

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1111

Short Title: Small Claims Amount Increased.

(Public)

Sponsors: Representatives Redwine; H. Hunter and Bowman.

Referred to: Judiciary.

April 7, 1989

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE JURISDICTIONAL AMOUNT IN SMALL CLAIMS COURT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-210 reads as rewritten:

"§ 7A-210. Small claim action defined.

For purposes of this Article a small claim action is a civil action wherein:

- (1) The amount in controversy, computed in accordance with G.S. 7A-243, does not exceed ~~one thousand five hundred dollars (\$1,500)~~ two thousand dollars (\$2,000); and
- (2) The only principal relief prayed is monetary, or the recovery of specific personal property, or summary ejectment, or any combination of the foregoing in properly joined claims; and
- (3) The plaintiff has requested assignment to a magistrate in the manner provided in this Article.

The seeking of the ancillary remedy of claim and delivery or an order from the clerk of superior court for the relinquishment of property subject to a lien pursuant to G.S. 44A-4(a) does not prevent an action otherwise qualifying as a small claim under this Article from so qualifying."

Sec. 2. This act shall become effective October 1, 1989, and applies to cases arising on and after that date.