

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1023

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

H1023-AMC-48 [v.4]

Page 1 of 2

Amends Title [YES]
Fourth Edition

Date _____, 2020

Senator D. Davis

1 moves to amend the bill on page 1, line 9, by deleting the word "TECHNICAL" and substituting
2 the word "OTHER";

3
4 and on page 15, lines 37-38, by inserting between the lines the following language to read:

5
6 **"STREAMLINING CLAIMS FOR PROPERTY DURING THE COVID-19 ECONOMIC**
7 **DOWNTURN**

8 **SECTION 2.6.(a)** G.S. 116B-67 reads as rewritten:

9 **"§ 116B-67. Claim for property paid or delivered to the Treasurer.**

10 (a) A person, excluding another state, claiming property paid or delivered to the
11 Treasurer may file a claim on a form prescribed by the Treasurer and verified by the
12 ~~claimant~~ claimant if the amount claimed exceeds two hundred fifty dollars (\$250.00). For all
13 other claims, the Unclaimed Property Division may pay the rightful owner upon verification of
14 ownership by the Treasurer.

15 ...

16 (e) The claimant or claimants and the holder, if the holder either certifies that the claimant
17 is the owner under subsection (b) of this section or recovers money and property from the
18 Treasurer under G.S. 116B-63, shall agree to indemnify, save harmless, and defend the State, the
19 Treasurer, and the Escheat Fund from any claim arising out of or in connection with refund of
20 the property claimed. In like manner, the claimant shall also agree to indemnify, save harmless,
21 and defend the holder, if the holder certifies the claim under subsection (b) of this section or pays
22 or delivers property to the claimant under G.S. 116B-63. In the event that a person is not required
23 to submit a claim on a form prescribed by the Treasurer and the claim is paid from the Escheat
24 Fund, then it shall be presumed that the claimant has agreed to indemnify, save harmless, and
25 defend the State, the Treasurer, and the Escheat Fund from any claim arising out of or in
26 connection with refund of the property claimed."

27 **SECTION 2.6.(b)** Effective March 15, 2021, G.S. 116B-67, as rewritten by
28 subsection (a) of this section, reads as rewritten:

29 **"§ 116B-67. Claim for property paid or delivered to the Treasurer.**

30 (a) A person, excluding another state, claiming property paid or delivered to the
31 Treasurer may file a claim on a form prescribed by the Treasurer and verified by the ~~claimant~~ if
32 ~~the amount claimed exceeds two hundred fifty dollars (\$250.00). For all other claims, the~~



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1 ~~Unclaimed Property Division may pay the rightful owner upon verification of ownership by the~~
2 ~~Treasurer, claimant.~~
3 ...
4 (e) The claimant or claimants and the holder, if the holder either certifies that the claimant
5 is the owner under subsection (b) of this section or recovers money and property from the
6 Treasurer under G.S. 116B-63, shall agree to indemnify, save harmless, and defend the State, the
7 Treasurer, and the Escheat Fund from any claim arising out of or in connection with refund of
8 the property claimed. In like manner, the claimant shall also agree to indemnify, save harmless,
9 and defend the holder, if the holder certifies the claim under subsection (b) of this section or pays
10 or delivers property to the claimant under G.S. 116B-63. ~~In the event that a person is not required~~
11 ~~to submit a claim on a form prescribed by the Treasurer and the claim is paid from the Escheat~~
12 ~~Fund, then it shall be presumed that the claimant has agreed to indemnify, save harmless, and~~
13 ~~defend the State, the Treasurer, and the Escheat Fund from any claim arising out of or in~~
14 ~~connection with refund of the property claimed.".~~

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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Senate Principal Clerk's Office**