



CHAPTER 35A
ARTICLE 1 - DETERMINATION OF INCOMPETENCE

N.C.G.S. § 35A-1109.

Service of notice and petition.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2023-124, s. 7.5 — fourth act in the lineage	21 September 2026, 05:11 UTC	938f58b05677431ed585f223 - 24fc5feb10c9733c2920ff55 - 377fda3426b7e98e

- § 35A-1109(a)

Copies of the notice of rights required under G.S. 35A-1117 and the petition and initial notice of hearing shall be personally served on the respondent. Respondent's counsel or guardian ad litem shall be served pursuant to G.S. 1A-1, Rule 4, Rules of Civil Procedure. A sheriff who serves the notice and petition shall do so without demanding his fees in advance. The petitioner, within five days after filing the petition, shall mail or cause to be mailed, by first-class mail, copies of the notice of rights and the petition and initial notice of hearing to the respondent's next of kin alleged in the petition and any other persons the clerk may designate, unless such person has accepted notice. Proof of such mailing or acceptance shall be by affidavit or certificate of acceptance of notice filed with the clerk. The clerk shall mail, by first-class mail, copies of subsequent notices to the next of kin alleged in the petition and to such other persons as the clerk deems appropriate.
- § 35A-1109(b)

Expired August 1, 2020, pursuant to Session Laws 2020-3, s. 4.11(b).

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 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.



Nº	YEAR	ACT	CHARACTER
01	1987	c. 550, s. 1	ENACTED
02	1989	c. 473, s. 18	AMENDED
03	2020	S.L. 2020-3, s. 4.11(a)	AMENDED
04	2023	S.L. 2023-124, s. 7.5	AMENDED

APPARATUS II
2 AUTHORITIES

Authorities referenced

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. 35A-1117	(a)	<i>"the notice of rights required under"</i>
G.S. 1A-1	(a)	<i>"litem shall be served pursuant to"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 35A-1109 (2023).

PINPOINT

N.C. Gen. Stat. § 35A-1109(a) (2023).

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

(1987, c. 550, s. 1; 1989, c. 473, s. 18; 2020-3, s. 4.11(a); 2023-124, s. 7.5.)

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