



CHAPTER 105A
ARTICLE 1 - IN GENERAL

N.C.G.S. § 105A-2.

Definitions.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2025-94, s. 28 — thirty-eighth act in the lineage	21 September 2026, 03:33 UTC	692655ac07dd4419fa06dc7d - 8ec1ae1242f4a6755086dff5 - 73495d217ec16e77

The following definitions apply in this Chapter:

Claimant agency. - Either of the following:

- a.A State agency.
- b.A local agency acting through a clearinghouse or an organization pursuant to G.S. 105A-3(b1).

Debt. - Any of the following, except as limited in sub-subdivision (f.) of this subdivision:

- a.A sum owed to a claimant agency that has accrued through contract, subrogation, tort, operation of law, or any other legal theory regardless of whether there is an outstanding judgment for the sum.
- b.A sum a claimant agency is authorized or required by law to collect, such as child support payments collectible under Title IV, Part D of the Social Security Act.
- c.A sum owed as a result of an intentional program violation or a violation due to inadvertent household error under the Food and Nutrition Services Program enabled by Part 5 of Article 2 of Chapter 108A of the General Statutes.
- d.Reserved for future codification purposes.
- e.A sum owed as a result of having obtained public assistance payments under any of the following programs through an intentional false statement, intentional misrepresentation, intentional failure to disclose a material fact, or inadvertent household error:
 - 1.The Work First Program provided in Article 2 of Chapter 108A of the General Statutes.
 - 2.The State-County Special Assistance Program enabled by Part 3 of Article 2 of Chapter 108A of the General Statutes.

3.A successor program of one of these programs.

f.For any school of medicine, clinical program, facility, or practice affiliated with one of the constituent institutions of The University of North Carolina that provides medical care to the general public and for The University of North Carolina Health Care System and other persons or entities affiliated with or under the control of The University of North Carolina Health Care System, the term "debt" is limited to the sum owed to one of these entities by law or by contract following adjudication of a claim resulting from an individual's receipt of hospital or medical services at a time when the individual was covered by commercial insurance, Medicaid, Medicare, Medicare Advantage, a Medicare supplement plan, or any other government insurance.

Debtor. - A person who owes a debt.

Department. - The Department of Revenue.

Forced collection. - The debt collection remedies provided by G.S. 105A-6.2 and G.S. 105A-6.3.

Local agency. - Any of the following:

a.A county, to the extent it is not considered a State agency.

b.A municipality.

c.A water and sewer authority created under Article 1 of Chapter 162A of the General Statutes.

d.A regional joint agency created by interlocal agreement under Article 20 of Chapter 160A of the General Statutes between two or more counties, cities, or both.

e.A public health authority created under Part 1B of Article 2 of Chapter 130A of the General Statutes or other authorizing legislation.

f.A metropolitan sewerage district created under Article 5 of Chapter 162A of the General Statutes.

g.A sanitary district created under Part 2 of Article 2 of Chapter 130A of the General Statutes.

h.A housing authority created under Chapter 157 of the General Statutes, provided that the debt owed to a housing authority has been reduced to a final judgment in favor of the housing authority.

i.A regional solid waste management authority created under Article 22 of Chapter 153A of the General Statutes.

j.A public works authority or public utilities commission created pursuant to a local act of the General Assembly.

Net proceeds collected. - For setoff collection actions, "net proceeds collected" means gross proceeds collected through setoff against a debtor's refund minus the collection assistance fees provided in G.S. 105A-13(a) or (c), as appropriate. For forced collection actions, "net proceeds collected" means gross

c.A community college.

