

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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SENATE BILL 762

Short Title: Regional Public Transportation Liability. (Public)

Sponsors: Senator Gulley.

Referred to: Judiciary I.

April 3, 2003

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THAT REGIONAL PUBLIC TRANSPORTATION
3 AUTHORITIES AND REGIONAL TRANSPORTATION AUTHORITIES ARE
4 INCLUDED IN THE STATE TORT CLAIMS ACT.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 143-291 is amended by adding a new subsection to read:

7 "(e) Regional Public Transportation Authorities and Regional Transportation
8 Authorities are State agencies for purposes of this Article, and their liability in tort shall
9 be only under this Article. Regional Public Transportation Authorities and Regional
10 Transportation Authorities shall be obligated for payments under this Article, through
11 the purchase of commercial insurance or otherwise in lieu of any responsibility of the
12 State for this payment. Regional Public Transportation Authorities and Regional
13 Transportation Authorities shall be similarly obligated to reimburse or have reimbursed
14 the Department of Justice for any expenses in defending any claim against a Regional
15 Public Transportation Authority and Regional Transportation Authority under this
16 Article."

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