

GENERAL ASSEMBLY OF NORTH CAROLINA
1985 SESSION

CHAPTER 426
HOUSE BILL 901

AN ACT TO AMEND G.S. 28A-15-1(C) TO PROVIDE THAT GENERAL LANGUAGE IN A WILL GRANTING A PERSONAL REPRESENTATIVE A POWER OF SALE IS SUFFICIENT TO ELIMINATE THE NECESSITY OF A SPECIAL PROCEEDING UNDER ARTICLE 17 OF CHAPTER 28A AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 28A-15-1(c) is amended by adding a new sentence at the end thereof to read as follows:

"A general provision granting authority to the personal representative to sell the testator's real property, or incorporation by reference of the provisions of G.S. 32-27(2) shall be sufficient to eliminate the necessity for a proceeding under Article 17."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 19th day of June, 1985.