



CHAPTER 44

ARTICLE 9 - LIENS UPON RECOVERIES FOR PERSONAL INJURIES TO SECURE SUMS DUE FOR MEDICAL ATTENTION, ETC

N.C.G.S. § 44-50.

Receiving person charged with duty of retaining funds for purpose stated; evidence; attorney's fees; charges.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2018-52, s. 5(c) — seventh act in the lineage	21 September 2026, 03:37 UTC	825470ccd4c28a4a38f69d9b - 7f843a5badeea63acc4fca18 - 8f300db2e163f71e

A lien as provided under G.S. 44-49 shall also attach upon all funds paid to any person in compensation for or settlement of the injuries, whether in litigation or otherwise. If an attorney represents the injured person, the lien is perfected as provided under G.S. 44-49. Before their disbursement, any person that receives those funds shall retain out of any recovery or any compensation so received a sufficient amount to pay the just and bona fide claims for any drugs, medical supplies, ambulance services, services rendered by any physician, dentist, nurse, or hospital, or hospital attention or services, after having received notice of those claims. Evidence as to the amount of the charges shall be competent in the trial of the action. Subject to G.S. 135-48.37, the priority of a lien held by the State Health Plan for Teachers and State Employees shall be superior to all nongovernmental liens and rights, whether such liens and rights are prior or subsequent to the lien. Nothing in this section or in G.S. 44-49 shall be construed so as to interfere with any amount due for attorney's services. The lien provided for shall in no case, exclusive of attorneys' fees, exceed fifty percent (50%) of the amount of damages recovered. Except as provided in G.S. 44-51, a client's instructions for the disbursement of settlement or judgment proceeds are not binding on the disbursing attorney to the extent that the instructions conflict with the requirements of this Article.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
7 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.

	1935		1977		2018
	TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT				
Nº	YEAR	ACT	CHARACTER		
01	1935	c. 121, s. 2	ENACTED		
02	1959	c. 800, s. 2	AMENDED		
03	1969	c. 450, s. 2	AMENDED		
04	1995	c. 538, s. 6(b)	AMENDED		
05	1995	1995 (Reg. Sess., 1996), c. 674, s. 3	AMENDED		
06	2001	S.L. 2001-377, s. 2	AMENDED		
07	2018	S.L. 2018-52, s. 5(c)	AMENDED		

APPARATUS II
3 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. 44-49		"A lien as provided under"
G.S. 135-48.37		"trial of the action. Subject to"
G.S. 44-51		"damages recovered. Except as provided in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 44-50 (2018).

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

(1935, c. 121, s. 2; 1959, c. 800, s. 2; 1969, c. 450, s. 2; 1995, c. 538, s. 6(b); 1995 (Reg. Sess., 1996), c. 674, s. 3; 2001-377, s. 2; 2018-52, s. 5(c).)

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