

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001**

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**HOUSE BILL 1504\***

Short Title: Repeal Obsolete Attestation Req't.

(Public)

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Sponsors: Representative Culpepper.

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Referred to: Judiciary II.

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June 4, 2002

A BILL TO BE ENTITLED

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2 AN ACT TO REPEAL AN OBSOLETE ATTESTATION REQUIREMENT THAT  
3 CONVEYANCES BY BANKS MUST BE EXECUTED BY THE SECRETARY  
4 OR THE CASHIER AND TO VALIDATE CONVEYANCES BY BANKS THAT  
5 OTHERWISE COMPLY WITH THE STATUTE ON EXECUTION OF  
6 CORPORATE CONVEYANCES, AS RECOMMENDED BY THE GENERAL  
7 STATUTES COMMISSION.

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 47-42 reads as rewritten:

10 "**§ 47-42. Attestation of bank conveyances by secretary or cashier.**

11 (a) ~~In all forms of proof and certificates for deeds and conveyances executed by~~  
12 ~~banking corporations, either the secretary or the cashier of said banking corporation~~  
13 ~~shall attest such instruments.~~

14 (b) All deeds and conveyances executed prior to February 14, 1939, by banking  
15 corporations, where the cashier of said banking corporation has attested said  
16 instruments, which deeds and conveyances are otherwise regular, are hereby validated.

17 (c) All deeds and conveyances executed by a banking corporation on or after  
18 October 1, 1999, that complied with G.S. 47-18.3 are hereby validated."

19 **SECTION 2.** This act is effective when it becomes law. This act does not  
20 apply to litigation pending on that date or to any instrument directly or indirectly  
21 involved in litigation pending on that date.