action is  
12 assigned may grant continuances from time to time."  
13 **SECTION 2.** This act becomes effective October 1, 2009, and applies to actions  
14 filed on or after that date.



\* H 6 2 9 - P C S 1 0 7 0 3 - C S S U - 1 2 \*