



CHAPTER 23
ARTICLE 4 - DISCHARGE OF INSOLVENT DEBTORS

N.C.G.S. § 23-38.

Effect of order of discharge.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2020-75, s. 3(c) — eighth act in the lineage	RETRIEVED 21 September 2026, 04:46 UTC	SOURCE FINGERPRINT 483faa98a01f3a5961005404 - e9a56d8c7d87a2a5b6c0481c - b805ec032ae42d03
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The order of discharge under any Article of this Chapter, whether granted upon a nonsuggestion of fraud, upon the finding of a jury in favor of the debtor, or otherwise, shall declare that the debtor shall forever thereafter be exempted from arrest or imprisonment on account of any judgment, or by reason of any debt due at the time of such order, or contracted for before that time though payable afterwards, except that (i) no debt, demand, judgment, or decree against a debtor who is discharged under this Chapter shall be affected or impaired by the discharge, but the same shall remain valid and effective against all of the property of the debtor acquired after discharge and the appointment of a trustee, and the lien or any judgment or decree upon the property of the debtor shall not in any manner be affected by the discharge and (ii) the body of such debtor shall be free from arrest or imprisonment at the suit of every creditor, and as to him only, to whom the notice required may have been given; and the notices, or copies thereof, shall in all cases be filed in the office of the superior court clerk.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
8 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

	1822				1921				2020
	TICK HEIGHT = ACTS IN THAT YEAR				DASHED = RECODIFICATION, NOT AMENDMENT				
Nº	YEAR	ACT			CHARACTER				
01	1822	c. 1131, s. 4, P.R.			ENACTED				
02	1835	c. 12			AMENDED				

03	1835	R.C., c. 59, s. 11	AMENDED
04	1868	S.L. 1868-9, c. 162, s. 19	AMENDED
05	1868	Code, s. 2960	AMENDED
06	Rev.	s. 1929	RECODIFIED
07	C.S.	s. 1646	RECODIFIED
08	2020	S.L. 2020-75, s. 3(c)	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 23-38 (2020).

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

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1822, c. 1131, s. 4, P.R.; 1835, c. 12; R.C., c. 59, s. 11; 1868-9, c. 162, s. 19; Code, s. 2960; Rev., s. 1929; C.S., s. 1646; 2020-75, s. 3(c).)

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