

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 769
House Committee Substitute Favorable 6/4/91

Short Title: Workers' Comp. Foreign Injuries.

(Public)

Sponsors:

Referred to:

April 24, 1991

1 A BILL TO BE ENTITLED
2 AN ACT TO ASSURE THAT THE NORTH CAROLINA WORKERS'
3 COMPENSATION ACT EXTENDS TO INJURIES OUTSIDE THE STATE FOR
4 EMPLOYEES WHOSE PRINCIPAL PLACE OF EMPLOYMENT IS IN NORTH
5 CAROLINA.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 97-36 reads as rewritten:

8 "**§ 97-36. Accidents taking place outside State; employees receiving compensation**
9 **from another state.**

10 Where an accident happens while the employee is employed elsewhere than in this
11 State and the accident is one which would entitle him or his dependents or next of kin to
12 compensation if it had happened in this State, then the employee or his dependents or
13 next of kin shall be entitled to compensation (i) if the contract of employment was
14 made in this State, ~~or~~ (ii) if the employer's principal place of business is in this ~~State;~~
15 State, or (iii) if the employee's principal place of employment is within this State;
16 provided, however, that if an employee or his dependents or next of kin shall receive
17 compensation or damages under the laws of any other state nothing herein contained
18 shall be construed so as to permit a total compensation for the same injury greater than
19 is provided for in this Article."

20 Sec. 2. This act becomes effective October 1, 1991, and applies to all claims
21 arising on or after that date.