



CHAPTER 97

ARTICLE 1 - WORKERS' COMPENSATION ACT

N.C.G.S. § 97-86.

Award conclusive as to facts; appeal; certified questions of law.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2025-25, s. 29(1) — twelfth act in the lineage	21 September 2026, 03:25 UTC	9d911d18af0490eb8f237647 - d081a1974fa4f4c1f5185ab7 - 35542cbebbc0907c

The award of the Industrial Commission, as provided in G.S. 97-84, if not reviewed in due time, or an award of the Commission upon such review, as provided in G.S. 97-85, shall be conclusive and binding as to all questions of fact; but either party to the dispute may, within 30 days from the date of the award or within 30 days after receipt of notice to be sent by any class of U.S. mail that is fully prepaid or email of the award, but not thereafter, appeal from the decision of the Commission to the Court of Appeals for errors of law under the same terms and conditions as govern appeals from the superior court to the Court of Appeals in ordinary civil actions. The procedure for the appeal shall be as provided by the rules of appellate procedure.

The Industrial Commission of its own motion may certify questions of law to the Court of Appeals for decision and determination by the Court. In case of an appeal from the decision of the Commission, or of a certification by the Commission of questions of law, to the Court of Appeals, the appeal or certification shall operate on a supersedeas except as provided in G.S. 97-86.1, and no employer shall be required to make payment of the award involved in the appeal or certification until the questions at issue therein shall have been fully determined in accordance with the provisions of this Article. If the employer is a noninsurer, then the appeal of the employer shall not act as a supersedeas and the plaintiff in such case shall have the same right to issue execution or to satisfy the award from the property of the employer pending the appeal as obtains to the successful party in an action in the superior court.

When any party to an appeal from an award of the Commission is unable, by reason of the party's poverty, to make the deposit or to give the security required by law for the appeal, any member of the Commission or any deputy commissioner shall enter an order allowing the party to appeal from the award of the Commission without giving security therefor. The party appealing from the judgment shall, within 30 days from the filing of the appeal from the award, make an affidavit that the party is unable by reason of the

party's poverty to give the security required by law. The request shall be passed upon and granted or denied by a member of the Commission or deputy commissioner within 20 days from receipt of the affidavit.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
12 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.



№	YEAR	ACT	CHARACTER
01	1929	c. 120, s. 60	ENACTED
02	1947	c. 823	AMENDED
03	1957	c. 1396, s. 9	AMENDED
04	1959	c. 863, s. 4	AMENDED
05	1967	c. 669	AMENDED
06	1971	c. 1189	AMENDED
07	1975	c. 391, s. 15	AMENDED
08	1977	c. 521, s. 1	AMENDED
09	1977	1993 (Reg. Sess., 1994), c. 679, s. 10.5	AMENDED
10	1977	1995 (Reg. Sess., 1996), c. 552, s. 1	AMENDED
11	2017	S.L. 2017-57, s. 15.17	AMENDED
12	2025	S.L. 2025-25, s. 29(1)	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. 97-84		<i>"the Industrial Commission, as provided in"</i>
G.S. 97-85		<i>"upon such review, as provided in"</i>

G.S. 97-86.1

"a supersedeas except as provided in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 97-86 (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

Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1929, c. 120, s. 60; 1947, c. 823; 1957, c. 1396, s. 9; 1959, c. 863, s. 4; 1967, c. 669; 1971, c. 1189; 1975, c. 391, s. 15; 1977, c. 521, s. 1; 1993 (Reg. Sess., 1994), c. 679, s. 10.5; 1995 (Reg. Sess., 1996), c. 552, s. 1; 2017-57, s. 15.17; 2025-25, s. 29(1).)

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