

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 386
HOUSE BILL 1100

AN ACT TO ALLOW SMALL BUSINESSES AND OTHERS WHO REPAIR
PERSONAL PROPERTY, OTHER THAN MOTOR VEHICLES, TO DISPOSE OF
CERTAIN UNCLAIMED PROPERTY.

The General Assembly of North Carolina enacts:

Section 1. Article 13 of Chapter 66 of the General Statutes is amended by adding at the end a new section to read:

"§ 66-67.1. Disposal by repair businesses of certain unclaimed property.—(a)

Disposal Authorized. Notwithstanding the provisions of Article 1 of Chapter 44A of the General Statutes, a person who repairs, alters, treats, or improves personal property in the ordinary course of his business pursuant to an express or implied contract with an owner or legal possessor of the personal property may, upon compliance with the notice requirement of subsection (b), dispose of any personal property of a value of five hundred dollars (\$500.00) or less, other than a motor vehicle, that has not been claimed by the owner or legal possessor for a period of sixty days or more after his receipt of written notice that the property is ready to be claimed.

(b) Notice Requirement. The repair business shall, at the time the property is surrendered, have a written notice of dimensions of not less than eight and one-half by eleven inches prominently displayed in a conspicuous place in the office or shop where the property was surrendered containing the following message: 'NOT RESPONSIBLE FOR GOODS LEFT ON HAND FOR MORE THAN 60 DAYS'. When the property has been repaired or otherwise processed, the repair business shall notify the owner or legal possessor of the property, by certified mail with return receipt requested, that the property is ready to be claimed.

(c) Liability. A person who disposes of property in accordance with this section is not liable for damages to the owner of the property disposed of.

(d) Definitions. As used in this section, the terms 'legal possessor' and 'owner' have the meanings provided in G.S. 44A-1."

Sec. 2. This act shall become effective July 1, 1987, and applies to property surrendered on or after that date.

In the General Assembly read three times and ratified this the 16th day of June, 1987.