

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 419

Short Title: File by Fax Rules.

(Public)

Sponsors: Senator Johnson.

Referred to: Judiciary I.

April 1, 1991

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW FILING OF COURT PAPERS BY TELEFACSIMILE
2 TRANSMISSION PURSUANT TO RULES ESTABLISHED BY THE SUPREME
3 COURT AND THE ADMINISTRATIVE OFFICER OF THE COURTS.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 1A-1, Rule 5(e) reads as rewritten:

7 "(e) (1) Filing with the court defined. – The filing of pleadings and
8 other papers with the court as required by these rules shall be made
9 by filing them with the clerk of the court, except that the judge may
10 permit the papers to be filed with him, in which event he shall note
11 thereon the filing date and forthwith transmit them to the office of
12 the clerk.

13 (2) Filing by telefacsimile transmission. – If, pursuant to G.S. 7A-34 and
14 G.S. 7A-343, the Supreme Court and the Administrative Officer of the
15 Courts establish uniform rules, regulations, procedures and
16 specifications for the filing of pleadings or other court papers by
17 telefacsimile transmission, filing may be made by the transmission
18 when, in the manner, and to the extent provided therein."

19 Sec. 2. This act is effective upon ratification.