

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

FILED SENATE
Mar 17, 2015
S.B. 314
PRINCIPAL CLERK

S

D

SENATE DRS45131-MH-70A (03/03)

Short Title: Reform Abandoned Livestock Procedures. (Public)

Sponsors: Senators Woodard and McKissick (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE HOLDING AND ADVERTISING PERIOD FOR UNCLAIMED
3 LIVESTOCK.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 68-20 reads as rewritten:

6 "§ 68-20. Notice of sale and sale where owner fails to redeem or is unknown; application
7 of proceeds.

8 If the owner fails to redeem his livestock within three days after the notice and demand as
9 provided in G.S. 68-18 is received or within three days after the determination of the costs and
10 damages as provided in G.S. 68-19, then, upon written notice fully describing the livestock,
11 stating the place, date, and hour of sale posted at the courthouse door and three or more public
12 places in the township where the owner resides, and after 10 days from such posting, the
13 impounder shall sell the livestock at public auction. If the owner of the livestock remains
14 unknown to the impounder, then, ~~30~~three days after publication of the notice required by
15 G.S. 68-18.1, the impounder shall post at the courthouse door and three public places in the
16 township where the livestock is impounded a written notice fully describing the livestock, and
17 stating the place, date, and hour of sale. After ~~20~~10 days from such posting, the impounder
18 shall sell the livestock at public auction. The proceeds of any such public sale shall be applied
19 to pay the reasonable costs of impounding and maintaining the livestock and the damages to the
20 impounder caused by the livestock. Reasonable costs of impounding shall include any fees paid
21 pursuant to G.S. 68-18.1 in an attempt to locate the owner of the livestock. The balance, if any,
22 shall be paid to the owner of the livestock, if known, or, if the owner is not known, then to the
23 school fund of the county where the livestock was impounded."

24 SECTION 2. This act is effective when it becomes law and applies to livestock
25 impounded on or after that date.

