

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 250

Short Title: Clarify Perfection-Secur. Interest.

(Public)

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Sponsors: Senators Wellons; Blust, Dalton, Gulley, Hartsell, and Kerr.

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Referred to: Judiciary.

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February 26, 1997

A BILL TO BE ENTITLED

1 AN ACT TO CLARIFY PERFECTION OF A SECURITY INTEREST IN AFTER-  
2 ACQUIRED REAL PROPERTY.

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4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 47-20.5(c) reads as rewritten:

6 "(c) An after-acquired property clause is effective to pass after-acquired property as  
7 between the parties to the instrument containing such clause, but shall not be effective to  
8 pass title to after-acquired property as against lien creditors or purchasers for a valuable  
9 consideration from the grantor of the instrument unless and until such instrument has  
10 been registered or reregistered at or subsequent to the time such after-acquired property is  
11 acquired by such grantor."

12 Section 2. This act is effective when it becomes law and applies retroactively  
13 except that it shall not apply to litigation pending on the effective date or to any  
14 instrument directly or indirectly involved in litigation pending on that date.