

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1029

AMENDMENT NO. A3
(to be filled in by
Principal Clerk)

H1029-ABG-35 [v.5]

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Amends Title [NO]
Third Edition

Date _____, 2018

Representative Torbett

1 moves to amend the bill on page 10, lines 29-30, by inserting between the lines the following:
2 **"DEFINITION OF OWNER AND SECURITY INTEREST CLARIFICATIONS FOR**
3 **MANUFACTURED HOMES**

4
5 **SECTION 16.3(a)** G.S. 20-58.4(e1) reads as rewritten:

6 "(e1) If the vehicle is a manufactured home, the owner may proceed in accordance with
7 subsection (e) of this section or may, in the alternative, provide the Division with a sworn
8 affidavit by the owner that the debt has been satisfied and that either:

- 9 (1) After diligent inquiry, the owner has been unable to determine the identity or
10 the current location of the secured creditor or its successor in interest; or
11 (2) The secured creditor has not responded within 30 days to a written request
12 from the owner to release the secured creditor's security interest.

13 For purposes of this subsection, the term "owner" shall mean the owner of the manufactured
14 home and the owner of real property on which the manufactured home is affixed or a title
15 insurance company as agent of or on behalf of an insured owner of real property."

16 **SECTION 16.3(b)** G.S. 20-58.3A(g) reads as rewritten:

17 "(g) The Division shall not be subject to a claim under Article 31 of Chapter 143 of the
18 General Statutes related to the renewal of the perfection of a security interest or the failure to
19 acknowledge or give effect to an expired perfection of a security interest on a certificate of title
20 for a manufactured home pursuant to this section if the claim is based on reliance by the Division
21 on any application for renewal submitted to the Division by a third party pursuant to this section
22 or based on the automatic expiration of a perfection of a security interest pursuant to this section."

23 **SECTION 16.3(c)** This section becomes effective October 1, 2018."



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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
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