

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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SENATE BILL DRS35221-MS-71A (02/27)

Short Title: Arbitration and Mediation for Business Court. (Public)

Sponsors: Senators Barringer, Lee, and Newton (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF AN ARBITRATION AND
3 MEDIATION PROGRAM FOR THE NORTH CAROLINA BUSINESS COURT.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Article 7 of Chapter 7A of the General Statutes is amended by adding
6 a new section to read:

7 "**§ 7A-45.6 Arbitration and mediation programs for Business Court.**

8 In order to make North Carolina a leading jurisdiction for the resolution of business,
9 commercial, financial, and other legal disputes, the Director of the Administrative Office of the
10 Courts, in consultation with the Chief Justice of the Supreme Court, shall themselves, or
11 through the North Carolina Dispute Resolution Commission, establish a program within the
12 North Carolina Business Court, including how parties may make themselves subject to the
13 jurisdiction of said program, required qualifications and trainings for arbitrators, and
14 requirements for persons who may represent parties in arbitration proceedings for the Business
15 Court. The Director of the Administrative Office of the Courts, after consultation with the
16 North Carolina Dispute Resolution Commission and the Chief Justice, shall further determine
17 the form of appeal for nonbinding arbitrations in cases arbitrated under rules set up under this
18 section. The Director of the Administrative Office of the Courts or through the North Carolina
19 Dispute Resolution Commission may also establish a mediation program for the Business
20 Court, including how parties may make themselves subject to the jurisdiction of said program,
21 required qualifications for mediators, and for persons who may represent parties in mediation
22 proceedings."

23 **SECTION 2.** This act is effective when it becomes law.



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