

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 176*

Short Title: Slayer/Forfeiture of Prop. Rights/AB.

(Public)

Sponsors: Senator Hartsell.

Referred to: Judiciary I.

March 1, 1999

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW RELATING TO THE FORFEITURE OF
PROPERTY RIGHTS BY SLAYERS, AS RECOMMENDED BY THE GENERAL
STATUTES COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 31A-4 reads as rewritten:

"§ 31A-4. Slayer barred from testate or intestate succession and other rights.

The slayer shall be deemed to have died immediately prior to the death of the decedent and the following rules shall apply:

(1) The slayer shall not acquire any property or receive any benefit from the estate of the decedent by testate or intestate succession or by common law or statutory right as surviving spouse of the decedent.

(2) Where the decedent dies intestate as to property which would have passed to the slayer by intestate ~~succession~~, succession or dies testate as to property which would have passed to the slayer pursuant to the will, such property shall ~~pass to others next in succession in accordance with the applicable provision of the Intestate Succession Act.~~ be distributed under G.S. 31B-3.

~~(3) Where the decedent dies testate as to property which would have passed to the slayer pursuant to the will, such property shall pass as if the~~

1 ~~decedent had died intestate with respect thereto, unless otherwise~~
2 ~~disposed of by the will."~~

3 Section 2. This act becomes effective October 1, 1999, and applies to the
4 estates of decedents dying on or after that date.