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

Amendment lineage

1979 2002 2025

TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT

Nº	YEAR	ACT	CHARACTER
01	1979	c. 801, s. 94	ENACTED
02	1981	c. 724	AMENDED
03	1983	c. 922, s. 21.11	AMENDED
04	1983	1983 (Reg. Sess., 1984), c. 1034, s. 10.2	AMENDED
05	1985	c. 589, s. 33	AMENDED
06	1985	c. 649, s. 6	AMENDED
07	1985	c. 747	AMENDED
08	1985	1985 (Reg. Sess., 1986), c. 1014, s. 63(e), (f)	AMENDED
09	1987	c. 564, s. 18	AMENDED
10	1987	c. 578, ss. 1, 2	AMENDED
11	1987	c. 856, s. 12	AMENDED
12	1989	c. 141, s. 2	AMENDED

13	1989	c. 539, s. 1	AMENDED
14	1989	c. 699	AMENDED
15	1989	c. 727, s. 30	AMENDED
16	1989	c. 770, s. 75.2	AMENDED
17	1989	1993 (Reg. Sess., 1994), c. 735, s. 1	AMENDED
18	1995	c. 227, s. 1	AMENDED
19	1996	2nd Ex. Sess., c. 18, s. 24.30(d)	AMENDED
20	1997	S.L. 1997-433, ss. 3.3, 11.3	AMENDED
21	1997	S.L. 1997-443, ss. 11A.118(a), 11A.119(a), 11A.122, 12.26	AMENDED
22	1997	S.L. 1997-490, s. 1	AMENDED
23	1998	S.L. 1998-17, s. 1	AMENDED
24	1998	S.L. 1998-98, s. 38(a)	AMENDED
25	2002	S.L. 2002-156, s. 5(a)	AMENDED
26	2003	S.L. 2003-333, s. 1	AMENDED
27	2004	S.L. 2004-138, s. 1	AMENDED
28	2005	S.L. 2005-326, s. 1	AMENDED
29	2006	S.L. 2006-259, s. 20	AMENDED
30	2007	S.L. 2007-97, s. 2	AMENDED
31	2010	S.L. 2010-31, ss. 10.19A(a), 31.8(d)	AMENDED
32	2011	S.L. 2011-365, s. 1	AMENDED
33	2012	S.L. 2012-88, s. 1	AMENDED
34	2013	S.L. 2013-382, s. 12.1	AMENDED
35	2014	S.L. 2014-100, s. 12I.4(a), (b)	AMENDED
36	2022	S.L. 2022-74, s. 9D.15(z)	AMENDED
37	2025	S.L. 2025-83, s. 11(a)	AMENDED
38	2025	S.L. 2025-94, s. 28	AMENDED

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 105A-3(b1)		<i>"clearinghouse or an organization pursuant to"</i>
G.S. 105A-6.2	(null)(5)	<i>"The debt collection remedies provided by"</i>
G.S. 105A-6.3	(null)(5)	<i>"remedies provided by G.S. 105A-6.2 and"</i>
G.S. 105A-13(a) or (c)	(null)(7)	<i>"the collection assistance fees provided in"</i>
G.S. 105A-13(a1)	(null)(7)	<i>"forced collection assistance fee provided in"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 105A-2 (2025).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1979, c. 801, s. 94; 1981, c. 724; 1983, c. 922, s. 21.11; 1983 (Reg. Sess., 1984), c. 1034, s. 10.2; 1985, c. 589, s. 33; c. 649, s. 6; c. 747; 1985 (Reg. Sess., 1986), c. 1014, s. 63(e), (f); 1987, c. 564, s. 18; c. 578, ss. 1, 2; c. 856, s. 12; 1989, c. 141, s. 2; c. 539, s. 1; c. 699; c. 727, s. 30; c. 770, s. 75.2; 1993 (Reg. Sess., 1994), c. 735, s. 1; 1995, c. 227, s. 1; 1996, 2nd Ex. Sess., c. 18, s. 24.30(d); 1997-433, ss. 3.3, 11.3; 1997-443, ss. 11A.118(a), 11A.119(a), 11A.122, 12.26; 1997-490, s. 1; 1998-17, s. 1; 1998-98, s. 38(a); 2002-156, s. 5(a); 2003-333, s. 1; 2004-138, s. 1; 2005-326, s. 1; 2006-259, s. 20; 2007-97, s. 2; 2010-31, ss. 10.19A(a), 31.8(d); 2011-365, s. 1; 2012-88, s. 1; 2013-382, s. 12.1; 2014-100, s. 12I.4(a), (b); 2022-74, s. 9D.15(z); 2025-83, s. 11(a); 2025-94, s. 28.)

