

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

D

HOUSE BILL 630
PROPOSED COMMITTEE SUBSTITUTE H630-PCS80191-RL-9

Short Title: Summary Ejectment/Trials.

(Public)

Sponsors:

Referred to:

March 18, 2009

A BILL TO BE ENTITLED

AN ACT PROVIDING THAT THE TRIAL IN A SUMMARY EJECTMENT PROCEEDING
MAY COMMENCE NOT SOONER THAN TWO DAYS AFTER SERVICE OF THE
COMPLAINT AND SUMMONS ON THE DEFENDANT.

The General Assembly of North Carolina enacts:

SECTION 1. Article 3 of Chapter 42 of the General Statutes is amended by adding
a new section to read as follows:

"§ 42-30.1. Time within which trial is set.

If the time set for trial in the summons is less than two days after service has been made on
the defendant as provided in G.S. 42-29, excluding weekends and legal holidays, the magistrate
shall order the trial to be continued to provide at least two days, excluding weekends and legal
holidays, from the date of service to the date of trial."

SECTION 2. This act becomes effective October 1, 2009.



* H 6 3 0 - P C S 8 0 1 9 1 - R L - 9 *