

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 50

AMENDMENT NO. A2
(to be filled in by
Principal Clerk)

S50-ATC-86 [v.4]

Page 1 of 2

Amends Title [YES]
Fourth Edition

Date _____, 2021

Representative Morey

1 moves to amend the bill on page 1, lines 2-3, by rewriting those lines to read:

2
3 "AN ACT TO ESTABLISH THE STUDY COMMITTEE ON STATUTORY ESTATE AND
4 TRUST CHANGES TO STUDY VARIOUS CHANGES TO THE GENERAL STATUTES
5 REGARDING ESTATES AND TRUSTS.";

6
7 and on page 1, line 5, through page 8, line 37, by deleting those lines and substituting the
8 following:

9
10 "SECTION 1.(a) There is established the House Study Committee on Statutory
11 Estate and Trust Changes (Committee). The purpose of the Committee is to review and make
12 recommendations on establishment or changes to the estate and trust statutes on the following
13 topics:

- 14 (1) Judicial proceedings to validate revocable trusts.
- 15 (2) Authorization of certain transactions for a minor or incompetent person
16 without appointment of a guardian.
- 17 (3) Venue in trust proceedings.
- 18 (4) Expansion and revision of the Rules of Civil Procedure applying to estate and
19 trust proceedings.
- 20 (5) Revisions to the North Carolina Uniform Powers of Appointment Act to
21 conform to the model Uniform Powers of Appointment Act.

22 The Committee shall consult with the Estate Planning and Fiduciary Law Section of the North
23 Carolina Bar Association in carrying out its review.

24 SECTION 1.(b) The Committee shall consist of seven members of the House of
25 Representatives appointed by the Speaker of the House of Representatives, four from the majority
26 party and three from the minority party.

27 SECTION 1.(c) The Speaker of the House of Representatives shall appoint a chair
28 of the Committee. The chair shall call the initial meeting of the Committee within 60 days of this
29 act becoming law. A quorum of the Committee is a majority of its members. The Speaker of the
30 House of Representatives shall fill any vacancies.

31 SECTION 1.(d) Members of the Committee shall receive per diem, subsistence, and
32 travel allowances in accordance with G.S. 120-3.1.



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- 1 **SECTION 1.(e)** Subject to the approval of the Legislative Services Commission, the
2 Committee may meet in the State Legislative Building or the Legislative Office Building. The
3 Legislative Services Commission, through the Legislative Services Officer, shall assign
4 professional staff to assist in the work of the Committee. The House of Representatives Director
5 of Legislative Assistants shall assign clerical staff to the Committee, and the expenses relating to
6 the clerical employees shall be borne by the Committee. The Committee, while in the discharge
7 of its official duties, may exercise all the powers provided under G.S. 120-19, including the
8 power to request all officers, agents, agencies, and departments of the State to provide any
9 information, data, or documents within their possession, ascertainable from their records, or
10 otherwise available to them.
- 11 **SECTION 1.(f)** The Committee shall submit a final report, including findings and
12 legislative recommendations, to the General Assembly no later than April 1, 2022. The
13 Committee shall terminate upon the earlier of April 1, 2022, or submission of the report.
- 14 **SECTION 2.** This act is effective when it becomes law."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
House Principal Clerk's Office**