

April 10, 2003

H 1182. INCREASE CIVIL PENALTY FOR WORKPLACE DEATH. AMENDING THE LABOR LAWS OF NORTH CAROLINA TO INCREASE THE RANGE OF CIVIL PENALTIES THAT MAY BE IMPOSED WHEN A WORKPLACE DEATH OCCURS DUE TO EMPLOYER NEGLIGENCE.

Provides for a civil penalty of \$5,000 to \$100,000 when a workplace death is the result of an employer's actual negligence or continued maintenance of an unsafe condition. Effective Jan. 1, 2004.

Intro. by Goodwin.

Ref. to Occupational Safety	GS 95
-----------------------------	-------

April 30, 2003

H 1182. OSHA TECH. CHANGES/FATALITY PENALTY (NEW). Intro. 4/10/03. House committee substitute makes the following changes to 1st edition. Reorganizes GS 95-138 and makes other technical changes. Amends GS 95-138 to apply penalties established for willful violations to repeat violations. Replaces former GS 95-138(a1), which imposed penalty for actual negligence or continued maintenance of unsafe condition resulting in death of employee, with provision imposing penalty for each willful or repeat violation resulting in death of employee, and clarifies that penalty is in lieu of penalty imposed by GS 95-138(a)(1).