

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 452

AMENDMENT NO. A2  
(to be filled in by  
Principal Clerk)

S452-ARV-51 [v.2]

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Comm. Sub. [NO]  
Amends Title [NO]  
Second Edition

Date \_\_\_\_\_, 2013

Representative Glazier

1 moves to amend the bill on page 3, line 21 by rewriting that line to read:  
 2 "SECTION 5. G.S. 6-21.1(a) reads as rewritten:  
 3 '(a) In any personal injury or property damage suit, or suit against an insurance company  
 4 under a policy issued by the defendant insurance company in which the insured or beneficiary  
 5 is the plaintiff, instituted in a court of record, upon findings by the court (i) that there was an  
 6 unwarranted refusal by the defendant to negotiate or pay the claim which constitutes the basis  
 7 of such suit, (ii) that the amount of damages recovered is ~~twenty thousand dollars (\$20,000)~~  
 8 twenty-five thousand dollars (\$25,000) or less, and (iii) that the amount of damages recovered  
 9 exceeded the highest offer made by the defendant no later than 90 days before the  
 10 commencement of trial, the presiding judge may, in the judge's discretion, allow a reasonable  
 11 attorneys' fees to the duly licensed attorneys representing the litigant obtaining a judgment for  
 12 damages in said suit, said attorneys' fees to be taxed as a part of the court costs. The attorneys'  
 13 fees so awarded shall not exceed ten thousand dollars (\$10,000).'

14 SECTION 6. This act becomes effective August 1, 2013, and applies to actions  
 15 filed".

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

**The official copy of this document, with signatures  
and vote information, is available in the  
House Principal Clerk's Office**



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