

May 15, 2000

S 1233. AMEND STATE TORT CLAIMS LAW. TO INCREASE THE STATE TORT CLAIM LIMIT AND STATE LIABILITY UNDER THE DUTY TO DEFEND STATE EMPLOYEES LIABILITY AND TO PROVIDE FOR THE FUNDING OF STATE TORT LIABILITY CLAIMS IN EXCESS OF ONE HUNDRED FIFTY THOUSAND DOLLARS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION. Adds or amends various sections of Articles 31, 31A, or 31B of GS Ch. 143 to (1) create the State Excess Liability Fund as a nonreverting restricted reserve fund in the Office of State Budget and Management, to be used only to pay the balance of claims in excess of \$150,000 per claim under those articles; (2) provide that the unit of state government by which an employee was employed when the cause of action arose shall make payment of the first \$150,000 of liability, and the balance of any payment owed shall be paid from the Fund; (3) set the maximum amount the state may pay cumulatively to all claimants on account of injury and damage to any one person arising out of any one occurrence at \$500,000; and (4) make conforming changes. Appropriates \$2,640,000 for 2000-2001 from General Fund to State Excess Liability Fund. Effective July 1, 2000, and applies to claims or actions pending on or after the effective date.

Intro. by Miller and Carpenter.

Ref. to Judiciary II	GS 143, APPROP
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